Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Gary Foster
Marcia Hovey-Wright
Susie Hughes
Zach Lahring
Kenneth Mahoney
Charles Nash
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

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

Organizational Meeting Friday, January 3, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Organizational Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes. The Invocation was given by Commissioner Lahring. The Pledge of Allegiance was led by Commissioner Mahoney and recited in unison.

Roll Call

Present: Gary Foster, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins

Excused: Marcia Hovey-Wright

Also Present: Beth Dick, Assistant County Administrator
Nancy A. Waters, County Clerk
Linda Schutter, Deputy County Clerk
Sean Summerville, Information Systems

PUBLIC COMMENT (on an agenda item)

Anna Derouin, Larry Houseman, and Jeremy Hooker all spoke regarding committee assignments and changing the Board meeting time from 3:30 p.m. to 4:30 p.m.

2020-1 **RESOLUTION AUTHORIZING ADOPTION OF THE RULES OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS FOR 2020**

Moved by Commissioner Foster, seconded by Commissioner Mahoney, to adopt the Resolution authorizing adoption of the Rules of the Muskegon County Board of Commissioners for 2020. (Board Rules may be reviewed at the following website: https://mi-muskegoncounty.civicplus.com/DocumentCenter/View/177/Rules-of-the-Muskegon-County-Board-of-Commissioners)

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, Bob Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright **Motion Carried**

Chairman Hughes opened the nominations for Vice-Chair of the Muskegon County Board of Commissioners.

2020-2 **NOMINATE COMMISSIONER FOSTER AS VICE-CHAIR TO THE MUSKEGON COUNTY BOARD OF COMMISSIONERS**

Moved by Commissioner Lahring, seconded by Commissioner Wilkins, to nominate Commissioner Foster as Vice-Chair to the Muskegon County Board of Commissioners.

Chairman Hughes asked if there were any other nominations. There being none, Chairman Hughes asked for a motion to close nominations and elect Commissioner Foster and cast a unanimous vote. There being no motion, roll call was taken to elect Commissioner Foster as Vice-Chair.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, Bob Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright **Motion Carried**

Muskegon County Clerk Nancy A. Waters issued the Oath of Office to Commissioner Foster and congratulated him as Vice-Chair to the Muskegon County Board of Commissioners.

2020-3 **ADOPT THE 2020 CALENDAR FOR THE MUSKEGON COUNTY BOARD OF COMMISSIONERS WITH MEETINGS BEGINNING AT 3:30 P.M.**

Moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to adopt the 2020 Calendar for the Muskegon County Board of Commissioners with meetings beginning at 3:30 p.m. (See attached.)

Voice Vote. **Motion Carried**

2020-4 **ADOPT THE ADMINISTRATIVE SETTLEMENT AUTHORITY**

Moved by Commissioner Mahoney, seconded by Commissioner Wilkins, to adopt the Administrative Settlement Authority.

Discussion ensued.

Moved by Chairman Hughes, seconded by Commissioner Nash to amend the Settlement Authority to include language that this information will be included in the Administrator's report at the next Full Board meeting. (See attached.)

Voice vote. **Motion Carried**

2020-5 **ADOPT THE ADMINISTRATIVE SPENDING AUTHORITY**

Moved by Commissioner Nash, seconded by Vice-Chair Foster, to adopt the Administrative Spending Authority. (See attached.)

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, Bob Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright **Motion Carried**

2020-6 **APPROVE THE 2020 COMMITTEE ASSIGNMENTS/CHAIR AND VICE-CHAIR APPOINTMENTS**

It was recommended by Chairman Hughes, moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the 2020 Committee Assignments/Chair and Vice-Chair Appointments. (See attached.)

Commissioner Lahring moved to amend to nominate himself for the Health and Human Services Committee. Chairman Hughes indicated that these are the same appointments as before and that these were her recommendations, not nominations.

Voice vote. **Motion Carried**

Commissioner Snider volunteered for the Foreign Trade Zone Appointment. Chairman Hughes thanked Commissioner Snider.

PUBLIC COMMENT

Virginia Greenlee spoke on changing the meeting time to 4:30 p.m., and refugee resettlement and the costs associated with that.
Jim Riley spoke on refugee resettlement.
Mary Lou Nitz spoke on welcoming community, and the 2nd Amendment rights.
Nola Twining spoke on changing the meeting time to 4:30, 2nd Amendment rights, and opting out of being a Sanctuary City.

BOARD COMMENT

Vice-Chair Foster thanked the Board for their trust.

2020-7 **MOVED BY COMMISSIONER MAHONEY, AND SECONDED, TO ADJOURN**

Meeting adjourned at 3:54 p.m.

_____
Nancy A. Waters, Muskegon County Clerk

NAW/lss

To Be Approved at Full Board Meeting on Tuesday, January 14, 2020

2020 MUSKEGON COUNTY BOARD OF COMMISSIONERS MEETING SCHEDULE

Full Board	Community Development & Transportation & Public Works	Courts/Public Safety & Human Services & Ways & Means	Ways & Means
Tues. January 14th	Thurs. January 9th	Tues. January 7th	Tues. January 21st
Tues. January 28th			
Tues. February 11th	Thurs. February 13th	Tues. February 4th	Tues. February 18th
Tues. February 25th			
Tues. March 10th	Thurs. March 12th	Tues. March 3rd	Tues. March 24th
Tues. March 31st			
Tues. April 14th	Thurs. April 9th	Thurs. April 2nd	Tues. April 21st
Tues. April 28th			
Tues. May 12th	Thurs. May 14th	Tues. May 5th	Tues. May 19th
Thurs. May 21st			
Tues. June 9th	Thurs. June 11th	Tues. June 2nd	Tues. June 16th
Tues. June 23rd			
Tues. July 14th	Thurs. July 9th	Tues. July 7th	Tues. July 21st
Tues. July 28th			
Tues. August 11th	Thurs. August 13th	Thurs. August 6th	Thurs. August 20th
Tues. August 25th			
Tues. September 8th	Thurs. September 10th	Tues. September 1st	Tues. September 15th
Tues. September 22nd			
Tues. October 13th	Thurs. October 8th	Tues. October 6th	Tues. October 20th
Tues. October 27th			
Tues. November 10th	Thurs. November 12th	Thurs. November 5th	Tues. November 17th
Thurs. November 19th			
Tues. December 8th	Thurs. December 10th	Tues. December 1st	Tues. December 15th
Thurs. December 17th			

All meetings are held in the Board of Commissioners' Room on the 4th Floor of the Hall of Justice, 990 Terrace, Muskegon at 3:30 PM unless otherwise noted.
Public Works Board meets at 4:00 PM

Special meetings & changes to this schedule will be posted 18 hours in advance at the Hall of Justice, 4th Floor and also posted on-line at https://www.co.muskegon.mi.us/

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 upon 24 hours' notice by writing or calling the County Administrator, 990 Terrace Street, Muskegon, MI 49442; 231.724.6520

COUNTY OF MUSKEGON

POLICY AND PROCEDURE

ADMINISTRATIVE SETTLEMENT AUTHORITY 2020

I. POLICY

A. Any claim brought against the County involving more than Fifteen Thousand ($15,000.00) Dollars shall be presented to the County Board of Commissioners for their consideration, and settlement authorization, consistent with the procedure listed below.

B. Any claim brought against the County involving sums of less than Fifteen Thousand ($15,000.00) may be settled by the Administrator without the approval of the County Board of Commissioners.

II. PROCEDURE

A. The Administrator, in considering the settlement of any claim within the authority provided above, will prepare a written summary for the Chairperson of the Muskegon County Board of Commissioners and the Chairperson of the Muskegon County Board of Commissioners' Ways & Means Committee for their approval.

B. If the Administrator's recommendation is approved by both the Board Chair and the Chairperson of Ways & Means, the Administrator will be authorized to enter into a settlement on behalf of the County.

C. If the recommendation is approved, the settlement will be reported to all of the members of the County Board of Commissioners at the next Full Board meeting.

III. TERM

This authority shall remain in effect until the Organizational Meeting of 2021, or until terminated by a majority vote of the Muskegon County Board of Commissioners.

COUNTY OF MUSKEGON

POLICY AND PROCEDURE

ADMINISTRATOR'S SPENDING AUTHORITY 2020

I. POLICY

It is the policy of the County of Muskegon to establish a uniform spending authority standard across the organization. In pursuit of that policy, the Administrator is delegated spending authority in matters of County business in accordance with the procedure listed below.

II. PROCEDURE

A. The County Administrator, through this Policy, is granted the authority to expend sums up to Fifteen Thousand ($15,000.00) Dollars.

B. The County Administrator, prior to engaging in spending under this policy, in amounts in excess of Fifteen Thousand ($15,000.00) Dollars, but no more than Twenty-five Thousand ($25,000.00) Dollars, will consult with and fully apprise the County Board Chair of the purpose of the proposed expenditure.

C. If the proposed expenditure is approved by the County Board Chair, the Administrator is authorized to engage in said spending, but is required to report the expenditure to all of the members of the Muskegon County Board of Commissioners, within thirty calendar (30) days of the expenditure.

III. TERM

This policy shall remain in effect until the Muskegon County Board of Commissioners Organizational Meeting of 2021, or until terminated by a majority vote of the Muskegon County Board of Commissioners.

MUSKEGON COUNTY
BOARD OF COMMISSIONERS
2020 COMMITTEE ASSIGNMENTS
Susie Hughes, Chair

Community Development/ Strategic Planning
(Committee-of-the-Whole)

Charles Nash, Chair
Ken Mahoney, Vice-Chair

Courts/Public Safety
(Committee-of-the-Whole)

John Snider, Chair
Rillastine Wilkins, Vice-Chair

Human Services
(Committee-of-the-Whole)

Charles Nash, Chair
Marcia Hovey-Wright, Vice-Chair

Transportation Committee
(Committee-of-the-Whole)

Rillastine Wilkins, Chair
Gary Foster, Vice-Chair

Ways & Means Committee
(Committee-of-the-Whole)

Bob Scolnik, Chair
Charles Nash, Vice-Chair

Public Works Board
(9 member board which includes Drain Commissioner)

Gary Foster, Chair
Susie Hughes
Zach Lahring
Ken Mahoney
Charles Nash
Bob Scolnik
I. John Snider, II
Rillastine Wilkins, Vice-Chair
Brenda Moore, Drain Commissioner

(2 non-voting members from the Users' Group)

Jennifer Hodges, Ex-Officio Member
Muskegon Charter Township

Leo Evans, Ex-Officio Member
City of Muskegon

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Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

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

Full Board Meeting Tuesday, January 14, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes. An invocation was given by Pastor Tim Cross, Living Word Church, 1551 Wood Street, Muskegon, MI 49442. The Pledge of Allegiance was led by Vice-Chair Foster and recited in unison.

Roll Call

Present: Gary Foster, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine R. Wilkins

Excused: Marcia Hovey-Wright, Robert Scolnik

Also present: Mark Eisenbarth, County Administrator
Linda M. Larsen, Chief Deputy County Clerk
Jeanne Pezet, Elections Coordinator
Linda Schutter, Deputy County Clerk
Michael D. Homier, Corporate Counsel
Ivan Phillips, Information Systems Director

2020-8 **APPROVE THE AGENDA**

Moved by Commissioner Wilkins, seconded by Commissioner Nash, to approve the agenda.

Voice vote **Motion Carried**

2020-9 **APPROVE THE REGULAR AND CLOSED BOARD MINUTES OF DECEMBER 19, 2019, AND THE ORGANIZATIONAL MEETING OF JANUARY 3, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Snider, to approve the Regular and Closed Board Minutes of December 29, 2019, and the Organizational Meeting of January 3, 2020.

Voice vote **Motion Carried**

PUBLIC COMMENT (on an agenda item)

Kip Smith spoke regarding Agenda Item 12A, Approval to Reinstate and Recruit Airport Manager Position.

COMMUNICATIONS

The following Communications were provided to Commissioners for information and will be placed on file:

A) Bay County Board of Commissioners Resolution in Support of Four Year Terms for Commissioners

B) Bay County Board of Commissioners Resolution in Support of Great Lakes Shoreline Disaster Area Declaration

C) Kalkaska County Board of Commissioners Resolution in Support of Four Year Terms for Commissioners

PRESENTATION OF 2019 SHERIFF'S OFFICE AWARDS BY SHERIFF POULIN

Deputy Troy Olson – Life Saving Award
Deputy Richard VanAmburg – Life Saving Award
Captain Shane Brown – Life Saving Award
Sergeant Eric Ridout – Life Saving Award
Lieutenant Michael Herremans, - Life Saving Award
Deputy Nate Stephenson – Life Saving Award
Deputy Jake Ashker – Life Saving Award
Detective Matthew Schultz – Life Saving Award
Deputy Darric Roesler – Life Saving Award
Deputy Doug Schmidt – Life Saving Award
Deputy Jeff Holmstrom – Life Saving Award
Deputy Christopher Bush – Life Saving Award
Sergeant Chris Griswold – Combat Star Award & Life Saving Award

The Muskegon County Sheriff's Office also acknowledged staff from other agencies who assisted them during the year:

MSP Trooper Huber – Letter of Recognition
City of North Muskegon Police Officer Katie Brandt – Life Saving Award
Tele-communicator Ashley Chesebro - Certificate of Recognition

COMMITTEE/BOARD REPORTS

2020-10 **ACCEPT THE 2020-24 MUSKEGON COUNTY RECREATION PLAN AND RESOLUTION OF ADOPTION AS WRITTEN, WITH ANY CHANGES/ADDITIONS DISCUSSED TODAY, AND WHEN FINALIZED, TO INSTRUCT COUNTY STAFF TO SUBMIT THE COMPLETED PLAN AND REQUIRED DOCUMENTS TO THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES BY THE DEADLINE OF FEBRUARY 1, 2020**

CD/SP20/01 – 01
The Community Development/Strategic Planning Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Snider, to accept the 2020-24 Muskegon County Recreation Plan and Resolution of Adoption as written, with any changes/additions discussed today, and when finalized, to instruct County staff to submit the completed plan and required documents to the Michigan Department of Natural Resources by the deadline of February 1, 2020.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-11 **APPROVE THE PROSECUTOR TO ACCEPT THE FY2020 STOP VIOLENCE AGAINST WOMEN GRANT, TO APPROVE THE CREATION OF A FULL-TIME SENIOR ASSISTANT PROSECUTOR (PAY TABLE NX-00421 $37.501-$47.702/HR), AND APPROVE THE FUNDING TRANSFER OF THE ADMINISTRATIVE SERVICES MANAGER POSITION X04301 FROM 40% 1010-0229 60% 2800-0232 TO 35% 1010-0229, 60% 2800-0232 AND 5% NEW STOP GRANT FUND**

CPS20/01 - 01

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the Prosecutor to accept the FY2020 STOP Violence Against Women Grant, to approve the creation of a full-time Senior Assistant Prosecutor (pay table NX-00421 $37.501-$47.702/hr), and approve the funding transfer of the Administrative Services Manager position X04301 from 40% 1010-0229 60% 2800-0232 to 35% 1010-0229, 60% 2800-0232 and 5% new STOP Grant fund.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-12 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO PURCHASE A NEW COPIER/PRINTER FROM BOSS FOR THE PURCHASE PRICE OF $7,650.00 WITH A $49.00/MONTH FEE FOR PARTS, LABOR, AND TONER**

CPS20/01 – 02

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to authorize the Public Defender's Office to purchase a new copier/printer from Boss for the purchase price of $7,650.00 with a $49.00/month fee for parts, labor, and toner.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-13 **ACCEPT THE FY2020 OFF-ROAD VEHICLE (ORV) LAW ENFORCEMENT GRANT IN THE AMOUNT OF $10,000.00 FROM THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES AND TO HAVE THE SHERIFF SIGN THE AGREEMENT**

CPS20/01 – 03

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to accept the FY2020 Off-Road Vehicle (ORV) Law Enforcement Grant in the amount of $10,000.00 from the Michigan Department of Natural Resources and to have the Sheriff sign the agreement.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-14 **APPROVE THE RECLASSIFICATION OF THE CLERK II FT (POSITION G20022 PAY TABLE GU-00070, $12.68-$15.48/HR)) TO A DEPARTMENTAL CLERK (PAY TABLE GU-00138, $12.47-17.49/HR) AND PLACE THE INCUMBENT AT STEP 8 WITH AN EFFECTIVE DATE UPON APPROVAL**

CPS20/01 – 04

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the reclassification of the Clerk II FT (position G20022 pay table GU-00070, $12.68-$15.48/hr)) to a Departmental Clerk (pay table GU-00138, $12.47-17.49/hr) and place the incumbent at step 8 with an effective date upon approval.

Roll Call:

Yes: Gary Foster, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-15 **APPROVE AUTHORIZING THE SHERIFF'S OFFICE TO UTILIZE THE BEST OPTION BETWEEN THE COOPERATIVES: NATIONAL ASSOCIATION OF STATE PROCUREMENT OFFICERS (NASPO) OR OAKLAND COUNTY'S COURTS AND LAW ENFORCEMENT MANAGEMENT INFORMATION SYSTEM (CLEMIS) AS THE BIDDING SOURCE FOR THE PURCHASE AWARD TO WATCHGUARD VIDEO**

CPS20/01 – 05

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve authorizing the Sheriff's Office to utilize the best option between the cooperatives: National Association of State Procurement Officers (NASPO) or Oakland County's Courts and Law Enforcement Management Information System (CLEMIS) as the bidding source for the purchase award to WatchGuard Video.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-16 **ACCEPT AND SIGN THE FY20 BYRNE JAG – WEMET GRANT (MSP #JAG 70834 WEMET-20) IN THE AMOUNT OF $15,000.00 AND AMEND THE BUDGET ACCORDINGLY**

CPS20/01 – 06

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to accept and sign the FY20 Byrne JAG – WEMET grant (MSP #JAG 70834 WEMET-20) in the amount of $15,000.00 and amend the budget accordingly.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-17 **AWARD KELLY AUSTIN TO PROVIDE COGNITIVE BEHAVIORAL SERVICES IN THE JAIL AND AUTHORIZE THE COUNTY BOARD CHAIRPERSON TO SIGN THE CONTRACT FOR SERVICES WITH THE OPTION TO RENEW FOR TWO SUBSEQUENT YEARS DEPENDING ON AVAILABILITY OF GRANT FUNDING AND MUTUAL AGREEMENT BY BOTH PARTIES**

CPS20/01 – 07

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to award Kelly Austin to provide cognitive behavioral services in the jail and authorize the County Board Chairperson to sign the contract for services with the option to renew for two subsequent years depending on availability of grant funding and mutual agreement by both parties.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-18 **AWARD CATHOLIC CHARITIES TO PROVIDE COGNITIVE BEHAVIORAL SERVICES IN THE COMMUNITY AND AUTHORIZE THE COUNTY BOARD CHAIRPERSON TO SIGN THE CONTRACT FOR SERVICES WITH THE OPTION TO RENEW FOR TWO SUBSEQUENT YEARS DEPENDING ON AVAILABILITY OF GRANT FUNDING AND MUTUAL AGREEMENT BY BOTH PARTIES**

CPS20/01 – 08

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to award Catholic Charities to provide cognitive behavioral services in the community and authorize the County Board Chairperson to sign the contract for services with the option to renew for two subsequent years depending on availability of grant funding and mutual agreement by both parties.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-19 **AUTHORIZE PUBLIC HEALTH TO ACCEPT FUNDING IN THE AMOUNT OF $63,908 EFFECTIVE OCTOBER 1, 2019 TO SEPTEMBER 30, 2020; AND AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE RELATED CONTRACT AGREEMENT WITH THE MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY TO PERFORM ROUTINE ENVIRONMENTAL HEALTH INSPECTIONS, ACTIVITIES AND SERVICES**

HS20/01 - 01

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize Public Health to accept funding in the amount of $63,908 effective October 1, 2019 to September 30, 2020; and authorize the Public Health Director to sign the related contract agreement with the Michigan Department of Environment, Great Lakes, and Energy to perform routine environmental health inspections, activities and services.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-20 **AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE AGREEMENT WITH MERCY HEALTH PARTNERS FOR EMERGENCY VACCINE STORAGE**

HS20/01 – 02

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize the Public Health Director to sign the agreement with Mercy Health Partners for Emergency Vaccine Storage.

Roll Call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

2020-21 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $18,532,931.67, COVERING THE PERIOD OF DECEMBER 7, 2019 THROUGH DECEMBER 25, 2019 FOR CHECKS AND NOVEMBER 1, 2019 THROUGH NOVEMBER 30, 2019 FOR P-CARD AND EFT PAYMENTS, AS PRESENTED BY THE COUNTY CLERK**

WM20/01 – 01

The Ways & Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve payment of the accounts payable of $18,532,931.67, covering the period of December 7, 2019 through December 25, 2019 for checks and November 1, 2019 through November 30, 2019 for P-Card and EFT payments, as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2020-22 **RESOLUTION IN SUPPORT OF THE MONA SHORES FOOTBALL TEAM DIVISION 2 STATE CHAMPIONSHIP WIN**

It was recommended by Chairman Hughes in the absence of Commissioner Scolnik, moved by Commissioner Mahoney, seconded by Commissioner Snider, to recognize the Mona Shores football team for their Division 2 State Championship win.

Voice Vote **Motion Carried**

2020-23 **APPROVE COMMITTEE APPOINTMENTS/REAPPOINTMENTS**

It was recommended by Chairman Hughes, moved by Commissioner Wilkins, seconded by Commissioner Snider, to approve the following appointments/reappointments:

Commissioner Reappointments:

Senior Activities Committee – terms through 12/31/20
Marcia Hovey-Wright
Ken Mahoney
Rillastine Wilkins

Citizen Appointments/Reappointments:

Accommodations Tax Advisory Committee – terms through 12/31/22
- Andrea Chambers (sports/recreation slot)
- Joel Kamp (food/beverage slot)
- Kevin Newton (festivals/events)

Senior Activities Committee – term through 12/31/22
- Peggy Foster (at-large rural area slot)
- Nancy McCarthy (at-large slot)

Solid Waste Planning Committee - terms through 12/31/21
- Russell Jones (solid waste management slot)
- Doug Wood (solid waste management slot) - Reappointment
- William Crabtree (industrial slot) – Reappointment
- Chris Hall (public slot) - Reappointment
- Linda Aerts (township slot) - Appointment

Voice Vote **Motion Carried**

COMMITTEE LIAISON REPORT

Chairman Hughes reported that WMSRCD (West Michigan Shoreline Regional Development Commission) for transportation is attempting to work with Ottawa County. They are also looking at the Hunting Committee out at Wastewater and some appointments will be made out there, too.

ADMINISTRATOR'S REPORT

2020-24 **APPROVAL TO REINSTATE AND RECRUIT AIRPORT MANAGER POSITION X06301 AND AMEND THE BUDGET ACCORDINGLY**

The Administrator recommends, moved by Commissioner Mahoney, seconded by Commissioner Nash, to approve the reinstatement and recruitment of Airport Manager Position X06301 and amend the budget accordingly.

Discussion ensued.

Roll call:

Yes: Gary Foster, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

Administrator Eisenbarth discussed two upcoming Board Work Sessions next Tuesday, January 21, 2020, at 2:30 p.m. The first one is on the Judicial recommendation which will be handed out this week. The second one is regarding space needs throughout County facilities and possible changes in the Hall of Justice or South Campus.

Administrator Eisenbarth reported back on ICE 287(g). He spoke to Valentina Seeley from the ICE office. She has invited the Board to her office in Grand Rapids to learn more about the program. He asked for a show of hands as to who may be interested in going to Grand Rapids. Commissioner Lahring was the only one to raise his hand. Commissioner Lahring commented that Commissioner Scolnik had expressed interest as well.

OLD BUSINESS

None.

NEW BUSINESS

Vice-Chair Foster requested staff work with the Sheriff's Department regarding meeting with counsel on a County-wide ORV ordinance.

PUBLIC COMMENT

Prosecutor D.J. Hilson spoke regarding the Senior Millage. Prosecutor Hilson indicated that the Sheriff, the Chiefs of Police, and he have been working with the townships and cities regarding a Task Force to address Vulnerable Adult Abuse. He asked for Board support and from their constituents. The Task Force would be responsible for investigating and prosecuting these cases, and also community outreach and education. He handed the Board a copy of letter he sent to Supervisors and Mayors in December regarding this Task Force.

BOARD COMMENT

Chairman Hughes indicated that the Board was put in a bad position since the Board was not provided a copy of the Vulnerable Adult Abuse Task Force letter at the time it was sent to the municipalities. The Board found it difficult to answer questions that arose.

2020-25 **GO INTO CLOSED SESSION REGARDING TWO ITEMS: A) PURSUANT TO MCL 15.268(H): TO DISCUSS CORPORATE COUNSEL LEGAL OPINION; AND B) PURSUANT TO MCL 15.268(H): TO DISCUSS CORPORATE COUNSEL LEGAL OPINION**

Moved by Vice-Chair Foster, seconded by Commissioner Snider, to go into Closed Session regarding two items:

A) Pursuant to MCL 15.268(h): To discuss Corporate Counsel legal opinion.

B) Pursuant to MCL 15.268(h): To discuss Corporate Counsel legal opinion, inviting Ivan Phillips, Information Systems Director.

Roll call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Marcia Hovey-Wright, Bob Scolnik **Motion Carried**

Went into closed session at 4:19 p.m.

The doors were opened to the public at 5:08 p.m.

2020-26 **MOVED BY COMMISSIONER SNIDER, SECONDED BY COMMISSIONER NASH TO RETURN TO OPEN SESSION**

Returned to open session at 5:09 p.m.

2020-27 **MOVED BY COMMISSIONER MAHONEY AND SECONDED BY COMMISSIONER NASH TO ADJOURN**

Meeting adjourned at 5:10 p.m.

_____
Linda M. Larsen, Chief Deputy County Clerk

LML/lss

To Be Approved at Full Board Meeting on Tuesday, January 28, 2020.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

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

Full Board Meeting Tuesday, January 28, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes. An invocation was given by Pastor Nate Parsekian, Living Word Church, 1551 Wood Street, Muskegon, MI 49442. The Pledge of Allegiance was led by Commissioner Scolnik and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Also present: Mark Eisenbarth, County Administrator
Nancy A. Waters, County Clerk
Linda Schutter, Deputy County Clerk
Michael D. Homier, Corporate Counsel

2020-28 **APPROVE THE AGENDA**

Moved by Commissioner Wilkins, seconded by Vice-Chair Foster to approve the agenda.

Voice vote **Motion Carried**

2020-29 **APPROVE THE REGULAR AND CLOSED BOARD MINUTES OF JANUARY 14, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Snider, to approve the Regular and Closed Board Minutes January 14, 2020.

Voice vote **Motion Carried**

Chairman Nash commented on the omission of the motion to go back into Open Session in the closed session minutes.

PUBLIC COMMENT (on an agenda item)

Andy Buelow spoke in support of the museum millage renewal on behalf of the arts and culture in Muskegon County.

COMMITTEE/BOARD REPORTS

2020-30 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $3,690,901.75, COVERING THE PERIOD OF DECEMBER 26, 2019 THROUGH JANUARY 10, 2020 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

WM20/01 – 02
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve payment of the accounts payable of $3,690,901.75, covering the period of December 26, 2019 through January 10, 2020 for checks as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-31 **APPOINT KATHY THARP TO THE POSITION OF ADMINISTRATIVE COORDINATOR POSITION #N04901, PAY GRADE NO-00315 EFFECTIVE JANUARY 28, 2020, AT STEP 4 ($28.96/HR); RECLASSIFY THE EXECUTIVE ASSISTANT TO THE COUNTY ADMINISTRATOR POSITION #N04503, PAY GRADE NO-00220 ($19.46/HR - $24.71/HR) TO EXECUTIVE ASSISTANT/COMMUNITY RELATIONS COORDINATOR PAY GRADE NO-00285 ($22.31/HR-$28.12/HR); TEMPORARILY ASSIGN A CURRENT EMPLOYEE ADDING AN ADDITIONAL STEP INCREASE TO THE EMPLOYEE'S CURRENT HOURLY RATE UNTIL THE VACANCY IN ADMINISTRATION IS FILLED**

WM20/01 – 03

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to appoint Kathy Tharp to the position of Administrative Coordinator position #N04901, pay grade NO-00315 effective January 28, 2020, at Step 4 ($28.96/hr); reclassify the Executive Assistant to the County Administrator position #N04503, pay grade NO-00220 ($19.46/hr - $24.71/hr) to Executive Assistant/Community Relations Coordinator pay grade NO-00285 ($22.31/hr-$28.12/hr); temporarily assign a current employee adding an additional step increase to the employee's current hourly rate until the vacancy in Administration is filled.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-32 **AUTHORIZE THE SALE OF THE 2005 FORD TAURUS VIN# 1FAFP53205A245713 THROUGH MIEDEMA AUCTIONEERING, INC.**

WM20/01 – 04

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize the sale of the 2005 Ford Taurus VIN# 1FAFP53205A245713 through Miedema Auctioneering, Inc.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-33 **APPROVE THE SELECTION OF HILLTOP SECURITIES INC. TO PERFORM ARBITRAGE REBATE COMPLIANCE SERVICES FOR A PERIOD OF THREE YEARS WITH 2 ONE-YEAR OPTIONAL EXTENSIONS AND AUTHORIZE THE EXECUTION OF A CONTRACT PENDING CORPORATE COUNSEL REVIEW AND APPROVAL**

WM20/01 – 05

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve the selection of Hilltop Securities Inc. to perform Arbitrage Rebate Compliance Services for a period of three years with 2 one-year optional extensions and authorize the execution of a contract pending corporate counsel review and approval.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-34 **AUTHORIZE A ONE (1) YEAR EXTENSION WITH GOODTEMPS, INC., STAFFING SERVICES FROM APRIL 1, 2020 THROUGH MARCH 31, 2021**

WM20/01 – 06

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize a one (1) year extension with Goodtemps, Inc., Staffing Services from April 1, 2020 through March 31, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-35 **AUTHORIZE THE MUSKEGON COUNTY MUSEUM (DBA LAKESHORE MUSEUM CENTER) TO PROVIDE THE MUSKEGON COUNTY CLERK WITH THE FOLLOWING MUSEUM MILLAGE RENEWAL LANGUAGE TO BE INCLUDED ON THE MAY 5, 2020 ELECTION BALLOT: SHALL THE MILLAGE PREVIOUSLY AUTHORIZED BY MUSKEGON COUNTY VOTERS IN 1982, 1991, 2001, AND 2011 FOR THE PURPOSE OF PROVIDING FUNDS TO BE APPROPRIATED FOR THE OPERATION, MAINTENANCE AND CONTINUING DEVELOPMENT OF THE MUSKEGON COUNTY MUSEUM DOING BUSINESS AS THE LAKESHORE MUSEUM CENTER AND ITS PROPERTIES, INCLUDING WITHOUT LIMITATION THE HACKLEY AND HUME HISTORIC SITE, THE DEPRESSION ERA HOUSE, THE FIREBARN MUSEUM, AND THE HERITAGE MUSEUM, BE RENEWED AND CONTINUED (AND THE CONSTITUTIONAL LIMITATION ON THE AMOUNT OF TAXES WHICH MAY BE ASSESSED AGAINST ALL PROPERTY IN THE COUNTY OF MUSKEGON CONTINUE TO BE INCREASED) BY AN AMOUNT NOT TO EXCEED THE RATE OF .325 OF A MILL, THE SAME BEING 32-1/2 CENTS ON EACH ONE THOUSAND DOLLARS OF TAXABLE VALUE OF SAID PROPERTY, FOR A PERIOD OF TEN (10) YEARS, BEING 2021 THROUGH 2030, INCLUSIVE? THIS IS A RENEWAL OF THE PREVIOUSLY AUTHORIZED MILLAGE, WHICH, IF APPROVED AND LEVIED IN ITS ENTIRETY ON DECEMBER 2, 2021, WOULD RAISE AN ESTIMATED $1,434,136**

WM20/01 – 07

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize the Muskegon County Museum (DBA Lakeshore Museum Center) to provide the Muskegon County Clerk with the following Museum Millage Renewal language to be included on the May 5, 2020 election ballot: Shall the millage previously authorized by Muskegon County voters in 1982, 1991, 2001, and 2011 for the purpose of providing funds to be appropriated for the operation, maintenance and continuing development of the Muskegon County Museum doing business as the Lakeshore Museum Center and its properties, including without limitation the Hackley and Hume Historic Site, the Depression Era House, the Firebarn Museum, and the Heritage Museum, be renewed and continued (and the constitutional limitation on the amount of taxes which may be assessed against all property in the County of Muskegon continue to be increased) by an amount not to exceed the rate of .325 of a mill, the same being 32-1/2 cents on each one thousand dollars of taxable value of said property, for a period of ten (10) years, being 2021 through 2030, inclusive? This is a renewal of the previously authorized millage, which, if approved and levied in its entirety on December 2, 2021, would raise an estimated $1,434,136.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Gary Foster, Zach Lahring **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2020-36 **RESOLUTION REQUESTING THE GOVERNOR AND STATE LEGISLATURE DECLARE THE SHORELINE OF THE GREAT LAKES IN THE STATE OF MICHIGAN A DISASTER AREA, AND THAT THE GOVERNOR AND THE STATE LEGISLATURE SEEK ASSISTANCE FROM CONGRESS AND THE PRESIDENT OF THE UNITED STATES**

The Chairman recommends, moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to request the Governor and State Legislature to declare the shoreline of the Great Lakes in the State of Michigan a Disaster Area, and that the Governor and the State Legislature seek assistance from Congress and the President of the United States.

Voice Vote **Motion Carried**

2020-37 **APPROVE COMMITTEE APPOINTMENTS/REAPPOINTMENTS**

Solid Waste Planning Committee – term through 12/31/21
- Barbara Marczak (appointment - environmental slot)

Community Corrections Advisory Committee – term through 12/31/22
- Joel Engel (reappointment - business slot)

The Chairman recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve the above committee appointments/reappointments.

Voice Vote **Motion Carried**

Commissioner Hovey-Wright indicated that on the previous list of Committee Appointments her name was in the wrong place. Chairman Hughes indicated that the correction will be made.

Chairman Hughes reported that she attended a seminar with 100 Day's Worth of Action and thanked Patrick Finnegan for donating his time regarding the expungement clinic.

COMMITTEE LIAISON REPORT

None.

ADMINISTRATOR'S REPORT

2020-38 **APPROVE TO RECEIVE THE DRAFT FINAL REPORT OF THE MATS ROUTE STUDY AND COMPREHENSIVE OPERATIONAL ANALYSIS AND TO AUTHORIZE ADMINISTRATION TO MOVE FORWARD TOWARD THE DEVELOPMENT OF IMPLEMENTATION TIMELINES AND STEPS, THE HOLDING OF PUBLIC HEARINGS WHERE NECESSARY, AND THE EXPLORATION OF VARIOUS PUBLIC TRANSPORTATION AUTHORITY (PTA) GOVERNANCE AND REGIONAL HARBOR TRANSIT AUTHORITY (RHTA) OPPORTUNITY TO OPERATE THE LOCAL TRANSIT PROGRAM IN THE FUTURE**

The Administrator recommends, moved by Vice-Chair Foster, seconded by Commissioner Lahring, to Receive the Draft Final Report of the MATS Route Study and Comprehensive Operational Analysis and to Authorize Administration to Move Forward Toward the Development of Implementation Timelines and Steps, the Holding of Public Hearings Where Necessary, and the Exploration of Various Public Transportation Authority (PTA) Governance and Regional Harbor Transit Authority (RHTA) Opportunity to Operate the Local Transit Program in the Future.

Voice Vote **Motion Carried**

OLD BUSINESS

Commissioner Scolnik spoke regarding not receiving a copy of the minutes of the Closed Session of the January 14, 2020, Board Meeting since he did not attend the meeting. Discussion with Corporate Counsel ensued and it was decided that the Commissioners may review closed minutes in the County Clerk's Office if they were not present at a meeting.

Commissioner Lahring requested an update on the 287G Work Session. Administrator Eisenbarth is waiting on a phone call back from his contact.

NEW BUSINESS

Commissioner Wilkins attended the WMSRDC (West Michigan Shoreline Regional Development Commission) meeting. This is their 50th year of service to the community which they will be celebrating in July. She would like to seek a resolution at that time to honor them.

PUBLIC COMMENT

Patrick Finnegan, District Court Administrator, reminded the Board that Associate Justice of the Michigan Supreme Court Elizabeth Clement will be here on Thursday, February 6, 2020, in the 60th District Court to highlight some of the problem-solving courts, addressing the Eviction Prevention Court and the Adult Mental Health Court. There will be a brief reception for Justice Clement at 8:30 a.m., 2nd Floor, Jury Assembly Room.

Tony Barnes, Dalton Township Supervisor, wanted to inform the Board that today they laid to rest Gary Furman, Dalton Township Fire Chief. Supervisor Barnes also spoke in favor of the bus route study that was done.

BOARD COMMENT

None.

2020-39 **GO INTO CLOSED SESSION PURSUANT TO MCL 15.268(D) TO CONSIDER THE PURCHASE OR LEASE OF REAL PROPERTY**

Moved by Commissioner Nash, seconded by Commissioner Mahoney, to go into Closed Session pursuant to MCL 15.268(d) to consider the purchase or lease of real property.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

Went into closed session at 3:55 p.m.

The doors were opened to the public at 4:09 p.m.

2020-40 **MOVED BY COMMISSIONER HOVEY-WRIGHT, SECONDED BY COMMISSIONER MAHONEY TO RETURN TO OPEN SESSION**

Returned to open session at 4:09 p.m.

Corporate Counsel's advice was that at the completion of the Closed Session, the doors are to be opened (the time of which is reflected in the Open and Closed Session minutes), and then a motion is made to go back into Open Session which is reflected in the Open Session meeting minutes.

2020-41 **MOVED BY COMMISSIONER HOVEY-WRIGHT, SECONDED BY COMMISSIONER LAHRING, TO ACCEPT THE OFFER OF $800,000 FOR THE SALE OF BROOKHAVEN**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-42 **MOVED BY COMMISSIONER SNIDER, SECONDED BY COMMISSIONER MAHONEY, TO ALLOW ADMINISTRATOR EISENBARTH TO SIGN DOCUMENTS REQUIRED FOR THE SALE OF BROOKHAVEN**

Voice Vote **Motion Carried**

2020-43 **MOVED AND SECONDED TO ADJOURN**

Meeting adjourned at 4:11p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at Full Board Meeting on Tuesday, February 11, 2020.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

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

Full Board Meeting Tuesday, February 11, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes. An invocation was given by Pastor Doug MaLear, Hope Lighthouse Ministries, 2731 Peck Street, Muskegon, MI 49444. The Pledge of Allegiance was led by Commissioner Scolnik and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Also present: Mark Eisenbarth, County Administrator
Nancy A. Waters, County Clerk
Linda Schutter, Deputy County Clerk
Michael D. Homier, Corporate Counsel
Beth Dick, Finance Director/Assistant County Administrator
Kathy Tharp, Administrative Coordinator

2020-44 **APPROVE THE AGENDA**

Moved by Commissioner Wilkins, seconded by Vice-Chair Foster to approve the agenda.

Voice vote **Motion Carried**

2020-45 **APPROVE THE REGULAR AND CLOSED BOARD MINUTES OF JANUARY 28, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Mahoney, to approve the Regular and Closed Board Meeting Minutes of January 28, 2020.

Voice vote **Motion Carried**

PUBLIC COMMENT (on an agenda item)

Dave Versluis, Michael Haueisen, Sandra Kempf, Sandy Glore, Mary Lou Nitz, Rosie Balberde, Anna Durouin, Gary Meyers, Rachelle Meyers, Michael Kempf, Karl Nitz, Larry Hardman, Alene Miller, Billie Picklesimer, LeRoy McClain, and Christine VanDyke all spoke in support of becoming a 2nd Amendment Sanctuary County.

Tony Barnes, Dalton Township Supervisor, addressed the Board that he supports the 2nd Amendment, but that he has not heard anything where the County Commissions are taking away constitutional rights to take away the 2nd Amendment. He said it is a federal and state protected right.

Richard Houtteman, Community Affairs Manager, Consumers Energy, spoke regarding shoreline erosion.

COMMUNICATION

A. Cheboygan County Board of Commissioners Resolution declaring Cheboygan County to be a “Second Amendment Sanctuary County.”

B. Mackinac County Board of Commissioners Resolution declaring Mackinac County to be a “Second Amendment Sanctuary County.”

C. Menominee County Board of Commissioners Resolution Requesting the Great Lakes Shoreline be declared a disaster area and seeking assistance.

D. Sanilac County Board of Commissioners Resolution Affirming the Second Amendment of the United States Constitution.

COMMITTEE/BOARD REPORTS

2020-46 **APPROVE THE PROSECUTOR TO ACCEPT THE INNOVATION IN SUPERVISION INITIATIVE GRANT AND AMEND THE BUDGET ACCORDINGLY**

CPS20/02-08

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the Prosecutor to accept the Innovation in Supervision Initiative Grant and amend the budget accordingly

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-47 **APPROVE THE PROSECUTOR TO ACCEPT THE INNOVATION IN SUPERVISION INITIATIVE GRANT AND AMEND THE BUDGET ACCORDINGLY**

CPS20/02 - 09

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the Prosecutor to accept the Innovation in Supervision Initiative Grant and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-48 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO MAKE POSITION LABOR CHANGES IN ACCORDANCE WITH THE MIDC GRANT FUNDING AS PRESENTED IN THE TABLE ABOVE AND AMEND THE BUDGET ACCORDINGLY. EFFECTIVE JANUARY 5, 2020**

CPS20/02 – 10

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to authorize the Public Defender's Office to make position labor changes in accordance with the MIDC grant funding as presented in the table above and amend the budget accordingly, effective January 5, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-49 **APPROVE THE FUNDING INCREASE IN THE AMOUNT OF $31,800.00 WITH THE COUNTY'S TOTAL ALLOCATION FOR FY2020 BEING $166,950.00 FROM THE OFFICE OF HIGHWAY SAFETY PLANNING FOR THE SECONDARY ROAD PATROL PROGRAM AND TO AMEND THE BUDGET ACCORDINGLY**

CPS20/02 – 11

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the funding increase in the amount of $31,800.00 with the county's total allocation for FY2020 being $166,950.00 from the Office of Highway Safety Planning for the Secondary Road Patrol Program and to amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-50 **APPROVE THE SHERIFF'S OFFICE TO ACCEPT THEIR PORTION OF THE INNOVATIONS IN SUPERVISION INITIATIVE GRANT AND AMEND THE BUDGET ACCORDINGLY**

CPS20/02 – 12

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the Sheriff's Office to accept their portion of the Innovations in Supervision Initiative Grant and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-51 **AUTHORIZE STAFF TO ADD J&T INSTALLERS AS AN AUTHORIZED VENDOR FOR THE 2020 AND 2021 DTE TEST AND TUNE-UP PROGRAM**

HS20/02 – 03

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize staff to add J&T Installers as an authorized vendor for the 2020 and 2021 DTE Test and Tune-Up program.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-52 **AUTHORIZE THE COUNTY ADMINISTRATOR TO PROVIDE A LETTER OF AUTHORIZATION AND APPROVAL, ON COUNTY LETTERHEAD, TO MR. RIEKSE, STATING THAT THE COUNTY OF MUSKEGON WILL ACCEPT ONE BRONZE PLAQUE FOR PLACEMENT ON THE ISLAND, NEAR THE FLAGPOLE, AT VETERANS MEMORIAL PARK UNDER THE CONDITIONS THAT THE PLAQUE, THE MOUNT, AND THE PLACEMENT OF THE PLAQUE ARE AT NO COST TO MUSKEGON COUNTY**

HS20/02 – 04

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize the County Administrator to provide a letter of authorization and approval, on County letterhead, to Mr. Riekse, stating that the County of Muskegon will accept one bronze plaque for placement on the island, near the flagpole, at Veterans Memorial Park under the conditions that the plaque, the mount, and the placement of the plaque are at no cost to Muskegon County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-53 **AUTHORIZE THE RECLASSIFICATION OF THE VETERANS RESOURCE SPECIALIST POSITION #N86101 TO VETERANS RESOURCE ANALYST, NO-00290 WITH A WAGE RANGE FROM $22.982-$28.961 PER HOUR, AND TO RETAIN DECENTHIA HATCHER AS THE VETERANS RESOURCE ANALYST, WITH AN EFFECTIVE PAY START DATE OF MARCH 1, 2020**

HS20/02 – 05

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize the reclassification of the Veterans Resource Specialist position #N86101 to Veterans Resource Analyst, NO-00290 with a wage range from $22.982-$28.961 per hour, and to retain Decenthia Hatcher as the Veterans Resource Analyst, with an effective pay start date of March 1, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-54 **ACCEPT THE 2020 COUNTY VETERANS SERVICE FUND GRANT AND TO AUTHORIZE THE COUNTY BOARD CHAIR TO SIGN THE AGREEMENT BETWEEN THE STATE OF MICHIGAN AND MUSKEGON COUNTY AND AMEND THE BUDGET ACCORDINGLY**

HS20/02 – 06

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to accept the 2020 County Veterans Service Fund Grant and to authorize the County Board Chair to sign the agreement between the State of Michigan and Muskegon County and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-55 **AUTHORIZE THE BOARD CHAIR TO SIGN THE 2020 MEDICAL MARIHUANA OPERATION AND OVERSIGHT GRANT WITH THE MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS IN THE AMOUNT OF $34,837 EFFECTIVE JANUARY 1, 2020 TO SEPTEMBER 15, 2020**

HS20/02 – 07

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize the Board Chair to sign the 2020 Medical Marihuana Operation and Oversight Grant with the Michigan Department of Licensing and Regulatory Affairs in the amount of $34,837 effective January 1, 2020 to September 15, 2020

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-56 **TO APPROVE ADJUSTING FY20 SENIOR MILLAGE AWARDS FOR MUSKEGON COMMUNITY COLLEGE/LAKESHORE FITNESS CENTER – NEXT STEPS PROGRAM TO $60,000; FRUITPORT LIONS SENIOR POWER OF PRODUCE TO $30,000; HEALTH PROJECT SERVICE NAVIGATION TO $58,471; AGEWELL SERVICES SENIOR CENTER ACTIVITIES TO $100,000; AND ORCHARD VIEW COMMUNITY EDUCATION SENIOR CENTER ACTIVITIES TO $18,000 EFFECTIVE OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020; AND TO AUTHORIZE THE DESIGNATED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

HS20/02 – 08

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve adjusting FY20 senior millage awards for Muskegon Community College/Lakeshore Fitness Center – Next Steps Program to $60,000; Fruitport Lions Senior Power of Produce to $30,000; Health Project Service Navigation to $58,471; AgeWell Services Senior Center Activities to $100,000; and Orchard View Community Education Senior Center Activities to $18,000 effective October 1, 2019 through September 30, 2020; and to authorize the designated Senior Millage Grants Administrator, Senior Resources to proceed with the administration of the programs

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-57 **APPROVE TO VET ADJUSTING FY20 SENIOR MILLAGE AWARDS FOR AGEWELL SERVICES ELDER ABUSE PREVENTION TO $222,235 EFFECTIVE OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020 AND SUBMIT A WRITTEN PROPOSAL FOR #HS20/02-09 TO THE NEXT WAYS & MEANS COMMITTEE MEETING ON FEBRUARY 18, 2020**

HS20/02 – 09b

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve to vet adjusting FY20 senior millage awards for AgeWell Services Elder Abuse Prevention to $222,235 effective October 1, 2019 through September 30, 2020 and submit a written proposal for #HS20/02-09 to the next Ways & Means committee meeting on February 18, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-58 **APPROVE ADJUSTING FY20 SENIOR MILLAGE AWARDS FOR CITY OF MUSKEGON MAJOR HOME REPAIRS TO $200,000; CITY OF MUSKEGON HEIGHTS MAJOR HOME REPAIRS TO $337,500; AND TRINITY VILLAGE MAJOR HOME REPAIRS TO $91,000 EFFECTIVE OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020; AND TO AUTHORIZE THE DESIGNED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

HS20/02 – 10

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve adjusting FY20 senior millage awards for City of Muskegon Major Home Repairs to $200,000; City of Muskegon Heights Major Home Repairs to $337,500; and Trinity Village Major Home Repairs to $91,000 effective October 1, 2019 through September 30, 2020; and to authorize the designed Senior Millage Grants Administrator, Senior Resources to proceed with the administration of the programs.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-59 **AUTHORIZE PUBLIC HEALTH TO ACCEPT SPECIAL FUNDING IN THE AMOUNT OF $5,000 EFFECTIVE OCTOBER 1, 2019 TO JUNE 30, 2020; AND AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE RELATED CONTRACT AGREEMENT WITH THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES**

HS20/02 – 11

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize Public Health to accept special funding in the amount of $5,000 effective October 1, 2019 to June 30, 2020; and authorize the Public Health Director to sign the related contract agreement with the Michigan Department of Health and Human Services.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-60 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $25,620,032.00, COVERING THE PERIOD OF JANUARY 11, 2020 THROUGH JANUARY 24, 2020 FOR CHECKS AND DECEMBER 1, 2019 THROUGH DECEMBER 31, 2019 FOR P-CARD AND EFT PAYMENTS, AS PRESENTED BY THE COUNTY CLERK**

WM20/02 – 08

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve payment of the accounts payable of $25,620,032.00, covering the period of January 11, 2020 through January 24, 2020 for checks and December 1, 2019 through December 31, 2019 for P-Card and EFT payments, as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-61 **APPROVE THE LICENSE AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND THE BURNING FOOT BEER FESTIVAL/MICHIGAN BREWERS GUILD TO HOST THE BURNING FOOT BEER FESTIVAL AT HERITAGE LANDING AUGUST 29, 2020, TO ALLOW ON-SITE FESTIVAL CAMPING AT THE FACILITY PER THE AGREEMENT, AND TO AUTHORIZE THE CHAIRPERSON OF THE COUNTY BOARD TO EXECUTE THE AGREEMENT**

WM20/02 – 09

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the license agreement between the County of Muskegon and the Burning Foot Beer Festival/Michigan Brewers Guild to host the Burning Foot Beer Festival at Heritage Landing August 29, 2020, to allow on-site festival camping at the facility per the agreement, and to authorize the Chairperson of the county Board to execute the agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-62 **APPROVE AND ENACT THE MUSKEGON COUNTY MONUMENTATION & REMONUMENTATION PLAN 2020 AS PRESENTED BY THE MUSKEGON COUNTY SURVEYOR**

WM20/02 – 10

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve and enact the Muskegon County Monumentation & Remonumentation Plan 2020 as presented by the Muskegon County Surveyor.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-63 DISCONTINUE THE MUSKEGON 25, THE ECONOMIC DEVELOPMENT INCENTIVE PARTNERSHIP WITH THE CITY OF MUSKEGON COUNTY

WM20/02 – 11

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to discontinue the Muskegon 25, the economic development incentive partnership with the City of Muskegon County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-64 **AUTHORIZE RENEWING THE CONTRACT WITH CHERRY HEALTH FOR A TERM OF ONE (1) YEAR BEGINNING MARCH 31, 2020 WITH A 3% INCREASE IN THE SQUARE FOOT RENT**

WM20/02 – 12

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize renewing the contract with Cherry Health for a term of one (1) year beginning March 31, 2020 with a 3% increase in the square foot rent.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-65 **AUTHORIZE RENEWING THE CONTRACT WITH MIEDEMA AUCTIONEERING, INC. TO PROVIDE SURPLUS EQUIPMENT AUCTION SERVICES FOR A TERM OF ONE (1) YEAR STARTING SEPTEMBER 24, 2019 PER THE TERMS STATED IN THE CONTRACT**

WM20/02 – 13

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize renewing the contract with Miedema Auctioneering, Inc. to provide surplus equipment auction services for a term of one (1) year starting September 24, 2019 per the terms stated in the contract.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-66 **AUTHORIZE STAFF TO ISSUE A REQUEST FOR QUALIFICATIONS FROM ENGINEERING/ARCHITECTURAL FIRMS TO PERFORM A SPACE NEEDS AND FACILITY CONDITION ASSESSMENT ON COUNTY FACILITIES AND EVALUATE SPACE ALTERNATIVES**

WM20/02 – 14

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize staff to issue a request for qualifications from engineering/architectural firms to perform a space needs and facility condition assessment on County facilities and evaluate space alternatives.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-67 **AUTHORIZE THE ADOPTION OF THE ATTACHED RESOLUTION TO WAIVE THE MONTHLY INTEREST CHARGE OF 1% AND THE ADMINISTRATIVE FEE OF 4% FOR THE PERIOD MARCH 1ST TO APRIL 30TH FOR 2019 DELINQUENT TAXES (FIRST YEAR OF DELINQUENCY) FOR A SENIOR CITIZEN, PARAPLEGIC, HEMIPLEGIC, QUADRIPLEGIC, ELIGIBLE SERVICEMAN, ELIGIBLE VETERAN, ELIGIBLE WIDOW, TOTALLY AND PERMANENTLY DISABLED PERSON, OR BLIND PERSON IN ACCORDANCE WITH SECTIONS 211.59 AND 211.51 OF THE GENERAL PROPERTY TAX ACT 206 OF 1893, AS AMENDED**

WM20/02 – 15

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the adoption of the attached resolution to waive the monthly interest charge of 1% and the administrative fee of 4% for the period March 1st to April 30th for 2019 delinquent taxes (first year of delinquency) for a senior citizen, paraplegic, hemiplegic, quadriplegic, eligible serviceman, eligible veteran, eligible widow, totally and permanently disabled person, or blind person in accordance with sections 211.59 and 211.51 of the General Property Tax Act 206 of 1893, as amended.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-68 **AUTHORIZE THE ADOPTION OF THE ATTACHED RESOLUTION ALLOWING THE COUNTY OF MUSKEGON TREASURER TO BORROW UP TO TWELVE MILLION DOLLARS ($12,000,000) AGAINST THE ANTICIPATED 2019 DELINQUENT REAL PROPERTY TAXES**

WM20/02 – 16

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the adoption of the attached resolution allowing the County of Muskegon Treasurer to borrow up to twelve million dollars ($12,000,000) against the anticipated 2019 delinquent real property taxes.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2020-69 **APPROVE COMMITTEE APPOINTMENTS/REAPPOINTMENTS**

Public Health Advisory Committee – term through 12/31/2022
- Vondie Woodbury (General Public / well-informed)

Solid Waste Planning Committee – term through 12/31/2021
- Scott Huebler (appointment – city slot)

The Chairman recommends, moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the above committee appointments/reappointments.

Voice Vote **Motion Carried**

- Every Wednesday through February 26th at 6:00 p.m., enjoy "Ice Breaker Wednesdays" at the Muskegon Winter Sports Complex, 462 Scenic Drive, N. Muskegon. Learn how to skate and cross-country ski for free (rink/trail pass required $5.00, rental equipment available $5.00).
- February 12th at 5:00 p.m., celebrate Black History Month at the Muskegon Community College's free film festival in the Stevenson Center Room 1300 at 221 Quarterline Road.
- Two days, twice a year, families and friends can enjoy a free fishing weekend. The 2020 Free Fishing Weekend falls on February 15-16.
- Public information session tonight, Tuesday, February 11, 2020, at 7:00 p.m. at the Norton Shores Library, 705 Seminole Road, regarding the possible Nugent Sand development.

- Public meetings regarding MATS route study on Wednesday, February 19, 2020, from 11:00 a.m. – 2:00 p.m., at the Herman Ivory Terminal at 351 Morris, and also from 6:00 p.m. – 7:00 p.m. at MCC's Sturrus Technology Center, 288 W. Clay Ave.

COMMITTEE LIAISON REPORT

None.

ADMINISTRATOR'S REPORT

2020-70 **APPROVE THE MICHIGAN DEPARTMENT OF TRANSPORTATION REVISED PROJECT AUTHORIZATION 2017-0104-P15/R1 FOR FY2020 TO PROVIDE ADDITIONAL STATE FUNDING IN THE AMOUNT OF $76,679 AND AUTHORIZE THE BOARD CHAIR TO SIGN**

The Administrator recommends, moved by Commissioner Mahoney, seconded by Commissioner Wilkins, to approve the Michigan Department of Transportation Revised Project Authorization 2017-0104-P15/R1 for FY2020 to provide additional state funding in the amount of $76,679 and authorize the Board Chair to sign.

Discussion ensued.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

OLD BUSINESS

None

NEW BUSINESS

Commissioner Lahring moved, seconded by Vice-Chair Foster, to bring to the Courts and Public Safety Committee a resolution declaring Muskegon County a 2nd Amendment Sanctuary County.

Discussion ensued.

Roll call:

Yes: Zach Lahring, Gary Foster, Robert Scolnik

No: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

Motion Failed

PUBLIC COMMENT

Elenore Cantor, Stacy Roberson, Donna Iberson, Amanda Rupert, Kathy McIntyre, Darma Canter, Murone Ali, Latoya Pevy, Al Green, Michael Haueisen, David Strandt all spoke against changes presented in MATS route study.

Larry Hardman, Rosie Balberde, Rashelle Meyers, Billie Picklesimer, Malinda Pego, Gary Meyers, and Dave Versluis spoke for 2nd Amendment rights.

FINAL BOARD COMMENT

Commissioner Lahring brought to the Board's attention that there is an issue with hat-wearing during the meetings when it is a MAGA hat, but when other residents come up during public comment there is no issue. Commissioner Lahring wondered why some hats were allowed and some hats weren't, he disagrees with the favoritism shown.

Commissioner Snider indicated that he was tempted to bring up the issue, but under the circumstances, decided not to today. He said he would be bringing it up in the future. Commissioner Lahring asked what those circumstances were and that a precedence was set today.

Commissioner Nash commented on the Board's taking an oath to support the constitution which supports 2nd Amendment rights, so there's no need to reaffirm that oath. He further stated that regarding the hat issue, there are laws and statutes that prohibit Board members from wearing political propaganda and the Board cannot pick and choose what laws they are going to abide by.

Vice-Chair Foster indicated that there would have been no harm in sending the resolution to declare Muskegon County a 2nd Amendment Sanctuary County to Committee.

2020-71 **GO INTO CLOSED SESSION REGARDING TWO ITEMS: A) PURSUANT TO MCL 15.268(E) TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH PENDING LITIGATION ON ANTOL, ET AL V DENT, ET AL; CASE NO. 1:17-CV-00613; AND B) PURSUANT TO MCL 15.268(H) TO DISCUSS MATERIAL EXEMPT FROM DISCLOSURE UNDER THE ATTORNEY-CLIENT PRIVELEGE, MCL 15.243(1)(G)**

Moved by Commissioner Snider, seconded by Commissioner Mahoney, to go into Closed Session regarding two items:

A) Pursuant to MCL 15.268(e) to consult with its attorney regarding trial or settlement strategy in connection with pending litigation on Antol, et al v Dent, et al, Case No. 1:17-cv-00613; and
B) Pursuant to MCL 15.268(h) to discuss material exempt from disclosure under the attorney-client privilege, MCL 15.243(1)(g).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

Went into closed session at 4:52 p.m.

The doors were opened to the public at 5:06 p.m.

2020-72 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER MAHONEY TO RETURN TO OPEN SESSION**

Returned to open session at 5:06 p.m.

Voice vote **Motion Carried**

2020-73 **MOVED BY COMMISSIONER SCOLNIK, SECONDED BY COMMISSIONER MAHONEY, TO ACCEPT THE RECOMMENDATION OF CORPORATE COUNSEL**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-74 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER MAHONEY TO ADJOURN**

Meeting adjourned at 5:10 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at Full Board Meeting on Tuesday, February 25, 2020.

RESOLUTION FOR THE DEFERMENT OF TAXES

PAID BEFORE MAY 1ST AND WAIVING THE MONTHLY INTEREST CHARGE OF 1%

AND THE COUNTY ADMINISTRATIVE FEE OF 4% FOR THE PERIOD MARCH 1ST TO APRIL 30TH

AS PROVIDED BY SECTIONS 211.59 AND 211.51 OF

THE MICHIGAN GENERAL PROPERTY TAX ACT 206 OF 1893, AS AMENDEND.

WHEREAS, the General Property Tax Act Sections 211.59 and 211.51 provide that a "County" may pass a resolution for the deferment of taxes paid before May 1st (in the first year of delinquency), whereby waiving the monthly interest charge of 1% and the administrative fee of 4% for the following individuals; a senior citizen, paraplegic, hemiplegic, quadriplegic, eligible serviceman, eligible veteran, eligible widow, totally and permanently disabled person, or blind person.

WHEREAS, the individual(s) also meet the income guidelines of section 211.51

WHEREAS, an application will be required and approved by the County Treasurer, County Deputy Treasurer or the Treasurer of any Village, City or Township within its jurisdiction.

NOW THEREFORE BE IT RESOLVED BY THE MUSKEGON COUNTY BOARD OF COMMISSIONERS AS FOLLOWS

Approve to waive the monthly interest charge of 1% and the administrative fee of 4% for the period March 1st to April 30th for 2019 delinquent taxes (first year of delinquency) for a senior citizen, paraplegic, hemiplegic, quadriplegic, eligible serviceman, eligible veteran, eligible widow, totally and permanently disabled person, or blind person.

COUNTY OF MUSKEGON
STATE OF MICHIGAN

RESOLUTION TO BORROW
AGAINST ANTICIPATED
DELINQUENT 2019 TAXES

WHEREAS, the Board of Commissioners of Muskegon County (the "County") has adopted a resolution establishing a Muskegon County delinquent tax revolving fund (the "100% Tax Payment Fund" or "Tax Payment Fund" or "Fund") pursuant to Section 87b of Act No. 206 of the Public Acts of 1893, as amended, and it appears desirable to borrow to fund part of the Fund for the 2019 Delinquent Taxes (the "Funded Taxes"); and

WHEREAS, the purpose of the Fund is to allow the County Treasurer (the "Treasurer"), to pay from the Fund any or all delinquent taxes which are due and payable to the County, school districts, intermediate school districts, community colleges, cities, townships, special assessment or drain districts, the State of Michigan SET tax, or any other political unit or county agency (the "Taxing Units") for which delinquent tax payments are due on settlement day with the county, city or township treasurer; and

WHEREAS, it is necessary that the County borrow not to exceed TWELVE MILLION DOLLARS ($12,000,000) and issue its notes (the "Notes") in anticipation of the collection of the Funded Taxes for deposit into the Fund.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The County, pursuant to Sections 87(c), 87(d) and 89 of the aforesaid Act No. 206, shall borrow TWELVE MILLION DOLLARS ($12,000,000) or any part thereof not exceeding the total of the actual amount of the Funded Taxes outstanding on March 1, 2020, exclusive of interest, fees and penalties, and issue its "General Obligation Limited Tax Notes,

Series 2019", payable from the collection of the Funded Taxes outstanding and unpaid on March 1, 2020 or such later date as the Treasurer shall fix. The proceeds of the Notes representing the Funded Taxes shall be placed in the Fund and used as the whole or part of the 2019 Tax Payment Account of the County as hereinafter provided, and the establishment of said Fund is hereby ratified and confirmed. Regardless of any provisions in this resolution to the contrary, the Treasurer shall have the authority, in reducing the amount of Notes to be sold, to fix or eliminate the provisions for call of Notes prior to maturity or to pledge for payment of the Notes an amount of Funded Taxes less than that outstanding on March 1, 2020, as may be determined by him to be necessary or desirable in order to better structure the Notes and/or to obtain the best advantage for the County in issuing the Notes, and the Treasurer shall further be authorized to take all actions in the course of issuing the Notes as shall be consistent with such fixing or elimination.

2. The Notes shall be dated as of the date of their delivery, or such other date as the Treasurer may fix, and shall be either bearer or registered as to principal and/or interest, in minimum denominations of $5,000 or integral multiples of $5,000 up to the amount of a single maturity, numbered as determined by the Treasurer or the transfer agent, callable as determined by the Treasurer and payable annually or semiannually on such dates the Treasurer shall determine, the last maturity being no later than six years after the date of issue of the Notes. Although the provisions, terms and forms in this resolution relate to fully registered Notes, the Treasurer is authorized to make such changes as may be necessary to issue bearer Notes or to have the Notes issued in book entry form through a securities depository company.

The Notes shall bear interest at a rate or rates determined on sale thereof, not exceeding the maximum rate permitted by law, payable semiannually on the same date as principal payments are due and at six month intervals from such date, the first interest payment date to be

not later than twelve months after the date of issue, by check drawn on the transfer agent mailed to the registered owner at the registered address, as shown on the registration books of the County maintained by the transfer agent. Interest shall be payable to the registered owner of record as of the fifteenth day of the month prior to the payment date for each interest payment. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the County to conform to market practice in the future. The principal of the Notes shall be payable at such bank or trust company as may be named as transfer agent by the Treasurer, and the transfer agent may be changed by the Treasurer as provided herein.

3. There is hereby established in the Fund a 2019 General Obligation Limited Tax Note Collection Account (the "Account") effective as of March 1, 2020, into which Account the Treasurer shall allocate on his books and records all payments received on account of the Funded Taxes as returned to him by any Taxing Unit to be used solely for payment of principal and interest on the Notes.

4. All collections of the Funded Taxes, including all interest and penalties thereon, as well as all County property tax administration fees and any amounts received by the County from the Taxing Units as chargebacks or otherwise by reason of uncollectibility of delinquent taxes (the "Pledged Funds"), are hereby pledged for the prompt payment of the principal of and interest on the Notes and shall be used for no other purpose until such amounts are paid in full, except as hereinafter provided.

5. The Notes shall also be a general obligation of the County, secured by its full faith and credit, which shall include the County's limited tax obligation, within applicable constitutional and statutory limits, and its general funds. The County budget shall provide that if

the pledged delinquent taxes and any other pledged amounts are not collected in sufficient amounts to meet the payments of principal and interest due on the Notes, the County, before paying any other budgeted amounts, will promptly advance from its general funds sufficient money to pay that principal and interest as a first budget obligation. The County may thereafter reimburse itself from surplus Pledged Funds not currently needed to pay principal of and interest on the Notes.

6. The Treasurer, pursuant to Section 87b, subsection 2, of Act No. 206 is hereby designated as Agent for the County.

7. The Treasurer shall use the proceeds of the Notes to continue payment of the 2019 delinquent taxes from the Fund to the Taxing Units, as provided by law, and to pay the expenses of the borrowing, unless the same are paid from administration fees before application to debt service.

8. The Treasurer shall execute the Notes on behalf of the County by means of his manual or facsimile signature and shall cause to be imprinted thereon or by facsimile the seal of the County. No Note of this series shall be valid until authenticated by an authorized officer of the transfer agent. The Notes shall be delivered to the transfer agent for authentication and shall then be delivered to the purchaser in accordance with instruction from the Treasurer upon payment of the purchase price for the Notes in accordance with the bid therefor when accepted. Executed blank Notes for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the transfer agent for safekeeping.

Any Note may be transferred upon the books required to be kept pursuant to this section by the person in whose name it is registered, in person or by his duly authorized attorney, upon surrender of the Note for cancellation, accompanied by delivery of a duly executed written

instrument of transfer in a form approved by the transfer agent. Whenever any Note or Notes shall be surrendered for transfer, the transfer agent shall authenticate and deliver a new Note or Notes, for like aggregate principal amount. The transfer agent shall require the payment by the noteholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

9. The Notes shall be in substantially the following form:

NO. ____

UNITED STATES OF AMERICA
STATE OF MICHIGAN

COUNTY OF MUSKEGON

GENERAL OBLIGATION LIMITED TAX NOTE, SERIES 2019

Interest Rate	Date of Maturity	Date of Original Issue	CUSIP
		_____, 2020	

Registered Owner:

Principal Amount: _____ Dollars

The County of Muskegon, State of Michigan (the "Issuer"), acknowledges itself to owe and for value received hereby promises to pay, to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, with interest thereon from the Date of Original Issue or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on December 1, 2020 and semiannually thereafter. Principal of this note is payable at the principal office of _____ _____, _____, Michigan, or such other transfer agent as the Issuer may hereafter designate by notice mailed to the Registered Owner hereof not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this note is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the payment date as shown on the registration books of the Issuer maintained by the Transfer Agent, by check or draft mailed to the Registered Owner at the registered address.

The notes of this issue are payable primarily from the collections of delinquent real property taxes for the year 2019, together with interest and penalties thereon and certain administration fees, levied by the State of Michigan, the Issuer and political subdivisions therein, which taxes are payable to the County Treasurer. The Issuer, in the resolution authorizing the notes, has pledged the collections of the 2019 delinquent taxes to the payment of the notes and the interest thereon. As additional security for payment of the notes, the Issuer, by resolution of its Board of Commissioners, has pledged its full faith and credit for the prompt payment of the principal of and interest thereon, and in case of insufficiency of the funds primarily pledged, the Issuer is obligated to pay this note from its general funds, including collections of any taxes which it may levy within applicable constitutional or statutory limitations, as a first budget obligation.

The note is one of the total authorized issue of notes of even Date of Original Issue, aggregating the principal sum of $12,000,000, issued pursuant to a resolution duly adopted by the Board of Commissioners of the Issuer on February 11, 2020, and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Sections 87(c), 87(d) and 89 of Act 206, Public Acts of Michigan, 1893, as amended, for the purpose of providing the whole or part of a fund for payment of delinquent taxes on real property to the State of Michigan, the County and political subdivisions therein. For a complete statement of the funds from which and the conditions under which this note is payable, and the general covenants and provisions pursuant to which this note is issued, reference is made to the above described resolution.

Notes of this issue shall not be subject to redemption prior to maturity.

This note is transferable only upon the books of the Issuer kept for that purpose at the office of the Transfer Agent by the Registered Owner hereof in person, or by his attorney duly authorized in writing, upon the surrender of this note together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the

Registered Owner or his attorney duly authorized in writing, and thereupon a new registered note or notes in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing the notes, and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this note, and the series of which this is one, have been done and performed in regular and due time and form as required by law.

This note is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this note has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the County of Muskegon, State of Michigan, by its Board of Commissioners, has caused this note to be signed in the name of said County by the facsimile signature of the County Treasurer and a facsimile of the corporate seal of said County to be imprinted hereon, all as of the Date of Original Issue.

COUNTY OF MUSKEGON

By _____
County Treasurer

(SEAL)

[FORM OF TRANSFER AGENT'S CERTIFICATE OF AUTHENTICATION]

Certificate of Authentication

This note is one of the notes described in the within-mentioned resolution.

_____
Transfer Agent

By _____
Authorized Signatory

Date of Authentication: _____

10. The Treasurer be and is authorized to sell the Notes at private or public sale, and if at public sale, to make any appropriate revisions to the following Official Notice of Sale and, fix a date for sale of the Notes, publish the Official Notice of Sale therefor as required by law in the Bond Buyer of New York, New York, a publication printed in the English language and circulated in this state, which carries as a part of its regular service notices of sale of municipal bonds. The Treasurer is authorized to sell the Notes at a negotiated sale if, in the judgment of the Treasurer, in order to achieve interest rate and cost of issuance savings, it is appropriate to sell the Notes on a negotiated basis. The Treasurer shall further be authorized to arrange for additional security for the Notes, including the purchase of insurance or other credit enhancement, to receive bids, award sale of the Notes and take all other steps necessary and desirable for issuance and delivery of the Notes. The notice of sale, if employed, shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

$12,000,000

COUNTY OF MUSKEGON, STATE OF MICHIGAN

GENERAL OBLIGATION LIMITED TAX NOTES, SERIES 2019

SEALED BIDS for the purchase of the above notes will be received by the undersigned at the office of the Muskegon County Treasurer located in the County Building, Muskegon, Michigan 49440, on _____, the ___ day of _____, 2020, until __:__ o'clock __.m., prevailing Eastern Time, at which time and place said bids will be publicly opened and read. Sealed bids will also be received on the same date and until the same time at the office of the Municipal Advisory Council of Michigan, 26211 Central Park Blvd., Suite 508, Southfield, Michigan, 48076, where they will be publicly opened and read. The Notes will be awarded to the successful bidder no later than 5:00 o'clock p.m., on that date.

FAXED BIDS: Signed bids may be submitted by fax to the County at fax number (231) 724-6549, Attention: Mr. Tony V. Moulotsiotis, or to the MUNICIPAL ADVISORY COUNCIL OF MICHIGAN at (313) 963-0943; **provided that** faxed bids must arrive before the time of sale, the bidder bears all risks of transmission failure and the GOOD FAITH DEPOSIT MUST BE MADE AND RECEIVED as described in the section captioned "GOOD FAITH" below.

ELECTRONIC BIDS: Electronic bids will also be received on the same date and until the same time by Bidcomp/Parity as agent of the undersigned. Further information about Bidcomp/Parity, including any fee charged, may be obtained from Bidcomp/Parity, Anthony Leyden or CLIENT SERVICES, 1359 Broadway, Second Floor, New York, New York 10018, (212) 849-5021. IF ANY PROVISION OF THIS NOTICE OF SALE SHALL CONFLICT WITH INFORMATION PROVIDED BY BIDCOMP/PARITY, AS THE APPROVED PROVIDER OF ELECTRONIC BIDDING SERVICES, THIS NOTICE OF SALE SHALL CONTROL.

Bidders may choose any means or location to present bids but a bidder may not present a bid in more than one location or by more than one means.

DISCLOSURE: The County will supply disclosure documentation in connection with the notes in accordance with Securities and Exchange Commission Rule 15c2-12 and the Interpretive Release thereunder, unless advised by note counsel that it is exempted therefrom. The purchaser of the notes may be required to provide certain certifications to note counsel to establish such exemption.

If not exempted from the above requirements, the County will provide a preliminary official statement that the County deems to be final as of its date, except for the omission of information permitted to be omitted by Rule 15c2-12 of the Securities and Exchange Commission. Such preliminary official statement may be obtained from the undersigned at the address listed under SEALED BIDS above (telephone (231) 724-6261). The County will furnish, upon request of the successful bidder, copies of the final Official Statement relating to the above described issue within seven days from the date of sale specified above, in sufficient amounts to permit the successful bidder to comply with Rule 15c2-12 of the Securities and Exchange Commission. The first 50 copies will be delivered at the expense of the County. Additional copies will be supplied upon the bidder's agreement to pay the reasonable copying charges of the County for those copies. Any such request for additional copies should be made to the undersigned within 24 hours of the date and time of the sale, and should set forth the number of copies requested and the person and place to whom the final Official Statements should be delivered.

NOTE DETAILS: Said notes will be registered notes of the denomination of $5,000 or integral multiples thereof up to the amount of a single maturity, dated as of the date of delivery thereof, numbered in order of authentication, and will bear interest from their date payable on December 1, 2020, and semiannually thereafter.

The notes will mature on the first day of December and June, as follows:

Year	Amount
December 1, 2020	$_,___,000
June 1, 2021	_,___,000
December 1, 2021	_,___,000

PRIOR REDEMPTION: The Notes shall not be subject to redemption prior to maturity.

INTEREST RATE AND BIDDING DETAILS: The notes shall bear interest at a rate or rates not exceeding 10% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The net interest cost shall not exceed 10% per annum. The interest on any one note shall be at one rate only. All notes maturing on the same date must carry the same interest rate. The difference between the highest and lowest interest rate on the notes shall not exceed five percent (5%). No proposal for the purchase of less than all of the notes at a price less than 100% of their par value will be considered.

TRANSFER AGENT AND REGISTRATION: Principal shall be payable at _____, Michigan, or such other transfer agent as the Treasurer of the County may hereafter designate by notice mailed to the registered owner not less than 60 days prior to any interest payment date. Interest shall be paid by check mailed to the owner as shown by the registration books of the County on the fifteenth day of the month prior to any interest payment date. The notes will be transferable only upon the registration books of the County kept by the transfer agent.

PURPOSE AND SECURITY: The notes are issued under the provisions of Act 206, Public Acts of Michigan, 1893, as amended, and pursuant to resolution duly adopted by the Board of Commissioners of the County for the purpose of establishing a fund to pay the 2019 delinquent taxes on real property to the State of Michigan, the County and political subdivisions therein.

The notes are issued in anticipation of, and are payable primarily from the 2019 delinquent taxes described above, including interest and penalties thereon and certain administration fees, which amounts the County has pledged for payment of principal and interest on the notes.

As additional security for the payment of the notes and the interest thereon, the County has pledged its full faith and credit for the prompt payment thereof, and, should funds primarily pledged be insufficient for payment, the County is obligated to make such payment from general funds, including the collection of any taxes which it may levy within applicable statutory or constitutional limitations, as a first budget obligation, to the extent provided by law.

The rights and remedies of the holders of the notes may be affected by bankruptcy and other laws and equitable remedies of general application now existing or hereafter enacted relating to or affecting the enforcement of the rights and remedies of creditors.

TAX MATTERS: In the opinion of note counsel, the notes will be exempt from taxation by the State of Michigan or by any taxing authority within the State of Michigan, subject to certain exceptions

described in note counsel's opinion, BUT THE INTEREST THEREON WILL BE SUBJECT TO FEDERAL INCOME TAX.

GOOD FAITH: A good faith deposit in the form of a certified or cashier's check drawn upon an incorporated bank or trust company, or wire transfer, in the amount of $_____ payable to the order of the Treasurer of the County will be required of the successful bidder. The successful bidder is required to submit its good faith deposit to the County not later than Noon, Eastern Daylight Time, on the next business day following the sale. The good faith deposit will be applied to the purchase price of the notes. In the event the purchaser fails to honor its accepted bid, the good faith deposit will be retained by the County. No interest shall be allowed on the good faith check. The good faith check of the successful bidder will be cashed and payment for the balance of the purchase price of the notes shall be made at the closing.

AWARD OF NOTES-TRUE INTEREST COST: The notes will be awarded to the bidder whose bid produces the lowest true interest cost determined in the following manner: the lowest true interest cost will be the single rate interest rate (compounded on December 1, 2020 and semi annually thereafter) necessary to discount the debt service payments from their respective payment dates to _____, 2020, in an amount equal to the bid price, excluding accrued interest.

LEGAL OPINION: Bids shall be conditioned upon the approving opinion of Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Detroit, Michigan, a copy of which opinion will be furnished without expense to the purchaser of the notes at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone, P.L.C., for services rendered in connection with such approving opinion may be paid from note proceeds. Except to the extent necessary to issue its approving opinion as to validity of the above notes, Miller, Canfield, Paddock and Stone, P.L.C., has made no inquiry as to any financial information, statements or materials contained in the Official Statement or otherwise relating to the notes and has not independently verified any such financial information, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the notes, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial information, statements or materials.

DELIVERY OF NOTES: The County will furnish notes ready for execution at its expense. Notes will be delivered without expense to the purchaser through DTC in New York, New York, or such other place to be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the notes, will be delivered at the time of delivery of the notes. If the notes are not tendered for delivery by Noon, prevailing Eastern Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on that day, or any time thereafter until delivery of the notes, withdraw its proposal by serving notice of cancellation, in writing, on the undersigned in which event the County shall promptly return the good faith deposit. Payment for the notes shall be made in Federal Reserve Funds.

CUSIP NUMBERS: CUSIP identification numbers will be printed on the notes, but neither the failure to print the number nor any error with respect thereto shall constitute cause for refusal by the purchaser to accept delivery of the notes. All expenses in relation to the printing of CUSIP numbers shall be paid for by the issuer except that the CUSIP Service Bureau charge for the assignment of numbers shall be the responsibility of and paid for by the purchaser.

INFORMATION: Additional information concerning the note issue may be obtained from the County's financial advisor, PFM Financial Advisors LLC, 555 Briarwood Circle, Suite 333, Ann Arbor, Michigan 48108, Telephone (734) 994-9700, Fax (734) 994-9710, or from the County Treasurer at the address listed above (telephone 231-724-6261).

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for Notes".

TONY V. MOULOTSIOTIS
Treasurer, County of Muskegon

11. The Treasurer is authorized to retain Miller, Canfield, Paddock and Stone, P.L.C., Attorneys of Detroit, Michigan, to assist in the issuance and delivery of the Notes.

12. The Treasurer shall employ the chargeback provisions set out in said Act No. 206, in the manner determined by him to best provide for the payment and security of the Notes.

13. The Treasurer is authorized to make such additional changes in the form of Note and in the form of Notice of Sale authorized by the Resolution as in his judgment he deems necessary or expedient to issue the Notes, and the Treasurer is also authorized to take all other necessary or desirable action in order to issue the Notes within the parameters of this resolution, should he determine such action to be advisable.

14. The County Administrator, Director of Finance and the Treasurer are each authorized to file any documentation necessary to issue the Notes with the Michigan Department of Treasury, if necessary, including filing for an exemption from the rating requirement, and are each further authorized to take all other steps necessary and desirable for issuance and delivery of the Notes.

15. The County shall keep full and complete records of all deposits to and withdrawals from each of the funds and accounts in the Fund and of all other transactions relating to the funds and accounts and of all investments of moneys in such accounts and the interest and gain derived therefrom.

16. The County covenants to comply with Securities Exchange Commission Rule 15c23-12 (the "Rule") respecting continuing disclosure undertakings and appoints the County Treasurer or his or her designee as its Disclosure Representative in connection with the notes.

17. Since the Treasurer is acting on behalf of the County in the sale and delivery of the notes, the County hereby appoints the Treasurer as its agent to make any amendments,

deletions or additions to the foregoing covenant and undertaking as may be determined by the Treasurer, the County or advisors to either to be desirable or necessary to comply with the Rule and to successfully market the Notes. Any such amendments, deletions or additions shall be binding upon the County without further action by the County, but the Treasurer shall promptly notify the County of any such amendments, deletions or additions.

18. The Treasurer shall set out the final statement of the foregoing undertaking and covenant of the County under the Rule as binding upon the County in his Order awarding the Notes to the successful bidder, and the Treasurer shall further cause to be set out in the Official Statement for the Notes appropriate provisions relative to continuing disclosure and the covenant and undertaking of the County to meet the requirements of the Rule.

19. Whenever used in this resolution, the term "Treasurer" or "County Treasurer" shall mean the Treasurer of the County of Muskegon, Michigan, or in the event of his absence or disability, his Chief Deputy.

20. All resolutions and parts of resolutions conflicting with this resolution are hereby repealed.

AYES: Members _____

_____

NAYS: Members _____

RESOLUTION DECLARED ADOPTED.

_____
County Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of Muskegon, State of Michigan, at a regular meeting held on February 11, 2020, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

_____

County Clerk

35113034.1\063688-00079

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

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

Full Board Meeting Tuesday, February 25, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes. An invocation was given by Pastor McClain. The Pledge of Allegiance was led by Commissioner Hovey-Wright and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine R. Wilkins

Excused: Robert Scolnik

Also present: Mark Eisenbarth, County Administrator
Nancy A. Waters, County Clerk
Linda Schutter, Deputy County Clerk
Michael D. Homier, Corporate Counsel
Kathy Tharp, Administrative Coordinator

2020-75 **APPROVE THE AGENDA**

Moved by Commissioner Nash, seconded by Commissioner Wilkins to approve the agenda.

Voice vote **Motion Carried**

2020-76 **APPROVE THE REGULAR AND CLOSED BOARD MINUTES OF FEBRUARY 11, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Mahoney, to approve the Regular and Closed Board Meeting Minutes of February 11, 2020.

Voice vote **Motion Carried**

PUBLIC COMMENT (on an agenda item)

None

COMMUNICATION

A) Cheboygan County Board of Commissioners Resolution to participate in *Stepping Up* to reduce the number of people with mental illnesses in jail

B) Marquette County Board of Commissioners Resolution requesting the Great Lakes shoreline be declared a disaster area and to seek assistance

C) Oceana County Board of Commissioners Resolution to declare Oceana County to be a County that supports the Second Amendment

D) Berrien County Board of Commissioners Resolution to declare Berrien County to be a County that supports the Second Amendment

E) Wexford County Board of Commissioners Resolution to declare Wexford County to be a Second Amendment Sanctuary County

COMMITTEE/BOARD REPORTS

The Community Development/Strategic Planning Committee met on February 13, 2020. There were no action items presented.

2020-77 **APPROVE THE MUSKEGON AREA TRANSIT SYSTEM'S FY2021 APPLICATION TO THE STATE OF MICHIGAN FOR OPERATING AND CAPITAL ASSISTANCE, TO AUTHORIZE THE RESOLUTION OF INTENT TO APPLY FOR FINANCIAL ASSISTANCE, TO NAME THE COUNTY ADMINISTRATOR AS THE TRANSPORTATION COORDINATOR, AND TO PUBLISH THE PUBLIC NOTICE**

TR20/02-01

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve the Muskegon Area Transit System's FY2021 application to the State of Michigan for operating and capital assistance, to authorize the Resolution of Intent to apply for financial assistance, to name the County Administrator as the Transportation Coordinator, and to publish the public notice.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

2020-78 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $3,319,476.06, COVERING THE PERIOD OF JANUARY 25, 2020 THROUGH FEBRUARY 7, 2020 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

WM20/02 – 17

The Ways & Means Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve payment of the accounts payable of $3,319,476.06, covering the period of January 25, 2020 through February 7, 2020 for checks as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

2020-79 **APPROVE THE COUNTY CLERK TO INCREASE LIVE SCAN FINGERPRINTING FROM $64.00 TO $75.00, EFFECTIVE WEDNESDAY, FEBRUARY 25, 2020, FOLLOWING FULL BOARD APPROVAL**

WM20/02 – 18

The Ways & Means Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve the County Clerk to increase Live Scan Fingerprinting from $64.00 to $75.00, effective Wednesday, February 25, 2020, following Full Board approval.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

2020-80 **APPROVE TO INCREASE LINE ITEM 1010-0272-931.050 OF THE FY2020 BUDGET BY $18,100.00 AND AUTHORIZE STAFF TO ISSUE A PURCHASE ORDER TO DIMENSION FOUR PAINTING, INC. IN THIS AMOUNT FOR THE EPOXY FLOOR PROJECT AT THE ANIMAL CONTROL FACILITY**

WM20/02 – 19

The Ways & Means Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve to increase line item 1010-0272-931.050 of the FY2020 budget by $18,100.00 and authorize staff to issue a purchase order to Dimension Four Painting, Inc. in this amount for the epoxy floor project at the animal control facility.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

Excused: Robert Scolnik **Motion Carried**

2020-81 **AUTHORIZE THE SALE OF THE 2001 CHEVY MALIBU VIN# 1G1ND52J32M676752 THOUGH MIEDEMA AUCTIONEERING, INC.**

WM20/02-20

The Ways & Means Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize the sale of the 2001 Chevy Malibu VIN# 1G1ND52J32M676752 though Miedema Auctioneering, Inc.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

2020-82 **AUTHORIZE TO RECLASSIFY THE VACANT BUILDING MAINTENANCE BUILDING MECHANIC II POSITION PAY SCALE GU-00240 ($17.35 - $25.03/HR) TO A BUILDING MAINTENANCE MECHANIC II/HVAC PAY SCALE GU-00245 ($19.88 - $25.03/HR)**

WM20/02-21

The Ways & Means Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize to reclassify the vacant Building Maintenance Building Mechanic II position pay scale GU-00240 ($17.35 - $25.03/hr) to a Building Maintenance Mechanic II/HVAC pay scale GU-00245 ($19.88 - $25.03/hr).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

Excused: Robert Scolnik **Motion Carried**

2020-83 **AUTHORIZE ADJUSTING FY20 SENIOR MILLAGE AWARD FOR AGEWELL SERVICES ELDER ABUSE PREVENTION TO $222,235 EFFECTIVE IMMEDIATELY THROUGH SEPTEMBER 30, 2020; AND TO AUTHORIZE THE DESIGNATED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

HS20/02 – 09

The Ways & Means Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize adjusting FY20 senior millage award for AgeWell Services Elder Abuse Prevention to $222,235 effective immediately through September 30, 2020; and to authorize the designated Senior Millage Grants Administrator, Senior Resources to proceed with the administration of the programs.

2020-84 **AMEND 2020-83 TO ALLOW THE SHERIFF'S DEPARTMENT AND/OR THE PROSECUTOR'S OFFICE TO START HIRING IMMEDIATELY**

Moved by Vice-Chair Foster, seconded by Commissioner Mahoney, to amend 2020-83 to allow the Sheriff's Department and/or the Prosecutor's Office to start hiring immediately.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

2020-83 **AUTHORIZE ADJUSTING FY20 SENIOR MILLAGE AWARD FOR AGEWELL SERVICES ELDER ABUSE PREVENTION TO $222,235 EFFECTIVE IMMEDIATELY THROUGH SEPTEMBER 30, 2020; AND TO AUTHORIZE THE DESIGNATED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS AND FOR THE SHERIFF'S DEPARTMENT AND/OR PROSECUTOR'S OFFICE TO BEGIN HIRING IMMEDIATELY**

HS20/02 – 09

The Ways & Means Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize adjusting FY20 senior millage award for AgeWell Services Elder Abuse Prevention to $222,235 effective immediately through September 30, 2020; and to authorize the designated Senior Millage Grants Administrator, Senior Resources to proceed with the administration of the programs and for the Sheriff's Department and/or Prosecutor's Office to begin hiring immediately.

Roll call on 2020-83 as amended:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2020-85 **APPROVE COMMITTEE REAPPOINTMENT**

Healthwest Board of Directors – term through 3/31/2023

- Cherylann Natte (Re-appointment – Consumer/Secondary)

The Chairman recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve the above committee reappointment.

Voice Vote **Motion Carried**

2020-86 **PROCLAIM MARCH 30, 2020, AS SPARK SUCCESS DAY THROUGHOUT MUSKEGON COUNTY UNITING SCHOOL OFFICALS, PARENTS, STUDENTS, BUSINESS AND COMMUNITY LEADERS**

The Chairman recommends, moved by Commissioner Mahoney, seconded by Commissioner Wilkins, to proclaim March 30, 2020, as Spark Success Day throughout Muskegon County uniting school officials, parents, students, business and community leaders.

Voice Vote **Motion Carried**

- The 12th Annual "Dancing with the Local Stars" charity event to raise money for local food pantries begins Thursday, February 27th with its last performance on Saturday, February 29th.
- https://visitmuskegon.org/event/dancing-with-the-local-stars/
- The Muskegon Farmers Market invites you to their Winter Farmers Market on Saturdays from 9:00 a.m. – 2:00 p.m. Vendors will be offering produce and other hand-made goods. https://www.muskegonfarmersmarket.com/
- Celebrate Black History Month and attend Muskegon native Jon Covington's documentary "Black Man" which comes to life in a live version on Saturday, February 29th at 2:00 p.m. at the Hackley Public Library. https://visitmuskegon.org/tag/february/

COMMITTEE LIAISON REPORT

Commissioner Lahring requested that the Kathy Moore, Public Health Director, share her presentation she presented at the Health Advisory Board meeting. Ms. Moore reported on the unfortunate situation at Muskegon Family Care, but that there have been amazing people filling the gap. She also reported that there are State Representatives and Senators who are working on a grant to help.

Commissioner Lahring also reported that he went to the Muskegon County Road Commission (MCRC) meeting. The residents are complaining about ditch maintenance in the rural areas that is not being performed by MCRC. The residents are prohibited against doing any maintenance themselves. He understands that this Board has no authority over the MCRC, he just wanted to bring it to the Board's attention.

Vice-Chair Foster received information from the Veterans Committee that Lupe Alviar, former Chair of the Veterans Committee, is not doing well.

Commissioner Mahoney was at Michigan Works! yesterday and residents who are on Medicaid are soon facing work/training requirements or else lose their Medicaid benefits. Chairman Hughes thanked Commissioner Mahoney for stepping up in her place on the Michigan Works! board.

Commissioner Hovey-Wright inquired as to the timetable for the bus system and what is next. Administrator Eisenbarth responded that they will be meeting with Muskegon Township and Muskegon Heights and will bring the results back to the Board.

Kathy Moore, Director of Public Health, reported to the Board regarding the Coronavirus. Her department is responsible for investigating low and medium risk cases. To date they have investigated 4 cases, all of which have been cleared pursuant to CDC Guidelines. There have been no positive cases in Michigan.

ADMINISTRATOR'S REPORT

The tour of Pioneer Park for the Board of Commissioners is scheduled on Thursday, March 5, 2020, at 3:30 p.m. All Commissioners present indicated they were able to attend.

OLD BUSINESS

Vice-Chair Foster moved, seconded by Chairman Hughes, for Administration to start the process to refer back to Human Services Committee making HealthWest an Authority. They have had a work-session already, it is a minimum of a one-year process to complete.

Discussion ensued including information from Brandy Carlson, HealthWest Chief Financial Officer, as to the current status of reimbursement dollars still owed by the State. Corporate Counsel indicated that they have not yet filed a lawsuit against the State because they were trying to get a commitment for payment.

Chairman Hughes requested from Administrator Eisenbarth another work session on this issue and withdrew her second.

NEW BUSINESS

2020-87 **APPROVE BOARD CHAIR TO SIGN TRAVEL AUTHORIZATIONS PRESENTED BY HEALTHWEST FOR CONFERENCE TRAVEL**

Commissioner Nash moved, seconded by Commissioner Hovey-Wright, to have the Board Chair sign the travel authorizations presented by HealthWest for conferences according to grant funding which will pay for the trip.

Discussion ensued. Chairman Hughes indicated she would thoroughly review the grant ensuring travel reimbursement for this conference before signing the travel authorizations.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins

No: Gary Foster, Susie Hughes, Zach Lahring

Excused: Robert Scolnik **Motion Carried**

PUBLIC COMMENT

DJ Hilson, Muskegon County Prosecutor, thanked the Board for the support of the Safe Seniors Task Force. He also wanted to clarify the amendment made earlier, that he is allowed to hire immediately. He is hoping to have someone start next week.

Jim Riley spoke regarding HealthWest and Muskegon Family Care.

Malinda Pego inquired how any settlement with ISI discussed in closed session would be paid. She also commented on HealthWest and MATS becoming an authority.

FINAL BOARD COMMENT

None.

2020-88 **GO INTO CLOSED SESSION REGARDING TWO ITEMS: A) PURSUANT TO MCL 15.268(H) TO DISCUSS A WRITTEN CONFIDENTIAL LEGAL OPINION; AND B) TO CONSULT WITH THE COUNTY'S ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH INFORMATION SYSTEMS INTELLIGENCE, LLC V COUNTY OF MUSKEGON, ET AL, MUSKEGON COUNTY CIRCUIT COURT CASE NO. 16-000694-CB [INGHAM COUNTY DOCKET NO. 16-1260-VJ], THE DISCUSSION OF WHICH IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATION OR SETTLEMENT POSITION OF THE COUNTY**

Moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to go into Closed Session regarding two items:

A) Pursuant to MCL 15.268(h) to discuss a written confidential legal opinion; and

B) To consult with the County's attorney regarding trial or settlement strategy in connection with Information Systems Intelligence, LLC v County of Muskegon, et al, Muskegon County Circuit Court Case No. 16-000694-CB [Ingham County Docket No. 16-1260-vj], the discussion of which in an open meeting would have a detrimental financial effect on the litigation or settlement position of the County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

Went into closed session at 4:28 p.m.

The doors were opened to the public at 5:05 p.m.

2020-89 **MOVED BY COMMISSIONER NASH, SECONDED BY VICE-CHAIR FOSTER, TO RETURN TO OPEN SESSION**

Voice vote **Motion Carried**

Returned to open session at 5:05 p.m.

2020-90 **MOVED TO ADJOURN**

Meeting adjourned at 5:05 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at Full Board Meeting on Tuesday, March 10, 2020.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

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

Full Board Meeting Tuesday, March 10, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes. An invocation was given by Pastor Wally Reams, Central Assembly of God, 896 Home Street, Muskegon, Michigan 49442. The Pledge of Allegiance was led by Commissioner Mahoney and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Also present: Mark Eisenbarth, County Administrator
Linda Larsen, Chief Deputy County Clerk
Linda Schutter, Deputy County Clerk
Michael D. Homier, Corporate Counsel

2020-91 **APPROVE THE AGENDA**

Moved by Commissioner Wilkins, seconded by Vice-Chair Foster to approve the agenda.

Voice vote **Motion Carried**

2020-92 **APPROVE THE REGULAR AND CLOSED BOARD MINUTES OF FEBRUARY 25, 2020**

Moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the Regular and Closed Board Meeting Minutes of February 25, 2020.

Voice vote **Motion Carried**

PRESENTATION BY MICHIGAN ASSOCIATION OF COUNTIES

Steve Currie, Executive Director of Michigan Association of Counties (MAC), gave a Power Point presentation of the work that MAC does for the counties of Michigan.

PUBLIC COMMENT (on an agenda item)

Anna Derouin and Jan Ulrich addressed the Board regarding the Nugent Sands project. Bonnie Vokets and Anthony McMillan addressed the Board regarding the bus service in Lakeside area.

COMMUNICATION

A) Arenac County Board of Commissioners to declare Arenac County to be a Second Amendment Sanctuary County

B) Kalkaska County Board of Commissioners Resolution to Oppose Governor Whitmer's $3.5 Billion Road Bond Debt

C) Lake County Board of Commissioners Resolution to declare Lake County to be a Second Amendment Sanctuary County

D) Hillsdale County Board of Commissioners Resolution Affirming the Second Amendment

E) Monroe County Board of Commissioners Resolution to Declare Its Support For The "Second Amendment in Monroe County, Michigan"

Commissioner Hovey-Wright went on record as opposing communications A-E above.

COMMITTEE/BOARD REPORTS

2020-93 **AUTHORIZE THE BOARD CHAIRPERSON TO SIGN THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF CORRECTIONS AND ACCEPT THE FY20 COMMUNITY CORRECTIONS GRANT IN THE AMOUNT OF $153,325.00**

CPS20/03 – 13

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Board Chairperson to sign the contract with the Michigan Department of Corrections and accept the FY20 Community Corrections grant in the amount of $153,325.00.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-94 **AUTHORIZE THE SHERIFF'S OFFICE TO REPLACE ONE (1) 2009 FORD CROWN VICTORIA WITH THE ASSISTANCE OF EMERGENCY SERVICES, USE MIDEAL PRICING OR THE BIDDING PROCESS AND TO LEASE THE FORD AWD INTERCEPTOR SUV POLICE VEHICLE FROM FORD CREDIT OR A LEASING COMPANY MOST ADVANTAGEOUS TO THE COUNTY AND AMEND THE BUDGET ACCORDINGLY**

CPS20/03 – 14

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Sheriff's Office to replace one (1) 2009 Ford Crown Victoria with the assistance of Emergency Services, use MiDeal pricing or the bidding process and to lease the Ford AWD Interceptor SUV police vehicle from Ford Credit or a leasing company most advantageous to the County and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-95 **AUTHORIZE THE SHERIFF'S OFFICE TO LEASE THREE (3) ROAD READY FORD AWD INTERCEPTOR SUV'S WITH ALL EQUIPMENT AND LETTERING WITH THE ASSISTANCE OF THE BOARD APPROVED SHERIFF VEHICLE MAINTENANCE PROVIDER. FURTHER AUTHORIZE THE SHERIFF'S OFFICE TO LEASE THESE POLICE INTERCEPTORS FROM FORD MOTOR CREDIT OR A LEASING COMPANY MOST ADVANTAGEOUS TO THE COUNTY FOR A TERM OF FIVE (5) YEARS WITH A $1.00 BUYOUT AT THE TERMINATION OF THE LEASE**

CPS20/03 – 15

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Sheriff's Office to lease three (3) road ready Ford AWD Interceptor SUV's with all equipment and lettering with the assistance of the Board approved Sheriff vehicle maintenance provider. Further authorize the Sheriff's Office to lease these police interceptors from Ford Motor Credit or a leasing company most advantageous to the County for a term of five (5) years with a $1.00 buyout at the termination of the lease.

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-96 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO AMEND CONTRACTS WITH ATTORNEYS BELINDA BARBIER AND MIKE FLYNN FOR NEGLECT/ABUSE AND JUVENILE DELINQUENCY CONFLICT ATTORNEY SERVICES. MS. BARBIER'S AMENDED CONTRACT WILL BE FOR $30,000 ANNUALLY AND MR. FLYNN'S CONTRACT WILL BE FOR $23,000 ANNUALLY**

CPS20/03 – 16

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Public Defender's Office to amend contracts with attorneys Belinda Barbier and Mike Flynn for neglect/abuse and juvenile delinquency conflict attorney services. Ms. Barbier's amended contract will be for $30,000 annually and Mr. Flynn's contract will be for $23,000 annually.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-97 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO REPLACE A LEGAL SECRETARY I POSITION WITH A LEGAL SECRETARY II POSITION EFFECTIVE JANUARY 1, 2020**

CPS20/03 – 17
The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Public Defender's Office to replace a Legal Secretary I position with a Legal Secretary II position effective January 1, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-98 **AMEND WM20/03-27 TO INCREASE THE LOCAL MATCH FROM 25% TO 40%**

It was moved by Commissioner Hovey-Wright, seconded by Commissioner Mahoney to Amend WM20/03-27 by increasing the local match from 25% to 40%.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-99 **ADD THE PUBLIC HEARING ON THE NUGENT SAND PROPERTY WHICH HAD BEEN PREVIOUSLY POSTED BUT OMITTED FROM THE AGENDA**

WM20/03 – 22
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to add the public hearing on the Nugent Sand property which had been previously posted but omitted from the agenda.

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-100 **OPEN THE PUBLIC HEARING REGARDING THE NUGENT SAND PROJECT**

WM20/03 – 23

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to open the public hearing regarding the Nugent Sand Project.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-101 **SUSPEND THE 2:00 MINUTE RULE FOR PUBLIC COMMENT FOR DENNY CHERETTE, REPRESENTATIVE FOR SELLER**

WM20/03 – 24

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to suspend the 2:00 minute rule for public comment for Denny Cherette, representative for seller.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-102 **CLOSE THE PUBLIC HEARING REGARDING THE NUGENT SAND PROJECT**

WM20/03 – 25

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to close the public hearing regarding the Nugent Sand Project

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-103 **AUTHORIZE PAYMENT OF THE ACCOUNTS PAYABLE OF $14,192,482.46, COVERING THE PERIOD OF FEBRUARY 8, 2020 THROUGH FEBRUARY 21, 2020 FOR CHECKS AND JANUARY 1, 2020 THROUGH JANUARY 31, 2020 FOR P-CARD AND EFT PAYMENTS, AS PRESENTED BY THE COUNTY CLERK**

WM02/03 – 26

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize payment of the accounts payable of $14,192,482.46, covering the period of February 8, 2020 through February 21, 2020 for checks and January 1, 2020 through January 31, 2020 for P-Card and EFT payments, as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-104 **AUTHORIZE THE MUSKEGON COUNTY PARKS DEPARTMENT TO APPLY FOR A MICHIGAN NATURAL RESOURCES TRUST FUND GRANT FOR THE ACQUISITION OF THE NUGENT SANDS PROPERTY, INCLUDING THE REQUIRED RESOLUTION OF SUPPORT FROM THE BOARD OF COMMISSIONERS. THIS RESOLUTION WILL ACKNOWLEDGE A LOCAL MATCH OF 40% OF THE TOTAL PROJECT COST, AND MATCH FUNDING MAY COME FROM VARIOUS SOURCES, INCLUDING PRIVATE DONATIONS, FOUNDATION CONTRIBUTIONS, AND A LAND VALUE DONATION**

WM20/03 – 27 Amended

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize the Muskegon County Parks Department to apply for a Michigan Natural Resources Trust Fund grant for the acquisition of the Nugent Sands property, including the required resolution of support from the Board of Commissioners. This resolution will acknowledge a local match of 40% of the total project cost, and match funding may come from various sources, including private donations, foundation contributions, and a land value donation.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-105 **REQUEST THE MUSKEGON COUNTY ROAD COMMISSION PUT THE DRAIN COMMISSIONER ON THEIR AGENDA REGARDING THE SULLIVAN ROAD CULVERT REPLACEMENT**

WM20/03 – 28 and WM20/03 – 28a

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to request the Muskegon County Road Commission put the Drain Commissioner on their agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT

- The Visit Muskegon Official 2020 Muskegon County Michigan Visitors Guide has been published with over 50 pages of attractions, destinations. Check it out at www.visitmuskegon.org
- Saturday, March 14, 2020, the Annual Muskegon St. Patrick's Day Parade is stepping off at 11:00 a.m. from 4th Street and Clay and marching east along Clay to Jefferson Street. https://www.jcimuskegon.org
- March 18 and 19 at 7:00 p.m. each night is the West Michigan Student Showcase at the Frauenthal Theater celebrating excellence for high school youth of West Michigan. http://www.westmishowcase.org/
- Walmart will be installing prescription drug disposal kiosks in Muskegon stores. They are also continuing to offer free at-home opioid disposal packets, DisposeRx.

COMMITTEE LIAISON REPORT

Commissioner Scolnik is the Vice-Chair of the Muskegon Area District Library and he invited the Board to the opening of the Storyville Villages in three of the area libraries: Montague, Muskegon Heights, and Norton Shores. https://www.madl.org/services/storyville/index.php

Commissioner Hovey-Wright reported good news from WMSRDC, that the Ryerson Creek remediation is going happen and once finished, Muskegon Lake will be de-listed as an area of concern.

ADMINISTRATOR'S REPORT

There will be a Muskegon County Fair Association Board Meeting on March 17, 2020, 7:00 p.m.
There will be a Board Work Session regarding the Senior Millage on March 24, 2020, 2:30 p.m. – 3:30 p.m.

OLD BUSINESS

Commissioner Scolnik asked about the water quality at Nugent Sand. Matt Farrar, Director of Public Works, indicated that the water has been analyzed and reviewed. It showed high levels of manganese and iron which are naturally occurring substances. The Nugent Sand water has received a clean bill of health. April Scholz also spoke and indicated that the grant requires the property to have a clean bill of health.

NEW BUSINESS

None.

PUBLIC COMMENT

Darma Canter addressed the Board regarding the bus system and the lack of public participation in decision-making.
Anna Derouin addressed the Board regarding the one Commissioner who opposed Communications A through E.
Anthony McMillan, Charles Steffens, and Tim VanderHaar addressed the Board regarding the bus system.
Michael Haueisen addressed the Board regarding Pioneer Park showers and the fees that are collected to cover maintenance, and also that at his employment at Sam's Club, they now have more stringent rules regarding Covid-19 protection.
David Gugin addressed the Board regarding a new endeavor he has established in Muskegon County, GFT & Associates.
Kathy Moore, Public Health Director, gave a presentation regarding the status of Covid-19 (Coronavirus) in Michigan. Ms. Moore also asked for a standing time to address the Board for updates.

FINAL BOARD COMMENT

Commissioner Mahoney inquired about the effect of the stock market upheaval on MERS. Administrator Mark Eisenbarth replied that he would have the person in charge of finance and investments send a report out to everybody.

2020-106 **MOVED BY COMMISSIONER SNIDER, SUPPORTED BY COMMISSIONER NASH TO ADJOURN**

Meeting adjourned at 4:34 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at Full Board Meeting on Tuesday, March 31, 2020.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

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

Special Full Board Meeting Friday, March 13, 2020
4:00 p.m.

Chairman Susie Hughes, Presiding

The Special Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes. An invocation was given by Tim Cross, Living Word Church, 1551 Wood Street, Muskegon, Michigan 49442. The Pledge of Allegiance was led by Commissioner Mahoney and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik (arrived at 4:05), I. John Snider II, Rillastine R. Wilkins (arrived at 4:05)

Also present: Mark Eisenbarth, County Administrator
Jeanne Pezet, Deputy County Clerk
Linda Schutter, Deputy County Clerk

2020-107 **APPROVE THE AGENDA**

Moved by Commissioner Snider, seconded by Vice-Chair Foster to approve the agenda with the addition of approving the accounts payable.

Voice vote **Motion Carried**

PUBLIC COMMENT

Tony Barnes, Dalton Township Supervisor and President of Muskegon Chapter of the Michigan Township Association, informed the Board that the Association canceled the March 31, 2020, quarterly meeting, and the April Water Policy Meeting was also canceled. Mr. Barnes asked the Board for some direction for the Townships as to closures due to COVID-19.

COMMITTEE/BOARD REPORTS

2020-108 **APPROVE THE PARKS DEPARTMENT'S PURCHASE OF A NEW 2020 3/4 TON 4X4 6.6L GAS PICK-UP TRUCK CAB AND CHASSIS ONLY, WITH PARKS DEPARTMENT FUNDS**

CD/SP20/03 – 02

The Community Development/Strategic Planning Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve the Parks Department's purchase of a new 2020 3/4 ton 4x4 6.6L gas pick-up truck cab and chassis only, with Parks Department funds.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-109 **APPROVE HOLDING A SPECIAL SESSION OF THE FULL BOARD OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO DISCUSS THE COVID-19/CORONAVIRUS**

CD/SP20/03 – 03

The Community Development/Strategic Planning Committee recommends, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve holding a special session of the Full Board of the Muskegon County Board of Commissioners to discuss the COVID-19/Coronavirus.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-110 **APPROVE THE FIRST AMENDMENT TO THE ORIGINAL LEASE AGREEMENT DATED FEBRUARY 1, 2018 WITH SKYWEST AIRLINES**

TR20/03-02

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve the first amendment to the original lease agreement dated February 1, 2018 with SkyWest Airlines.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-111 **APPROVE ACCEPTANCE OF GRANT OFFERS FROM THE FAA AND MOOT FOR THE FUNDING OF THE AIRPORT'S FY2021 CAPITAL IMPROVEMENT PROJECTS AND AUTHORIZE THE CHAIR TO EXECUTE THE GRANT OFFERS, EXECUTE CONTRACTS WITH C & S COMPANIES FOR THE ENGINEERING/ CONSULTING SERVICES AND AUTHORIZE THE COUNTY CLERK TO EXECUTE THE NECESSARY RESOLUTIONS FOR THE GRANT OFFERS**

TR20/03-03

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve acceptance of grant offers from the FAA and MOOT for the funding of the Airport's FY2021 capital improvement projects and authorize the Chair to execute the grant offers, execute contracts with C & S Companies for the engineering/consulting services and authorize the County Clerk to execute the necessary resolutions for the grant offers.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-112 **AUTHORIZE THE ACCEPTANCE OF A PROPOSAL FROM LIGHT & BREUNING, INC. IN RESPONSE TO RFP 20-2374 IN THE AMOUNT OF $132,588.00 AND FURTHER AUTHORIZE THE CHAIR TO EXECUTE A CONTRACT FOR SAME**

TR20/03-04

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize the acceptance of a proposal from Light & Breuning, Inc. in response to RFP 20-2374 in the amount of $132,588.00 and further authorize the Chair to execute a contract for same.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-113 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE PUBLIC NOTICE REGARDING THE FY2020 FEDERAL OPERATING AND CAPITAL ASSISTANCE APPLICATION AND TO AUTHORIZE STAFF TO EXECUTE THE ELECTRONIC GRANT APPLICATION IF THERE IS NO REQUEST FOR PUBLIC HEARING**

TR20/03-05

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize the Muskegon Area Transit System to publish the public notice regarding the FY2020 Federal Operating and Capital assistance application and to authorize staff to execute the electronic grant application if there is no request for public hearing.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-114 **AUTHORIZE MATS TO ISSUE A REQUEST FOR PROPOSALS FOR A TWO-YEAR PERIOD OF AD-HOC ENGINE-RELATED DIAGNOSTIC AND MAINTENANCE SERVICES ON DIESEL AND CNG BUSES WITH CUMMINS ENGINES**

TR20/03-06

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize the Muskegon Area Transit System to publish the public notice regard authorize MATS to issue a Request for Proposals for a Two-Year Period of Ad-Hoc Engine-Related Diagnostic and Maintenance Services on Diesel and CNG Buses with Cummins Engines.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-115 **APPROVE A CONTRACT WITH ARFF SPECIALISTS TO PROVIDE AIRPORT RESCUE AND FIREFIGHTING "LIVE BURN" TRAINING IN THE AMOUNT OF $9,400.00, AUTHORIZE THE CHAIR TO EXECUTE MOOT AERONAUTICS ARFF GRANT 2020-0348 IN THE AMOUNT OF $2,000 AND AUTHORIZE THE COUNTY CLERK TO EXECUTE THE REQUIRED RESOLUTION**

TR20/03-07

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve a contract with ARFF Specialists to provide Airport Rescue and Firefighting "Live Burn" training in the amount of $9,400.00, authorize the Chair to execute MOOT Aeronautics ARFF grant 2020-0348 in the amount of $2,000 and authorize the County Clerk to execute the required resolution.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Motions TR20/03-07 and TR20/03-08 were removed from agenda.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORT

2020-116 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $14,192,482.46 COVERING THE PERIOD OF FEBRUARY 22, 2020, THROUGH MARCH 13, 2020, FOR CHECKS AND FEBRUARY 1, 2020, THROUGH FEBRUARY 29, 2020, FOR P-CARD AND EFT PAYMENTS, AS PRESENTED BY THE COUNTY CLERK**

It was recommended by Chairman Hughes, moved by Vice-Chair Foster, seconded by Commissioner Mahoney, to approve payment of the accounts payable of $14,192,482.46 covering the period of February 22, 2020, through March 13, 2020, for checks and February 1, 2020, through February 29, 2020, for P-Card and EFT payments, as presented by the County Clerk.

Roll Call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Chairman Hughes reported that this meeting was called after this morning's meeting with department heads, elected officials, and emergency response people. Chairman Hughes has activated the Emergency Response Plan and has sent out the attached Memo to all County employees and the attached press release following the Governor's decision to close all K-12 schools and Executive Order 2020-5 to cancel all events, assemblages in shared space over 250 people. Muskegon County offices will be closed March 16, 2020, through April 5, 2020.

Kathy Moore, Public Health Director spoke regarding COVID-19. She introduced her team: Dr. Jean Chang; Dr. Doug Hoch; Mike Eslick, and Dori Peters.

Administrator Eisenbarth indicated that the county buildings will receive a thorough cleaning during the closure.

Laura Fitzpatrick, Mercy Health Advocacy and Community Health Improvement Manager, addressed the Board.

2020-117 **RECOMMENDATION FOR CITIES, TOWNSHIPS, AND VILLAGES TO FOLLOW BOARD OF COMMISSIONERS' RECOMMENDATION FOR CLOSURE OR CANCELLATION DUE TO COVID-19**

It was moved by Vice-Chair Foster, seconded by Commissioner Hovey-Wright to recommend cities, townships, and villages to follow the Board of Commissioners' recommendation for closure or cancellation due to COVID-19.

Voice vote. **Motion Carried**

2020-118 **RECOMMEND THAT DUE TO THE EMERGENCY RESPONSE PLAN IN PLACE BY THE BOARD OF COMMISSIONERS AND UPON THE RECOMMENDATION OF THE PUBLIC HEALTH DIRECTOR, TO PROHIBIT PUBLIC GATHERINGS OF MORE THAN 100 PEOPLE**

It was moved by Vice-Chair Foster, seconded by Commissioner Lahring, to recommend that due to the Emergency Response Plan in place by the Board of Commissioners and upon the recommendation of the Public Health Director, to prohibit public gatherings of more than 100 people.

Voice vote. **Motion Carried**

2020-119 **RECOMMEND CANCELING MATS FIXED-ROUTE SERVICE FOR THREE WEEKS BASED ON RECOMMENDATION OF PUBLIC HEALTH DIRECTOR TO LIMIT EXPOSURE AND SPREAD OF COVID-19**

Recommended by Chairman Hughes, moved by Vice-Chair Foster, seconded by Commissioner Lahring, to cancel MATS fixed-route service for three weeks based on recommendation of Public Health Director to limit exposure and spread of COVID-19.

Discussion ensued. Kathy Moore, Public Health Director, and Jim Koens, Transportation Director provided input.

Roll Call:

Yes: Gary Foster, Zach Lahring, I. John Snider II

No: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

Motion Failed

ADMINISTRATOR'S REPORT

Administrator Mark Eisenbarth spoke regarding essential county services that will continue.

Prosecutor DJ Hilson spoke regarding his office's response to closure. All court actions will be postponed until April 6, 2020.

Commissioner Hovey-Wright asked if they will be meeting again in three weeks if the virus continues to explode. Chairman Hughes replied that there will be a meeting with the Emergency Manager, the Health Department, and department heads/elected officials if that is the case.

OLD BUSINESS

Rich Warner, Emergency Manager Director, indicated that the Local Emergency Planning Committee was activated virtually. They have requested from the State four PPE's (personal protection equipment) for EMS and fire. 911 has added another level of screening for potential COVID-19 patients.

NEW BUSINESS

None.

PUBLIC COMMENT

DJ Hilson spoke regarding the meeting of elected officials, department heads and County Leadership, thanking them for their cooperation during this time. He also met with essential police and court personnel as to how arrests, etc., will be handled.

Malinda Pego addressed the Board regarding keeping MATS going against the Public Health Director's warning.

Tony Barnes, Dalton Township Supervisor, addressed the Board in support of keeping MATS going.

Ivan Phillips, IT Director, informed the Board that they are working on Web-x software for call-in meetings which is being offered by Cisco for free. The Help Desk will be open 24/7 through the next three weeks.

FINAL BOARD COMMENTS

Commissioner Mahoney offered his appreciation for everyone's interest and concerns.

Vice-Chair Foster thanked the Administrator for holding this morning's meeting and thanked the Chairman for being there.

2020-120 **MOVE TO ADJOURN**

Meeting adjourned at 5:33 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at Full Board Meeting on Tuesday, April 14, 2020.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

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

Emergency Special Full Board Meeting Friday, March 20, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Emergency Special Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via WebEx. The Pledge of Allegiance was led by Chairman Susie Hughes and recited in unison.

Roll Call

Present: Gary Foster (arrived via web conference call at 3:38 p.m.), Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: Charles Nash

Also present: Mark Eisenbarth, County Administrator
Linda M. Larsen, Chief Deputy County Clerk
Jeanne Pezet, Elections Coordinator
Michael D. Homier, Corporate Counsel
Ivan Phillips, Information Systems Director

2020-121 **APPROVE THE AGENDA**

Moved by Commissioner Hovey-Wright, seconded by Commissioner Wilkins, to approve the agenda.

Voice vote **Motion Carried**

PUBLIC COMMENT (on an agenda item)

No public comment.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2020-122 **MOTION TO DECLARE THAT THERE IS AN EMERGENCY THAT COULD POTENTIALLY CREATE A HAZARD FOR THE CLERKS AND POLL PERSONEL TO PROCEED WITH A COUNTYWIDE ELECTION**

Moved by Commissioner Mahoney, seconded by Commissioner Lahring, to declare that there is an emergency that could potentially create a hazard for the clerks and poll personnel to proceed with a countywide election.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

Excused: Charles Nash

Motion Carried

2020-123 **MOTION TO REMOVE THE COUNTYWIDE BALLOT PROPOSAL AND DIRECT COUNTY CLERK TO ADVISE THE SECRETARY OF STATE THAT IT IS BEING REMOVED.**

Moved by Commissioner Lahring, seconded by Commissioner Foster, to remove the Countywide ballot proposal and direct County Clerk to advise the Secretary of State that it is being removed.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

Excused: Charles Nash

Motion Carried

OLD BUSINESS

None.

NEW BUSINESS

Kathy Moore, Public Health Director, gave an update on the COVID-19 virus. Ms. Moore indicated that there has been an increase in COVID-19 cases in Michigan. Currently in the State of Michigan, there have been 549 confirmed cases of COVID-19 virus, with three (3) reported deaths from the COVID-19 virus. Currently there are no reported cases of COVID-19 virus in Muskegon County. However, there have been 38

tests for COVID-19 administered. Five results have been confirmed as negative for the virus and 33 tests in Muskegon County are still pending.

PUBLIC COMMENT

None.

2020-124 **MOVED AND SECONDED TO ADJOURN**

Meeting adjourned at 4:00 p.m.

_____
Linda M. Larsen, Chief Deputy County Clerk

LML/lml

To Be Approved at the next Full Board Meeting.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/WebEx Full Board Meeting Thursday, March 26, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/WebEx Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via WebEx. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was led by Commissioner Lahring and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II (arrived at 3:41 p.m.), Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Nancy A. Waters, County Clerk
Jeanne Pezet, Elections Coordinator
Michael D. Homier, Corporate Counsel
Ivan Phillips, Information Systems Director

2020-125 **APPROVE THE REVISED AGENDA**

Moved by Vice Chair Foster, seconded by Commissioner Wilkins, to approve the revised agenda.

Voice vote **Motion Carried**

2020-126 **APPROVE THE MINUTES OF MARCH 13, AND 20, 2020**

Moved by Commissioner Wilkins, seconded by Vice Chair Foster, to approve the minutes of March 13, and 20, 2020.

Voice vote **Motion Carried**

PRESENTATION: DIRECTOR OF PUBLIC HEALTH KATHY MOORE – COVID-19

Kathy Moore, Public Health Director, reported that as of 1:10 p.m. today, tests were conducted on Muskegon County citizens and 3 were confirmed positive, 21 were negative and 78 are pending. There is a shortage of testing supplies and it's likely that there are many more COVID-19 cases that are still undetected which is why social distancing and staying home is so important.

Commissioner Hovey-Wright said there were some places that were getting results within an hour and asked how we can get quick results. Public Health Director Moore was told that was a farce by someone claiming they could do something but could not deliver.

Public Health Director Moore noted Public Health staff continues to work with contact tracing and epidemiology and distribution of limited medical supplies. Supplies have been given to Mercy Health in response to their request. Staff is supporting non-pharmaceutical recommendation by answering questions.

Commissioner Lahring asked if Public Health has requested someone to be tested who has refused to be tested. Public Health Director Moore, responded that they have not had anyone refuse to be tested.

Commissioner John Snider arrived at 3:41 p.m.

PUBLIC COMMENT (on an agenda item)

No public comment.

COMMUNICATIONS

The following Communications were presented to Commissioners for informational purposes and placed on file:

A) Houghton County Board of Commissioners Resolution requesting the Michigan Legislature amend the Office of School Safety placing it within the MSP EMHSD
B) Grand Traverse County Board of Commissioners Resolution in support of the passage of H.B. 5330/S.B 723

COMMITTEE/BOARD REPORTS

2020-127 **APPROVE THE FIRST AMENDMENT TO THE ORIGINAL LEASE AGREEMENT DATED FEBRUARY 1, 2018 WITH SKYWEST AIRLINES**

TR20/03-02

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice Chair Foster, to approve the first amendment to the original lease agreement dated February 1, 2018 with SkyWest Airlines.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Robert Scolnik, Rillastine Wilkins, Susie Hughes

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: None **Motion Carried**

2020-128 **APPROVE ACCEPTANCE OF GRANT OFFERS FROM THE FAA AND MDOT FOR THE FUNDING OF THE AIRPORT'S FY2021 CAPITAL IMPROVEMENT PROJECTS AND AUTHORIZE THE CHAIR TO EXECUTE THE GRANT OFFERS, EXECUTE CONTRACTS WITH C & S COMPANIES FOR THE ENGINEERING/CONSULTING SERVICES AND AUTHORIZE THE CLERK TO EXECUTE THE NECESSARY RESOLUTIONS FOR THE GRANT OFFERS**

TR20/03-03

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice Chair Foster, to approve acceptance of grant offers from the FAA and MDOT for the funding of the Airport's FY2021 capital improvement projects and authorize the Chair to execute the grant offers, execute contracts with C & S Companies for the engineering/consulting services and authorize the Clerk to execute the necessary resolutions for the grant offers.

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Robert Scolnik, Rillastine Wilkins, Susie Hughes

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: None **Motion Carried**

2020-129 **AUTHORIZE THE ACCEPTANCE OF A PROPOSAL FROM LIGHT & BREUNING, INC. IN RESPONSE TO RFP 20-2374 IN THE AMOUNT OF $132,588.00 AND FURTHER AUTHORIZE THE CHAIR TO EXECUTE A CONTRACT FOR SAME**

TR20/03-04

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice Chair Foster, to authorize the acceptance of a proposal from Light & Breuning, Inc. in response to RFP 20-2374 in the amount of $132,588.00 and further authorize the Chair to execute a contract for same.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Robert Scolnik, Rillastine Wilkins, Susie Hughes

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: None **Motion Carried**

2020-130 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE PUBLIC NOTICE REGARDING THE FY2020 FEDERAL OPERATING AND CAPITAL ASSISTANCE APPLICATION AND TO AUTHORIZE STAFF TO EXECUTE THE ELECTRONIC GRANT APPLICATION IF THERE IS NO REQUEST FOR PUBLIC HEARING**

TR20/03-05

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice Chair Foster, to authorize the Muskegon Area Transit System to publish the public notice regarding the FY2020 Federal Operating and Capital assistance application and to authorize staff to execute the electronic grant application if there is no request for public hearing.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Robert Scolnik, Rillastine Wilkins, Susie Hughes

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: None **Motion Carried**

2020-131 **AUTHORIZE MATS TO ISSUE A REQUEST FOR PROPOSALS FOR A TWO-YEAR PERIOD OF AD-HOC ENGINE-RELATED DIAGNOSTIC AND MAINTENANCE SERVICES ON DIESEL AND CNG BUSES WITH CUMMINS ENGINES**

TR20/03-06

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice Chair Foster, to authorize MATS to issue a Request for Proposals for a Two-Year Period of Ad-Hoc Engine-Related Diagnostic and Maintenance Services on Diesel and CNG Buses with Cummins Engines.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Robert Scolnik, Rillastine Wilkins, Susie Hughes

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: None **Motion Carried**

2020-132 **APPROVE A CONTRACT WITH ARFF SPECIALISTS TO PROVIDE AIRPORT RESCUE AND FIREFIGHTING "LIVE BURN" TRAINING IN THE AMOUNT OF $9,400.00, AUTHORIZE THE CHAIR TO EXECUTE MDOT AERONAUTICS ARFF GRANT 2020-0348 IN THE AMOUNT OF $2,000 AND AUTHORIZE THE CLERK TO EXECUTE THE REQUIRED RESOLUTION**

TR20/03-07

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice Chair Foster, to approve a contract with ARFF Specialists to provide Airport Rescue and Firefighting "Live Burn" training in the amount of $9,400.00, authorize the Chair to execute MDOT Aeronautics ARFF grant 2020-0348 in the amount of $2,000 and authorize the Clerk to execute the required resolution.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Robert Scolnik, Rillastine Wilkins, Susie Hughes

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: None **Motion Carried**

2020-133 **REMOVE 50% OF ALL MATS BUSES FROM THE ROADS DURING THE CORONAVIRUS CRISIS FOR THE SAFETY OF THE PASSENGERS SO THAT 50% OF THE BUSES CAN BE SANITIZED WHILE THE OTHER 50% ARE ON THE ROADS**

TR20/03-08

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice Chair Foster, to remove 50% of all MATS buses from the roads during the Coronavirus crisis for the safety of the passengers so that 50% of the buses can be sanitized while the other 50% are on the roads.

Roll call:

2020-134 **TABLE MOTION TR20/03-08 DUE TO LACK OF INFORMATION AND UNTIL AFTER THE SPECIAL DIRECTORS/ELECTED OFFICIALS/ COURT ADMINISTRATORS MEETING REGARDING THE CORONAVIRUS BEING HELD AT 7:30 A.M. ON FRIDAY, MARCH 13, 2020**

TR20/03-09

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice Chair Foster, to table motion TR20/03-08 due to lack of information and until after the special directors/elected officials/court administrators meeting regarding the Coronavirus being held at 7:30 a.m. on Friday, March 13, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Robert Scolnik, Rillastine Wilkins, Susie Hughes

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: None **Motion Carried**

2020-135 **APPROVE THE PARKS DEPARTMENT'S PURCHASE OF A NEW 2020 ¾ TON 4X4 6.6L GAS PICK-UP TRUCK CAB AND CHASSIS ONLY, WITH PARKS DEPARTMENT FUNDS**

CD/SP20/03-02
The Community Development/Strategic Planning Committee recommends, moved by Vice Chair Foster, seconded by Commissioner Hovey-Wright, to approve the Parks Department's purchase of a new 2020 ¾ ton 4x4 6.6L gas pick-up truck cab and chassis only, with Parks Department funds.

Discussion ensued.

Roll call:

Yes: Marcia Hovey-Wright, Robert Scolnik,

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: Gary Foster, Zach Lahring, Rillastine Wilkins, Susie Hughes **Motion Fails**

Commissioner Scolnik, noted that Commissioner Snider was on the call but didn't answer the roll call and thought it odd that Commissioner Mahoney would not have called in.

Commissioner Wilkins asked if the purchase of the truck for Parks could be considered at a later date. Chairman Hughes indicated that the motion could be brought before the Board at a later date.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Hughes reminded everyone that Muskegon County continues to be on lock down and asked that everyone stay safe and keep everyone else safe, too.

ADMINISTRATOR'S REPORT

Administrator Eisenbarth reported that the Governor's Executive Order 21 discussed many items but also described critical infrastructure which overlaps action taken by the County Board on March 13th.

2020-136 **CONTINUE WITH THE CLOSURE AS APPROVED BY THE COUNTY BOARD THROUGH SUNDAY, APRIL 5TH AT WHICH TIME THE COUNTY BOARD APPROVES COMPLIANCE WITH THE GOVERNOR'S EXECUTIVE ORDER #21 TO REMAIN CLOSED THROUGH MONDAY, APRIL 13TH**

Moved by Chairman Hughes, seconded by Vice Chair Foster, to continue with the closure as approved by the County Board through Sunday, April 5th at which time the County Board approves compliance with the Governor's Executive Order #21 to remain closed through Monday, April 13th.

Commissioner Lahring expressed concern that County employees are being paid through April 5th and would ask that the County lay off non-essential staff.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Robert Scolnik, Rillastine Wilkins, Susie Hughes

Due to technical difficulties, the votes for Kenneth Mahoney, Charles Nash, and I. John Snider II were not recorded.

No: None **Motion Carried**

Administrator Eisenbarth noted Commissioner Nash voted yes.

Commissioner Nash asked to hold off until he is able to respond to roll call.

Chairman Hughes called a five minute recess to resolve technical issues.

Re-Vote
Roll call on 2020-136 following resolution of technical difficulties:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-137 **APPROVE AND AUTHORIZE THE BOARD CHAIRPERSON AND COUNTY CLERK TO SIGN THE RESOLUTION TO DECLARE A STATE OF EMERGENCY WITHIN MUSKEGON COUNTY DUE TO THE COVID-19 PANDEMIC**

Admin 12-A

Moved by Chairman Hughes, seconded by Vice Chair Foster, to approve and authorize the Board Chairperson and County Clerk to sign the Resolution to declare a State of Emergency within Muskegon County due to the COVID-19 pandemic.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-138 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $1,091,063.43, COVERING THE PERIOD OF MARCH 14, 2020 THROUGH MARCH 25, 2020 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

Admin 12-B

Moved by Vice Chair Foster, seconded by Commissioner Snider, to approve payment of the accounts payable of $1,091,063.43, covering the period of March 14, 2020 through March 25, 2020 for checks as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-139 **EXTEND AUTHORIZATION TO THE BOARD CHAIR AND WAYS AND MEANS CHAIR DURING THE COVID-19 CRISIS TO REVIEW AND APPROVE FOR RELEASE ALL PAYMENTS BEING MADE. THESE PAYMENTS WILL BE BROUGHT BACK TO THE FULL BOARD FOR RETROACTIVE APPROVAL**

Admin 12-C

Moved by Vice Chair Foster, seconded by Commissioner Snider, to extend authorization to the Board Chair and Ways and Means Chair during the COVID-19 crisis to review and approve for release all payments being made. These payments will be brought back to the Full Board for retroactive approval.

Discussion ensued.

Roll call:

Yes: Marcia Hovey-Wright, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash **Motion Carried**

Discussion ensued. Corporate Counsel indicated that Commissioner Hovey-Wright wanted to change her vote. The County Clerk had already announced the vote.

A Re-Vote was requested and taken on 2020-138.
Roll call:

Yes: I. John Snider II,

No: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins, Susie Hughes **Motion Fails**

2020-140 **AUTHORIZE HUMAN RESOURCES TO NOTIFY EMPLOYEES THAT PAPER PAYROLL CHECKS WILL NO LONGER BE PROVIDED AND THAT THEY NEED TO ELECT EITHER DIRECT DEPOSIT OR A DEBIT CARD FROM THIS DATE FORWARD**

Admin 12-D

Moved by Vice Chair Foster, seconded by Commissioner Lahring, to authorize Human Resources to notify employees that paper payroll checks will no longer be provided and that they need to elect either direct deposit or a debit card from this date forward.

Commissioner Nash asked if the debit card would be a cost to employees. Administrator Eisenbarth indicated the employees would not be charged.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None **Motion Carried**

2020-141 **APPROVE THE RESOLUTION AUTHORIZING THE MUSKEGON COUNTY PARKS DEPARTMENT TO APPLY FOR A GRANT FROM THE MICHIGAN NATURAL RESOURCES TRUST FUND FOR THE NUGENT SANDS PROPERTY ACQUISITION PROJECT LOCATED IN NORTON SHORES**

Admin 12-E

Moved by Commissioner Hovey-Wright, seconded by Commissioner Wilkins, to approve the resolution authorizing the Muskegon County Parks Department to apply for a grant from the Michigan Natural Resources Trust Fund for the Nugent Sands Property Acquisition Project located in Norton Shores

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

Administrator Eisenbarth noted future Board Meetings during the closure are as follows:

1. Thursday, April 2nd – Ways & Means; Courts & Public Safety; Human Services Committee Meetings – **All Cancelled**
2. Thursday, April 9th – Community Development; Transportation Committee Meetings – **Web Ex at 3:30 p.m.** and Public Works – **Web Ex at 4:00 p.m.**; - (although it does not look like Public Works will have any motions at this time)
3. Tuesday, April 14th – Full Board. **Either the board room if reopened or by Web Ex at 3:30 p.m.** Any necessary motions that need to come forth because either the committee meeting was cancelled or found necessary by Administration will be brought under the Administrator's Report.

Discussion ensued with agreement that additional WebEx meetings may be scheduled if necessary.

Administrator Eisenbarth reminded Commissioners that the Board approved to continue with the closure as previously approved by the County Board through Sunday, April 5th at which time the County Board approved compliance with the Governor's Executive Order #21 to remain closed through Monday, April 13th The Board also declared Muskegon County in a State of Emergency due to COVID-19. Six other Counties in our region have taken the same action. This action will help internally and externally for the County.

OLD BUSINESS

Commissioner Lahring commented that the WebEx app allows for private chat and asked Corporate Counsel if that is compliant with the Open Meetings Act. Corporate Counsel Homier stated it could not be used to debate/deliberate on public policy by a quorum of the Board. He also added that it obscures transparency and that the chat function may be able to be turned off. Chairman Hughes will check with IT to see if the chat option could be turned off during meetings.

2020-142 **LAY OFF NON-ESSENTIAL EMPLOYEES UNTIL WE RESUME BUSINESS AS NORMAL**

Moved by Commissioner Lahring, seconded by Vice Chair Foster, to lay off non-essential employees until we resume business as normal.

Discussion ensued.

Roll call:

Yes: Zach Lahring

No: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes **Motion Fails**

Commissioner Nash asked, since he did not get a chance to comment during the presentation by Kathy Moore, is there a reason that the (COVID-19) test results come back so slow.

Kathy Moore, Public Health Director, indicated that the State labs can only process so many tests at a time and they are getting so many from across the state and they process 300 tests/day and process those communities where there are known positive cases.

Commissioner Nash asked if they looked at any way to expand that.

Kathy Moore indicated the Governor and the President have looked at ways to bring independent labs onboard and are continuing to look at ways to expand testing and get rapid test results it just hasn't been fully implemented.

Commissioner Hovey-Wright asked if Kathy Moore said that Quest Lab is going to help with something

Public Health Director Moore indicated that Quest has been approved and they have processed three so far. She further indicated that it depends where the provider sends the test for processing. She also indicated the best possible scenario would be if our hospital lab could process at the hospital but they are not there yet.

Commissioner Nash asked if the hospitals were testing here, we don't know if this is spreading faster.

Commissioner Hovey-Wright noted her friend is waiting for necessary surgery and they can't do the surgery because they can't get the test results. Public Health Director Moore noted that they are aware of that situation and have asked the state to move this test up in the queue; a lot of the tests that have been prioritized come back in 72 hours.

Commissioner Scolnik stated the lead story in NY Times is that they've started selling do it yourself testing kits.

Vice Chair Foster asked if the Administrator could provide an update at the next meeting on the unemployment status and if it is feasible. Commissioner Nash asked that we look at a couple scenarios for options.

Administrator Eisenbarth asked and was approve to include furloughs as well as layoffs.

NEW BUSINESS

Commissioner Hovey-Wright has heard from the public that they can't seem to get information about what is going on in the County and what services are still functioning. Administrator Eisenbarth asked Kristin Barnhill to work with departments to update webpages next week. He also stated that Public Health and District Court were working on updating their webpages. It was also noted that Wastewater has updated their website and Facebook page and HealthWest has their page updated on four platforms.

It was asked if the information could have one site where people could get the latest information about what services are still functioning.

Kathy Moore indicated that at the last Director's meeting it was suggested to get a video message out through social media to provide updates for the County so we have been in contact with Julia Rupp at HealthWest and they are helping us write the script and do quick videos to update the community and direct the public to the right place. We do believe that COVID-19 is out there in the community I think we need more leaders urging people to follow the Executive Order for social distancing and stay home.

Commissioner Hovey-Wright announced that people can make donations to United Way and the Muskegon Community Foundation who have jointly started a fund to help people with their needs during this time.

PUBLIC COMMENT

A question was raised about the employee debit card. Chairman Hughes noted that staff will follow up on that question.

2020-142 **MOVED BY COMMISSIONER HOVEY-WRIGHT AND SECONDED BY COMMISSIONER MAHONEY TO ADJOURN**

Meeting adjourned at 4:57 p.m.

_____
Nancy A. Waters, County Clerk

NAW/jmp

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/WebEx Full Board Meeting Tuesday, April 14, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/WebEx Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via WebEx. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was led by Commissioner Mahoney and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel
Ivan Phillips, Information Systems Director

2020-143 **APPROVAL OF THE AGENDA**

Moved by Commissioner Wilkins, seconded by Commissioner Nash, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

Commissioner Lahring asked about people having problems getting in. Chairman Hughes indicated that IT is standing by to help people log on.

Commissioner Lahring indicated that there were a lot of items on agenda that were not sent to committee for debate and conversation.

2020-144 **APPROVE THE MINUTES OF MARCH 26, 2020**

Moved by Commissioner Hovey-Wright, seconded by Commissioner Scolnik, to approve the minutes of March 26, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATION: DIRECTOR OF PUBLIC HEALTH KATHY MOORE – COVID-19

The Health Department continues to update statistics for residents. Currently there are 75 positive cases, up from 41 last week, with 5 deaths. Last weekend they talked about the prevalence within the African American population, which is 56% of the total cases. Across the State of Michigan the rate is 14% positive for the African American population, and nationally the rate is 33%.

PRESENTATION: FINANCE DIRECTOR/ASSISTANT COUNTY ADMINISTRATOR BETH DICK – FY2020 BUDGET REPORT

2020-145 **APPROVE THE VOLUNTARY FURLOUGH OF 23 EMPLOYEES BEGINNING MONDAY, APRIL 20, 2020, AND ENDING WHEN THE EXECUTIVE STAY AT HOME ORDER IS OVER. THIS DECISION IS TO BE REVIEWED AGAIN ON OR BEFORE APRIL 30, 2020, BY A COMMITTEE OR BOARD FOR POSSIBLE ADDITIONAL FURLOUGHS BASED ON UPDATED INFORMATION**

Administrator Eisenbarth recommended, moved by Commissioner Nash, seconded by Commissioner Hovey-Wright, that 23 employees be voluntarily furloughed beginning Monday, April 20, 2020, and ending when the Executive Stay at Home Order is over. This decision is to be reviewed again on or before April 30, 2020, by a Committee or Board for possible additional furloughs based upon updated information.

Discussion ensued.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Gary Foster, Zach Lahring, Robert Scolnik **Motion Carried**

PUBLIC COMMENT (on an agenda item)

William Rudd emailed Chairman Hughes with a question regarding Administrator's Motion 12-C. Chairman Hughes indicated that the Board does not answer questions during Public Comment, and that she would have Administrator Eisenbarth get back with him.

Anna Derouin addressed the Board regarding the safety measures and closing down of MATS, and also responsible spending regarding the Judgment Bond.

Dennis Nauss, Business Agent with Teamsters Local 214, addressed the Board regarding transportation (MATS) lay offs, and regarding Administrator's Item 12-I, Sheriff's request for Hazard Pay. Mr. Nauss also represents JTC employees and hoped that consideration is given to them also since there was no specific request by JTC for Hazard Pay.

COMMUNICATIONS

The following Communications were presented to Commissioners for informational purposes and placed on file:

A. Mecosta County Board of Commissioners Resolution affirming support of the Constitution of United States

COMMITTEE/BOARD REPORTS

2020-146 **APPROVE THE ADOPTION OF THE LICENSE AGREEMENT WITH UNITY CHRISTIAN EVENTS/ALIVE ON THE LAKESHORE TO PROVIDE A LICENSE FOR THE USE OF HERITAGE LANDING AUGUST 5-8, 2020 FOR THE UNITY CHRISTIAN MUSIC FESTIVAL, AND TO AUTHORIZE THE CHAIRPERSON OF THE COUNTY BOARD TO EXECUTE THE AGREEMENT**

CD/SP20/04 - 04

The Community Development and Strategic Planning Committee recommends, moved by Commissioner Hovey-Wright, seconded by Commissioner Mahoney to approve the adoption of the License Agreement with Unity Christian Events/Alive On The Lakeshore to provide a license for the use of Heritage Landing August 5-8, 2020 for the Unity Christian Music Festival, and to authorize the Chairperson of the County Board to execute the agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

TR20/03-08 Removed from agenda.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Hughes thanked IT staff for help with the 191 people who were logged in to WebEx to watch the Board meeting. Chairman Hughes also thanked employees who stepped up with furlough options and have worked from home.

ADMINISTRATOR'S REPORT

2020-147 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE $3,323,235.52 COVERING THE PERIOD OF MARCH 24, 2020 THROUGH APRIL 9, 2020 FOR CHECKS AND PCARD PAYMENTS COVERING THE PERIOD MARCH 1, 2020 THROUGH MARCH 31, 2020 AS PRESENTED BY THE COUNTY CLERK**

Admin 12-A (Administration)
Moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright to approve payment of the accounts payable $3,323,235.52 covering the period of March 24, 2020 through April 9, 2020 for checks and Pcard payments covering the period March 1, 2020 through March 31, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-148 **APPROVE THAT THE BOARD CHAIR SIGN THE ATTACHED ENGAGEMENT LETTER AUTHORIZING PLANTE & MORAN, PLLC TO PERFORM DEPRECIATION RECAPTURE SERVICES FOR THE FORMER BROOKHAVEN MEDICAL CARE FACILITY**

Admin 12-B (Finance)
Moved by Commissioner Snider, seconded by Commissioner Mahoney to approve that the Board Chair sign the attached engagement letter authorizing Plante & Moran, PLLC to perform depreciation recapture services for the former Brookhaven Medical Care Facility.

Discussion ensued including information from Finance Director Beth Dick.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-149 **APPROVE THE ATTACHED RESOLUTION AUTHORIZING ISSUANCE OF 2020 JUDGMENT BONDS (LIMITED TAX GENERAL OBLIGATION) AND AUTHORIZE THE COUNTY CLERK AND THE CHAIR TO SIGN SAID RESOLUTION**

Admin 12-C (Finance)
Moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright to approve the attached Resolution Authorizing Issuance of 2020 Judgment Bonds (Limited Tax General Obligation) and authorize the County Clerk and the Chair to sign said resolution.

Discussion ensued including information from Finance Director Beth Dick.

2020-150 **TABLE BOARD MOTION 2020-149**
Moved by Commissioner Lahring, seconded by Commissioner Wilkins to table Board motion 2020-149.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Charles Nash, I. John Snider II, Rillastine R. Wilkins

No: Kenneth Mahoney, Robert Scolnik, Susie Hughes **Motion Carried**

2020-151 **AUTHORIZE THE COMMISSIONER'S BOARD CHAIRPERSON TO SIGN THE CHECKLIST OPTING INTO THE CARES ACT PENALTY-FREE WITHDRAWAL PROVISION FOR MUSKEGON COUNTY EMPLOYEES**

Admin 12-D (Human Resources)
Moved by Commissioner Nash, seconded by Commissioner Mahoney to authorize the Commissioner's Board Chairperson to sign the checklist opting into the CARES Act penalty-free withdrawal provision for Muskegon County employees.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring, Robert Scolnik, I. John Snider **Motion Carried**

2020-152 **CREATE A DEPUTY CHIEF PUBLIC DEFENDER POSITION WITH PAY GRADE NX-00421, $37.501/HR - $47.702/HR AND APPOINT MANDA MITTEER TO STEP 5, $45.455/HR EFFECTIVE OCTOBER 1, 2019**

Admin 12-E (Public Defender)

Moved by Commissioner Mahoney, seconded by Chairman Hughes to create a Deputy Chief Public Defender position with pay grade NX-00421, $37.501/hr - $47.702/hr and appoint Manda Mitteer to Step 5, $45.455/hr effective October 1, 2019.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-153 **AUTHORIZE LOCAL MUNICIPALITIES TO REPURPOSE AND/OR ADJUST A PORTION OF THEIR FY20 SENIOR MILLAGE ALLOCATION FOR EMERGENCY COVID-19 CRISIS RESPONSE AND SUPPORT**

Admin 12-F (Public Health)

No motion or support. **Motion Failed**

Commissioner Hovey-Wright requested an emergency meeting of the Senior Activities Committee and have this come back to the Board.

2020-154 **APPROVE FY20 SENIOR MILLAGE EMERGENCY COVID-19 CRISIS GRANTS IN THE AMOUNT OF $5,000 EACH, EFFECTIVE IMMEDIATELY THROUGH SEPTEMBER 30, 2020, FOR THE FOLLOWING AGENCIES: AGEWELL SERVICES, ASSOCIATION FOR THE BLIND & VISUALLY IMPAIRED, CITY OF MUSKEGON, CITY OF MUSKEGON HEIGHTS, COMMUNITY ENCOMPASS, LOVE INC, MUSKEGON YMCA, ORCHARD VIEW COMMUNITY EDUCATION, PIONEER RESOURCES, AND RAVENNA TOWNSHIP; AND TO AUTHORIZE THE DESIGNATED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

Admin 12-G (Public Health)

Chairman Hughes recommended bringing this motion back to committee.

Motion Failed

Discussion ensued with Public Health Director Kathy Moore regarding motions 2020-153 and 2020-154.

2020-155 **APPROVE THE SHERIFF'S OFFICE ACCEPTING THE HURON-MANISTEE NATIONAL FOREST COOPERATIVE LAW ENFORCEMENT AGREEMENT (16-LE-11090400-017) BETWEEN THE MUSKEGON COUNTY SHERIFF'S OFFICE AND THE USDA, FOREST SERVICE AND TO HAVE THE SHERIFF SIGN THIS AGREEMENT**

Admin 12-H (Sheriff)
Moved by Commissioner Mahoney, seconded by Commissioner Wilkins to approve the Sheriff's Office accepting the Huron-Manistee National Forest Cooperative Law Enforcement Agreement (16-LE-11090400-017) between the Muskegon County Sheriff's Office and the USDA, Forest Service and to have the Sheriff sign this agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-156 **APPROVE A $125.00 WEEKLY "HAZARD PAY" STIPEND TO ALL MCOLES CERTIFIED AND CORRECTIONS CERTIFIED STAFF FOR AN ESTIMATED PERIOD OF MARCH 16 – JUNE 1, 2020, OR UNTIL THE GOVERNOR'S EXECUTIVE ORDER IS LIFTED**

Admin 12-I (Sheriff)
Moved by Commissioner Wilkins, no support given. **Motion Failed**

2020-157 **APPROVE THE CREATION AND FILLING OF TWO (2) ADDITIONAL PT SHERIFF MARINE DEPUTY SEASONAL POSITIONS AT PAY TABLE/GRADE TS-00200, $9.45/HR - $9.95/HR, APPROVE AN ADDITIONAL $1,000.00 FOR TRAINING AND AMEND THE BUDGET ACCORDINGLY**

Admin 12- J (Sheriff)
Moved by Commissioner Snider, seconded by Commissioner Mahoney to approve the creation and filling of two (2) additional PT Sheriff Marine Deputy Seasonal Positions at Pay Table/Grade TS-00200, $9.45/hr - $9.95/hr, approve an additional $1,000.00 for training and amend the budget accordingly.

Discussion ensued.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring, Charles Nash, Gary Foster **Motion Carried**

2020-158 **APPROVE TO WAIVE THE FORMAL BIDDING LEVEL REQUIREMENT AND ACCEPT THE DEPARTMENT LEVEL QUOTES TO DELL FOR THE PURCHASE OF WINDOWS 10 DESKTOP SOFTWARE AND AUTHORIZE THE BOARD TO SIGN THE AGREEMENT WITH DELL FOR $241,726.00 AND ADJUST THE BUDGET ACCORDINGLY**

Admin 12-K (Information Systems)
Moved by Commissioner Nash, seconded by Commissioner Snider to approve to waive the Formal Bidding Level requirement and accept the Department Level Quotes to Dell for the purchase of Windows 10 desktop software and authorize the Board to sign the agreement with Dell for $241,726.00 and adjust the budget accordingly.

Discussion ensued with input from IT Director Ivan Phillips.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-159 **APPROVE TO WAIVE THE REQUIREMENT FOR PROCUREMENT LEVEL QUOTES AND ALLOW DEPARTMENT LEVEL QUOTES AWARDING TO SENTINEL THE PURCHASE OF BACKUP HARDWARE AND SOFTWARE, AUTHORIZE THE BOARD CHAIR TO SIGN THE AGREEMENT WITH SENTINEL FOR $146,824.00 AND AMEND THE BUDGET ACCORDINGLY**

Admin 12-L (Information Systems)
Moved by Commissioner Nash, seconded by Commissioner Hovey-Wright to approve to waive the requirement for Procurement Level Quotes and allow Department Level Quotes awarding to Sentinel the purchase of backup hardware and software, authorize the Board Chair to sign the agreement with Sentinel for $146,824.00 and amend the budget accordingly.

Discussion ensued with input from IT Director Ivan Phillips.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Sheriff Poulin addressed questions regarding staffing at jail, furloughs, and the motion that failed regarding hazard pay.

OLD BUSINESS

2020-160 **AUTHORIZE LOCAL MUNICIPALITIES TO REPURPOSE AND/OR ADJUST A PORTION OF THEIR FY20 SENIOR MILLAGE ALLOCATION FOR EMERGENCY COVID-19 CRISIS RESPONSE AND SUPPORT**

Admin 12-F (Public Health)
Moved by Commissioner Lahring, seconded by Vice-Chair Foster to revisit Administrator's Item 12-F.

Discussion ensued.

Roll call:

Yes: Gary Foster, Zach Lahring, Robert Scolnik, Rillastine R. Wilkins

No: I. John Snider, Marcia Hovey Wright, Kenneth Mahoney, Charles Nash, Susie Hughes **Motion Failed**

NEW BUSINESS

None.

PUBLIC COMMENT

Rebecca Place thanked the Board regarding furloughs.

Anna Derouin clarified that her previous comments were agenda items. She is concerned about people who ride bus. Ms. Derouin also addressed the Board regarding the Webex meetings, that voices phase out, and that there are phones ringing and papers rustling in the background.

Jennifer Hodges, Supervisor Muskegon Charter Township, thanked the Administrator for his communication during the last couple of weeks.

Christine Morris addressed the Board that if they are thinking about layoffs to keep in mind the bumping that would happen. Ms. Morris also commented that the Governor is not allowing motorized boats on the water.

Tony Barnes, Dalton Township Supervisor, commented that Administration is doing an excellent job with communication. Mr. Barnes also wanted to caution Commissioners from putting too much on Kathy Moore, stating she's done an excellent job. He also spoke regarding MATS and the airport.

FINAL BOARD COMMENTS

Commissioner Lahring suggested that people file an Open Meetings Act violation if they couldn't get in to make comments.

Commissioner Nash suggested the Board give the staff a hand (applause given) regarding the hard work and due diligence that they are doing through this pandemic.

Commissioner Scolnik stated that the motion to table the Judgment Bond motion was made too quickly since the interest is adding up. Commissioner Nash noted that they could get the interest information from Finance Director Beth Dick so that they can make a decision as soon as possible.

2020-160 **MOVED TO ADJOURN**

Meeting adjourned at 6:25 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at the next Full Board Meeting.

Impact of the COVID-19 Crisis

Impact of COVID-19 Crisis

- Unlike the businesses that operate in the private sector, we in public service have a different purpose entirely. In those rare and extreme circumstances when our offices must be closed to the public, the needs of those we serve not only remain, they are often magnified. The restaurant that has been closed for the past three weeks will never again need to prepare and serve the meals that were never ordered. The shuttered bowling alley doesn't need to reschedule every frame that its patrons didn't bowl.

- However, every day since March 16th there have been citizens in this county that have needed things like birth or death certificates, have needed to have their legal claims heard by a judge, have needed the protection of our laws as provided by our law enforcement officers as well as needed public health and mental health services. Those needs not only remain, they continue to grow every day – whether we are open or closed – and eventually each one needs to be addressed. That is why it is crucial that we have trained and capable staff available to meet and address the needs of our citizens during the Governor's Stay Home Stay Safe Executive Order as well as the very moment that we are able to safely open our doors to the public.

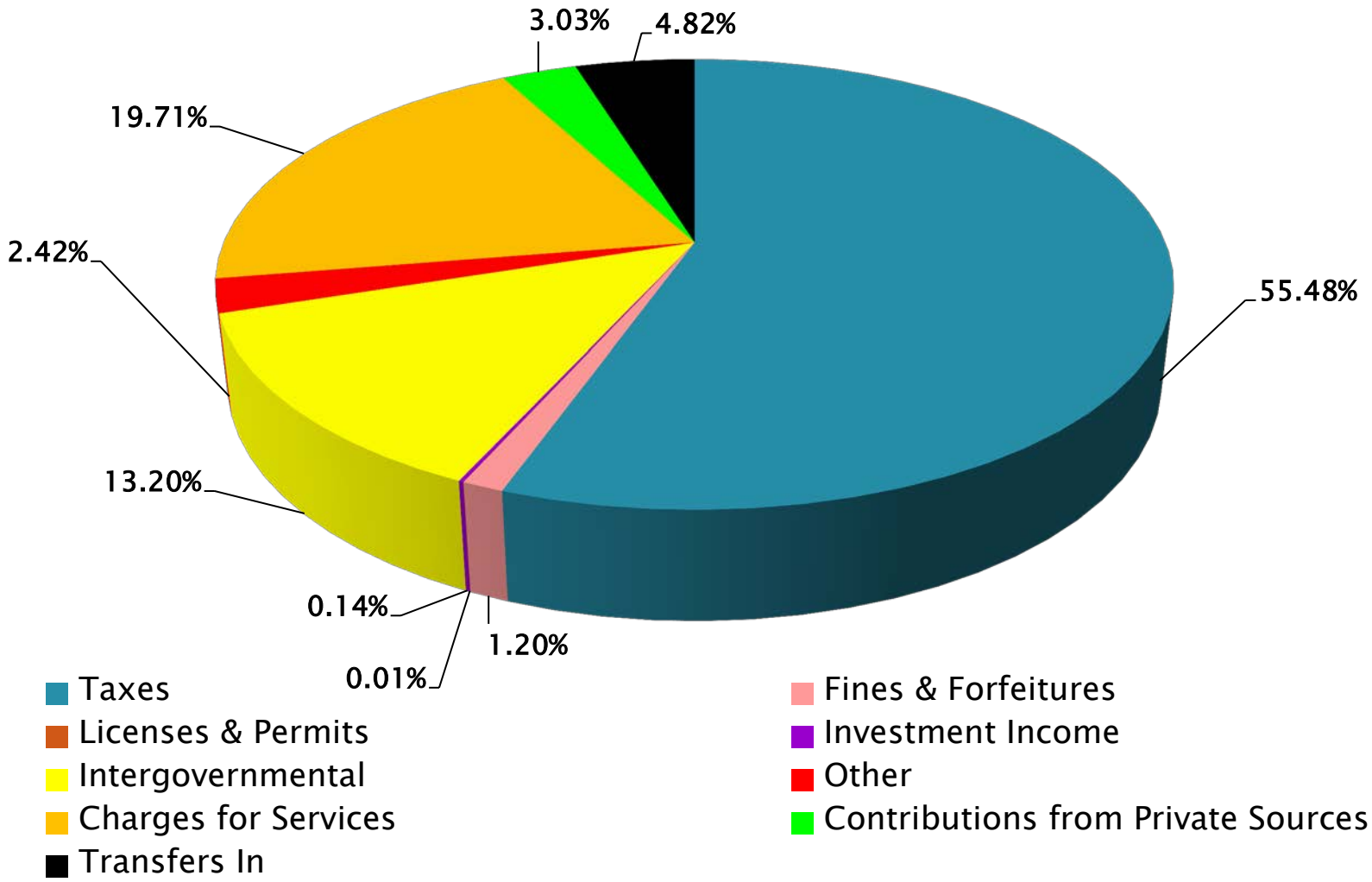
Impact of COVID-19 Crisis

- The Board requested information on the impact of the COVID-19 crisis on the County's finances
- Information gathering has been occurring over the last 2 weeks
- Depts. were asked to estimate impact on revenues due to the COVID-19 crisis
- There are still many unknowns
  - How long will the crisis/closure last?
  - What revenue losses are permanent?
  - What revenue losses will be recovered when we are back open?
  - What state/federal assistance is available?

Financial Structure

General Fund	Special Revenue	Debt/Capital Projects	Internal Service	Enterprise
Board	HealthWest	Jail/JTC	Equipment Revolving	Airport
Circuit/District/ Probate Courts	Public Health	Hall of Justice	Information Technology	Solid Waste
Sheriff Jail, Road Patrol, Court & Bldg Security	Family Court	CMH Building	Office Services	Regional Water System
Prosecutor	Child Care Fund (JTC)	Public Improvement	Insurance	Wastewater System
County Clerk	Parks	Pension Bonds		Land Bank
Treasurer	Accommodations Tax (CVB)			Transit
Register of Deeds	Blight Elimination			Delinquent Taxes
Drain Commissioner	Community Corrections			
Administration	Marine Safety			
Finance	Emergency Services			
Human Resources	Township Patrols			
Equalization	Senior Millage			
Facilities Mgmt	Dept. of Vets			
	Public Defender			

General Fund Revenues by Category



Impact of COVID-19 Crisis

- General Fund – FY2020 $50.289M in budgeted revenues

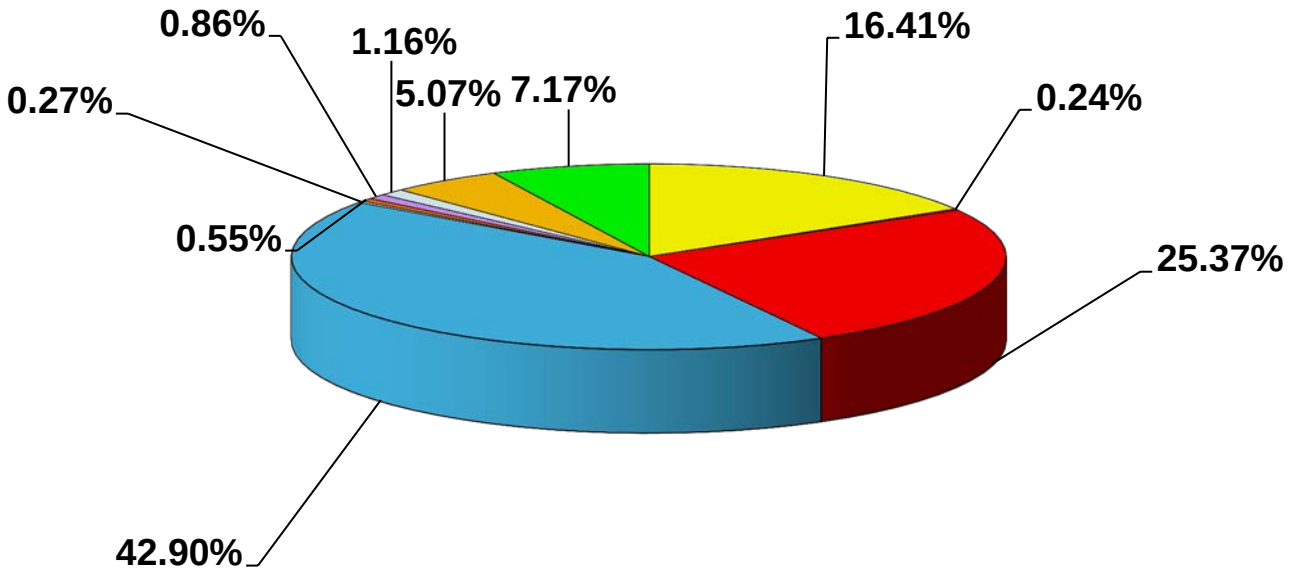
- Property tax revenues – $26.843M – 53%
  - Not expected to be impacted by crisis
  - Levied on July 1st collected through September
  - Budgeted 3.0% increase in TV, est. to date is 3.5% increase
  - Possibility of more delinquent taxes due to COVID-19
  - Cash flow could be impacted as a result

- State Revenue Sharing – $3.774M
  - Funds come from sales taxes collected by State
  - County receives payments quarterly
  - COVID-19 will definitely impact not sure to what extent

Impact of COVID-19 Crisis

- Personal Property Tax Reimbursement – $1.487M
  - State reimburses County for personal property exemption losses
  - Receive one payment in October and one in May
  - These payments are not subject to annual appropriation
  - Legislature could amend the Local Community Stabilization Act to cut
- Charges for Services – $10.111M
  - Various depts. receive revenues for services performed
    - Register of Deeds – $1.196M
    - District Court – $1.709M
    - Circuit Court – $.240M
    - Equalization – $1.089M
    - Sheriff – $1.950M
    - Animal Control – $.446M
    - County Clerk – $.472M
    - Administrative Cost Allocation – $2.232M

All Funds Revenues by Category



Impact of COVID-19 Crisis

- District Court/Sobriety Court – $2.323M GF/$538k Other Revenues
  - Revenues down$35,600/week of closure
  - 50 staff – 10 working FT, 36 working PT, 4 not working
- Circuit Court/Family Court – $252k GF/$6.853M Revenues
  - No change in revenues
  - 86 staff – all working FT
- Probate Court – $50k GF Revenues
  - Revenues down 25% during the closure
  - 7 staff – all working FT
- Equalization – $1.089M GF Revenues
  - No change in revenues
  - 20 staff – all working FT
- County Clerk/Circuit Court Records/Elections – $519k GF/$78k Other Revenues
  - Revenues could be down some – amount unknown
  - 12 staff – 3 working FT, 9 working PT

Impact of COVID-19 Crisis

- **Register of Deeds – $1.3M GF/$174k Other Revenues**
  - March revenues are down 37% from last year
  - 6 staff – all working FT
- **Treasurer/Delinq. Tax/Land Bank – $39.3M GF/$4.1M Other Revenues**
  - No change in revenues
  - 12 staff – 8 working FT, 4 working PT
- **Drain Commissioner – $77k GF Revenues**
  - No change in revenues
  - 2 staff working FT
- **Prosecutor – $48k GF/$475k Other Revenues**
  - No change in revenues
  - 33 staff – 3 working FT, 30 working PT
- **Human Resources – $85k GF Revenues**
  - No change in revenues
  - 12 staff – depending on week 4-10 working FT, 2-8 working PT

Impact of COVID-19 Crisis

- **Sheriff – $2.316M GF/$1.310M Other Revenues**
  - Some revenue reductions due to lower inmate population reducing state reimbursements and other fees
  - Staff
    - Jail – 51 staff – 50 working FT, 1 on military leave
    - Road Patrol – 35 staff all working FT
    - Courtroom Security – 11 staff all working FT
    - Building Security – 7 hourly staff none working
    - Community Corrections – 6 staff –1 working FT, 5 not working
    - Administration – 4 staff all working FT
    - Records – 8 staff – 6 working FT, 2 not working

Impact of COVID-19 Crisis

- **Accounting**
  - No revenues
  - 9 staff – 7 working FT, 2 working PT
- **Administration**
  - No revenues
  - 4 staff all working FT
- **Public Health – $6.324M Revenues**
  - Possible grant revenue loss resulting in deficit of $262k
  - 55 Staff – 7 working FT, 34 working PT, 14 not working
- **HealthWest – $66.527M Revenues**
  - No financial loss anticipated, more state revenues available
  - 379 staff all working FT
- **Public Defender – $2.703M Revenues**
  - No reduction in grant revenues is anticipated
  - 21 staff – 1 working FT, 20 working PT
- **JTC – $2.627M Revenues**
  - No change in revenues
  - 31 staff all working in accordance with their schedule (some hourly)

Impact of COVID-19 Crisis

- **Convention and Visitors Bureau – $1.799M Revenues**
  - Hotel rooms are at 5-25% occupancy
  - Anticipate loss in revenues of $86k for April and $122k in May
  - 6 staff – 4 working FT, 2 not working
- **Parks – $854k Revenues**
  - Lost in revenues for May est. $35k
  - 3 staff – 2 working FT, 1 working PT
- **Emergency Services – $339k Revenues**
  - No change in budgeted revenues, possibility of additional grant revenues available
  - 1 staff working FT
- **Transit – $7.487M Revenues**
  - Loss in local fare revenues, advertising revenues, commissions and concession revenues
  - Federal resources have been made available to offset these losses
  - 47 staff – 11 working FT, 21 working PT, 15 not working
- **Airport – $1.583M Revenues**
  - Estimate loss of $50,000 in parking lot, commissions and passenger facility charges
  - 7 staff – all staff working FT

Impact of COVID-19 Crisis

- **Information Systems – $2.966M Revenues**
  - No change in revenues
  - 12 staff – all working FT
- **Office Services – $534k Revenues**
  - Revenues are based on usage by internal depts.
  - 2 staff both working PT
- **Dept. of Veterans Affairs – $412k Revenues**
  - No change in revenues
  - 2 staff both working FT
- **Public Works (Facilities Mgmt/Solid Waste/Regional Water) – $247k GF/$7.238M Other Revenues**
  - Facilities Management – no change in revenues
  - Solid Waste and Regional Water revenues are up
  - 22 staff – 21 working FT, 1 working PT
- **Wastewater – $19.718M Revenues**
  - Revenues are currently higher than budget
  - 42 staff – 40 working FT, 2 not working

Impact of COVID-19 Crisis (in millions)

General Fund Revenues	Budget	Adjs.	Revised
Taxes	$27.874		$27.874
Federal	.044		.044
State	6.583	(.472)	6.111
DTE Test & Tune	1.521		1.521
Charges for Svcs	10.111	(.514)	9.597
Fines & Forfeits.	.602		.602
Investment Income	.070		.070
Rentals	.133		.133
Other	1.152		1.152
Transfers In	2.199		2.199
Total	$50.289	$.986	$49.303

Note: Adjustments reflect the impact of COVID-19 crisis through May 1st

Impact of COVID-19 Crisis Options

Furlough	Layoff
1) Maintain status as County employee	1) Employee is separated from County employment
2) Flexibility on how many unpaid hours/week	2) 100% of hours are not paid by County
3) Maintain employee health insurance benefits	3) Health insurance benefits terminated
4) Maintain sick and vacation leave accruals and seniority	4) Accumulated sick and vacation balance would be paid out
5) No union bumping option	5) Bumping rights involved with union positions
6) Employee is able to file for unemployment	6) Able to file for unemployment
7) Flexibility to resume working	7) Recall process involved to return to work with County
8) Can implement next day	8) Requires notification period of 7 to 14 days

Impact of COVID-19 Crisis Options

- Recommendation
  - Permission to begin the furlough process with Department Heads on an individual basis

plante moran

Plante & Moran, PLLC
27400 Northwestern Highway
P.O. Box 307
Southfield, MI 48037-0307
Tel: 248.352.2500
Fax: 248.352.0018
plantemoran.com

March 9, 2020

Ms. Susie Hughes
Brookhaven Medical Care Facility
990 Terrace Street
Muskegon, MI 49442

Dear Susie:

Thank you for your request for Plante & Moran, PLLC ("PM") to assist you. This letter and the accompanying Professional Services Agreement, which is hereby incorporated as part of this engagement letter, confirms our understanding of the nature, limitations, and terms of the services Plante & Moran, PLLC (PM) will provide to Brookhaven Medical Care Facility ("The Maples").

Scope of Services

The preparation of the completion of Depreciation Recapture for Brookhaven Medical Care Facility.

Fees and Payment Terms

Our fee for this engagement, subject to the terms and conditions of the accompanying Professional Services Agreement, will be based on the value of services provided. It is our practice to bill for transaction assistance on an hourly basis, due to the difficulty in estimating the complexity of the issues encountered and the variability of transaction terms. Fees for ongoing cost reporting or other predictable projects are typically quoted on a fixed fee basis. Our standard hourly rates for partners range from $350 - $425 per hour. Fees for staff range from $120-$220 per hour. In the event an invoice is not paid timely, a late charge in the amount of 1.25 percent per month will be added, beginning 30 days after the date of the invoice. We estimate that the preparation of the depreciation recapture will take between 10 and 20 hours and the estimated fee for the engagement will be $3,000 to $6,000 plus all reasonable and necessary travel and out-of-pocket costs incurred. If documentation is not received by the date indicated in the "Timing of Services" section, additional fees may be assessed.

If you are in agreement with our understanding of this engagement, as set forth in this engagement letter and the accompanying Professional Services Agreement, please sign the enclosed copy of this letter and return it to us with the accompanying Professional Services Agreement.

Thank you for the opportunity to serve you.

Very truly yours,

Plante & Moran, PLLC

Betsy V. Rust, CPA
Partner

Agreed and Accepted

We accept this engagement letter and the accompanying Professional Services Agreement, which set forth the entire agreement between Brookhaven Medical Care Facility and Plante & Moran, PLLC with respect to the services specified in the "Scope of Services" section of this engagement letter. This agreement may be amended by written agreement between Plante & Moran, PLLC and Brookhaven Medical Care Facility.

Brookhaven Medical Care Facility

_____ _____
Ms. Susie Hughes Date

_____

Professional Services Agreement – Consulting Services
Addendum to Plante & Moran, PLLC Engagement Letter

This Professional Services Agreement is part of the engagement letter for our consulting services dated March 9, 2020 between Plante & Moran, PLLC (referred to herein as "PM") and Brookhaven Medical Care Facility (referred to herein as "The Maples").

1. **Management Responsibilities** – The consulting services PM will provide are inherently advisory in nature. PM has no responsibility for any management decisions or management functions in connection with its engagement to provide these services. Further, The Maples acknowledges that The Maples is responsible for all such management decisions and management functions; for evaluating the adequacy and results of the services PM will provide and accepting responsibility for the results of those services; and for establishing and maintaining internal controls, including monitoring ongoing activities, in connection with PM's engagement. The Maples has designated Ms. Susie Hughes, to oversee the services PM will provide.

   The Maples represents and warrants that any and all information that it transmits to PM will be done so in full compliance with all applicable federal, state, and foreign privacy and data protection laws, as well as all other applicable regulations and directives, as may be amended from time to time (collectively, "Data Privacy Laws"). The Maples shall not disclose personal data of data subjects who are entitled to certain rights and protections afforded by applicable federal, state, and foreign privacy and data protection laws ("Personal Data") to PM without prior notification to PM. The Maples shall make reasonable efforts to limit the disclosure of Personal Data to PM to the minimum necessary to accomplish the intended purpose of the disclosure to PM.

2. **Nature of Services** – PM's will be information and records provided to PM by The Maples. PM will rely on such underlying information and records and the will not include audit or verification of the information and records provided to PM in connection with the project activities.

   The PM will perform will not constitute an examination or audit of any The Maples financial statements or any other items, including The Maples internal controls. This engagement also will not include preparation or review of any tax returns or consulting regarding tax matters. If The Maples requires financial statements or other financial information for third-party use, or if The Maples requires tax preparation or consulting services, a separate engagement letter will be required. Accordingly, The Maples agrees not to associate or make reference to PM in connection with any financial statements or other financial information of The Maples. In addition, PM's engagement is not designed and cannot be relied upon to disclose errors, fraud or illegal acts that may exist. However, PM will inform you of any such matters that come to PM's attention.

3. **Use of Report** – At the conclusion of PM's project activities, PM will provide The Maples with a written report as described in this engagement letter. PM's report will be restricted solely to use by management The Maples and The Maples agrees that PM's report will not be distributed to any outside parties for any purpose other than to carry out legal responsibilities of The Maples. PM will have no responsibility to update PM's report for any events or circumstances that occur or become known subsequent to the date of that report.

4. **Confidentiality, Ownership and Retention of Workpapers** – During the course of this engagement, PM and PM staff may have access to proprietary information of The Maples, including, but not limited to, information regarding general ledger balances, financial transactions, trade secrets, business methods, plans, or projects. PM acknowledges that such information, regardless of its form, is confidential and proprietary to The Maples. PM will comply with all applicable ethical standards, laws, and regulations as to the retention, protection, use and distribution of such confidential client information. Except to the extent set forth herein, PM will not disclose such information to any third party without the prior written consent of The Maples.

   In the interest of facilitating PM's services to The Maples, PM may communicate or exchange data by internet, e-mail, facsimile transmission or other electronic methods. While PM will use its best efforts to keep such communications and transmissions secure in accordance with PM's obligations under applicable laws and professional standards, The Maples recognizes and accepts that PM has no control over the unauthorized interception of these communications or transmissions once they have been sent, and consents to PM's use of these electronic devices during this engagement.

   Professional standards require that PM create and retain certain workpapers for engagements of this nature. All workpapers created in the course of this engagement are and shall remain the property of PM. PM will maintain the confidentiality of all such workpapers as long as they remain in PM's possession.

   Both The Maples and PM acknowledge, however, that PM may be required to make its workpapers available to regulatory authorities or by court order or subpoena in a legal, administrative, arbitration, or similar proceeding in

which PM is not a party. Disclosure of confidential information in accordance with requirements of regulatory authorities or pursuant to court order or subpoena shall not constitute a breach of the provisions of this agreement. In the event that a request for any confidential information or workpapers covered by this agreement is made by regulatory authorities or pursuant to a court order or subpoena, PM agrees to inform The Maples in a timely manner of such request and to cooperate with The Maples should The Maples attempt, at The Maples cost, to limit such access. This provision will survive the termination of this agreement. PM's efforts in complying with such requests will be deemed billable to The Maples as a separate engagement. PM shall be entitled to compensation for its time and reasonable reimbursement of its expenses (including legal fees) in complying with the request.

PM reserves the right to destroy, and it is understood that PM will destroy, workpapers created in the course of this engagement in accordance with PM's record retention and destruction policies, which are designed to meet all relevant regulatory requirements for retention of workpapers. PM has no obligation to maintain workpapers other than for its own purposes or to meet those regulatory requirements.

Upon The Maples written request, PM may, at its sole discretion, allow others to view any workpapers remaining in its possession if there is a specific business purpose for such a review. PM will evaluate each written request independently. The Maples acknowledges and agrees that PM will have no obligation to provide such access or to provide copies of PM's workpapers, without regard to whether access had been granted with respect to any prior requests.

5. **Consent to Disclosures to Service Providers** – In some circumstances, PM may use third-party service providers to assist with an engagement. In those circumstances, PM will require any such third-party service provider to: (i) maintain the confidentiality of any information furnished; and (ii) not use any information for any purpose unrelated to assisting with PM's services for The Maples. In order to enable these service providers to assist PM in this capacity, The Maples, by its duly authorized signature on the accompanying engagement letter, consents to PM's disclosure of all or any portion of The Maples information to such service providers to the extent such information is relevant to the services the third-party service provider may provide and agrees that PM's disclosure of such information for such purposes shall not constitute a breach of the provisions of this agreement. The Maples consent shall be continuing until the services provided for this engagement agreement are completed.

6. **Protected Health Information** – If and to the extent PM needs to review protected health information ("PHI") as defined under the Health Insurance Portability and Accountability Act of 1996 ("HIPAA") to perform the engaged services, PM and The Maples. agree to separately execute a Business Associate Agreement and The Maples. agrees to make reasonable efforts to limit the disclosure of any PHI to the minimum amount necessary to accomplish the intended purpose of the disclosure to PM.

7. **Fee Quotes** – In any circumstance where PM has provided estimated fees, fixed fees or not-to-exceed fees ("Fee Quotes"), these Fee Quotes are based on The Maples personnel providing PM staff the assistance necessary to satisfy The Maples responsibilities under the scope of services. This assistance includes availability and cooperation of those The Maples personnel relevant to PM's and providing needed information to PM in a timely and orderly manner. In the event that undisclosed or unforeseeable facts regarding these matters causes the actual work required for this engagement to vary from PM's Fee Quotes, those Fee Quotes will be adjusted for the additional time PM incurs as a result.

   In any circumstance where PM's work is rescheduled, PM offers no guarantee, express or implied, that PM will be able to meet any previously established deadline related to the completion of PM's work. Because rescheduling its work imposes additional costs on PM, in any circumstance where PM has provided Fee Quotes, those Fee Quotes may be adjusted for additional time PM incurs as a result of rescheduling its work.

   PM will advise The Maples in the event these circumstances occur; however, it is acknowledged that the exact impact on the Fee Quote may not be determinable until the conclusion of the engagement. Such fee adjustments will be determined in accordance with the Fee Adjustments provision of this agreement.

8. **Payment Terms** – PM invoices for professional services are due upon receipt unless otherwise specified in this engagement letter. In the event any of PM's invoices are not paid in accordance with the terms of this agreement, PM may elect, at PM's sole discretion, to suspend work until PM receives payment in full for all amounts due or terminate this engagement. In the event that work is suspended, for nonpayment or other reasons, and subsequently resumed, PM offers no guarantee, express or implied, that PM will be able to meet any previously established deadlines related to the completion of PM's consulting work or issuance of PM's consulting report upon resumption of PM's work. The Maples agrees that in the event that work is suspended, for non-payment or other reasons, PM shall not be liable for any damages that occur as a result of PM ceasing to render services.

9. **Fee Adjustments** – Any fee adjustments for reasons described in this agreement will be determined based on the actual time expended by PM staff at, plus related costs PM incurs, and included as an adjustment to PM's invoices

related to this engagement. The Maples acknowledges and agrees that payment for all such fee adjustments will be made in accordance with the payment terms provided in this agreement.

10. **Exclusion of Certain Damages** – Except to the extent finally determined to have resulted from PM's gross negligence or willful misconduct, The Maples agrees to limit the liability of PM or any of PM's officers, directors, partners, members, managers, employees, affiliated, parent or subsidiary entities, and approved third party service providers (collectively, "PM Persons") for any and all claims, losses, costs, and damages of any nature whatsoever so that the total aggregate liability of PM and/or the PM Persons to The Maples shall not exceed the total fees paid by The Maples to PM for the services provided in connection with this engagement agreement. The Maplesand PM agree that these limitations on PM's maximum liability are reasonable in view of, among other things, the scope of the services PM is to provide, The Maples responsibility for the management functions associated with PM's consulting services, and the fees PM is to receive under this engagement. In no event shall PM be liable to The Maples, whether a claim be in tort, contract, or otherwise, for any consequential, indirect, lost profit, punitive, exemplary, or other special damages. PM and The Maples agree that these limitations apply to any and all liabilities or causes of action against PM, however alleged or arising, unless to the extent otherwise prohibited by law. This provision shall survive the termination of this engagement.

    In the event this engagement agreement expressly identifies multiple phases of services, the total aggregate liability of PM to The Maples shall be limited to no more than the total amount of fees paid by The Maples for the particular phase of services alleged to have given rise to any such liability.

11. **Defense, Indemnification, and Hold Harmless** – As a condition of PM's willingness to perform the services provided for in the engagement letter, The Maples agrees to defend, indemnify and hold PM and the PM Persons harmless against any claims by third parties for losses, claims, damages, or liabilities, to which PM or the PM Persons may become subject in connection with or related to the services performed in the engagement, unless a court having jurisdiction shall have determined in a final judgment that such loss, claim, damage, or liability resulted primarily from the willful misconduct or gross negligence of PM, or one of the PM Persons. This defense, indemnity and hold harmless obligation includes the obligation to reimburse PM and/or the PM Persons for any legal or other expenses incurred by PM or the PM Persons, as incurred, in connection with investigating or defending any such losses, claims, damages, or liabilities.

12. **Receipt of Legal Process** – In the event PM is required to respond to a subpoena, court order, or other legal process (in a matter involving The Maples but not PM) for the production of documents and/or testimony relative to information PM obtained and/or prepared during the course of this engagement, The Maples agrees to compensate PM for the affected PM staff's time at such staff's current hourly rates, and to reimburse PM for all of PM's out-of-pocket costs incurred associated with PM's response unless otherwise reimbursed by a third party.

13. **Termination of Engagement** – This agreement may be terminated by either party upon written notice. Upon notification of termination, PM's services will cease, and PM's engagement will be deemed to have been completed. The Maples will be obligated to compensate PM for all time expended and to reimburse PM for related costs PM incurs through the date of termination of this engagement.

14. **Time Limits** – Except for actions to enforce payment of PM's invoices and without limiting any claims for indemnification hereunder, any claim or cause of action arising under or otherwise relating to this engagement must be filed within two years from the completion of the engagement without regard to any statutory provision to the contrary.

15. **Entire Agreement** – This engagement agreement is contractual in nature and includes all of the relevant terms that will govern the engagement for which it has been prepared. The terms of this letter supersede any prior oral or written representations or commitments by or between the parties regarding the subject matter hereof. Any material changes or additions to the terms set forth in this letter will only become effective if evidenced by a written amendment to this agreement, signed by all of the parties.

16. **Severability** – If any provision of this engagement agreement (in whole or part) is held to be invalid or otherwise unenforceable, the other provisions shall remain in full force and effect.

17. **Conflicts of Interest** – PM's engagement acceptance procedures include a check as to whether any conflicts of interest exist that would prevent acceptance of this engagement. No such conflicts have been identified. The Maples understands and acknowledges that PM may be engaged to provide professional services, now or in the future, unrelated to this engagement to parties whose interests may not be consistent with interests of The Maples.

18. **Agreement Not to Influence** – The Maples and PM each agree that each respective organization and its employees will not endeavor to influence the other's employees to seek any employment or other contractual arrangement with it, during this engagement or for a period of one year after termination of the engagement. The

Maples agrees that PM employees are not "contract for hire." PM may release The Maples from these restrictions if The Maples agrees to reimburse PM for its recruiting, training, and administrative investment in the applicable employee. In such event, the reimbursement amount shall be equal to two hundred hours of billings at the for the PM employee.

19. **Force Majeure** – Neither party shall be deemed to be in breach of this engagement agreement as a result of any delays or non-performance directly or indirectly resulting from circumstances or causes beyond its reasonable control, including, without limitation, fire or other casualty, acts of God, war or other violence, or epidemic (each individually a "Force Majeure Event"). A Force Majeure Event shall not excuse any payment obligation relating to fees or costs incurred prior to any such Force Majeure Event.

20. **Signatures** – Any electronic signature transmitted through DocuSign or manual signature on this engagement letter transmitted by facsimile or by electronic mail in portable document format may be considered an original signature.

21. **Governing Law** – This agreement shall be governed by and construed in accordance with the laws of the State of Michigan, and jurisdiction over any action to enforce this agreement, or any dispute arising from or relating to this agreement shall reside exclusively within the State of Michigan.

End of Professional Services Agreement – Consulting Services

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/WebEx Full Board Meeting Tuesday, April 28, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/WebEx Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via WebEx. An Invocation was given by Commissioner Nash. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins

Absent: None

Due to technical difficulties, the attendance for I. John Snider II was not recorded.

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel
Sean Summerville, Information Systems
Ivan Phillips, Information Systems Director

2020-161 **APPROVAL OF THE AGENDA AS AMENDED BY CHAIRMAN HUGHES BY REMOVING ITEM 12-C AND MOVING ITEM 13 UNTIL AFTER THE CLOSED SESSION**

Moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve the agenda as amended by Chairman Hughes by removing Item 12-C and moving Item 13 until after the closed session.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Susie Hughes

No: None **Motion Carried**

Due to technical difficulties, the votes for I. John Snider II, Rillastine R. Wilkins were not recorded.

2020-162 **APPROVE THE MINUTES OF APRIL 14, 2020**

Moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to approve the minutes of April 14, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATION: DIRECTOR OF PUBLIC HEALTH KATHY MOORE – COVID-19

Kathy Moore, Director of Public Health, updated the Board with COVID-19 statistics. As of April 27, 2020, there have been 244 positive cases with 15 deaths. Many of the deceased also had underlying conditions. The State has a new 24-hour turnaround guideline from for tracing.

PUBLIC COMMENT (on an agenda item)

Kip Smith addressed the Board in support of Item 12-A.

Tony Barnes, Dalton Township Supervisor, is disappointed that hazard pay for Muskegon County Sheriff's Department and first responders was not on the agenda.

COMMUNICATIONS

The following Communication was presented to Commissioners for informational purposes and placed on file:

A. Delta County Board of Commissioners resolution declaring the Shoreline of the Great Lakes in the State of Michigan a disaster area.

COMMITTEE/BOARD REPORTS

2020-163 **AUTHORIZE THE SALE OF THE 2002 CHEVY MALIBU VIN# 1G1ND52J92M948471 THROUGH MIEDEMA AUCTIONEERING, INC.**

WM20/04 – 29 (Public Works)
The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize the sale of the 2002 Chevy Malibu VIN# 1G1ND52J92M948471 through Miedema Auctioneering, Inc.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-164 **TO DELAY THE OPENING OF THE COUNTY'S PARK FACILITIES, INCLUDING THE CAMPGROUNDS AND CABINS AT PIONEER, MEINERT AND BLUE LAKE PARKS, AND THE CONCESSION STAND AT TWIN LAKE PARK, AND ALL COUNTY PARK RESTROOM, PLAYGROUND, AND LODGE/SHELTER FACILITIES THROUGH MAY 15, 2020, OR A TIME DETERMINED BY STATE AND LOCAL PUBLIC HEALTH OFFICIALS THAT THESE FACILITIES ARE DEEMED SAFE TO OCCUPY**

WM20/04 – 30 (Parks)
The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to delay the opening of the county's park facilities, including the campgrounds and cabins at Pioneer, Meinert and Blue Lake Parks, and the concession stand at Twin Lake Park, and all county park restroom, playground, and lodge/shelter facilities through May 15, 2020, or a time determined by state and local public health officials that these facilities are deemed safe to occupy.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-165 **APPROVE THE RESOLUTION ADOPTING THE 2020 EQUALIZED VALUATION FOR MUSKEGON COUNTY AS DETERMINED AND SUBMITTED BY THE MUSKEGON COUNTY EQUALIZATION DEPARTMENT**

WM20/04 – 31 (Equalization)

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve the resolution adopting the 2020 equalized valuation for Muskegon County as determined and submitted by the Muskegon County Equalization Department.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-166 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE PUBLIC NOTICE REGARDING THE FY2020 FEDERAL TRANSIT ADMINISTRATION CARES ACT OPERATING ASSISTANCE APPLICATION AND TO AUTHORIZE STAFF TO EXECUTE THE ELECTRONIC GRANT APPLICATION**

WM20/04 – 32 (MATS)

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize the Muskegon Area Transit System to publish the public notice regarding the FY2020 Federal Transit Administration CARES Act Operating Assistance application and to authorize staff to execute the electronic grant application.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-167 **WAIVE THE PURCHASING POLICY REQUIREMENT TO OBTAIN THREE QUOTES AND APPROVE PAYMENT OF SPECTRUM INVOICE #62319 IN THE AMOUNT OF $5,594.87 FOR TESTING OF BALLOT PROGRAMMING AND EQUIPMENT TO BE REIMBURSED BY THE STATE BUREAU OF ELECTIONS**

WM20/04 – 33 (County Clerk)

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to waive the purchasing policy requirement to obtain three quotes and approve payment of Spectrum Invoice #62319 in the amount of $5,594.87 for testing of ballot programming and equipment to be reimbursed by the State Bureau of Elections.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-168 **APPROVE THE MUTUAL TERMINATION, RELEASE AND QUIT CLAIM OF SOLAR ENERGY LEASE AND AUTHORIZE THE COUNTY BOARD CHAIR TO SIGN SAME**

WM20/04 – 34 (Wastewater)

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve the *Mutual Termination, Release and Quit Claim of Solar Energy Lease* and authorize the County Board Chair to sign same.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-169 **AUTHORIZE PUBLIC HEALTH TO EXPAND DEPARTMENTAL FURLOUGHS BEYOND THE INDIVIDUAL VOLUNTEERS IN ORDER TO OFFSET THE PROJECTED DEFICIT AND STAY IN COMPLIANCE WITH EXECUTIVE ORDER 2020-42**

WM20/04 – 35 (Public Health)
The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize Public Health to expand departmental furloughs beyond the individual volunteers in order to offset the projected deficit and stay in compliance with Executive Order 2020-42.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-170 **AUTHORIZE THE FURLOUGH INDEFINITELY OF THE MATS PARATRANSIT OPERATOR HOURLY POSITIONS G57503, G57504, G57510, G57511, AND G57513, AND MATS BUS OPERATOR HOURLY POSITIONS G13001, G13003, G13004, G13022, G13024, G13025, G13033, G13035, AND G13037, WITH THIS ACTION TO TAKE EFFECT APRIL 25, 2020**

WM20/04 – 36 (Transit)
The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize the furlough indefinitely of the MATS Paratransit Operator Hourly positions G57503, G57504, G57510, G57511, and G57513, and MATS Bus Operator Hourly positions G13001, G13003, G13004, G13022, G13024, G13025, G13033, G13035, and G13037, with this action to take effect April 25, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Commissioner Lahring reported on the Fairgrounds Committee. They are postponing the artisan farmer's market for right now, but the fair is still scheduled with limited participation.

Commissioner Mahoney reported on the Museum Committee. They applied for a forgivable loan for their staff of 26. They are trying to develop a re-entry plan for the museum.

2020-171 **APPOINT CHAUNCY WILLIAMS TO THE LAKESHORE MUSEUM BOARD WITH A TERM THROUGH 12/31/2022**

Moved by Commissioner Wilkins, seconded by Commissioner Mahoney, to appoint Chauncy Williams to the Lakeshore Museum Board with a term through 12/31/2022.

Voice Vote **Motion Carried**

ADMINISTRATOR'S REPORT

2020-172 **APPROVE AND AUTHORIZE THE BOARD CHAIRPERSON AND COUNTY CLERK TO SIGN THE RESOLUTION TO DECLARE A STATE OF EMERGENCY WITHIN MUSKEGON COUNTY DUE TO THE COVID-19 PANDEMIC THROUGH MAY 15, 2020**

Admin Item 12-A

Administrator Mark Eisenbarth recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve and authorize the Board Chairperson and County Clerk to sign the resolution to declare a state of emergency within Muskegon County due to the COVID-19 pandemic through May 15, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-173 **OPT OUT OF THE PROPOSED VILLAGE OF RAVENNA, HAYMEADOW NEIGHBORHOOD IMPROVEMENT AUTHORITY TAX INCREMENT FINANCING DISTRICT FOR 10 YEARS**

Admin Item 12-B

Administrator Mark Eisenbarth recommended to approve an opt position, moved by Chairman Hughes, seconded by Commissioner Wilkins, to opt out of the proposed Village of Ravenna, Haymeadow Neighborhood Improvement Authority Tax Increment Financing District for 10 years.

Discussion ensued.

Roll call:

Yes: Charles Nash, Susie Hughes

No: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider, Rillastine R. Wilkins

Motion Failed

2020-174 **OPT IN TO THE PROPOSED VILLAGE OF RAVENNA, HAYMEADOW NEIGHBORHOOD IMPROVEMENT AUTHORITY TAX INCREMENT FINANCING DISTRICT FOR 10 YEARS**

It was moved by Vice-Chair Foster, seconded by Commissioner Hovey-Wright, to opt in to the proposed Village of Ravenna, Haymeadow Neighborhood Improvement Authority Tax Increment Financing District for 10 years.

Discussion ensued.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider, Rillastine R. Wilkins

No: Charles Nash, Susie Hughes **Motion Carried**

OLD BUSINESS

Vice-Chair Foster moved that the Sheriff's request for hazard pay be brought forth again. Motion failed for lack of second.

NEW BUSINESS

Vice-Chair Foster moved, supported by Commissioner Wilkins, to have the summer portion of the Senior Millage take effect with lawn care. Commissioner Mahoney indicated that this is in process, but it has to go to committee. Vice-Chair Foster withdrew his motion, Commissioner Wilkins withdrew her second.

Commissioner Lahring requested a work session of the Board to ride on the MATS bus system for a few hours. Chairman Hughes indicated that one would be set up, but the Commissioners would not be ordered to attend.

PUBLIC COMMENT

Kip Smith addressed the Board informing them that today is Workers Memorial Day. He indicated that there are still many hazards that are unregulated, such as for Corrections Officers, and they should be receiving Hazard Pay.

Michael Poulin, Muskegon County Sheriff, addressed the Board regarding Item B of the Administrator's report. Sheriff Poulin wanted to clear up misinformation regarding lack of Sheriff's service to Ravenna. Sheriff Poulin indicated that the Muskegon County Sheriff's Office handled 252 calls of service in Ravenna Township last year.

FINAL BOARD COMMENTS

Commissioner Hovey-Wright had concerns regarding the County's income and budget due to closure. Beth Dick, Director of Finance, responded that they are working on budget amendments. The voluntary furloughs will help offset budget issues.

Commissioner Mahoney suggested that each Commissioner contact their Federal representatives to urge them to include counties that are on the front line of the impact of COVID-19 in the stimulus budget.

CLOSED SESSION

2020-175 **GO INTO CLOSED SESSION TO CONSULT WITH THE COUNTY'S ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH INFORMATION SYSTEMS INTELLIGENCE, LLC V COUNTY OF MUSKEGON, ET AL, MUSKEGON COUNTY CIRCUIT COURT CASE NO. 16-000694-CB [INGHAM COUNTY DOCKET NO. 16-1260-VJ], THE DISCUSSION OF WHICH IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATION OR SETTLEMENT POSITION OF THE COUNTY**

Moved by Vice-Chair Foster, seconded by Commissioner Nash, to go into Closed Session regarding consulting with the County's Attorney regarding trial or settlement strategy in connection with Information Systems Intelligence, LLC v County of Muskegon, et al, Muskegon County Circuit Court Case No. 16-000694-CB [Ingham County Docket No. 16-1260-vj], the discussion of which in an open meeting would have a detrimental financial effect on the litigation or settlement position of the County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

Went into closed session at 4:58 p.m.

Returned to open session at 5:13 p.m.

2020-176 **MOVED BY COMMISSIONER NASH, SECONDED BY VICE-CHAIR FOSTER TO RETURN TO OPEN SESSION**

Voice vote. **Motion Carried**

2020-177 **TO APPROVE THE ATTACHED RESOLUTION AUTHORIZING ISSUANCE OF 2020 JUDGMENT BONDS (LIMITED TAX GENERAL OBLIGATION) AND AUTHORIZE THE COUNTY CLERK AND THE CHAIR TO SIGN SAID RESOLUTION**

Admin Item 12-C tabled from April 14, 2020 (Finance). No action taken.

Corporate Counsel Michael Homier went over the Board Rules regarding calling a special meeting: Board Rule 1, Section 5 states that such a meeting may be called by at least 1/3 of the commissioners, in writing addressed to the County Clerk, specifying the time, date, place and purpose of the meeting. The County Clerk in coordination with the Administration Office will provide notice to the public of the time, date, and place 18 hours prior to the meeting via email or in writing via a website.

Chairman Hughes asked Corporate Counsel Homier if they could have a closed session with an open session afterwards. Counsel Homier's response was yes; however, pursuant to Executive Order 59 the Board will have to determine the location of the meeting so that the public can attend by electronic means.

2020-178 **APPROVE POSTPONING CLOSED SESSION UNTIL FRIDAY, MAY 1, 2020, AT 3:30 P.M. IF THE MEETING CAN BE HELD SECURELY AND PURSUANT TO BOARD RULE 1, SECTION 5 AND THE OPEN MEETINGS ACT**

Chairman Hughes recommends, Commissioner Nash moved, seconded by Commissioner Hovey-Wright, to approve postponing the closed session until Friday, May 1, 2020, at 3:30 p.m. if the meeting can be held securely and pursuant to Board Rule 1, Section 5 and the Open Meetings Act.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-179 **MOVED BY COMMISSIONER HOVEY-WRIGHT, SECONDED BY COMMISSIONER NASH TO ADJOURN**

Meeting adjourned at 5:18 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at the next Full Board Meeting.

Muskegon County
Board of Commissioners
Louis A. McMurray Conference Center (MATS)
2624 Sixth Street
Muskegon Heights, Michigan 49444

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/WebEx Special Full Board Meeting Friday, May 1, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/WebEx Special Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via WebEx, and with the County Commissioners at the Louis A. McMurray Conference Center (MATS) honoring social distancing. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was led by Commissioner Nash and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel
Sean Summerville, Information Systems
Ivan Phillips, Information Systems Director
James Doezman, Foster Swift

2020-180 **APPROVAL OF THE AGENDA**

Moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-181 **APPROVE THE MINUTES OF BOTH REGULAR AND CLOSED SESSION OF APRIL 28, 2020**

Moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to approve the minutes of both regular and closed session of April 28, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PUBLIC COMMENT (on an agenda item)

None

ADMINISTRATOR'S REPORT

2020-182 **TO APPROVE THE ATTACHED RESOLUTION AUTHORIZING THE MUSKEGON COUNTY MUSEUM (DBA LAKESHORE MUSEUM CENTER) TO PROVIDE THE MUSKEGON COUNTY CLERK WITH THE FOLLOWING MUSEUM MILLAGE RENEWAL LANGUAGE TO BE INCLUDED ON THE AUGUST 4, 2020 ELECTION BALLOT. (SEE ATTACHED.)**

Moved by Commissioner Nash, seconded by Commissioner Hovey-Wright, to approve the attached resolution authorizing the Muskegon County Museum (DBA Lakeshore Museum Center) to provide the Muskegon County Clerk with the Museum Millage Renewal language to be included on the August 4, 2020, election ballot.

Discussion ensued.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: Gary Foster, Zach Lahring **Motion Carried**

CLOSED SESSION

2020-183 **GO INTO CLOSED SESSION TO CONSULT WITH THE COUNTY'S ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH INFORMATION SYSTEMS INTELLIGENCE, LLC V COUNTY OF MUSKEGON, ET AL, MUSKEGON COUNTY CIRCUIT COURT CASE NO. 16-000694-CB [INGHAM COUNTY DOCKET NO. 16-1260-VJ], THE DISCUSSION OF WHICH IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATION OR SETTLEMENT POSITION OF THE COUNTY**

Moved by Commissioner Hovey-Wright, seconded by Commissioner Mahoney, to go into Closed Session regarding consulting with the County's Attorney regarding trial or settlement strategy in connection with Information Systems Intelligence, LLC v County of Muskegon, et al, Muskegon County Circuit Court Case No. 16-000694-CB [Ingham County Docket No. 16-1260-vj], the discussion of which in an open meeting would have a detrimental financial effect on the litigation or settlement position of the County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Went into closed session at 3:49 p.m. after an explanation to the public from Information Systems Director Ivan Phillips.

Returned to open session at 4:45 p.m.

2020-184 **MOVED BY COMMISSIONER NASH, SECONDED BY VICE-CHAIR FOSTER TO RETURN TO OPEN SESSION**

Voice vote. **Motion Carried**

OLD BUSINESS

2020-185 **APPROVE THE ATTACHED RESOLUTION AUTHORIZING ISSUANCE OF 2020 JUDGMENT BONDS (LIMITED TAX GENERAL OBLIGATION) IN THE AMENDED AMOUNT OF $5.5 MILLION AND AUTHORIZE THE COUNTY CLERK AND THE CHAIR TO SIGN SAID RESOLUTION**

Admin Item 12-C tabled from April 14, 2020 (Finance)
Administrator recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve the attached resolution authorizing issuance of 2020 Judgment Bonds (Limited Tax General Obligation) in the amended amount of $5.5 million and authorize the County Clerk and the Chair to sign said resolution.

Discussion ensued. Bond Counsel Thomas Colis informed the Board via speakerphone regarding the effect on the resolution if the amount is put in as a ceiling. He indicated that the amount would include the bond closing costs. Finance Director Beth Dick inquired as to the effect of the bond's tax exempt status if the County won on appeal in the future. Mr. Colis recommended not to finance the whole cost if there may be an appeal and possible refund; however, he suggested that the early redemption could be written into the bond which would effect the interest rate and possible bidders.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: Gary Foster, Zach Lahring **Motion Carried**

2020-186 **FOLLOW THE RECOMMENDATIONS OF CORPORATE COUNSEL AND ASK THAT THEY MOVE FORWARD**

It was recommended by Chairman Hughes, moved by Commissioner Hovey-Wright, seconded by Commissioner Nash, to follow the recommendations of Corporate Counsel and ask that they move forward.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

NEW BUSINESS

Commissioner Scolnik inquired as to how much has already been spent on the case. Mr. Doezman responded $300,000-$400,000.

Finance Director Beth Dick informed the Board that they have received a copy of the 2019 Audit Report and the Single Audit Letter of Recommendation in preparation for the presentation to be given at the Ways & Means Committee meeting on Tuesday, May 5, 2020. They were also given a copy of the Ways & Means agenda.

PUBLIC COMMENT

Anna Derouin informed the Board that there were problems with hearing the meeting.

Unknown gentleman also expressed his problems with hearing the meeting.

FINAL BOARD COMMENTS

Vice-Chair Foster inquired regarding holding all Full Board meetings at MATS. Administrator Eisenbarth replied that the Board should lead by example and continue to use WebEx. Commissioner Lahring suggested also using Zoom. There were several comments that Zoom will be used for the Ways & Means Committee meeting next Tuesday.

2020-187 **MOVED BY TO ADJOURN**

Meeting adjourned at 5:09 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE	BUDGETED	NON-BUDGETED	PARTIALLY BUDGETED
Full Board			

REQUESTING DEPARTMENT	COMMITTEE DATE	REQUESTOR SIGNATURE
Administration	May 1, 2020	Mark Eisenbarth

SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)

Muskegon County Museum (DBA Lakeshore Museum Center) is requesting approval from the Board of Commissioners to approve the Museum Renewal Proposal to be included on the August 4, 2020 election ballot.

- On August 23, 2019, the Board approved seeking the May 2020 election for millage renewal (one year early).
- We are asking for a 10-year renewal with no increase.
- The Lakeshore Museum Center has been supported by a countywide millage since 1982. Its most recent renewal was 2011.
- The current millage is 0.3221 of a mill, which results in $.3221 cents per $1,000 on assessed property valuation. Historically, this amount covered 90% of the budget, but now represents approximately 65% of the Museum's budget.
- Millage dollars help support facilities, staffing, and community programming at the Museum's properties, including the "Main" County and natural history Museum, the "Historic Sites" which include the Hackley and Hume homes and adjacent City Barn, the Firebarn Museum, and the Depression Era House, an Archive (historic papers and photos), a Collection (all historical objects).

SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)

Move to approve the attached resolution authorizing the Muskegon County Museum (DBA Lakeshore Museum Center) to provide the Muskegon County Clerk with the following Museum Millage Renewal language to be included on the August 4, 2020 election ballot:

> Shall the County of Muskegon, Michigan, be authorized to levy annually an amount not to exceed .3221 mill ($.3221 on each $1,000 of taxable value), which is a renewal of the previously authorized millage that expires in 2020, against all taxable property within Muskegon County for a period of ten (10) years, 2021 to 2030, inclusive, for the purpose of operating, maintaining and developing the Muskegon County Museum (which is doing business as the Lakeshore Museum Center) and its properties, including but are not limited to the Hackley and Hume Historic Site, the Depression Era House, the Firebarn Museum and the Heritage Museum? The estimate of the revenue Muskegon County will collect if the millage is approved and levied in the first year (2021) is approximately $1,434,000. By law, a portion of the millage may be subject to capture by brownfield redevelopment authorities and those authorities governed by the Recodified Tax Increment Financing Act, 2018 PA 57, including downtown development authorities and local finance development authorities, in the County of Muskegon.

ADMINISTRATIVE ANALYSIS (AS APPLICABLE)

HUMAN RESOURCES ANALYSIS:	FINANCE & MANAGEMENT ANALYSIS:
CORPORATE COUNSEL ANALYSIS:	**ADMINISTRATOR RECOMMENDATION:**

If motion originates from a Statutory Board, Authority or Advisory Committee, please provide the date the motion was approved by that Board/Authority/Committee: Date

AGENDA DATE:	AGENDA NO.:	BOARD DATE: 5/1/2020	PAGE NO.

Revised 4/30/20

MUSKEGON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO APPROVE MUSEUM BALLOT LANGUAGE

At a meeting of the Board of Commissioners, Muskegon County, Michigan, held electronically pursuant to Executive Order 2020-48 on May 1, 2020 at __:__ p.m.

PRESENT:

_____

_____

ABSENT:

_____

_____

The following Resolution was offered by _____

_____ and seconded by

_____.

WHEREAS, the Muskegon County ("County") Board of Commissioners has the powers granted by 1851 Act 156, including the authority to levy a tax to raise funds permitted and authorized by law; and

WHEREAS, in 2011, the County placed a proposal on the ballot to provide funds for operating, maintaining and developing the Muskegon County Museum ("Museum"), which is doing business as the Lakeshore Museum Center, and its properties, which include but are not limited to the Hackley and

Hume Historic Site, the Depression Era House, the Firebarn Museum and the Heritage Museum ("Museum Service") in Muskegon County; and

WHEREAS, voters previously approved a ten (10) year millage in the amount of .325 mill, which as been rolled back to .3221 mill, to fund the Museum Service and that millage expires in 2020; and

WHEREAS, the Board of Commissioners determines that it is in the best interests and welfare of the County and its residents that revenue be authorized for Museum Service; and

WHEREAS, the Museum has requested that the County ask voters to renew the .3221 mill, subject to applicable Headlee rollbacks, for a period of ten (10) years, beginning with the 2021 levy; and

WHEREAS, the Board of Commissioners has determined that placing the millage request on the ballot at the August 4, 2020 election is in the best interests of the health, safety and welfare of the County residents.

THEREFORE, the Board of Commissioners of the Muskegon County, Michigan, resolves as follows:

1. The Board of Commissioners resolves to present to the electors of the County at the August 4, 2020 election a renewal of millage as described in the ballot language attached as Exhibit A. The Board of Commissioners approves and certifies the ballot language attached as Exhibit A.

2. The Board of Commissioners is authorized and directed to promptly submit this Resolution, along with the ballot language attached as Exhibit A, to the County Clerk so that the millage proposition may be included on the August 4, 2020 election ballot.

3. Any resolution inconsistent with this Resolution is hereby rescinded.

ADOPTED:

YEAS: _____

NAYS: _____

STATE OF MICHIGAN)
) ss.
COUNTY OF MUSKEGON)

I, the undersigned, the duly qualified and acting Clerk of the County of Muskegon, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the Board of Commissioners of the County of Muskegon at a meeting held on the 1st day of May, 2020.

_____
Nancy Waters, Muskegon County Clerk

EXHIBIT A

County of Muskegon
Museum Millage Renewal Proposal

Shall the County of Muskegon, Michigan, be authorized to levy annually an amount not to exceed .3221 mill ($.3221 on each $1,000 of taxable value), which is a renewal of the previously authorized millage that expires in 2020, against all taxable property within Muskegon County for a period of ten (10) years, 2021 to 2030, inclusive, for the purpose of operating, maintaining and developing the Muskegon County Museum (which is doing business as the Lakeshore Museum Center) and its properties, including but are not limited to the Hackley and Hume Historic Site, the Depression Era House, the Firebarn Museum and the Heritage Museum? The estimate of the revenue Muskegon County will collect if the millage is approved and levied in the first year (2021) is approximately $1,434,000. By law, a portion of the millage may be subject to capture by brownfield redevelopment authorities and those authorities governed by the Recodified Tax Increment Financing Act, 2018 PA 57, including downtown development authorities and local finance development authorities, in the County of Muskegon.

Yes ☐

No ☐

RESOLUTION AUTHORIZING ISSUANCE OF
2020 JUDGMENT BONDS
(LIMITED TAX GENERAL OBLIGATION)

COUNTY OF MUSKEGON
State of Michigan

Minutes of a special meeting of the Board of Commissioners of the County of Muskegon, State of Michigan, conducted via Webex in conformity with Governor Whitmer's Executive Order No. 2020-48 (COVID-19), on May 1, 2020, at 3:30 o'clock p.m., prevailing Eastern Time.

PRESENT: Commissioners _____

_____

ABSENT: Commissioners _____

The following preamble and resolution were offered by Commissioner _____ and supported by Commissioner _____:

WHEREAS, the County of Muskegon, State of Michigan (the "County") anticipates that the Ingham County Circuit Court will issue a judgment against the County to be paid to Information Systems Intelligence (the "Judgment"); and

WHEREAS, the Judgment is a judgment described in Section 6097 of the Revised Judicature Act, Act 236, Public Acts of Michigan, 1961, as amended (the "RJA") and the County has the right to utilize the means of raising money to pay this Judgment described in Section 6097 of the RJA; and

WHEREAS, the Board of Commissioners of the County has determined that in order to finance payment of the Judgment it will be necessary to issue bonds pursuant to the provisions of Section 6097 of the RJA; and

WHEREAS, the County desires to issue one or more series of bonds pursuant to the RJA in the aggregate principal amount of not to exceed Five Million Five Hundred Thousand Dollars ($5,500,000) (the "Bonds") to pay the Judgment; and

WHEREAS, the County desires to solicit proposals from financial institutions and other prospective purchasers and negotiate the sale of the Bonds to a purchaser (the "Purchaser") within the parameters established by this resolution; and

WHEREAS, the Board of Commissioners of the County wishes to authorize each of the County Administrator and the Assistant County Administrator/Finance Director (each, an "Authorized Officer") to sell, deliver and receive payment for the Bonds without the necessity of the Board of Commissioners of the County taking further action prior to sale and delivery of the Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Authorization of Refunding Bonds; Bond Terms, Bonds of the County designated 2020 JUDGMENT BONDS (LIMITED TAX GENERAL OBLIGATION) (the "Bonds") are authorized to be issued in one or more series in the aggregate principal sum of not to exceed Five Million Five Hundred Thousand Dollars ($5,500,000) for the purpose of paying the costs of the Judgment, including the costs incidental to the issuance, sale and delivery of the Bonds. Each Authorized Officer is authorized to add a series designation to any series of Bonds issued hereunder.

The issue shall consist of bonds fully-registered as to principal and interest of the denomination of $100,000 or multiples of $5,000 in excess thereof not exceeding for each maturity the maximum principal amount of that maturity, or alternatively, may consist of a single-instrument, non-convertible bond, as determined at the time of sale. The Bonds will be dated as of the date of delivery, or such other date as determined by an Authorized Officer, and be payable on June 1 (or such other date as determined at the time of sale thereof) in the years and in the annual amounts as determined at the time of sale, provided that the date of the final maturity shall not be later than 15 years from the date of issue. The Bonds may be issued as serial or term bonds or both and shall be subject to redemption prior to maturity in the manner and at the times and prices as determined at the time of sale. The Bonds may be subject to mandatory redemption prior to maturity as determined at the time of sale.

The Bonds shall bear interest at a rate or rates determined at the time of sale, expressed in any multiples, first payable on December 1, 2020 (or such other date as determined at the time of sale thereof), and semiannually thereafter. Interest on the Bonds shall be paid by check drawn on the Transfer Agent mailed to the registered owner of the Bonds at the registered address, as shown on the registration books of the County maintained by the Transfer Agent. Interest shall be payable to the registered owner of record as of the fifteenth day of the month prior to the payment date for each interest payment. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the County to conform to market practice in the future.

The principal of the Bonds shall be payable at a bank or trust company to be selected by an Authorized Officer at the time of the sale of the Bonds as registrar and transfer agent for the Bonds (the "Transfer Agent"), provided that in the event that the Bonds are purchased by a single institutional investor the County Treasurer may act as the Transfer Agent.

2. Execution of Bonds; Book-Entry-Only Form. The Bonds shall be signed by the manual or facsimile signatures of the Chair of the Board of Commissioners and the County Clerk and shall have the seal of the County, or a facsimile thereof, printed or impressed on the Bonds. No Bond signed by facsimile signature shall be validated until authenticated by an authorized signatory of the Transfer Agent.

The Bonds may be issued in book-entry-only form through the Depository Trust Company in New York, New York ("DTC") and any Authorized Officer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form and to make such changes in the Bond form within the

parameters of this resolution as may be required to accomplish the foregoing.

3. Transfer of Bonds. The Transfer Agent shall keep the books of registration for this issue on behalf of the County. Any Bond may be transferred upon such registration books by the registered owner of record, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the County shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

4. Limited Tax Pledge; Defeasance of Bonds. The County hereby pledges its limited tax full faith and credit for the prompt payment of the principal and interest on the Bonds. The County shall, each year budget the amount of the debt service coming due in the next fiscal year on the principal of and interest on the Bonds and shall advance as a first budget obligation from its general funds available therefor, or, if necessary levy taxes upon all taxable property in the County subject to applicable constitutional and statutory tax rate limitations, such sums as may be necessary to pay such debt service in said fiscal year. The County Treasurer is authorized and directed to open a separate fund to be known as the 2020 JUDGMENT BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund"), the moneys to be deposited into the Debt Retirement Fund to be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds as they mature. Into said fund there shall be placed the accrued interest, if any, received at the time of delivery of the Bonds.

In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier mandatory redemption, the principal of and interest on the Bonds, shall be deposited in trust, this resolution shall be defeased and the owners of the Bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest on the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

5. Judgment Fund; Proceeds of Bond Sale. The County Treasurer is authorized and directed to create a fund designated as the 2020 JUDGMENT FUND (the "Judgment Fund"). The County Treasurer is authorized and directed to deposit into the Judgment Fund the proceeds of the Bonds less accrued interest and premium, if any, which may be deposited into either the Debt Retirement Fund or the Judgment Fund at the discretion of the Authorized Officer. Monies in the Judgment Fund shall be used to pay the Judgment, the costs of the issuance of the Bonds, and, as may be necessary, to rebate arbitrage earnings, if any, to the United States Department of Treasury as required by the Internal Revenue Code. Any balance remaining in the Judgment Fund after paying the Judgment shall be paid into the Debt Retirement Fund and used to pay principal of or interest on the Bonds.

6. Bond Form. The Bonds shall be in substantially the following form with such changes as may be required to conform to the final terms of the Bonds established by the Sale

Order (as hereinafter defined):

FORM OF BONDS

[THIS BOND HAS NOT BEEN REGISTERED UNDER THE SECURITIES ACT OF 1933, AS AMENDED, OR THE MICHIGAN UNIFORM SECURITIES ACT, AS AMENDED, IN RELIANCE UPON EXEMPTIONS THEREUNDER. ANY RESALE OR OTHER TRANSFER OF THIS BOND MAY BE MADE ONLY UPON REGISTRATION UNDER SUCH ACTS OR IN AN EXEMPT TRANSACTION UNDER SUCH ACTS AND UPON COMPLIANCE WITH THE CONDITIONS SET FORTH HEREIN AND MAY BE OFFERED AND SOLD ONLY IF REGISTERED PURSUANT TO THE PROVISIONS OF THOSE ACTS OR IF AN EXEMPTION FROM REGISTRATION IS AVAILABLE.]

UNITED STATES OF AMERICA
STATE OF MICHIGAN

COUNTY OF MUSKEGON

2020 JUDGMENT BOND
(LIMITED TAX GENERAL OBLIGATION)

Interest Rate	Maturity Date	Date of Original Issue
	June 1, 20___	_____, 2020

Registered Owner:

Principal Amount: Dollars

The County of Muskegon, State of Michigan (the "County"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on December 1, 2020 and semiannually thereafter. Principal of this bond is payable at the corporate trust office of _____, _____, Michigan, or such other paying agent as the County may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the County kept by the Transfer Agent by check or draft mailed by the Transfer Agent to the registered owner of record at the registered address. For prompt payment of this bond, both principal and interest, the full faith, credit and resources of the County are hereby irrevocably pledged.

This bond, including the interest thereon, is payable as a first budget obligation from the general funds of the County, and the County is required, if necessary, to levy ad valorem taxes on all taxable property in the County for the payment thereof, subject to applicable constitutional and statutory tax rate limitations.

This bond is one of a series of bonds of even Date of Original Issue aggregating the principal sum of [amount], for the purpose of paying a judgment in accordance with the provisions of Section 6097 of the Revised Judicature Act, Act 236, Public Acts of Michigan, 1961, as amended, and Act 34, Public Acts of Michigan, 2001, as amended, and a resolution of the Board of Commissioners adopted on May 1, 2020.

Bonds of this issue maturing in the years 2021 to 20__, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of $5,000 of this issue maturing in the year ___ and thereafter, shall be subject to redemption prior to maturity, at the option of the County, in such order as the County shall determine and by lot within any maturity, on any date on or after June 1, ____, at par and accrued interest to the date fixed for redemption.

[Insert Term Bond Provisions, if applicable.]

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called in part for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption, whether or not presented for redemption, provided funds are on hand with the Transfer Agent to redeem said bond or portion thereof.

This bond is transferable only upon the registration books of the County kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond [and the series of bonds of which this is one], exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the County, including this bond [and the series of bonds of which this is one], does not exceed any constitutional or statutory debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF the County, by its Board of Commissioners, has caused this bond to be executed with the [manual/facsimile] signatures of its Chair and its County Clerk and its corporate seal or a facsimile thereof to be [impressed/printed] hereon, all as of the Date of Original Issue.

COUNTY OF MUSKEGON
State of Michigan

By: _____
Its: Chair

(SEAL)

By: _____
Its: County Clerk

(Form of Transfer Agent's Certificate of Authentication)

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within-mentioned resolution.

_____
_____
Transfer Agent

By: _____

Authorized: _____

DATE OF REGISTRATION:

[Bond printer to insert form of assignment]

[*End of Bond Form*]

7. Negotiated Sale. The Board of Commissioners has considered the option of selling the Bonds through a competitive sale and a negotiated sale and, pursuant to the requirements of Act 34, based on the advice of its Municipal Advisor, has determined to proceed with the sale of the Bonds by means of a negotiated sale because of the flexibility and efficiency provided by a negotiated sale to select and adjust the terms for the Bonds to best achieve the most favorable terms and advantageous interest rates and obtain the lowest issuance costs and interest costs for the County.

8. Adjustment of Bond Terms. Each Authorized Officer is hereby authorized to adjust the final bond details to the extent necessary or convenient to complete the transaction

authorized in this resolution, and in pursuance of the foregoing are each authorized to exercise the authority and make the determinations authorized pursuant to Section 315(1)(d) of Act 34, including but not limited to, determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, designation of series, and other matters, all subject to the parameters established in this resolution, *provided* that the principal amount of Bonds issued shall not exceed the aggregate principal amount authorized in this resolution, the true interest cost on the Bonds shall not exceed 6.00%, and the date of the final maturity of the Bonds shall not be later than 15 years from the date of issue of each series of Bonds.

9. Delegation to Authorized Officers; Sale Order. Each Authorized Officer is hereby authorized to solicit proposals from and select a purchaser for the Bonds and to place the Bonds with the Purchaser, subject to the parameters set forth in this resolution. Each Authorized Officer is authorized to award the sale of the Bonds to the Purchaser and to establish the final terms of the Bonds pursuant to a Sale Order, subject to the parameters set forth in Section 8 of this resolution.

10. Placement Agent. The Board of Commissioners authorizes the Authorized Officers to select a placement agent in connection with the placement of the Bonds to the Purchaser and to negotiate and execute a placement agreement, if any, *provided* that the placement agent's fee shall not exceed $30,000. If deemed necessary, the Authorized Officers may have prepared and may execute a private placement memorandum to assist in the placement of the Bonds, upon the advice of the Municipal Advisor and Bond Counsel.

11. Tax Covenant. The County hereby covenants that, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest on the Bonds from adjusted gross income for federal income purposes under the Code, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of bond proceeds and moneys deemed to be bond proceeds. The Authorized Officers are each delegated the authority to designate the Bonds as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions pursuant to the Code. Such designation shall be made in the Sale Order for the Bonds.

12. Authorization of Other Actions. The Authorized Officers are each authorized and directed to file any necessary applications or requests for waivers, with the Michigan Department of Treasury in order to effectuate the sale and delivery of the Bonds as contemplated by this resolution, and to pay any necessary fees in connection with any such applications or waivers and to take all other actions necessary or advisable, and make such other filings with the Michigan Department of Treasury or with other parties, to enable the issuance, sale and delivery of the Bonds as contemplated herein.

13. Insurance. Each Authorized Officer is authorized to procure a policy of municipal bond insurance with respect to the Bonds or cause the qualification of the Bonds therefor if, upon the advice of the Municipal Advisor to the County, the acquisition of such insurance would be of economic benefit to the County.

14. Bond Counsel. Miller, Canfield, Paddock and Stone, P.L.C. is hereby appointed to serve as bond counsel for the Bonds, notwithstanding the periodic representation in unrelated

matters of parties or potential parties to the transaction contemplated by this resolution, including the Purchaser of the Bonds.

15. Municipal Advisor. The County hereby confirms appointment of PFM Financial Advisors LLC, as municipal advisor with respect to the Bonds.

16. Certification of Act 34 Posting. The County hereby confirms that the posting required pursuant to Act 34 as set forth in Exhibit A attached hereto, was done in due time and form as required by Act 34.

17. Rescission. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Commissioners_____

_____

NAYS: Commissioners_____

_____

RESOLUTION DECLARED ADOPTED.

_____
Nancy A. Waters, County Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of Muskegon, State of Michigan, at a special meeting held on May 1, 2020, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, as amended, as temporarily modified by Governor Whitmer's Executive Order No. 2020-48 (COVID-19) and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

_____
Nancy A. Waters, County Clerk

EXHIBIT A

MEETING NOTICE
Board of Commissioners of the
County of Muskegon, State of Michigan

At the special meeting of the Board of Commissioners of the County of Muskegon, Michigan to be held on May 1, 2020, conducted via Webex in conformity with Governor Whitmer's Executive Order No. 2020-48 (COVID-19), at 3:30 p.m., Eastern Time, the Board will consider the issuance of Judgment Bonds (Limited Tax General Obligation) which will contain a limited tax full faith and credit pledge of the County.

THIS NOTICE is given pursuant to the requirements of Section 308, Act 34, Public Acts of Michigan, 2001, as amended.

Nancy A. Waters, County Clerk

35564046.5\063688-00082

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Tuesday, May 12, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Nash. The Pledge of Allegiance was led by Commissioner Mahoney and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Kathy Tharp, Administrative Coordinator
Kristin Barnhill, Executive Assistant
Michael D. Homier, Corporate Counsel
Ivan Phillips, Information Systems Director

2020-188 **APPROVAL OF THE AGENDA**

Moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the agenda.

Voice vote. **Motion Carried**

2020-189 **APPROVE THE SPECIAL FULL BOARD AND CLOSED MINUTES OF MAY 1, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Hovey-Wright, to approve the Special Full Board and Closed minutes of May 1, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATION: DIRECTOR OF PUBLIC HEALTH KATHY MOORE – COVID-19

Public Health Director Kathy Moore shared current information regarding COVID-19 numbers in Muskegon County. To date there were 391 positive cases with 20 total deaths.

Commissioner Scolnik inquired regarding COVID testing signs he has seen. Ms. Moore explained that there is now testing at some Wal-Mart and Rite-Aid stores. Commissioner Scolnik further asked about paid private testing. Ms. Moore indicated that any lab would have to be sanctioned by the State.

Vice-Chair Foster inquired about the number of tests and cases that are female health care workers. Ms. Moore indicated that it could be that females are more prone to visit the doctor earlier. She also indicated that health care workers were one of the priority workers that were tested.

Commissioner Lahring asked how many strands of the virus there are. Ms. Moore indicated that there are 8 globally, but only 3 that have been identified in Michigan.

Commissioner Nash inquired about the press release informing the Board about the new testing sites. Ms. Moore indicated she would send out that information again.

Commissioner Hovey-Wright inquired about the prisons. Ms. Moore replied that the positivity rate of inmates was very high.

Chairman Hughes asked how many of 391 came down with symptoms. Ms. Moore replied that 32% were symptomatic. Ms. Moore anticipates that with expanded testing, the percentage of symptomatic testing will go down.

PUBLIC COMMENT (on an agenda item)

None

COMMUNICATIONS

The following Communications were presented to Commissioners for informational purposes and placed on file:

A) Mecosta County Resolution affirming the board's support of Constitutional Rights

B) Livingston County Resolution supporting "Stepping Up" initiative to reduce the number of people with mental illness in jails

COMMITTEE/BOARD REPORTS

2020-190 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO ENTER INTO A CONTRACT WITH ATTORNEY KRISTYN GILMORE FOR CONFLICT ATTORNEY SERVICES ON NEGLECT/ABUSE CASES. THE CONTRACT SHALL BE FROM FEBRUARY 1, 2020 THROUGH SEPTEMBER 30, 2020 IN THE AMOUNT OF $20,000**

CPS20/05-18

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Nash to authorize the Public Defender's Office to enter into a contract with attorney Kristyn Gilmore for conflict attorney services on Neglect/Abuse cases. The contract shall be from February 1, 2020 through September 30, 2020 in the amount of $20,000.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-191 **APPROVE THE SHERIFF'S OFFICE ACCEPTING THE BUREAU OF JUSTICE ASSISTANCE (BJA) FY20 CORONA VIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM GRANT (2020-H1466-MI-VD), IF AWARDED. THE AMOUNT OF THE GRANT REQUEST IS $58,008.00 OR THE AMOUNT AWARDED**

CPS20/05-19

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Mahoney to approve the Sheriff's Office accepting the Bureau of Justice Assistance (BJA) FY20 Corona Virus Emergency Supplemental Funding Program grant (2020-H1466-MI-VD), if awarded. The amount of the grant request is $58,008.00 or the amount awarded.

Commissioner Lahring asked if all of the equipment mentioned in the motion was purchased. Sheriff Poulin indicated they were still working on purchases. Commissioner Lahring further asked if any surveillance equipment was to be purchased. Sheriff Poulin replied no.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-192 **ADDRESS THE 15% OF PEOPLE ENTERING THE MICHAEL E. KOBZA HALL OF JUSTICE THAT THE COURT'S ORDER DOES NOT COVER TO REQUIRE FACE MASKS (SEE ATTACHED)**

CPS20/05-20

The Courts and Public Safety Committee recommends, and it was moved and seconded to address the 15% of people entering the Michael E. Kobza Hall of Justice that the court's order does not cover to require face masks. (See attached).

Commissioner Lahring had concerns and objections about requiring PPE (personal protective equipment). Chairman Hughes noted his concerns and objections.

Commissioner Nash called for a question.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-193 **AUTHORIZE PUBLIC HEALTH TO PARTICIPATE IN THE WIC PROJECT FRESH PROGRAM AS THE STATE AUTHORIZED WIC MARKET MASTER, AND TO ENTER INTO AGREEMENTS WITH THE PARTICIPATING FARMERS; FURTHER AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN MARKET MASTER AND RELATED PROJECT FRESH AGREEMENTS, WITH NO CHANGE IN THE GENERAL FUND APPROPRIATION**

HS20/05-12

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Mahoney, to authorize Public Health to participate in the WIC Project FRESH Program as the state authorized WIC Market Master, and to enter into agreements with the participating farmers; further authorize the Public Health Director to sign Market Master and related Project Fresh agreements, with no change in the general fund appropriation.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-194 **APPROVE FY20 SENIOR MILLAGE CRISIS FUNDING AWARDS IN THE AMOUNT OF $5,000 EACH FOR THE FOLLOWING AGENCIES; AGEWELL SERVICES, ASSOCIATION FOR THE BLIND & VISUALLY IMPAIRED, CITY OF MUSKEGON, CITY OF MUSKEGON HEIGHTS, COMMUNITY ENCOMPASS, LOVE INC, MUSKEGON YMCA, ORCHARD VIEW COMMUNITY EDUCATION, PIONEER RESOURCES, AND RAVENNA TOWNSHIP; AND TO AUTHORIZE THE DESIGNATED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

HS20/05-13

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve FY20 senior millage crisis funding awards in the amount of $5,000 each for the following agencies; AgeWell Services, Association for the Blind & Visually Impaired, City of Muskegon, City of Muskegon Heights, Community enCompass, Love INC, Muskegon YMCA, Orchard View Community Education, Pioneer Resources, and Ravenna Township; and to authorize the designated Senior Millage Grants Administrator, Senior Resources to proceed with the administration of the programs.

Commissioner Foster asked Kathy Moore if Egelston was supposed to be included in this motion. Ms. Moore replied that she contacted Senior Resources (the Grant administrator) and found out that Egelston had been invited to apply for this.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-195 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $14,731,775.84 COVERING THE PERIOD OF APRIL 10, 2020 THROUGH APRIL 24, 2020 FOR CHECKS, PCARD AND EFT PAYMENTS COVERING THE PERIOD MARCH 1, 2020 THROUGH MARCH 31, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/05-36

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve payment of the accounts payable of $14,731,775.84 covering the period of April 10, 2020 through April 24, 2020 for checks, PCard and EFT payments covering the period March 1, 2020 through March 31, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-196 **APPROVE A BUDGET AMENDMENT INCREASING THE FY2020 BUDGET FOR STATE INSTITUTIONS (1010-0650) FROM $198,000 TO $731,000 AND AUTHORIZE PAYING THE INVOICE OF $402,317.41 TO THE STATE OF MICHIGAN**

WM20/05-37

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve a budget amendment increasing the FY2020 budget for State Institutions (1010-0650) from $198,000 to $731,000 and authorize paying the invoice of $402,317.41 to the State of Michigan.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-197 **AUTHORIZE THE SALE OF THE 2007 FORD TAURUS VIN# 1FAFP53UX7A113711 THOUGH MIEDEMA AUCTIONEERING, INC.**

WM20/05-38
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the sale of the 2007 Ford Taurus VIN# 1FAFP53UX7A113711 though Miedema Auctioneering, Inc.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-198 **APPROVE THE CONTINUATION OF THE LOCAL SURCHARGE RATE OF $2.75 FROM JULY 1, 2020 TO JUNE 30, 2021, AND AUTHORIZE MUSKEGON CENTRAL DISPATCH TO PROVIDE PROPER NOTIFICATION OF THIS TO THE STATE 9-1-1 COMMITTEE**

WM20/05-39
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the continuation of the local surcharge rate of $2.75 from July 1, 2020 to June 30, 2021, and authorize Muskegon Central Dispatch to provide proper notification of this to the State 9-1-1 Committee.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

COMMITTEE LIAISON REPORTS

Commissioner Hovey-Wright reported on the Senior Activities Committee. She indicated that they received requests for 50 programs totaling $4,000,000; however, they only have funds for half of the programs. Members have submitted their letters of intent. The next meetings will be Monday, May 18, 2020, and Tuesday, May 19, 2020, to review the letters. The committee will be focusing on COVID-related needs.

Vice-Chair Foster reported on the Veterans Committee. He indicated that Mike Baauw has been doing an excellent job.

CHAIRMAN'S REPORT

A. While the state is in Step 3 or the "Flattening" stage of the governor's 6 Step MI Safe Start Plan, she has approved specified lower-risk businesses to resume work including: construction, manufacturing, real estate, and outdoor work. When the state enters the next phase, offices will be cleared to open, but telework will be required if possible.

B. Give our local 9-1-1 (Central Dispatch) the information they need to help you quickly by visiting Smart911.com. Go to their website and add key information about members of your household to help in the event of an emergency, whether the call is from home or a mobile device.

C. In light of the restaurant closures, VisitMuskegon.org provides a list of curbside, takeout and delivery options throughout the county.

D. Construction has begun on most tower sites for Central Dispatch. Jason Wolford, Executive Director of Central Dispatch, will be providing the Board with an update regarding the 9-1-1 tower project in July 2020.

ADMINISTRATOR'S REPORT

2020-199 **APPROVE THE ATTACHED $50,000 GRANT FUNDING AWARDED FROM THE MICHIGAN MUNICIPAL LEAGUE FOUNDATION FOR USE IN ADVANCING THE BE COUNTED 2020 CENSUS CAMPAIGN**

Admin 12-A

It was recommended by the Administrator, moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the attached $50,000 Grant Funding awarded from the Michigan Municipal League Foundation for use in advancing the Be Counted 2020 Census campaign.

Discussion ensued.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-200 **APPROVE AND AUTHORIZE THE RESOLUTION "AGREEMENT TO SHARE TAX INCREMENT FINANCING REVENUE CAPTURES BY HAYMEADOW NEIGHBORHOOD IMPROVEMENT AUTHORITY" AND AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE SAID AGREEMENT**

Admin 12-B

It was recommended by the Administrator, moved by Vice-Chair Foster, seconded by Commissioner Lahring, to approve and authorize the Resolution "Agreement to Share Tax Increment Financing Revenue Captures by Haymeadow Neighborhood Improvement Authority" and authorize the County Administrator to execute said Agreement.

Discussion ensued. Chairman Hughes asked if citizens will be able to use things they are not paying taxes into, for instance the Senior millage and the Veterans millage. Corporate Counsel Homier indicated that this motion refers to the future increase in taxes (not the base taxes) which will then go into the tax capture.

Call to question to go to vote by Commissioner Lahring. Discussion ensued. Corporate Counsel weighed in regarding the call to go to vote. Mr. Homier stated that the call for a vote takes precedence unless there is a subsequent motion to extend the debate on an issue.

2020-201 **MOVED BY COMMISSIONER HOVEY-WRIGHT, SECONDED BY COMMISSIONER NASH, TO EXTEND DEBATE**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring, I. John Snider II **Motion Carried**

Discussion ensued.

Roll call on 2020-200:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

No: Charles Nash, Susie Hughes **Motion Carried**

2020-202 **RATIFY THE ACTIONS TAKEN BY THE MUSKEGON COUNTY BOARD OF COMMISSIONERS ON MAY 1, 2020 IN APPROVING THE ATTACHED RESOLUTION AUTHORIZING ISSUANCE OF $5.5 MILLION IN 2020 JUDGMENT BONDS (LIMITED TAX GENERAL OBLIGATION)**

Admin 12-C

It was recommended by the Administrator, moved by Commissioner Hovey-Wright, seconded by Commissioner Mahoney, to ratify the actions taken by the Muskegon County Board of Commissioners on May 1, 2020 in approving the attached Resolution Authorizing Issuance of $5.5 million in 2020 Judgment Bonds (Limited Tax General Obligation).

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Gary Foster, Zach Lahring **Motion Carried**

2020-203 **APPROVE AND AUTHORIZE THE BOARD CHAIRPERSON AND COUNTY CLERK TO SIGN THE RESOLUTION TO DECLARE A STATE OF EMERGENCY WITHIN MUSKEGON COUNTY DUE TO THE COVID-19 PANDEMIC UNTIL MAY 29, 2020**

Admin 12-D

It was recommended by the Administrator, moved by Commissioner Hovey-Wright, seconded by Commissioner Nash, to approve and authorize the Board Chairperson and County Clerk to sign the Resolution to declare a State of Emergency within Muskegon County due to the COVID-19 pandemic until May 29, 2020.

Discussion ensued.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-204 **DELAY THE OPENING OF THE COUNTY'S PARK FACILITIES, INCLUDING THE CAMPGROUNDS AND CABINS AT PIONEER, MEINERT AND BLUE LAKE PARKS, AND THE CONCESSION STAND AT TWIN LAKE PARK, AND ALL COUNTY PARK RESTROOM, PLAYGROUND, AND LODGE/SHELTER FACILITIES THROUGH MAY 28, 2020, OR A TIME DETERMINED BY STATE AND LOCAL PUBLIC HEALTH OFFICIALS THAT THESE FACILITIES ARE DEEMED SAFE TO OCCUPY**

Admin 12-E

It was recommended by the Administrator, moved by Commissioner Nash, seconded by Commissioner Mahoney, to delay the opening of the county's park facilities, including the campgrounds and cabins at Pioneer, Meinert and Blue Lake Parks, and the concession stand at Twin Lake Park, and all county park restroom, playground, and lodge/shelter facilities through May 28, 2020, or a time determined by state and local public health officials that these facilities are deemed safe to occupy.

Discussion ensued regarding loss of revenue versus protection from COVID.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: I. John Snider II, Gary Foster, Zach Lahring **Motion Carried**

OLD BUSINESS

Commissioner Lahring asked Administrator Eisenbarth what the County's position is regarding campgrounds opening. Sheriff Poulin responded that he had received a call from a private campground this week, that they have taken extra steps. Sheriff Poulin advised that he had no problem with them being open since camping can be considered an outdoor activity.

Commissioner Mahoney asked if Community Development Director Bob Lukens would come back to the Board with possibilities for campground to be considered.

NEW BUSINESS

2020-205 **MOVED BY COMMISSIONER MAHONEY, SECONDED BY COMMISSIONER HOVEY-WRIGHT, FOR A RESOLUTION FOR NATIONAL POLICE WEEK**

Voice vote Motion carried

PUBLIC COMMENT

Tony Barnes, Dalton Township Supervisor, wanted to reach out for guidance for parks regarding 4th of July ceremonies. Mr. Barnes also wanted to share with the Board and say thank you to two of his residents, Katie and Kaley Peterson (and their mother), who were recognized on WZZM's One Good Thing for holding a fundraiser collecting boxes of products.

Sheriff Michael Poulin thanked the Board for bringing up the Memorial Service for Police Week. They will show a video on Wednesday on Facebook, either on the Sheriff's page, the City of Norton Shores', or the Fraternal Order of Police's.

Kathy Tharp pointed out that if people are on the telephone, they would have to hit *9 to indicate they'd like to talk.

Sean Campbell addressed the Board regarding the Courts and Public Safety Committee meeting, and that abiding by the constitution supersedes other responsibilities regarding the Executive Orders.

FINAL BOARD COMMENTS

Vice-Chair Foster suggested that everyone mute their microphone when not speaking.

2020-206 **MOVED TO ADJOURN BY COMMISSIONER WILKINS, SUPPORTED BY VICE-CHAIR FOSTER**

Meeting adjourned at 4:54 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

MUSKEGON COUNTY NOTICE
Temporary requirement to wear face masks
Effective Date: May 13, 2020

To suppress the spread of COVID-19, the Muskegon County Board of Commissioners has enacted the following temporary requirement regarding face masks in compliance with the Governor's Executive Order 2020-70:

Any individual able to medically tolerate a face covering must wear a covering over his or her nose and mouth – such as a non-medical grade face mask, homemade mask, scarf, bandana, or handkerchief when in the Michael E. Kobza Hall of Justice. This includes visitors, employees and contractors. However, employees may remove their masks while at their immediate work stations so long as they practice social distancing requirements and are six feet or more from co-workers.

This requirement takes effect immediately and will remain in effect until the spread of COVID-19 is deemed non-threatening by the Muskegon County Public Health Director and presented and acted upon by the Muskegon County Board of Commissioners.

Public Health
Prevent. Promote. Protect.

Public Health – Muskegon County • 209 E Apple Ave • Muskegon, MI 49442
Main: 231.724.6246 • Fax: 231.724.6674 • **www.muskegonhealth.net**

FOR IMMEDIATE RELEASE
No. 010 – May 7, 2020

MEDIA CONTACT: Jamie Hekker
Public Information Officer
hekkerja@co.muskegon.mi.us
(231) 724-1203

Muskegon County Announces Expanded COVID-19 Testing Options

More options and revised state guidelines allow for more individuals to be tested

Muskegon, MI –Thanks to expanding testing criteria, federal resources and new partnerships, Muskegon County residents now have improved access to COVID-19 testing. While current testing criteria still prioritizes high risk groups, it also allows for any Michigander displaying mild symptoms or any essential worker still reporting to work in person, whether symptomatic or not, to be tested permitting that testing supplies are available.

"Testing is a vital pillar of efforts to protect public health and save lives," said Muskegon County Health Officer Kathy Moore. "I truly appreciate this coordinated community approach to expand local COVID-19 testing options for Muskegon County residents."

Please call the testing site or your health care provider before you go for testing.

Hackley Community Care Center is now offering curbside testing for COVID-19 by appointment for established as well as new patients at their 2700 Baker Street, Muskegon Heights location. Patients must call in advance for screening and a telehealth visit with a medical provider before coming to the testing site. If COVID testing is needed, the medical provider will order the test and schedule your appointment. Call 231-737-1335. Hours of operation are Monday through Friday from 8:00 AM to 5:00 PM.

Rite Aid will begin offering self-swab nasal testing for COVID-19 by appointment through their pharmacy drive-thru at the 2580 Lake Ave, North Muskegon location starting Monday, May 11. Must be 18 years and older. Visit www.riteaid.com for screening and to make an appointment starting Sunday, May 10. Hours of operation are Monday through Friday from 10:00 AM to 8:00 PM and Saturday & Sunday 9:00 AM to 5:00 PM.

Walmart will begin offering self-swab nasal testing for COVID-19 by appointment at a drive-thru testing site in the parking lot of the 3285 Henry Street, Muskegon location starting Friday, May 8. Must be 18 years and older. Visit www.MyQuestCOVIDTest.com for screening and to make an appointment. Hours of operation are Mondays, Wednesdays, and Fridays 7:00 AM to 9:00 AM, weather permitting. Call 866-448-7719 with questions.

Mercy Health, North Ottawa Community Health, and Spectrum Health continue to offer drive-thru testing for COVID-19 by appointment with a doctor's referral to their drive-thru testing tents. Patients should contact their doctor for guidance. Hospital COVID-19 screening hotlines include Mercy Health 833-247-1258, North Ottawa Community Health 616-935-7810, and Spectrum Health 833-559-0659.

Additional details about testing availability throughout Michigan can be found on the COVID-19 Test Finder page on the michigan.gov/coronavirus website. Individuals without internet access are encouraged to call the Michigan COVID-19 Hotline at 888-535-6136 for assistance finding a testing center.

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CAMPAIGN TYPE	PROJECT GOALS	TARGET	COST	
			PROJECTED	ACTUAL
Local Advertising: Press Releases, Local Board Meetings (County, City, Township, etc.)	To bring awareness to the population through events (virtual for now), and encourage them to take part in the census	Engaged Muskegon County residents >60% response rate to date	$4,500.00	
		Tracts: 1500, 1600, 1700, 1800, 1901, 2100, 2200, 2300, 2400, 2500, 2700, 2800, 3000, 3400		
Social Media: Target Ads and Boosted Posts	To engage and encourage those who are within the county to take part in the census	Muskegon County Residents on Facebook	$4,500.00	
		All Tracts		
Website: County Landing Page	Draw attention to the importance of taking part in the census while providing access to the Census via Muskegon County website	Visitors to County website	$1,000.00	
		All Tracts		
Online Advertising: Chamber of Commerce, Cities, Townships, mLive, Google, etc.	To bring visibility and awareness to those who are seeking information from their local go-to websites and encourage them to participate in the census	Muskegon County Residents who are seeking for information on local webistes	$9,500.00	
Other Advertising: Posters, Billboards, Signage, Buses	To reach those who are not engaged online via outside or print media	Those who do not have Internet access	$18,000.00	
		100, 300, 401, 402, 500, 800, 900, 1200, 1300, 1402, 1902, 2000, 2100, 2200, 2400, 2601, 2900, 3000, 3100, 3200, 3300, 3400, 4200, 4300		
Staffing/outside resources			$12,500.00	
		TOTAL	$50,000.00	

RESOLUTION AUTHORIZING ISSUANCE OF 2020 JUDGMENT BONDS (LIMITED TAX GENERAL OBLIGATION)

COUNTY OF MUSKEGON
State of Michigan

Minutes of a special meeting of the Board of Commissioners of the County of Muskegon, State of Michigan, conducted via Webex in conformity with Governor Whitmer's Executive Order No. 2020-48 (COVID-19), on May 1, 2020, at 3:30 o'clock p.m., prevailing Eastern Time.

PRESENT: Commissioners Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins

ABSENT: None

The following preamble and resolution were offered by Commissioner Nash and supported by Commissioner Snider:

WHEREAS, the County of Muskegon, State of Michigan (the "County") anticipates that the Ingham County Circuit Court will issue a judgment against the County to be paid to Information Systems Intelligence (the "Judgment"); and

WHEREAS, the Judgment is a judgment described in Section 6097 of the Revised Judicature Act, Act 236, Public Acts of Michigan, 1961, as amended (the "RJA") and the County has the right to utilize the means of raising money to pay this Judgment described in Section 6097 of the RJA; and

WHEREAS, the Board of Commissioners of the County has determined that in order to finance payment of the Judgment it will be necessary to issue bonds pursuant to the provisions of Section 6097 of the RJA; and

WHEREAS, the County desires to issue one or more series of bonds pursuant to the RJA in the aggregate principal amount of not to exceed Five Million Five Hundred Thousand Dollars ($5,500,000) (the "Bonds") to pay the Judgment; and

WHEREAS, the County desires to solicit proposals from financial institutions and other prospective purchasers and negotiate the sale of the Bonds to a purchaser (the "Purchaser") within the parameters established by this resolution; and

WHEREAS, the Board of Commissioners of the County wishes to authorize each of the County Administrator and the Assistant County Administrator/Finance Director (each, an "Authorized Officer") to sell, deliver and receive payment for the Bonds without the necessity of the Board of Commissioners of the County taking further action prior to sale and delivery of the Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Authorization of Refunding Bonds; Bond Terms, Bonds of the County designated 2020 JUDGMENT BONDS (LIMITED TAX GENERAL OBLIGATION) (the "Bonds") are authorized to be issued in one or more series in the aggregate principal sum of not to exceed Five Million Five Hundred Thousand Dollars ($5,500,000) for the purpose of paying the costs of the Judgment, including the costs incidental to the issuance, sale and delivery of the Bonds. Each Authorized Officer is authorized to add a series designation to any series of Bonds issued hereunder.

The issue shall consist of bonds fully-registered as to principal and interest of the denomination of $100,000 or multiples of $5,000 in excess thereof not exceeding for each maturity the maximum principal amount of that maturity, or alternatively, may consist of a single-instrument, non-convertible bond, as determined at the time of sale. The Bonds will be dated as of the date of delivery, or such other date as determined by an Authorized Officer, and be payable on June 1 (or such other date as determined at the time of sale thereof) in the years and in the annual amounts as determined at the time of sale, provided that the date of the final maturity shall not be later than 15 years from the date of issue. The Bonds may be issued as serial or term bonds or both and shall be subject to redemption prior to maturity in the manner and at the times and prices as determined at the time of sale. The Bonds may be subject to mandatory redemption prior to maturity as determined at the time of sale.

The Bonds shall bear interest at a rate or rates determined at the time of sale, expressed in any multiples, first payable on December 1, 2020 (or such other date as determined at the time of sale thereof), and semiannually thereafter. Interest on the Bonds shall be paid by check drawn on the Transfer Agent mailed to the registered owner of the Bonds at the registered address, as shown on the registration books of the County maintained by the Transfer Agent. Interest shall be payable to the registered owner of record as of the fifteenth day of the month prior to the payment date for each interest payment. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the County to conform to market practice in the future.

The principal of the Bonds shall be payable at a bank or trust company to be selected by an Authorized Officer at the time of the sale of the Bonds as registrar and transfer agent for the Bonds (the "Transfer Agent"), provided that in the event that the Bonds are purchased by a single institutional investor the County Treasurer may act as the Transfer Agent.

2. Execution of Bonds; Book-Entry-Only Form. The Bonds shall be signed by the manual or facsimile signatures of the Chair of the Board of Commissioners and the County Clerk and shall have the seal of the County, or a facsimile thereof, printed or impressed on the Bonds. No Bond signed by facsimile signature shall be validated until authenticated by an authorized signatory of the Transfer Agent.

The Bonds may be issued in book-entry-only form through the Depository Trust Company in New York, New York ("DTC") and any Authorized Officer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form and to make such changes in the Bond form within the

parameters of this resolution as may be required to accomplish the foregoing.

3. Transfer of Bonds. The Transfer Agent shall keep the books of registration for this issue on behalf of the County. Any Bond may be transferred upon such registration books by the registered owner of record, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the County shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

4. Limited Tax Pledge; Defeasance of Bonds. The County hereby pledges its limited tax full faith and credit for the prompt payment of the principal and interest on the Bonds. The County shall, each year budget the amount of the debt service coming due in the next fiscal year on the principal of and interest on the Bonds and shall advance as a first budget obligation from its general funds available therefor, or, if necessary levy taxes upon all taxable property in the County subject to applicable constitutional and statutory tax rate limitations, such sums as may be necessary to pay such debt service in said fiscal year. The County Treasurer is authorized and directed to open a separate fund to be known as the 2020 JUDGMENT BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund"), the moneys to be deposited into the Debt Retirement Fund to be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds as they mature. Into said fund there shall be placed the accrued interest, if any, received at the time of delivery of the Bonds.

In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier mandatory redemption, the principal of and interest on the Bonds, shall be deposited in trust, this resolution shall be defeased and the owners of the Bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest on the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

5. Judgment Fund; Proceeds of Bond Sale. The County Treasurer is authorized and directed to create a fund designated as the 2020 JUDGMENT FUND (the "Judgment Fund"). The County Treasurer is authorized and directed to deposit into the Judgment Fund the proceeds of the Bonds less accrued interest and premium, if any, which may be deposited into either the Debt Retirement Fund or the Judgment Fund at the discretion of the Authorized Officer. Monies in the Judgment Fund shall be used to pay the Judgment, the costs of the issuance of the Bonds, and, as may be necessary, to rebate arbitrage earnings, if any, to the United States Department of Treasury as required by the Internal Revenue Code. Any balance remaining in the Judgment Fund after paying the Judgment shall be paid into the Debt Retirement Fund and used to pay principal of or interest on the Bonds.

6. Bond Form. The Bonds shall be in substantially the following form with such changes as may be required to conform to the final terms of the Bonds established by the Sale

Order (as hereinafter defined):

FORM OF BONDS

[THIS BOND HAS NOT BEEN REGISTERED UNDER THE SECURITIES ACT OF 1933, AS AMENDED, OR THE MICHIGAN UNIFORM SECURITIES ACT, AS AMENDED, IN RELIANCE UPON EXEMPTIONS THEREUNDER. ANY RESALE OR OTHER TRANSFER OF THIS BOND MAY BE MADE ONLY UPON REGISTRATION UNDER SUCH ACTS OR IN AN EXEMPT TRANSACTION UNDER SUCH ACTS AND UPON COMPLIANCE WITH THE CONDITIONS SET FORTH HEREIN AND MAY BE OFFERED AND SOLD ONLY IF REGISTERED PURSUANT TO THE PROVISIONS OF THOSE ACTS OR IF AN EXEMPTION FROM REGISTRATION IS AVAILABLE.]

UNITED STATES OF AMERICA
STATE OF MICHIGAN

COUNTY OF MUSKEGON

2020 JUDGMENT BOND
(LIMITED TAX GENERAL OBLIGATION)

Interest Rate	Maturity Date	Date of Original Issue
	June 1, 20___	_____, 2020

Registered Owner:

Principal Amount: Dollars

The County of Muskegon, State of Michigan (the "County"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on December 1, 2020 and semiannually thereafter. Principal of this bond is payable at the corporate trust office of _____, _____, Michigan, or such other paying agent as the County may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the County kept by the Transfer Agent by check or draft mailed by the Transfer Agent to the registered owner of record at the registered address. For prompt payment of this bond, both principal and interest, the full faith, credit and resources of the County are hereby irrevocably pledged.

This bond, including the interest thereon, is payable as a first budget obligation from the general funds of the County, and the County is required, if necessary, to levy ad valorem taxes on all taxable property in the County for the payment thereof, subject to applicable constitutional and statutory tax rate limitations.

This bond is one of a series of bonds of even Date of Original Issue aggregating the principal sum of [amount], for the purpose of paying a judgment in accordance with the provisions of Section 6097 of the Revised Judicature Act, Act 236, Public Acts of Michigan, 1961, as amended, and Act 34, Public Acts of Michigan, 2001, as amended, and a resolution of the Board of Commissioners adopted on May 1, 2020.

Bonds of this issue maturing in the years 2021 to 20__, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of $5,000 of this issue maturing in the year ___ and thereafter, shall be subject to redemption prior to maturity, at the option of the County, in such order as the County shall determine and by lot within any maturity, on any date on or after June 1, ____, at par and accrued interest to the date fixed for redemption.

[Insert Term Bond Provisions, if applicable.]

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called in part for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption, whether or not presented for redemption, provided funds are on hand with the Transfer Agent to redeem said bond or portion thereof.

This bond is transferable only upon the registration books of the County kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond [and the series of bonds of which this is one], exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the County, including this bond [and the series of bonds of which this is one], does not exceed any constitutional or statutory debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF the County, by its Board of Commissioners, has caused this bond to be executed with the [manual/facsimile] signatures of its Chair and its County Clerk and its corporate seal or a facsimile thereof to be [impressed/printed] hereon, all as of the Date of Original Issue.

COUNTY OF MUSKEGON
State of Michigan

By: _____
Its: Chair

(SEAL)

By: _____
Its: County Clerk

(Form of Transfer Agent's Certificate of Authentication)

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within-mentioned resolution.

_____
_____
Transfer Agent

By: _____

Authorized: _____

DATE OF REGISTRATION:

[Bond printer to insert form of assignment]

[*End of Bond Form*]

7. Negotiated Sale. The Board of Commissioners has considered the option of selling the Bonds through a competitive sale and a negotiated sale and, pursuant to the requirements of Act 34, based on the advice of its Municipal Advisor, has determined to proceed with the sale of the Bonds by means of a negotiated sale because of the flexibility and efficiency provided by a negotiated sale to select and adjust the terms for the Bonds to best achieve the most favorable terms and advantageous interest rates and obtain the lowest issuance costs and interest costs for the County.

8. Adjustment of Bond Terms. Each Authorized Officer is hereby authorized to adjust the final bond details to the extent necessary or convenient to complete the transaction

authorized in this resolution, and in pursuance of the foregoing are each authorized to exercise the authority and make the determinations authorized pursuant to Section 315(1)(d) of Act 34, including but not limited to, determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, designation of series, and other matters, all subject to the parameters established in this resolution, *provided* that the principal amount of Bonds issued shall not exceed the aggregate principal amount authorized in this resolution, the true interest cost on the Bonds shall not exceed 6.00%, and the date of the final maturity of the Bonds shall not be later than 15 years from the date of issue of each series of Bonds.

9. Delegation to Authorized Officers; Sale Order. Each Authorized Officer is hereby authorized to solicit proposals from and select a purchaser for the Bonds and to place the Bonds with the Purchaser, subject to the parameters set forth in this resolution. Each Authorized Officer is authorized to award the sale of the Bonds to the Purchaser and to establish the final terms of the Bonds pursuant to a Sale Order, subject to the parameters set forth in Section 8 of this resolution.

10. Placement Agent. The Board of Commissioners authorizes the Authorized Officers to select a placement agent in connection with the placement of the Bonds to the Purchaser and to negotiate and execute a placement agreement, if any, *provided* that the placement agent's fee shall not exceed $30,000. If deemed necessary, the Authorized Officers may have prepared and may execute a private placement memorandum to assist in the placement of the Bonds, upon the advice of the Municipal Advisor and Bond Counsel.

11. Tax Covenant. The County hereby covenants that, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest on the Bonds from adjusted gross income for federal income purposes under the Code, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of bond proceeds and moneys deemed to be bond proceeds. The Authorized Officers are each delegated the authority to designate the Bonds as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions pursuant to the Code. Such designation shall be made in the Sale Order for the Bonds.

12. Authorization of Other Actions. The Authorized Officers are each authorized and directed to file any necessary applications or requests for waivers, with the Michigan Department of Treasury in order to effectuate the sale and delivery of the Bonds as contemplated by this resolution, and to pay any necessary fees in connection with any such applications or waivers and to take all other actions necessary or advisable, and make such other filings with the Michigan Department of Treasury or with other parties, to enable the issuance, sale and delivery of the Bonds as contemplated herein.

13. Insurance. Each Authorized Officer is authorized to procure a policy of municipal bond insurance with respect to the Bonds or cause the qualification of the Bonds therefor if, upon the advice of the Municipal Advisor to the County, the acquisition of such insurance would be of economic benefit to the County.

14. Bond Counsel. Miller, Canfield, Paddock and Stone, P.L.C. is hereby appointed to serve as bond counsel for the Bonds, notwithstanding the periodic representation in unrelated

matters of parties or potential parties to the transaction contemplated by this resolution, including the Purchaser of the Bonds.

15. Municipal Advisor. The County hereby confirms appointment of PFM Financial Advisors LLC, as municipal advisor with respect to the Bonds.

16. Certification of Act 34 Posting. The County hereby confirms that the posting required pursuant to Act 34 as set forth in Exhibit A attached hereto, was done in due time and form as required by Act 34.

17. Rescission. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Commissioners Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

NAYS: Commissioners Gary Foster, Zach Lahring

RESOLUTION DECLARED ADOPTED.

Nancy A. Waters, County Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of Muskegon, State of Michigan, at a special meeting held on May 1, 2020, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, as amended, as temporarily modified by Governor Whitmer's Executive Order No. 2020-48 (COVID-19) and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Nancy A. Waters, County Clerk

EXHIBIT A

MEETING NOTICE
Board of Commissioners of the
County of Muskegon, State of Michigan

At the special meeting of the Board of Commissioners of the County of Muskegon, Michigan to be held on May 1, 2020, conducted via Webex in conformity with Governor Whitmer's Executive Order No. 2020-48 (COVID-19), at 3:30 p.m., Eastern Time, the Board will consider the issuance of Judgment Bonds (Limited Tax General Obligation) which will contain a limited tax full faith and credit pledge of the County.

THIS NOTICE is given pursuant to the requirements of Section 308, Act 34, Public Acts of Michigan, 2001, as amended.

Nancy A. Waters, County Clerk

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Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Thursday, May 21, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel
Ivan Phillips, Information Systems Director

2020-207 **APPROVAL OF THE AGENDA**

Moved by Vice-Chair Foster, seconded by Commissioner Snider, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-208 **APPROVE THE MINUTES OF MAY 12, 2020**

Moved by Commissioner Hovey-Wright, and seconded to approve the minutes of May 12, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATION: DIRECTOR OF PUBLIC HEALTH KATHY MOORE – COVID-19

Kathy Moore, Public Health Director, updated the Board on COVID-19. To date, there have been 4650 tests, with 538 positive cases, and 26 deaths. Director Moore also informed the Board that the National Guard was assisting in testing at area nursing homes.

PUBLIC COMMENT (on an agenda item)

Jim Riley addressed the Board regarding the wash-out at Pioneer Park and plans to repair the park. He also asked if they were still planning on putting in the new bathhouse and maintenance building.

Asaline Scott, Donna Pennington, Doug Wood, Josie James, Sheriff Poulin, and Nancy (unknown last name) all spoke in favor of the Love Lives Here Resolution.

COMMUNICATIONS

The following Communication was presented to Commissioners for informational purposes and placed on file:

A) Menominee County Resolution in Response to Executive Order 2020-77

Commissioner Lahring spoke in support of this resolution. Commissioner Hovey-Wright raised her opposition to this resolution.

COMMITTEE/BOARD REPORTS

2020-209 **AUTHORIZE STAFF TO HIRE AUSTIN CARLSON AND MARLEE ANDERSON AS INTERIM MEINERT PARK CARETAKERS WITH ALL ASSOCIATED COSTS PAID FROM PARKS DEPARTMENT FUNDS**

CD/SP20/05-06
The Community Development/Strategic Planning Committee recommended, moved by Commissioner Nash, seconded by Commissioner Mahoney, to authorize staff to hire Austin Carlson and Marlee Anderson as Interim Meinert Park Caretakers with all associated costs paid from Parks Department funds.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-210 **APPROVE THE "LOVE LIVES HERE" RESOLUTION**

CD/SP20/05-07
The Community Development/Strategic Planning Committee recommended, moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the "Love Lives Here" Resolution.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Gary Foster, Zach Lahring **Motion Carried**

*Update – The Love Lives Here Resolution has been sent to all 82 Counties as requested by Chairman Hughes.

2020-211 **APPROVE AWARD OF THE GENERATOR CONSTRUCTION PORTION OF THE AIP 3-26-0071-4420 GRANT TO THE LOW BIDDER, KORTHASE & SONS, IN THE AMOUNT OF $75,500.00**

TR20/05-14 (Airport)
The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Commissioner Mahoney, to approve award of the generator construction portion of the AIP 3-26-0071-4420 grant to the low bidder, Korthase & Sons, in the amount of $75,500.00.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-212 **APPROVE THE MUSKEGON AREA TRANSIT SYSTEM PUBLIC TRANSIT AGENCY SAFETY PLAN AND TO HAVE THE TRANSIT SYSTEMS MANAGER NAMED AS THE ACCOUNTABLE EXECUTIVE FOR PTASP EFFORTS**

TR20/05-15 (Transit)
The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Commissioner Mahoney to approve the Muskegon Area Transit System Public Transit Agency Safety Plan and to have the Transit Systems Manager named as the Accountable Executive for PTASP efforts.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-213 **AUTHORIZE ELIMINATION OF VACANT MATS FULL-TIME POSITIONS G13011, G13019, G57502, G86004, G28002 AND N84004.**

TR20/05-16 (Transit)
The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Commissioner Mahoney, to authorize elimination of vacant MATS full-time positions G13011, G13019, G57502, G86004, G28002 and N84004.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-214 **AUTHORIZE MATS TO PUBLISH A SUMMARY OF PROPOSED SERVICE CHANGES, PUBLICIZE A 15-DAY PUBLIC COMMENT PERIOD IN JUNE OF 2020 AND SCHEDULE A PUBLIC HEARING FOR JUNE 11, 2020**

TR20/05-17 (Transit)
The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Commissioner Mahoney, to authorize MATS to publish a summary of proposed service changes, publicize a 15-day public comment period in June of 2020 and schedule a public hearing for June 11, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-215 **AUTHORIZE MATS TO PLACE AN ORDER IN THE AMOUNT NOT TO EXCEED $2,481,2580 FOR UP TO FIVE (5) HEAVY DUTY TRANSIT BUSES FROM GILLIG CORPORATION USING THE EXISTING FTA COMPLIANT PROCUREMENT CONDUCTED BY ITP-THE RAPID, WITH 100% OF THE COST OF THE PURCHASE TO BE PAID WITH GRANT FUNDS**

TR20/05-18 (Transit)
The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Commissioner Mahoney, to authorize MATS to place an order in the amount not to exceed $2,481,2580 for up to five (5) heavy duty transit buses from Gillig Corporation using the existing FTA compliant procurement conducted by ITP-The Rapid, with 100% of the cost of the purchase to be paid with grant funds.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-216 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $3,627,821.10, COVERING THE PERIOD OF APRIL 25, 2020 THROUGH MAY 7, 2020 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

WM20/05-40 (Administration)
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve payment of the accounts payable of $3,627,821.10, covering the period of April 25, 2020 through May 7, 2020 for checks as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-217 **APPROVE THE ATTACHED TRUTH IN TAXATION PUBLIC HEARING SCHEDULE AND TO ADOPT THE ATTACHED RESOLUTION SETTING JUNE 9, 2020 AS THE DATE FOR THE TRUTH IN TAXATION PUBLIC HEARING FOR THE PURPOSE OF DISCUSSING AND RECEIVING TESTIMONY REGARDING THE PROPOSED TENTATIVE LEVY OF 5.6978 MILLS FOR MUSKEGON COUNTY GENERAL OPERATING IN JULY 2020, THE PROPOSED TENTATIVE LEVY OF 0.3220 MILLS FOR LAKESHORE MUSEUM CENTER OPERATING IN DECEMBER 2020, THE PROPOSED TENTATIVE LEVY OF 0.0751 MILLS FOR DEPARTMENT OF VETERANS AFFAIRS OPERATING IN DECEMBER 2020, THE PROPOSED TENTATIVE LEVY OF 0.2999 MILLS FOR MUSKEGON COUNTY CENTRAL DISPATCH OPERATING IN DECEMBER 2020 AND THE PROPOSED TENTATIVE LEVY OF .4999 MILLS FOR PA 39 OF 1976 (ACTIVITIES OR SERVICES FOR OLDER PERSONS ACT) IN DECEMBER 2020**

WM20/05 – 41 (Administration)
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve the attached Truth In Taxation public hearing schedule and to adopt the attached resolution setting June 9, 2020 as the date for the Truth In Taxation public hearing for the purpose of discussing and receiving testimony regarding the proposed tentative levy of 5.6978 mills for Muskegon County general operating in July 2020, the proposed tentative levy of 0.3220 mills for Lakeshore Museum Center operating in December 2020, the proposed tentative levy of 0.0751 mills for Department of Veterans Affairs operating in December 2020, the proposed tentative levy of 0.2999 mills for Muskegon County Central Dispatch operating in December 2020 and the proposed tentative levy of .4999 mills for PA 39 of 1976 (Activities or Services for Older Persons Act) in December 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-208 **APPROVE RENEWAL OF THE ANNUAL MAINTENANCE AND SUPPORT AGREEMENT FOR THE PURESTORAGE NETWORK STORAGE ARRAY FOR $26,016.00 TO BE PROCURED FROM CDW AS A SOLE SOURCE**

WM20/05 – 43 (Information Technology)
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve renewal of the annual maintenance and support agreement for the PureStorage network storage array for $26,016.00 to be procured from CDW as a sole source.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-219 **AUTHORIZE DELETION OF DATABASE ADMINISTRATOR, X25101, SALARY RANGE ADJUSTMENT FOR THE VACANT ONBASE ADMINISTRATOR POSITION, X72601, FROM NX-00320 ($30.361/HR. - $38.398/HR.), TO NX-00290 ($26.406/HR. - $33.324/HR.), RECLASSIFY INFO SYSTEMS TECH I'S, N40004 AND N40005, AND ECM COORDINATOR TIER 1, N29501 AT PAY TABLE/GRADE NO-00200 ($17.426/HR. - $22.982/HR.), TO INFO SYSTEMS TECH II POSITIONS AT PAY TABLE/GRADE NX-00210 ($21.954/HR. - $27.635/HR.), CREATE TWO (2) NEW INFO SYSTEMS TECH I POSITIONS AT PAY TABLE/GRADE ($17.426/HR. - $22.982/HR.)**

WM20/05 – 44 (Information Technology)
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize deletion of Database Administrator, X25101, salary range adjustment for the vacant Onbase Administrator position, X72601, from NX-00320 ($30.361/hr. - $38.398/hr.), to NX-00290 ($26.406/hr. - $33.324/hr.), reclassify Info Systems Tech I's, N40004 and N40005, and ECM Coordinator Tier 1, N29501 at pay table/grade NO-00200 ($17.426/hr. - $22.982/hr.), to Info Systems Tech II positions at pay table/grade NX-00210 ($21.954/hr. - $27.635/hr.), create two (2) new Info Systems Tech I positions at pay table/grade ($17.426/hr. - $22.982/hr.).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

COMMITTEE LIAISON REPORTS

Commissioner Mahoney reported on the Road Commission meeting. They are monitoring their budget closely since the gas tax revenue is reduced considerably these last two months because nobody is driving.

Commissioner Lahring reported that the Fair Board is still planning on going ahead with the County Fair depending on the Executive Orders from the Governor. They are considering not showing hogs this year due to slaughter houses being backed up with processing.

Commissioner Hovey-Wright reported on HealthWest. They are still seeing clients virtually. They did have to close down Brinks due to too few patients and too high of costs for their current location. HealthWest will be bringing this issue back up in the future when they find a suitable, less expensive location. HealthWest is doing tracing for their own clients. They are still struggling financially, however, all of the money did come in for 2018, but not 2019.

CHAIRMAN'S REPORT

2020-220 **REAPPOINT MARK EISENBARTH, BETH DICK, MARK FAIRCHILD, AND MATT FARRAR TO THE BUILDING AUTHORITY (UNDESIGNATED SLOTS), TERMS THROUGH 06/30/2023**

Chairman Hughes recommends, moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to reappoint Mark Eisenbarth, Beth Dick, Mark Fairchild, and Matt Farrar to the Building Authority (undesignated slots), terms through 6/30/2023.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

A. Memorial Day weekend is already here. The Stay Home/Stay Safe Order is still in effect, but you may still enjoy outdoor activities while social distancing:

   a. Fishing - you can buy and print your license online at Michigan.gov;
   b. Boating, including motorized boating, kayaking, canoeing, and sailing, fall within the outdoor recreational activities permitted under the order and you can renew your boat registration online;
   b. Recreational passports for state parks, boating access sites and other recreational areas have been suspended.

B. Recent festival cancellations include: Unity Christian Music Festival, Rockstock, Burning Foot Beer Festival, and the Michigan Irish Music Festival.

C. The Muskegon Clippers Baseball season for 2020 has been cancelled due to COVID-10.

D. The Lake Express is set to sail Thursday, June 4, for its first crossing of the 2020 season.

E. Orchard View High School will be holding their high school graduation at Heritage Landing in August.

F. Emergency Management Director Rich Warner will be holding a Zoom meeting Friday morning at 9:00 a.m. with township and city managers to provide an update on applications submitted pertaining the flooding.

ADMINISTRATOR'S REPORT

2020-221 **AUTHORIZE APPROVAL OF THE COVID-19 PREPAREDNESS AND RESPONSE PLAN**

Admin Item 12-A
The Administrator recommends, moved by Commissioner Wilkins, seconded by Commissioner Hovey-Wright, authorize approval of the COVID-19 Preparedness and Response Plan.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-222 **AUTHORIZE PARTICIPATION IN THE WORK SHARE PROGRAM**

Admin Item 12-B
The Administrator recommends, moved by Commissioner Nash, seconded by Commissioner Scolnik, authorize participation in the Work Share program.

Discussion ensued regarding services that have been handled during closure and how they will be handled with Friday closures through July.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-223 **APPROVE THE 2020 MUSKEGON COUNTY PARKS CAMPGROUND OPENING PLAN**

Admin Item 12-C

The Administrator recommends, moved by Commissioner Nash, seconded by Commissioner Wilkins, to approve the 2020 Muskegon County Parks Campground Opening Plan.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

PRESENTATION – EMERGENCY SERVICES RICH WARNER – LOCAL FLOODING

Rich Warner, Emergency Services Manager, updated the Board on the local flooding issue, including the wash-out at Pioneer Park. Mr. Warner reported that there were almost 1400 houses affected by the flooding in the County. He has been working with IT to send out a mass email regarding forms to fill out for assistance, and also GIS for mapping the flooded areas. He indicated there may be low-interest loans available from the Small Business Administration for assistance for some of the flooded homes. This is not a FEMA-qualifying event. Mr. Warner suggested residents contact EGLE if their neighbors are pumping water that eventually damages their property.

CLOSED SESSION

2020-224 **GO INTO CLOSED SESSION TO CONSULT WITH THE COUNTY'S ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH INFORMATION SYSTEMS INTELLIGENCE, LLC V COUNTY OF MUSKEGON, ET AL, MUSKEGON COUNTY CIRCUIT COURT CASE NO. 16-000694-CB (INGHAM COUNTY DOCKET NO. 16-1260-VJ), THE DISCUSSION OF WHICH IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATION OR SETTLEMENT POSITION OF THE COUNTY**

Moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to go into Closed Session regarding consult with the County's attorney regarding trial or settlement strategy in connection with Information Systems Intelligence, LLC v County of Muskegon, et al, Muskegon County Circuit Court Case No. 16-000694-CB (Ingham County Docket No. 16-1260-vj), the discussion of which in an open meeting would have a detrimental financial effect on the litigation or settlement position of the county.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Went into closed session at 4:41 p.m.

Returned to open session at 5:09 p.m.

2020-225 **MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER HOVEY-WRIGHT TO RETURN TO OPEN SESSION**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

OLD BUSINESS

None.

NEW BUSINESS

None.

PUBLIC COMMENT

Sheriff Poulin updated the Board on an incident at the jail yesterday that occurred after 5:00 p.m. An inmate found his cell-mate unresponsive, staff responded and performed CPR. EMS arrived and pronounced the inmate deceased. The Medical Examiner's office contacted Sheriff Poulin today and informed him that the deceased had congestive heart failure which is hereditary.

FINAL BOARD COMMENTS

Commissioner Scolnik indicated that these types of meetings demonstrate the need for high-speed internet in the County.

Commissioner Lahring indicated that previously there was some federal money for internet in rural areas, possibly a grant program, but he was informed that our county was not included, although he was not sure why.

Commissioner Mahoney thought that in the past it was attempted to have a Wi-Fi company come in but there were issues with the amount of trees, and near the lakeshore there is not even cell phone service.

Commissioner Lahring inquired as to the status of the loan to the City of Muskegon. Beth Dick, Finance Director, indicated that the loan was paid in full December 2019.

Commissioner Lahring commented that we are in the beginning of an economic disaster, historic flooding, and the Board is passing hiring resolution which incentivizes discriminatory practices, and using the pandemic to push forward a useless resolution based on unsubstantiated claims of racism.

2020-226 **MOVED BY COMMISSIONER HOVEY-WRIGHT, SECONDED BY COMMISSIONER NASH TO SCHEDULE A SPECIAL BOARD MEETING ON THURSDAY, MAY 28, 2020, AT 3:30 P.M.**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-227 **MOVED BY COMMISSIONER MAHONEY, SECONDED BY COMMISSIONER NASH TO ADJOURN**

Meeting adjourned at 5:21 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Special Full Board Meeting Thursday, May 28, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Special Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-228 **APPROVE THE FULL BOARD REGULAR AND CLOSED SESSION MINUTES OF MAY 21, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Snider, to approve the regular and closed session minutes of May 21, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Motion Carried

PUBLIC COMMENT (on an agenda item)

None

INFORMATIONAL ITEMS

A) Declaration of Local "State of Emergency" by Muskegon County Emergency Manager Richard Warner

B) May 26th Memo to Staff Extending Declaration of Local "State of Emergency" with respect to Governor Whitmer's Executive Order 2020-100.

2020-229 **AGREE TO EXTEND THE ATTACHED LOCAL "STATE OF EMERGENCY" BY MUSKEGON COUNTY EMERGENCY MANAGER RICHARD WARNER**

Administrator Eisenbarth recommends, moved by Commissioner Hovey-Wright, seconded by Commissioner Snider, to agree to extend the attached local "State of Emergency" by Muskegon County Emergency Manager Richard Warner.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Administrator Eisenbarth reported that after speaking with Public Health Director Kathy Moore and Emergency Manager Richard Warner, they agreed that long term/seasonal camping only will now be permitted at Pioneer and Meinert Parks.

CLOSED SESSION

2020-230 **GO INTO CLOSED SESSION TO CONSULT WITH THE COUNTY'S ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH INFORMATION SYSTEMS INTELLIGENCE, LLC V COUNTY OF MUSKEGON, ET AL, MUSKEGON COUNTY CIRCUIT COURT CASE NO. 16-000694-CB (INGHAM COUNTY DOCKET NO. 16-1260-VJ), THE DISCUSSION OF WHICH IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATION OR SETTLEMENT POSITION OF THE COUNTY**

Moved by Commissioner Snider, seconded by Commissioner Nash, to go into Closed Session to consult with the County's attorney regarding trial or settlement strategy in connection with Information Systems Intelligence, LLC v County of Muskegon, et al, Muskegon County Circuit Court Case No. 16-000694-CB (Ingham County Docket No. 16-1260-vj), the discussion of which in an open meeting would have a detrimental financial effect on the litigation or settlement position of the county.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Went into closed session at 3:38 p.m.

Returned to open session at 3:46 p.m.

2020-231 **MOVED BY COMMISSIONER NASH SECONDED BY COMMISSIONER FOSTER TO RETURN TO OPEN SESSION**

Moved by Commissioner Nash, seconded by Commissioner Foster, to return to open session.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-232 **APPROVE AND FOLLOW THE RECOMMENDATION OF CORPORATE COUNSEL REGARDING SETTLEMENT IN CONNECTION WITH INFORMATION SYSTEMS INTELLIGENCE, LLC V COUNTY OF MUSKEGON, ET AL, MUSKEGON COUNTY CIRCUIT COURT CASE NO. 16-000694-CB (INGHAM COUNTY DOCKET NO. 16-1260-VJ), AND AUTHORIZE THE BOARD CHAIR TO SIGN BOTH THE JUDGMENT AND APPROVE THE MANNER BY WHICH IT IS GOING TO BE PAID**

Recommended by Chairman Hughes, moved by Commissioner Snider, seconded by Commissioner Nash, to approve and follow the recommendation of Corporate Counsel regarding settlement in connection with Information Systems Intelligence, LLC v County of Muskegon, et al, Muskegon County Circuit Court Case No. 16-000694-CB (Ingham County Docket No. 16-1260-vj), and authorize the Board Chair to sign both the judgment and approve the manner by which it is going to be paid.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Motion Carried

NEW BUSINESS

Administrator Mark Eisenbarth indicated that the Declaration of Local "State of Emergency" by Muskegon County Emergency Manager Richard Warner should be dated May 25, 2020.

2020-233 **GRANT PERMISSION FOR EMERGENCY MANAGER RICHARD WARNER TO PETITION GOVERNOR WHITMER FOR AN EMERGENCY DECLARATION COVERING MUSKEGON COUNTY SHOULD THE RECORDS OBTAINED THROUGH PROPERTY INSPECTION MEET CRITERIA**

Moved by Commissioner Hovey-Wright, seconded by Commissioner Nash, to grant permission for Emergency Manager Richard Warner to petition Governor Whitmer for an emergency declaration covering Muskegon County should the records obtained through property inspection meet criteria.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Motion Carried

Mr. Warner indicated that there were 1087 flooding reports submitted on the new link. In the last two days, they made 93 site visits to confirm information and are waiting on more information from the State to move forward.

Chairman Hughes thanked Kristin Barnhill for helping with Mr. Warner's efforts.

PUBLIC COMMENT

Commissioner Scolnik asked Mr. Warner regarding the severity of flood damage. Mr. Warner indicated that some places had up to 57 inches of water in basements. The State required 18 inches or more of water to meet criteria.

Commissioner Hovey-Wright indicated the flooding situation was pretty serious. One road is under water almost 18 inches and none of the garbage trucks can get in. Residents are being asked to haul their own garbage pail through the water to a dumpster.

2020-234 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER WILKINS TO ADJOURN**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Meeting adjourned at 3:56 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Special Full Board Meeting Tuesday, June 3, 2020
4:00 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Special Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins

Absent: I. John Snider II

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-228 **APPROVE THE FULL BOARD REGULAR AND CLOSED SESSION MINUTES OF MAY 28, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Wilkins, to approve the regular and closed session minutes of May 28, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Absent: I. John Snider, II **Motion Carried**

PUBLIC COMMENT (on an agenda item)

None

Chairman Hughes thanked the Commissioners for attending the Board meeting on such short notice.

2020-235 **APPROVE ACCEPTANCE OF GRANT OFFER NO. 3-26-0071-045-2020 FROM THE FAA AND AUTHORIZE THE CHAIR TO EXECUTE THE GRANT OFFER, AUTHORIZE LEGAL COUNSEL TO SIGN THE GRANT AND AUTHORIZE THE CLERK TO EXECUTE ANY NECESSARY RESOLUTIONS FOR THE GRANT OFFER**

TR20/06-19

Administrator Eisenbarth recommends, moved by Commissioner Nash, seconded by Commissioner Hovey-Wright, to approve acceptance of Grant Offer No. 3-26-0071-045-2020 from the FAA and authorize the Chair to execute the grant offer, authorize Legal Counsel to sign the grant and authorize the Clerk to execute any necessary resolutions for the grant offer. See attached signed Grant.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Absent: I. John Snider, II **Motion Carried**

2020-236 **CANCEL THE COMMUNITY DEVELOPMENT/STRATEGIC PLANNING COMMITTEE MEETING FOR JUNE 11, 2020, FOR LACK OF ACTION ITEMS**

Moved by Commissioner Nash, seconded by Vice-Chair Foster, to cancel the Community Development/Strategic Planning Committee meeting on June 11, 2020, for lack of action items.

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Absent: I. John Snider, II **Motion Carried**

PUBLIC COMMENT

None

2020-237 **MOVED BY COMMISSIONER MAHONEY, SECONDED BY COMMISSIONER NASH TO ADJOURN**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Absent: I. John Snider, II **Motion Carried**

Meeting adjourned at 4:08 p.m.

Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

MUSKEGON COUNTY BOARD OF COMMISSIONERS

TR20/06-19

RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF THE SPONSOR CONTRACT BY THE MUSKEGON COUNTY BOARD OF COMMISSIONERS, OF MUSKEGON, MICHIGAN, AND THE FEDERAL AVIATION ADMINISTRATION, UNDER THE CORONAVIRUS AID, RELIEF AND ECONOMIC SECURITY ACT (CARES ACT) FEDERAL GRANT NO. 3-26-0071-045-2020, TO HELP OFFSET A DECLINE IN REVENUES ARISING FROM AIRPORT OPERATIONS AND ACTIVITIES AS A RESULT OF THE COVID-19 PUBLIC HEALTH EMERGENCY.

At a meeting of the Board of Commissioners, Muskegon County, Michigan, held electronically pursuant to Executive Order 2020-75 on June 3, 2020 at 4:00 p.m.

PRESENT: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins

ABSENT: I. John Snider II

The following Resolution was offered by Commissioner Nash and seconded by Commissioner Hovey-Wright.

BE IT RESOLVED by the members of the Board of Commissioners of Muskegon, Michigan:

Section I. That the County Board of Commissioners, of Muskegon, Michigan, shall enter into a Sponsor Contract for the Muskegon County Airport and that such Sponsor Contract shall be as set forth herein;

Section II. That the Chairperson of the Muskegon Board of Commissioners of Muskegon, Michigan, Susie Hughes, is hereby authorized and directed to execute said Contract on behalf of the County of Muskegon, Michigan, and the County Clerk is hereby authorized and directed to impress the official seal and to attest said execution;

Section III. That the Sponsor Contract referred to herein shall be attached.

ADOPTED:

YEAS: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins

NAYS: None

ABSENT: I. John Snider II

STATE OF MICHIGAN)
) ss.
COUNTY OF MUSKEGON)

I, Nancy A. Waters, County Clerk of Muskegon County, Muskegon, Michigan, do hereby certify that the above is a true and correct copy of a resolution adopted by the Board of Commissioners on June 3, 2020. In testimony whereof, I have hereunto set my hand and affixed the seal.

Nancy A. Waters

Nancy A. Waters,
County Clerk

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Tuesday, June 9, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Nash. The Pledge of Allegiance was led by Commissioner Scolnik and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Kristin Barnhill, Executive Assistant
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel
Kathy Tharp, Administrative Coordinator

2020-238 **APPROVE THE AGENDA**

Moved by Commissioner Hovey-Wright, seconded by Commissioner Nash, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Due to technical difficulties, Rillastine R. Wilkins was not recognized. **Motion Carried**

2020-239 **APPROVE THE FULL BOARD MINUTES OF JUNE 3, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Mahoney, to approve the minutes of June 3, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATIONS

Director of Public Health Kathy Moore updated the Board regarding COVID-19. Ms. Moore reported that as of June 8, 2020, there were a total of 697 positive cases and 40 deaths. She also reported that there will be another testing this weekend at Oakridge Middle School, 251 South Wolf Lake Road, Muskegon, Michigan 49442, with help from the Michigan National Guard on Friday, June 12, 2020, from 5:00 p.m. to 8:00 p.m., and Saturday, June 13, 2020, from 9:00 a.m. to 3:00 p.m. (See attached.)

Director of Emergency Services Rich Warner updated the Board regarding local flooding and available assistance. Mr. Warner reported that there were 65 applications submitted, 36 of those submitted pictures of the damage, 22 did not submit pictures, and 7 did not qualify in the major-damage category. Muskegon County will qualify for the Small Business Association (SBA) loan program since they only need 25 homes to qualify. The report is being submitted to the State to be sent to the SBA this week, but it is a long, drawn-out process. Mr. Warner explained that the SBA loan is for up to 40% of the fair market value of the home, regardless of the damage. Very few people may take advantage of this program since they may not be able to afford the loan.

PUBLIC COMMENT (on an agenda item)

Rachel Novak commented on the flooding and washout-out at Pioneer Park . She indicated that since 1970 the Muskegon County Road Commission has had jurisdiction over this park and they created the natural waterway into the lake. Since then, park personnel has been pushing leaves into this drain and blocked it which was most likely a contributing factor to the wash-out.

PUBLIC HEARING: TRUTH IN TAXATION

2020-240 **GO INTO PUBLIC HEARING REGARDING FY2020 TRUTH IN TAXATION**

Motion by Vice-Chair Foster, seconded by Commissioner Snider to go into public hearing regarding FY2020 Truth in Taxation.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Beth Dick, Director of Finance gave a presentation on the FY2020 Truth in Taxation. (See attached.)

COMMITTEE/BOARD REPORTS

2020-241 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE MARINE SAFETY GRANT (MS20-67) IN THE AMOUNT OF $70,300.00 FOR PERSONNEL AND OPERATING COSTS FOR THE 2020 CALENDAR YEAR**

CPS20/06-21
The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to authorize the Sheriff's Office to accept the Marine Safety grant (MS20-67) in the amount of $70,300.00 for personnel and operating costs for the 2020 calendar year.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-242 **APPROVE THE REQUEST TO APPLY FOR $196,200 FROM THE OFFICE OF COMMUNITY CORRECTIONS IN LANSING FOR FY 2021**

CPS20/06-22
The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve the request to apply for $196,200 from the Office of Community Corrections in Lansing for FY 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-243 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO APPLY FOR A RENEWAL OF THE MIDC (MICHIGAN INDIGENT DEFENSE COMMISSION) GRANT FOR FY21**

CPS20/06-23
The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to authorize the Public Defender's Office to apply for a renewal of the MIDC (Michigan Indigent Defense Commission) grant for FY21.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-244 **AUTHORIZE PUBLIC HEALTH TO SUBCONTRACT WITH GVSU ANNIS WATER RESOURCES INSTITUTE (AWRI) TO CONDUCT FY20 GREAT LAKES BEACH WATER MONITORING, USING PASS THROUGH FUNDS RECEIVED FROM THE MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES AND ENERGY (EGLE), WITH NO EFFECT ON COUNTY GENERAL FUND**

HS20/06 –14
The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Mahoney, to authorize Public Health to subcontract with GVSU Annis Water Resources Institute (AWRI) to conduct FY20 Great Lakes Beach Water Monitoring, using pass through funds received from the Michigan Department of Environment, Great Lakes and Energy (EGLE), with no effect on county general fund.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-245 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $10,965,180.80 COVERING THE PERIOD OF MAY 8, 2020 THROUGH MAY 21, 2020 FOR CHECKS, PCARD AND EFT PAYMENTS COVERING THE PERIOD APRIL 1, 2020 THROUGH APRIL 30, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/06 – 45
The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Hovey-Wright, to approve payment of the accounts payable of $10,965,180.80 covering the period of May 8, 2020 through May 21, 2020 for checks, PCard and EFT payments covering the period April 1, 2020 through April 30, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-246 **APPROVE THE OPERATING LEVY OF 5.6978 MILLS FOR MUSKEGON COUNTY TO BE LEVIED IN JULY 2020, THE OPERATING LEVY OF 0.3220 MILLS FOR THE LAKESHORE MUSEUM CENTER TO BE LEVIED IN DECEMBER 2020, THE OPERATING LEVY OF 0.0751 MILLS FOR THE DEPARTMENT OF VETERAN'S AFFAIRS TO BE LEVIED IN DECEMBER 2020, THE OPERATING LEVY OF 0.2999 MILLS FOR MUSKEGON COUNTY CENTRAL DISPATCH TO BE LEVIED IN DECEMBER 2020 AND THE OPERATING LEVY OF 0.4999 MILLS FOR PA 39 OF 1976 (ACTIVITIES OR SERVICES FOR OLDER PERSONS ACT) TO BE LEVIED DECEMBER 2020 AND TO AUTHORIZE THE MUSKEGON COUNTY CLERK AND THE CHAIR OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO SIGN THE ASSOCIATED FORMS REQUIRED BY THE STATE OF MICHIGAN WHICH WILL BE SUBMITTED TO THE STATE OF MICHIGAN BY THE MUSKEGON COUNTY EQUALIZATION DEPARTMENT**

WM20/06 – 46

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Hovey-Wright, to approve the operating levy of 5.6978 mills for Muskegon County to be levied in July 2020, the operating levy of 0.3220 mills for the Lakeshore Museum Center to be levied in December 2020, the operating levy of 0.0751 mills for the Department of Veteran's Affairs to be levied in December 2020, the operating levy of 0.2999 mills for Muskegon County Central Dispatch to be levied in December 2020 and the operating levy of 0.4999 mills for PA 39 of 1976 (Activities or Services for Older Persons Act) to be levied December 2020 and to authorize the Muskegon County Clerk and the Chair of the Muskegon County Board of Commissioners to sign the associated forms required by the State of Michigan which will be submitted to the State of Michigan by the Muskegon County Equalization Department.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-247 **APPROVE THE AWARDING OF A 3 YEAR CONTRACT WITH TWO (2) OPTIONAL ONE YEAR RENEWALS FOR CREDIT AND DEBIT CARD PROCESSING SERVICES (RFP 20-2368) TO ALLPAID PENDING CORPORATE COUNSEL REVIEW**

WM20/06 – 47
The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Hovey-Wright, to approve the awarding of a 3 year contract with two (2) optional one year renewals for credit and debit card processing services (RFP 20-2368) to AllPaid pending corporate counsel review.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

A. On Friday, June 5, 2020, Pioneer, Meinert and Blue Lake County Parks reopened to the public for camping. https://www.muskegoncountyparks.com/wp-content/uploads/2020/06/MCP_Campground_Open_release_6-2-2020.pdf
B. On Friday, June 5, 2020, the Getty Drive-In Theatre opened to 50% capacity. They are showing one feature and tickets are only $5. https://celebrationcinema.com/cinemas/Getty-Drive-In
C. On Monday, June 8, 2020, Twin Lake, Moore and Patterson County Parks reopened to the public for day use. https://www.muskegoncountyparks.com/wp-content/uploads/2020/06/MCP_Campground_Open_release_6-2-2020.pdf
D. Restaurants reopened for dine-in service on Monday June 8, 2020.
E. Michigan will resume bottle and can returns on June 15, 2020.
F. The new owners of Brookhaven are moving forward with remodeling for nursing home or assisted living type facility.

ADMINISTRATOR'S REPORT

Administrator Mark Eisenbarth gave the Board an update on the Back to Work Plan. He indicated that employees only will return to work full time beginning June 15, 2020. Some employees will continue to work remotely due to limited office space and lack of protection. The Treasurer's Office will have a 'soft opening' to the public on June 15. On June 22, 2020, excluding the court, the public will be admitted with face protection and practicing social distancing. The Courts are intending to open July 6, 2020. Public Works and Emergency Management are making sure that each office has enough supplies.

Mr. Eisenbarth indicated that the emergency powers expired on Friday, June 5, 2020.

Discussion ensued regarding the return to public board meetings. Mr. Eisenbarth indicated that due to the Governor's order to limit the number of people depending on the size of the room, it would be difficult to have the public in the Hall of Justice board room. Therefore, since another ideal place cannot be found, Zoom will still be utilized.

Due to an emergency, Commissioner Snider left the meeting at 4:08 p.m. with permission from the Chairman.

OLD BUSINESS

None

NEW BUSINESS

Vice-Chair Foster thanked Public Health Director Kathy Moore for listening to the citizens regarding COVID-19.

PUBLIC COMMENT

None

FINAL BOARD COMMENTS

None

2020-248 **MOVED BY COMMISSIONER NASH, SECONDED BY VICE-CHAIR FOSTER TO ADJOURN**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Absent: I. John Snider, II **Motion Carried**

Meeting adjourned at 4:14p.m.

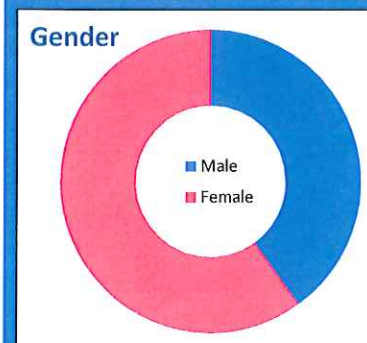
Nancy A. Waters, County Clerk

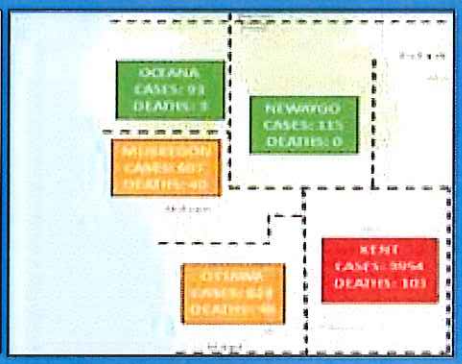
NAW/lss

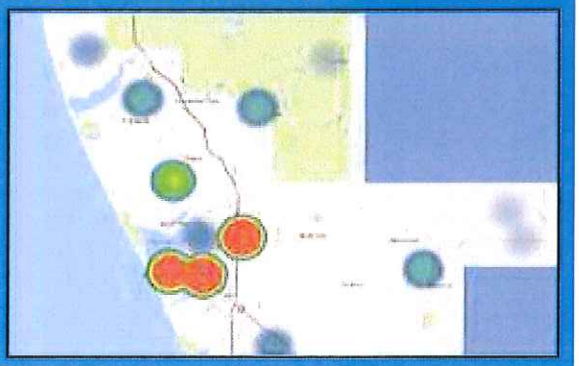
To be approved at the next Full Board meeting.

County of Muskegon: Profile of Confirmed Covid-19 Cases *as of* 6/8/2020

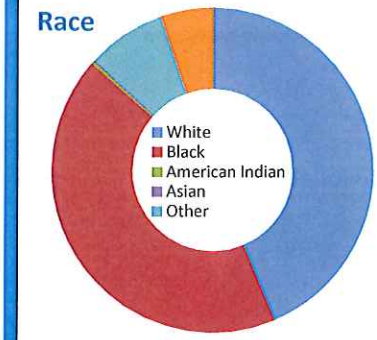
Gender







Race

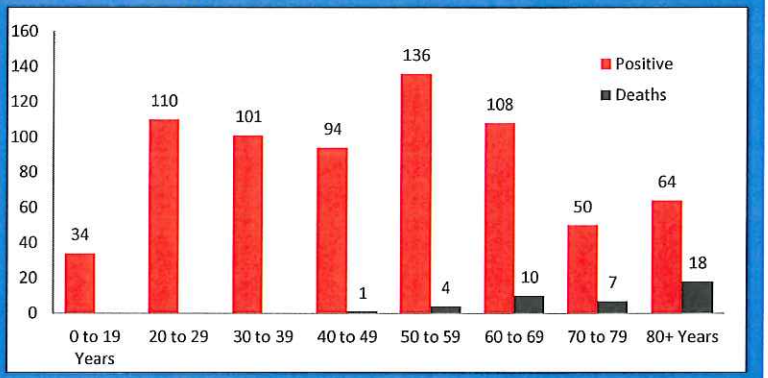


Total Cases

697

Total Deaths

40



		#	%
Gender	Male	278	39.9%
	Female	419	60.1%
	Unknown	0	0.0%
Age	0 to 19 Years	34	4.9%
	20 to 29	110	15.8%
	30 to 39	101	14.5%
	40 to 49	94	13.5%
	50 to 59	136	19.5%
	60 to 69	108	15.5%
	70 to 79	50	7.2%
	80+ Years	64	9.2%
Race	White	304	43.6%
	Black	298	42.8%
	American Indian	2	0.3%
	Asian	1	0.1%
	Other	55	7.9%
	Unknown	37	5.3%
Ethnicity	Hispanic/Latino	51	7.3%
	Non-Hispanic/Latino	534	76.6%
	Unknown Hispanic/Latino	112	16.1%
	Arab	2	0.3%
	Non-Arab	447	64.1%
	Unknown Arab	248	35.6%

Note: *Data on race and ethnicity is missing or unspecified on many of the case reports.*

Municipal Location		
Blue Lake Township	3	0.4%
Casnovia Township	6	0.9%
Casnovia Village	0	0.0%
Cedar Creek Township	1	0.1%
Dalton Township	16	2.3%
Egelston Township	21	3.0%
Fruitland Township	11	1.6%
Fruitport Charter Township	31	4.4%
Fruitport Village	2	0.3%
Holton Township	3	0.4%
Laketon Township	13	1.9%
Lakewood Club Village	1	0.1%
Montague, City	4	0.6%
Montague Township	1	0.1%
Moorland Township	3	0.4%
Muskegon, City	253	36.3%
Muskegon Charter Township	40	5.7%
Muskegon Heights, City	128	18.4%
North Muskegon, City	4	0.6%
Norton Shores, City	74	10.6%
Ravenna Township	9	1.3%
Ravenna Village	0	0.0%
Roosevelt Park, City	32	4.6%
Sullivan Township	3	0.4%
White River Township	0	0.0%
Whitehall, City	3	0.4%
Whitehall Township	2	0.3%
*Not Yet Determined**	33	4.7%
*(*unable to reach patient to confirm address)*		
Total Muskegon County	**697**	

Summary of COVID-19 Related Deaths			
Gender		#	%
	Male	22	55.0%
	Female	18	45.0%
Age	Average	76.2	
	Median	76	
	Range	49 - 101	
Race/Ethnicity			
	White	23	1150.0%
	Black	12	600.0%
	Asian	1	50.0%
	Hispanic/Latino	2	100.0%
	Unknown	2	100.0%

Current Status COVID-19 Positive Cases			
	Total Positive	697	
	Recovered**	343	49.2%
	Died	40	5.7%
	Active	314	45.1%

***Recovered defined as alive 30 days after diagnosis date.*

Public Health
Prevent. Promote. Protect.
Muskegon County

This report updated and published weekly.
Visit MuskegonHealth.net for daily status.

Updated 6/8/2020

FOR IMMEDIATE RELEASE
No. 011 - June 10, 2020

MEDIA CONTACT:
Jamie
Hekker
Public Information
Officer
hekkerja@co.muskegon.mi.us
(231) 724-1203

Free COVID-19 Testing this Weekend
Event is open to all Muskegon County Residents

MUSKEGON, MI - The Michigan National Guard will team up with Public Health – Muskegon County to offer free COVID-19 testing this weekend to any Muskegon County resident. This is a diagnostic test to detect the presence of the virus.

The walk-up and drive-through testing services will be available on Friday, June 12, from 5 p.m. to 8 p.m., and Saturday, June 13, from 9 a.m. to 3 p.m., at Oakridge Middle School, 251 S. Wolf Lake Rd, Muskegon. Testing site entrance is near the corner of S. Wolf Lake Rd. and Hall Rd.

The tests will be administered by the state agencies and are free to county residents. No appointment is needed. To speed up your registration, print and complete your testing consent form at www.muskegonhealth.net.

Local volunteers are also needed to help with traffic control and paperwork. The United Way of the Lakeshore is coordinating volunteers; sign up here to volunteer: https://bit.ly/COVIDTestEgleston

"Testing is important to our efforts to protect public health and save lives," said Muskegon County Health Officer Kathy Moore. "The community is eager to get back to normal. To do that, we need to test individuals and ensure that we continue to take prevention efforts to stop the spread of COVID-19."

The Michigan National Guard has been actively engaged in the state's response to the pandemic through widespread testing and screening, distribution of personal protective equipment, and assistance at numerous food banks across the state. The Muskegon County testing initiative is a continuation of those efforts. The testing event is also supported by Michigan State Police, Oakridge Public Schools, county officials and local healthcare providers.

Information about this outbreak is changing rapidly. The latest information is available at Michigan.gov/Coronavirus and CDC.gov/Coronavirus. Local information can be found at www.muskegonhealth.net.

FY2020 Truth in Taxation Public Hearing

Muskegon County

6/10/2020

FY2020 Truth in Taxation

- Discuss proposed operating millages for:
  - Muskegon County
  - Lakeshore Museum Center
  - Central Dispatch
  - Dept. of Veteran's Affairs
  - PA 39 of 1976 (Activities or Services for Older Persons Act)

FY2020 Truth in Taxation

- Discuss proposed operating millages for:
  - Muskegon County
  - Lakeshore Museum Center
  - Central Dispatch
  - Dept. of Veteran's Affairs
  - PA 39 of 1976 (Activities or Services for Older Persons Act)
- Discuss uses of Convention Facility (Liquor) Tax revenues

FY2020 Truth in Taxation

- Notice was published in the Muskegon Chronicle on May 31, 2020

FY2020 Truth in Taxation

- Notice was published in the Muskegon Chronicle on May 31, 2020
- Language of the notice is provided by the State and required

FY2020 Truth in Taxation

- Notice was published in the Muskegon Chronicle on May 31, 2020
- Language of the notice is provided by the State and required
- Refers to "Increasing Property Taxes" which is misleading

FY2020 Truth in Taxation

- Proposed operating millage rates are slightly less than last year due to a Headlee rollback impact

FY2020 Truth in Taxation

- Proposed operating millage rates are slightly less than last year due to a Headlee rollback impact
- Normally referred to as an "increase" because typically Property Tax Revenues are higher than last year due to the inflationary increase in taxable values

FY2020 Truth in Taxation

- Normally without this Public Hearing, the State would limit projected Property Tax Revenues to the same amount as last year by forcing the millage rates down

FY2020 Truth in Taxation

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- This year the required Base Tax Rate Fraction (Truth in Taxation Fraction) is .9812 which is less than 1.0 and therefore a public hearing is required to be able to levy at a maximum the same millage rates as last year.

FY2020 Truth in Taxation

- Normally without this Public Hearing, the State would limit projected Property Tax Revenues to the same amount as last year by forcing the millage rates down
- This year the required Base Tax Rate Fraction (Truth in Taxation Fraction) is .9812 which is less than 1.0 and therefore a public hearing is required to be able to levy the same millage rates as last year.
- Also without this Public Hearing, Liquor taxes could not be used for their intended purposes and instead would be used for general county operations

FY2020 Truth in Taxation

- With this Public Hearing, the operating millages will still be slightly less than last year due to the Headlee rollback impact

FY2020 Truth in Taxation

- With this Public Hearing, the operating millages will still be slightly less than last year due to the Headlee rollback impact
- With this Public Hearing, Liquor Tax Revenues are authorized to be used for their intended purposes

FY2020 Truth in Taxation

- Est. Liquor Tax money is $831,121

FY2020 Truth in Taxation

- Est. Liquor Tax money is $831,121
- ½ must be used for substance abuse treatment and prevention programming

FY2020 Truth in Taxation

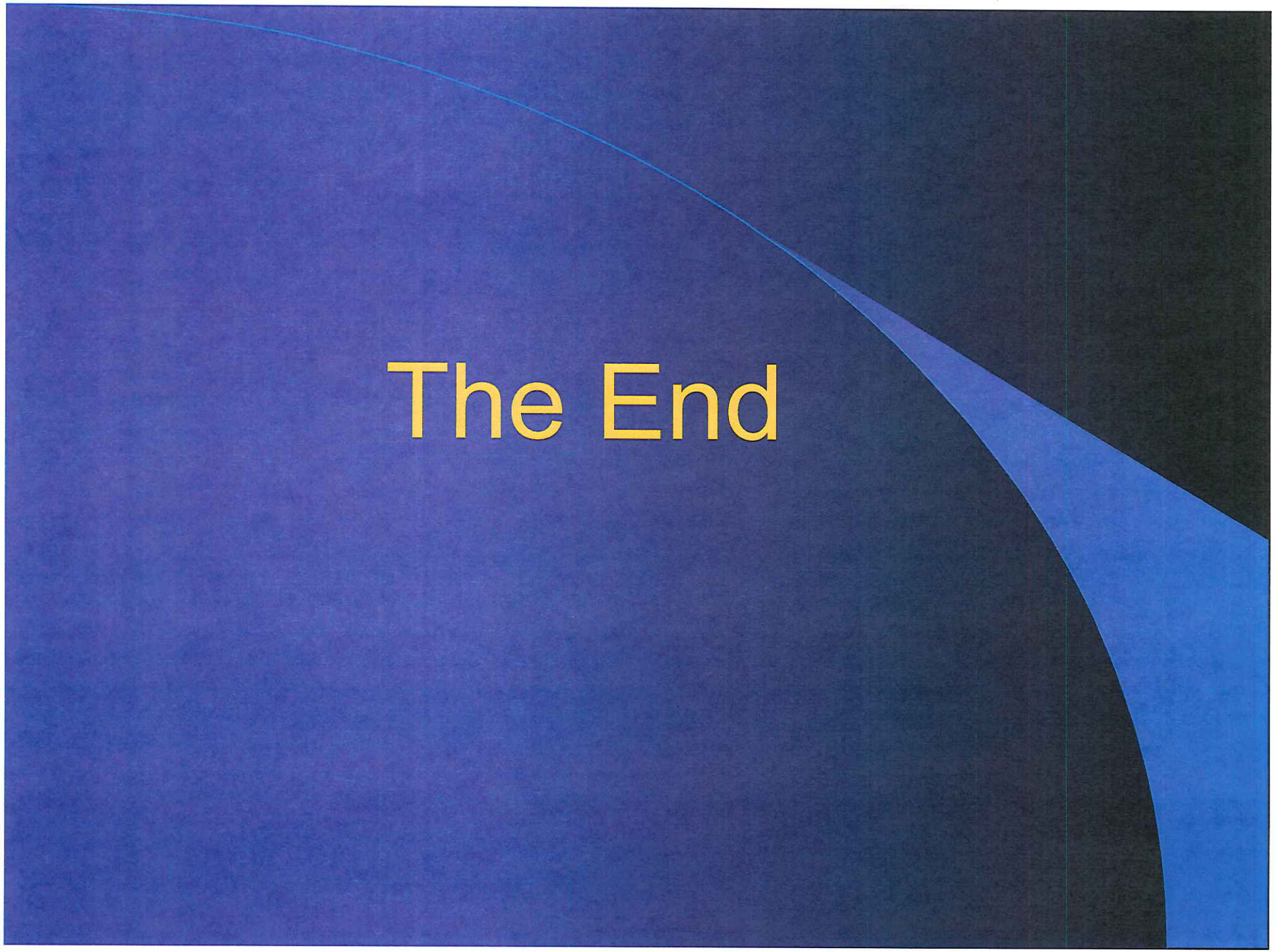
- Est. Liquor Tax money is $831,121
- 1/2 must be used for substance abuse treatment and prevention programming
- Liquor Tax monies can be used to help support the Public Health and Healthwest depts. substance abuse prevention program

FY2020 Truth in Taxation

2019 MC Operating millage	5.6984
Reduction fraction for inflation	x .9812
Adjusted millage	5.5912
Liquor tax reduction	(.1740)
2020 millage w/o Public Hearing	5.4172
2019 MC Operating millage	5.6984
Headlee rollback fraction	x .9999
2020 millage w/ Public Hearing	5.6978

FY2020 Truth in Taxation

- In order to support various budgets, staff is recommending the Board approve the levying of the following millages:
  - County operating – 5.6978 mills on 7/1/20
  - Museum operating - .3220 mills on 12/1/20
  - Veterans Affairs operating - .0751 mills on 12/1/20 (pending voter approval)
  - Central Dispatch operating - .2999 mills on 12/1/20
  - PA 39 of 1976 operating - .4999 mills on 12/1/20


The End

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Tuesday, June 23, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Nash. The Pledge of Allegiance was led by Commissioner Mahoney and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Kristin Barnhill, Executive Assistant
Linda M. Larsen, Chief Deputy County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel
Kathy Tharp, Administrative Coordinator

2020-249 **APPROVAL OF THE AGENDA**

Moved by Vice-Chair Foster, seconded by Commissioner Mahoney, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-250 **APPROVE THE FULL BOARD MINUTES OF JUNE 9, 2020**

Moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to approve the minutes of June 9, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATIONS

Director of Public Health Kathy Moore updated the Board regarding COVID-19. Director Moore shared with the board that as of 06/21/20, there have been 772 positive cases, and 47 deaths. Vice-Chair Foster praised the Public Health Department for doing an outstanding job at the Oakridge school testing event.

Director of Emergency Services Rich Warner updated the Board regarding local flooding and available assistance. Director Warner indicated that there are 54 homes currently trying to get qualified for the SBA funding. He is hoping to have more information by the end of the week.

Director of Information Technology Ivan Phillips updated the board regarding the Website Refresh. Director Phillips indicated that Muskegon County gets a Refresh every three years. He introduced the representative from CivicPlus, Melissa Frias. Beginning July 17, 2020, the County will start to have a new redesign of its website. It will take approximately twenty-eight weeks to complete. This is all covered under the County's contract at no additional charge to the County. Additional features, such as designing a custom logo, could be performed for a fee.

PUBLIC COMMENT (on an agenda item)

None

COMMUNICATIONS

The following Communications were presented to Commissioners for informational purposes and placed on file:

A) Ingham County Board of Commissioners Resolution to Declare Racism as a Public Health Crisis.

B) Livingston County Resolution in Support of Request to Reclassify Livingston County in District 5.

Commissioner Hovey-Wright stated she supports Item A and would like to make it specific to Muskegon County.

COMMITTEE/BOARD REPORTS

2020-251 **EXECUTE THE AGREEMENT BETWEEN THE MUSKEGON COUNTY AIRPORT AND ITS ESSENTIAL AIR SERVICE PROVIDER, SKYWEST AIRLINES, TO DEFER TERMINAL AND GATE RENTAL PAYMENTS AND AIRPORT LANDING FEE PAYMENTS. TERMINAL AND GATE RENTAL DEFERMENTS WILL BE FROM MAY 1, 2020 TO JULY 31, 2020, AND WILL BE PAYABLE BY SEPTEMBER 30, 2020. LANDING FEE DEFERMENTS WILL BE FROM APRIL 1, 2020 TO JUNE 30, 2020 AND WILL ALSO BE PAYABLE SEPTEMBER 30, 2020**

TR20/06-19

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to execute the agreement between the Muskegon County Airport and its Essential Air Service provider, SkyWest Airlines, to defer terminal and gate rental payments and airport landing fee payments. Terminal and gate rental deferments will be from May 1, 2020 to July 31, 2020, and will be payable by September 30, 2020. Landing fee deferments will be from April 1, 2020 to June 30, 2020 and will also be payable September 30, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-252 **AUTHORIZE ISSUING A REQUEST FOR QUALIFICATIONS FOR ARCHITECTURE AND ENGINEERING SERVICES FOR A NEW, FLAT ROOF FOR THE AIRPORT TERMINAL WITH FUNDING PROVIDED BY FAA CARES ACT FUNDS**

TR20/06-20

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize issuing A Request for Qualifications for architecture and engineering services for a new, flat roof for the airport terminal with funding provided by FAA Cares Act funds.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-253 **APPROVE THE AWARD OF RFP 20-2383 FOR A TWO-YEAR PERIOD OF AD-HOC ENGINE-RELATED DIAGNOSTIC AND REPAIR SERVICES ON DIESEL AND CNG VEHICLES WITH CUMMINS ENGINES TO CUMMINS SALES AND SERVICE**

TR20/06-21

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve the award of RFP 20-2383 for a Two-Year Period of Ad-Hoc Engine-Related Diagnostic and Repair Services on Diesel and CNG Vehicles with Cummins Engines to Cummins Sales and Service.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-254 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $2,187,067.04, COVERING THE PERIOD OF MAY 22, 2020 THROUGH JUNE 5, 2020 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

WM20/06 – 48

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve payment of the accounts payable of $2,187,067.04, covering the period of May 22, 2020 through June 5, 2020 for checks as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-255 **APPROVE SELECTING US BANK AS THE COUNTY'S PROCUREMENT CARD SERVICE PROVIDER WITH AN IMPLEMENTATION NO LATER THAN OCTOBER 31, 2020 UNDER THE STATE OF MICHIGAN'S CONTRACT NUMBER 200000000047 AND AUTHORIZE THE BOARD CHAIR TO EXECUTE THE ATTACHED POLITICAL SUBDIVISION ADDENDUM UPON CORPORATE COUNSEL REVIEW**

WM20/06 – 49

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve selecting US Bank as the County's Procurement Card service provider with an implementation no later than October 31, 2020 under the State of Michigan's contract number 200000000047 and authorize the Board Chair to execute the attached Political Subdivision Addendum upon corporate counsel review

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-256 **APPROVE THE PROSECUTOR TO APPLY FOR AND ACCEPT THE FY2021 CRIME VICTIM RIGHTS GRANT IN THE AMOUNT OF $328,671.00 AND AFFIX THE SIGNATURE OF THE BOARD CHAIRPERSON TO THE LETTER OF AUTHORIZATION REQUIRED BY THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES**

WM20/06 – 50

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the Prosecutor to apply for and accept the FY2021 Crime Victim Rights Grant in the amount of $328,671.00 and affix the signature of the Board Chairperson to the letter of authorization required by the Michigan Department of Health and Human Services.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

A. Citizen Appointments
Kent-Ottawa-Muskegon Foreign-Trade Zones Board (KOMFTZ) – term through 6/30/2023
- Morgan Carroll – Muskegon Area First – Appointment

2020-257 **APPROVE THE APPOINTMENT OF MORGAN CARROLL – MUSKEGON AREA FIRST – TO THE KENT-OTTAWA-MUSKEGON FOREIGN-TRADE ZONES BOARD (KOMFTZ), WITH A TERM THROUGH 06/30/2023**

It was recommended by Chairman Hughes, moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the appointment of Morgan Carroll – Muskegon Area First – to the Kent-Ottawa-Muskegon Foreign-Trade Zones Board (KOMFTZ), with a term through 06/30/2023.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

B. Check out the Muskegon Channel live from the web cam at the USS Silversides at: https://silversidesmuseum.org/pages/watch-us-live

C. Taste of Muskegon will take place June 19-28. Restaurants and food trucks will be providing take out service to comply with social distancing guidelines. https://www.tasteofmuskegon.org

D. The City of Muskegon Heights recently held their ribbon cutting ceremony on the new solar energy project which will provide 47% of city-owned facilities with solar energy and save approximately $100,000.

Commissioner Hovey-Wright inquired about the County looking into the same type of solar energy project for County facilities. Administrator Eisenbarth indicated he has been working with the Director of Public Works Matt Farrar and they are looking into possibilities for future energy-saving projects.

Discussion ensued regarding beneficial energy-saving projects with input by Financial Director Beth Dick and Director Farrar.

ADMINISTRATOR'S REPORT

2020-258 **APPROVE THE PROSECUTOR TO APPLY FOR AND ACCEPT THE FY2021 VOCA GRANT IN THE AMOUNT OF $70,791**

It was recommended by Administrator Eisenbarth, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve the Prosecutor to apply for and accept the FY2021 VOCA Grant in the amount of $70,791.

Prosecutor Hilson explained the nature of the Victims of Crime Act (VOCA) grant that will be used for a Domestic Violence Specialist position.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Administrator Eisenbarth gave an update on the status of employees returning to work. He explained that employees have started to return to work some offices have opened. The County Building has seen more traffic this week. The Sheriff's Department front door staff has done a good job of sharing a handout of County websites. Half of the people who come can get their questions answered on line. The Administrator said he has heard good reports and that things running smoothly. He indicated that the Courts will re-open Monday, July 6, 2020.

Commissioner Lahring inquired as to a timeline of returning to in-person Board of Commissioner meetings, or the possibility of in-person and Zoom combined. Corporate Counsel Homier indicated that the Governor extended remote meetings through the end of July under Executive Order 129. Corporate Counsel Homier further indicated that for our region, Executive Order 110 limits the number of persons to 10 for indoor gatherings, outdoor gatherings are limited to 100. Because the County does not have adequate space to accommodate those numbers of people adhering to social distancing, the Board of Commissioner meetings will have to continue with Zoom meetings for now.

Administrator Eisenbarth shared with the Board that Senator Bumstead sent out information on SB690 which relates to additional funding under the CARES Act.

OLD BUSINESS

2020-259 **CANCEL THE PUBLIC WORKS COMMITTEE MEETING FOR JULY 9, 2020, FOR LACK OF ACTION ITEMS**

Moved by Vice-Chair Foster, seconded by Commissioner Nash, to cancel the Public Works Committee meeting for July 9, 2020, for lack of action items.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Vice-Chair Foster requested a work session regarding updates on MATS. Administrator Eisenbarth said that this can be set for Thursday, July 9, 2020, at 2:00 p.m.

NEW BUSINESS

Commissioner Nash asked about the status of the resolution similar to one shared by Ingham County to go before the Community Development/Strategic Planning Committee. Chairman Hughes indicated she is already working with Administration on preparing the resolution.

PUBLIC COMMENT

Jennifer Hodges, Muskegon Township Supervisor, encourages the use of Executive Order 129 regarding virtual meetings. She enjoys attending the Board meetings on line. She also encouraged people to reach out to their representatives in Lansing to see about a hybrid form of meeting.

FINAL BOARD COMMENTS

Commissioner Lahring sees the value of Zoom meetings and hopes that Executive Order 129 is extended, but he believes there is also value in meeting face to face. Since there are still vulnerable people, hopefully combining the two can be an option by placing a monitor in the board room.

Commissioner Mahoney, thanked Chairman Hughes for attending Asset Committee meeting yesterday. Chairman Hughes appreciates Commissioner Mahoney stepping up and taking over as Vice-Chair of the committee.

Administrator Eisenbarth indicated there will be no Board meeting on Thursday, June 25, 2020.

CLOSED SESSION

2020-260 **GO INTO CLOSED SESSION PURSUANT TO MCL 15.268(H): TO DISCUSS A CONFIDENTIAL WRITTEN LEGAL OPINION WITH THE COUNTY'S ATTORNEY**

Moved by Commissioner Nash, seconded by Commissioner Mahoney, to go into Closed Session pursuant to MCL 15.268(h) to discuss a confidential written legal opinion with the County's attorney.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Went into closed session at 4:30 p.m.

Returned to open session at 4:39 p.m.

2020-261 **MOVED BY COMMISSIONER NASH, SECONDED BY VICE-CHAIR FOSTER TO RETURN TO OPEN SESSION**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-262 **UPHOLD THE DECISION MADE BY THE FOIA COORDINATOR OF THE SHERIFF'S DEPARTMENT AND TO SEND THE MEMO THAT WAS DRAFTED BY CORPORATE COUNSEL**

It was moved by Commissioner Snider, seconded by Commissioner Mahoney, to uphold the decision made by the FOIA Coordinator of the Sheriff's Department and to send the memo that was drafted by Corporate Counsel.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-263 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER HOVEY-WRIGHT TO ADJOURN**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Meeting adjourned at 4:43 p.m.

_____
Linda M. Larsen, Chief Deputy County Clerk

LML/lss

To be approved at the next Full Board meeting.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Tuesday, July 14, 2020
3:31 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Mahoney. The Pledge of Allegiance was led by Vice-Chair Foster and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Kristin Barnhill, Executive Assistant
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-264 **APPROVAL OF THE AGENDA**

Moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-265 **APPROVE THE REGULAR FULL BOARD MINUTES OF JUNE 23, 2020**

Moved by Commissioner Wilkins, seconded by Commissioner Hovey-Wright, to approve the regular minutes of June 23, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATION

Director of Public Health Kathy Moore updated the Board regarding COVID-19. Numbers continue to show downward trajectory for positivity rate, however there has been a recent increase in cases. Muskegon County has less than 200 active cases at this time. The demand for testing has increased but there are less opportunities for testing.

Vice-Chair Foster inquired regarding testing in congregate-care facilities. Ms. Moore replied that the State of Michigan issued a process where the State would provide the staff for such testing.

Chairman Hughes asked about testing for Muskegon County employees. Ms. Moore replied that the Health Department can only request a test for people with symptoms to protect the public, but not to diagnose if they are asymptomatic. Further, Ms. Moore stated that if someone has had contact with a known COVID-19-positive person, they should contact the Health Department for tracing and follow-up information.

Commissioner Hughes requested that the Administrator follow-up with Human Resources to provide information to the employees in the event that a Muskegon County employee contracts the virus.

PUBLIC COMMENT (on an agenda item)

Chris Kaijala inquired as to where the Board is on the racism resolution.

COMMUNICATIONS

The following Communications were presented to Commissioners for informational purposes and placed on file:

A. Arenac County Board of Commissioners Resolution to Support the Enbridge Proposed Tunnel Replacement Project.

B. Eaton County Board of Commissioners Resolution to Declare Racism a Public Health Crisis.

C. Menominee County Board of Commissioners Resolution in Support of the 2020 Upper Peninsula State Fair.

D. Tuscola County Resolution to Support the Enbridge Proposed Tunnel Replacement.

COMMITTEE/BOARD REPORTS

2020-266 **ACCEPT THE 2019 HOMELAND SECURITY GRANT PROGRAM INTERGOVERNMENTAL AGREEMENT BETWEEN THE WEST MICHIGAN REGIONAL MEDICAL CONSORTIUM (WMRMC) AND THE MUSKEGON COUNTY ON BEHALF OF THE MUSKEGON COUNTY EMERGENCY SERVICES/ MANAGEMENT, AND DIRECT THE BOARD CHAIR AND APPROPRIATE STAFF TO SIGN THE AGREEMENT**

CPS20/07 – 24

The Courts & Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to accept the 2019 Homeland Security Grant Program Intergovernmental Agreement between the West Michigan Regional Medical Consortium (WMRMC) and the Muskegon County on behalf of the Muskegon County Emergency Services/ Management, and direct the Board Chair and appropriate staff to sign the agreement.

.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-267 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO SOLICIT BIDS/PROPOSALS FOR CONTRACTS WITH PRIVATE PRACTICE ATTORNEYS TO HANDLE NEGLECT/ ABUSE/ DELINQUENCY CASES FOR FY21**

CPS20/07 – 25

The Courts & Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to authorize the Public Defender's Office to solicit bids/proposals for contracts with private practice attorneys to handle neglect/abuse/ delinquency cases for FY21.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-268 **APPROVE THE ONE-YEAR EXTENSION OF THE AGREEMENT FOR THE PARTNERSHIP IN NEIGHBORHOOD SAFETY PROGRAM BETWEEN EGLESTON TOWNSHIP, THE MUSKEGON COUNTY SHERIFF AND THE BOARD OF COMMISSIONERS WITH THE COUNTY'S SHARE OF THE COST BEING 50% OR $63,302.50 AND AUTHORIZE THE BOARD CHAIR AND SHERIFF TO SIGN THE DOCUMENT**

CPS20/07 – 26

The Courts & Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve the one-year extension of the agreement for the Partnership in Neighborhood Safety Program between Egleston Township, the Muskegon County Sheriff and the Board of Commissioners with the County's share of the cost being 50% or $63,302.50 and authorize the Board Chair and Sheriff to sign the document.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-269 **APPROVE THE ONE-YEAR EXTENSION OF THE AGREEMENT FOR THE PARTNERSHIP IN NEIGHBORHOOD SAFETY PROGRAM BETWEEN FRUITLAND TOWNSHIP, THE MUSKEGON COUNTY SHERIFF AND THE BOARD OF COMMISSIONERS WITH THE COUNTY'S SHARE OF THE COST BEING 50% OR $70,624.00 AND AUTHORIZE THE BOARD CHAIR AND SHERIFF TO SIGN THE DOCUMENT**

CPS20/07 – 27

The Courts & Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve the one-year extension of the agreement for the Partnership in Neighborhood Safety Program between Fruitland Township, the Muskegon County Sheriff and the Board of Commissioners with the County's share of the cost being 50% or $70,624.00 and authorize the Board Chair and Sheriff to sign the document.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-270 **APPROVE THE ONE-YEAR EXTENSION OF THE AGREEMENT FOR THE PARTNERSHIP IN NEIGHBORHOOD SAFETY PROGRAM BETWEEN LAKETON TOWNSHIP, THE MUSKEGON COUNTY SHERIFF AND THE BOARD OF COMMISSIONERS WITH THE COUNTY'S SHARE OF THE COST BEING 50% OR $63,831.75 AND AUTHORIZE THE BOARD CHAIR AND SHERIFF TO SIGN THE DOCUMENT**

CPS20/07 – 28

The Courts & Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve the one-year extension of the agreement for the Partnership in Neighborhood Safety Program between Laketon Township, the Muskegon County Sheriff and the Board of Commissioners with the County's share of the cost being 50% or $63,831.75 and authorize the Board Chair and Sheriff to sign the document.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-271 **APPROVE THE APPLICATION FOR GRANT FUNDING TO PAY HAZARD PAY PREMIUMS TO ELIGIBLE FIRST RESPONDERS WITHIN THE SHERIFF'S OFFICE**

CPS20/07 – 29

The Courts & Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve the application for grant funding to pay hazard pay premiums to eligible first responders within the Sheriff's Office.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-272 **APPROVE THE SHERIFF'S OFFICE APPLYING FOR THE 2020 COPS (COMMUNITY ORIENTED POLICING SERVICES) GRANT. COPS-CPD-MICROGRANTS-2020**

CPS20/07 – 30

The Courts & Public Safety Committee recommends, moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve the Sheriff's Office applying for the 2020 COPS (Community Oriented Policing Services) Grant. COPS-CPD-MICROGRANTS-2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-273 **APPROVE THE MUSKEGON COUNTY RESOLUTION TO DECLARE RACISM AS A PUBLIC HEALTH CRISIS**

HS20/07-15

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the Muskegon County Resolution to Declare Racism as a Public Health Crisis. (See attached.)

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-274 **AUTHORIZE THE PURCHASING DEPARTMENT TO ISSUE A REQUEST FOR BIDS FOR A FIVE-YEAR CONTRACT FOR THE DELIVERY OF DIESEL FUEL AND UNLEADED FUEL**

TR20/07-22

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize the Purchasing Department to issue a Request for Bids for a five-year contract for the delivery of diesel fuel and unleaded fuel.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-275 **APPROVE AN AMENDMENT TO A LEASE AGREEMENT WITH SAFELITE AUTOGLASS TO EXTEND THE CURRENT LEASE UNTIL JULY 31, 2021**

TR20/07-23

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve an amendment to a lease agreement with Safelite AutoGlass to extend the current lease until July 31, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-276 **AUTHORIZE ISSUING A REQUEST FOR PROPOSALS FOR BOILER REPLACEMENT WITH FUNDING PROVIDED BY CARES ACT GRANT FUNDING**

TR20/07-24

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize issuing a Request for Proposals for boiler replacement with funding provided by CARES Act grant funding.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-277 **APPROVE AWARD OF THE SWEEPER ACQUISITION PORTION OF AIP GRANT 3-26-0071-4420 TO FREDRICKSON SUPPLY LLC IN THE AMOUNT OF $224,900.50 AND AUTHORIZE THE CHAIR TO EXECUTE THE CONTRACT**

TR20-07/25

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve award of the sweeper acquisition portion of AIP grant 3-26-0071-4420 to Fredrickson Supply LLC in the amount of $224,900.50 and authorize the Chair to execute the contract.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-278 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $21,083,612.96 COVERING THE PERIOD OF JUNE 6, 2020 THROUGH JUNE 19, 2020 FOR CHECKS, PCARD AND EFT PAYMENTS COVERING THE PERIOD MAY 1, 2020 THROUGH MAY 31, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/07 – 51

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve payment of the accounts payable of $21,083,612.96 covering the period of June 6, 2020 through June 19, 2020 for checks, PCard and EFT payments covering the period May 1, 2020 through May 31, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-279 **APPROVE RENEWAL OF ASSESSMENT ADMINISTRATION SERVICES PROVIDED BY THE EQUALIZATION DEPARTMENT TO THE TOWNSHIP OF DALTON AND AUTHORIZE THE CHAIR OF THE COUNTY BOARD OF COMMISSIONERS TO EXECUTE AN AGREEMENT PREPARED BY THE EQUALIZATION DEPARTMENT TO PROVIDE THE SERVICES**

WM20/07 – 52

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve renewal of Assessment Administration Services provided by the Equalization Department to the Township of Dalton 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:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-280 **WAIVE THE PERSONNEL RULES REVIEW COMMITTEE AND AUTHORIZE THE HUMAN RESOURCES DEPARTMENT TO MAINTAIN THE CURRENT PERSONNEL RULES**

WM20/07 – 53

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to waive the Personnel Rules Review Committee and authorize the Human Resources department to maintain the current Personnel Rules.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-281 **RECLASSIFY THE VACANT BUILDING MAINTENANCE MECHANIC II/HVAC, G12601, PAY SCALE GU-00245 ($19.88/HR - $25.03/HR) TO A BUILDING MAINTENANCE BUILDING MECHANIC II POSITION PAY SCALE GU-00240 ($17.35/HR - $25.03/HR)**

WM20/07 – 54

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Nash, to reclassify the vacant Building Maintenance Mechanic II/HVAC, G12601, pay scale GU-00245 ($19.88/hr - $25.03/hr) to a Building Maintenance Building Mechanic II position pay scale GU-00240 ($17.35/hr - $25.03/hr).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Commissioner Hovey-Wright, the HealthWest board passed resolution to declare racism public health crisis and the County might want to follow the process that HealthWest is using.

A. Citizen Appointments/Reappointments

Airport Development Committee Appointments (terms through 12/31/2022)

- Cindy Larsen (Chamber of Commerce)
- Robert Gustafson (Public)
- Rich Houtteman (Private Sector)
- David Kendall (Private Sector)

2020-282 **APPROVE THE AIRPORT DEVELOPMENT COMMITTEE APPOINTMENTS (TERMS THROUGH 12/31/2022) FOR CINDY LARSEN (CHAMBER OF COMMERCE), ROBERT GUSTAFSON (PUBLIC), RICH HOUTTEMAN (PRIVATE SECTOR), AND DAVID KENDALL (PRIVATE SECTOR)**

It was recommended by Chairman Hughes, moved by Vice-Chair Foster, seconded by Commissioner Nash to approve the Airport Development committee appointments (terms through 12/31/2022) for Cindy Larsen (Chamber of Commerce), Robert Gustafson (Public), Rich Houtteman (Private Sector), and David Kendall (Private sector).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

B. The Muskegon County Youth Fair will be held July 20th – 25th at the Muskegon County Fairgrounds. This year's theme is "Country Christmas at the Fair". Muskegon area kids have been working hard all year and this is their opportunity to show the products of their hard work with the community. https://www.muskegonfairgrounds.com/

Commissioner Lahring updated the Board that the Fair has canceled all grandstand events, the carnival, beer tents, and concerts. The Fair has also canceled all marketing and advertising to minimize interaction, but they are allowing the public in to allow a venue for the children to compete and show their animals.

C. On July 25th, *Muskegon Community Paddle – World Record Edition* will be held from 8:00 a.m. – 11:00 a.m. at Fisherman's Landing Launch & Campground. This event is free and open to anyone with a paddle craft: kayak, canoe, paddleboard or rowboat.
https://www.eventbrite.com/e/muskegon-community-paddle-muskegon-lake-edition-tickets-89440921203

ADMINISTRATOR'S REPORT

Deputy Administrator Beth Dick updated the Board on her research of Senate Bill 690 as it relates to CPS20/07 – 29. Ms. Dick found that no other County employees would qualify under this Senate Bill. Ms. Dick found that there is other funding that the County can apply for, one such grant is for public safety and public health payroll which has a due date of this Friday. There are other COVID-related grants available, such as landlord tenant expenses for District Court employees, that the County may be eligible for that have quick turnaround times in order to apply.

2020-283 **AUTHORIZE STAFF TO SUBMIT ANY ADDITIONAL GRANT APPLICATIONS FOR COVID-19 RELATED FUNDING THAT IS AVAILABLE TO THE COUNTY THAT WILL MITIGATE THE IMPACT THAT THE COVID-19 PUBLIC HEALTH EMERGENCY HAS HAD ON THE COUNTY'S BUDGET**

It was recommended by Administrator Mark Eisenbarth, moved by Commissioner Hovey-Wright, seconded by Commissioner Mahoney to authorize staff to submit any additional grant applications for COVID-19 related funding that is available to the County that will mitigate the impact that the COVID-19 public health emergency has had on the County's budget.

Commissioner Lahring stated that the Board can only vote to move this motion back to committee. Chairman Hughes indicated that since this was not initiated by a committee but rather Administration, that it is allowable and supersedes Board rules.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

A. Future committee and full board meetings.

Administration has researched other facilities to see what might meet the needs of the Board better than Zoom. With the Governor's extension of the state of emergency to August 11, 2020, Mr. Eisenbarth recommends using Zoom until a facility can be found to accommodate the meetings, or until the limit of 10 people is expanded to 20-25.

B. Update on Senate Bill No. 690 – Funding

Administration will update the Board as grants are awarded.

C. New Executive Orders

As of today, there have been five more Executive Orders, including the extension of the state of emergency to August 11, 2020, which have been provided to the Board and shared with the public.

Chairman Hughes thanked Administration for making sure that municipalities are updated when new Executive Orders are received from the Governor.

OLD BUSINESS

Vice-Chair Foster asked Administration about the cost breakdown for Administration costs for the Senior Millage. Public Health Director Kathy Moore indicated she would get that information to the Board. Ms. Moore further indicated that there is a Senior Millage work-session scheduled in August.

Chairman Hughes indicated that the Senior Millage had dedicated some funds to the communities. Muskegon Charter Township has had issues in receiving this money. Public Health Director Kathy Moore indicated that there were some delays because of COVID, but the check for Muskegon Charter Township is now available.

Commissioner Mahoney indicated that Dalton Township was also having issues with receiving their Senior Millage money. Public Health Director Kathy Moore indicated that Tony Barnes, Dalton Township Supervisor, picked up that check on Monday.

Commissioner Nash asked Public Health Director Kathy Moore if municipalities could dedicate some of the Senior Millage funds for COVID testing just for seniors. Ms. Moore indicated that they could do that with authorizations from the municipality and Commissioners.

NEW BUSINESS

None.

PUBLIC COMMENT

Rachel Novak inquired about her previous comments to the Board about the leaves at Pioneer Park. Community Development Director Bob Lukens said he has received three proposals from engineering firms to conduct an investigation about the May 18 wash-out at Pioneer Park. Chairman Hughes indicated that the Board doesn't usually respond to public comment questions, but this is an exception.

James Kelly, MSU Extension, informed the Board that he has sent an email to the Board today with a copy of the quarterly update letting them know their activities for the last three months. MSU Extension has started virtual programing on a variety of issues such as health and nutrition in conjunction with several local groups. Chairman Hughes thanked Mr. Kelly and encouraged the Board to forward the email to their municipalities to keep them informed also.

Jennifer Hodges, Muskegon Charter Township Supervisor, thanked the Board regarding the follow-up on the Senior Millage. Ms. Hodges suggested that in the future the process be clearer and that there be a system for accountability. She asked Chairman Hughes to pick up the check from the Township.

Chris Kaijala addressed the Board regarding his concern about the racism resolution that it was not shown to the public beforehand and that the Commissioners did not have any public discussion about it. Mr. Kaijala also wondered how this resolution might be beneficial in our community.

FINAL BOARD COMMENTS

Commissioner Hovey-Wright indicated that the racism resolution was included in the Human Services Committee meeting packet so the public did have access to it. The resolution was not treated any differently than any other resolution or motion. Commissioner Nash also indicated that there was also an in-depth meeting with Department heads and leaders even before it was brought to Committee.

Commissioner Nash commended Administration for checking into Senate Bill 690 to find funding for COVID-related issues that will help the County.

Vice-Chair Foster asked Administration that if there was anything in Senate Bill 690 that would help fire departments to let him know.

Commissioner Lahring does not agree with the racism resolution since he does not believe that COVID has anything to do with racism and that systemic racism doesn't happen overnight. He further stated that the Board has not been controlled by Republicans since the 80s so that is where the blame lies.

2020-284 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER MAHONEY, TO ADJOURN**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Meeting adjourned at 4:26 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Tuesday, July 28, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was led by Commissioner Mahoney and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Kristin Barnhill, Executive Assistant
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-285 **APPROVAL OF THE AGENDA**

Moved by Commissioner Snider, seconded by Commissioner Nash, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-286 **APPROVE THE CLOSED SESSION MINUTES OF JUNE 23, 2020, AND REGULAR FULL BOARD MINUTES OF JULY 14, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Snider, to approve the Closed Session minutes of June 23, 2020, and regular minutes of July 14, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Commissioner Lahring voted no on approval of the Closed Session Minutes of June 23, 2020, as he indicated he did not see them.

PRESENTATION

Director of Public Health Director Kathy Moore updated the Board regarding COVID-19. There are currently 165 active cases. The positivity rate continues to decline at 3.2%. The current death toll is 54. (See attached.)

Commissioner Scolnik asked Ms. Moore that with no deaths below the age bracket of 40-49, is that an indicator that the schools should reopen? Ms. Moore replied that research has shown that younger people do not carry the virus as much as older people, but they are at more risk of spreading it since they engage in more social/physical activities. Ms. Moore indicated that she has been meeting with area school superintendents and they indicate they have varying degrees of readiness to reopen or at least continue instruction in September.

Jason Wolford, Executive Director Central Dispatch, provided an update to the Board regarding projects at Central Dispatch funded by the voter-approved surcharge in May 2019: 800 MHz radio upgrade project; mobile computer terminal project; and new tower site construction. In 2019, Muskegon Central Dispatch took 556,956 calls for service: 260,035 via computer aided dispatch tickets and 296,921 via telephone calls. There are usually 5 or 6 people working at one time taking these calls. (See attached.)

PUBLIC COMMENT (on an agenda item)

Donna Iverson and Kip Smith addressed the Board regarding the MATS motions.

Jim Koens, Transit Systems Manager, indicated that the date in WM20/07-58a and WM20/07-58 should be March 31, 2020, not March 21, 2020. Chairman Hughes indicated that she would make sure the correct date is used.

COMMITTEE/BOARD REPORTS

Commissioner Mahoney indicated that there may be more options out there to help with transportation issues such as the "Wheels to Work" program.

Commissioner Nash suggested a friendly amendment to change the wording in WM20/07-58a and WM20/07-58 from "complete" to "implement" since that was the original intent. This change was accepted by the Board.

Discussion ensued with Transit Systems Manager Jim Koens.

Call for the Question by Commissioner Lahring. Corporate Counsel explained that the Board Rules indicate that once there is a Call of a Question, it is not debatable and it goes to vote. The Chair does have discretion to make sure that every member is afforded an opportunity for discussion.

2020-287 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $1,890,250.76, COVERING THE PERIOD OF JUNE 20, 2020 THROUGH JULY 3, 2020 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

WM20/07 - 55
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve payment of the accounts payable of $1,890,250.76, covering the period of June 20, 2020 through July 3, 2020 for checks as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-288 **APPROVE THE SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF MUSKEGON AND THE MUSKEGON BOARD OF COMMISSIONERS WHICH CALLS FOR THE MUSKEGON COUNTY HUMAN RESOURCES DEPARTMENT TO PROVIDE HUMAN RESOURCES SERVICES TO THE CITY OF MUSKEGON FROM JULY 1, 2020 THROUGH JUNE 30, 2023**

WM20/07 - 56

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve the Second Amendment to the agreement between the City of Muskegon and the Muskegon Board of Commissioners which calls for the Muskegon County Human Resources Department to provide human resources services to the City of Muskegon from July 1, 2020 through June 30, 2023.

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-289 **AUTHORIZE MATS TO IMPLEMENT THE MATS SERVICE CHANGE PROPOSAL WHICH REMOVES THE FIXED ROUTE AND GOBUS SYSTEM THAT WAS IN PLACE IN FEBRUARY 2020, PRIOR TO COVID-19, AND IMPLEMENTS NEW ROUTES AND ADA SERVICE CONSISTENT WITH THE ROUTE STUDY AND COMPREHENSIVE OPERATIONAL ANALYSIS, TO BE EFFECTIVE SEPTEMBER 27, 2020**

WM20/07 - 57

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize MATS to implement the MATS service change proposal which removes the fixed route and GoBus system that was in place in February 2020, prior to COVID-19, and implements new routes and ADA service consistent with the Route Study and Comprehensive Operational Analysis, to be effective September 27, 2020.

Roll call:

Yes: Gary Foster, Zach Lahring, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash **Motion Carried**

2020-290 **ADD THE WORDING TO THE END OF MOTION NUMBER WM/07 – 58 "AND TO IMPLEMENT BY MARCH 31, 2021."**

WM20/07 – 58a

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to add the wording to the end of motion number WM/07 – 58 "and to implement by March 31, 2021."

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Kenneth Mahoney **Motion Carried**

2020-291 **AUTHORIZE MATS TO ISSUE A REQUEST FOR PROPOSALS FOR A TURNKEY MICROTRANSIT SERVICE AND TO IMPLEMENT BY MARCH 31, 2021**

WM20/07 – 58

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize MATS to issue a Request for Proposals for a turnkey microtransit service and to implement by March 31, 2021.

Roll call:

Yes: Gary Foster, Zach Lahring, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash **Motion Carried**

2020-292 **AUTHORIZE MATS TO DEVELOP AND OPERATE A NEW, TEMPORARY "RESERVE-A-RIDE" DEMAND RESPONSE PROGRAM TO PROVIDE SUPPLEMENTAL SERVICE FROM SEPTEMBER 27, 2020, TO MARCH 31, 2021**

WM20/07 – 59

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize MATS to develop and operate a new, temporary "Reserve-A-Ride" demand response program to provide supplemental service from September 27, 2020, to March 31, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

A) For those who have never been to Western Market or absolutely love it; the Western Market Chalets will be open the evening of July 30 from 5:00 pm – 9:00 pm.

B) The Muskegon Museum of Art is offering free admission on Thursdays throughout the summer. Thursday hours are 11 am – 4 pm. https://muskegonartmuseum.org/

ADMINISTRATOR'S REPORT

2020-293 **AUTHORIZE EXTENDED PARTICIPATION IN THE WORK SHARE PROGRAM THROUGH OCTOBER 4, 2020**

It was recommended by Administrator Eisenbarth, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize extended participation in the work share program through October 4, 2020.

Administrator Mark Eisenbarth indicated that the total savings between the Work Share program which ended on July 24, 2020, and furloughs was $1.8 million. The State is willing to extend the Work Share program. Currently, there are five different departments with 48 people who are volunteering for the extended Work Share program by taking one day off per week. The new program may offer $200 in extra unemployment. The Federal government has not decided on the exact amount of extra unemployment nor the end date for the program. Employees can start participating as early as this week. At this time, it is up to each department head to decide whether or not their department participates in the extended Work Share program.

District Court Administrator Patrick Finnegan offered additional information regarding the extended Work Share program that would help the FY21 budget. Mr. Finnegan indicated that the vast majority of District Court employees, including himself, will be participating until the new fiscal year to help avoid layoffs.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

OLD BUSINESS

Commissioner Nash asked for data being tracked from MATS, including the reserve-a-rides and who is not able to get rides.

NEW BUSINESS

None.

PUBLIC COMMENT

Tony Barnes, Dalton Township Supervisor, addressed the Board regarding the use of "call to vote" not being used according to Robert's Rules of Order. Mr. Barnes suggested that the Board have someone come in to instruct the newer Commissioners on the proper use of Robert's Rules of Order.

Kip Smith addressed the Board regarding participating in the Livability Lab study which kicks off on Tuesday, August 11, 2020, at LivabilityLab.com which is a study on the needs of Muskegon. Mr. Smith encouraged Mr. Koens to educate the public and promote public transportation.

Cindy (no last name given) addressed the Board regarding the bus system.

FINAL BOARD COMMENTS

Commissioner Scolnik addressed the Board that public transportation is not a mandated county service and if people want this service, the County would be happy to participate with local municipalities.

Commissioner Hovey-Wright asked Mr. Koens regarding the issue Cindy brought up in Public Comment.

Commissioner Mahoney responded to Commissioner Scolnik. Mr. Mahoney indicated that Dalton Township and the City of Montague had chipped in to keep the MARC bus system going. The route ended up being dropped anyway.

Commissioner Wilkins addressed the Board but there were technical difficulties so she could not be heard. Chairman Hughes suggested Ms. Wilkins contact Mr. Koens directly.

Commissioner Nash addressed the Board regarding an incident he heard about where someone was trying to make a meeting announcement on the bus and they were told they were not allowed to do so. Mr. Koens responded that it may have been about a non-county meeting which is prohibited. Chairman Hughes asked Mr. Koens to verify this with his bus drivers.

2020-294 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER SCOLNIK, TO ADJOURN**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Meeting adjourned at 4:50 p.m.

Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

TESTS

TOTAL TESTED	32,669
TODAY'S CASES	7
ACTIVE CASES	165

POSITIVE

TESTED POSITIVE	1,046
POSITIVE RATE	3.2%

DEATHS

TOTAL DEATHS	54
DEATH RATE	5.2%
AVG AGE OF DEATH	78.2

NEGATIVE

TESTED NEGATIVE	31,618
NEGATIVE RATE	96.8%
RECOVERED CASES	754

HOPITAL BEDS

TOTAL COVID BEDS	30
COVID BEDS IN USE	5
ICU BEDS	
COVID ICU USE	

DEATHS BY AGE

90+	16
80-89	11
70-79	10
60-69	12
50-59	4
40-49	1
TOTAL	54

Muskegon Central Dispatch 9-1-1 Update

July 2020

MUSKEGON CENTRAL DISPATCH 9-1-1

When Seconds Count

2019 / 20 Executive Board Members

Anthony Chandler, Chairman
- City of Norton Shores (Dir of Admin Svcs)

Frank Peterson, Vice Chairman
- City of Muskegon (City Manager)

Troy Bell, City Manager
- City of Muskegon Heights

Jennifer Hodges, Township Supervisor
- Muskegon Charter Township

Scott Huebler, City Manager
- City of Whitehall

Heidi Tice, Township Supervisor
- Fruitport Township

Sam Janson, City Manager
- City of North Muskegon

Jeff Auch, City Manager
- City of Montague

Jared Olson, City Manager
- City of Roosevelt Park

Mark Eisenbarth, County Administrator
- County of Muskegon

Chris McIntire, Post Commander
- Michigan State Police – Rockford Post

MUSKEGON CENTRAL DISPATCH 9-1-1 When Seconds Count

2019 / 20 Coordinating Committee Members

Law Enforcement Representatives

Jeff Lewis, Director

- City of Muskegon Public Safety

Ed Viverette, Chief of Police

- City of North Muskegon Police Dept.

Fire / Rescue Representatives

David Glotzbach, Fire Chief (Chair)

- Muskegon Charter Township Fire Dept.

Bob Gagnon, Fire Chief

- City of Norton Shores Fire Dept.

Executive Board Representatives

Anthony Chandler, Dir. Of Admin Services (Vice Chair)

- City of Norton Shores

Sam Janson, City Manager

- City of North Muskegon

MUSKEGON CENTRAL DISPATCH 9-1-1 When Seconds Count

800 MHz Radio Project Update

The voter approved surcharge in May 2019 provides funding to complete the transition to the Michigan Public Safety Communications System (MPSCS) 800 MHz radio network. Muskegon County will see the following as a result:

- 7 tower site simulcast solution with 12 channels at each site
  - 5 new tower sites
  - 2 existing MPSCS tower sites
    - Wolf Lake
    - Blue Lake
- 4 new tower shelters
- 1,300 portable and mobile radios + 425 pagers for fire / EMS
- Motorola MCC 7500 dispatch consoles

Radio Equipment

Portable Radios

- Used by emergency services personnel in the field, while outside of their vehicle / apparatus



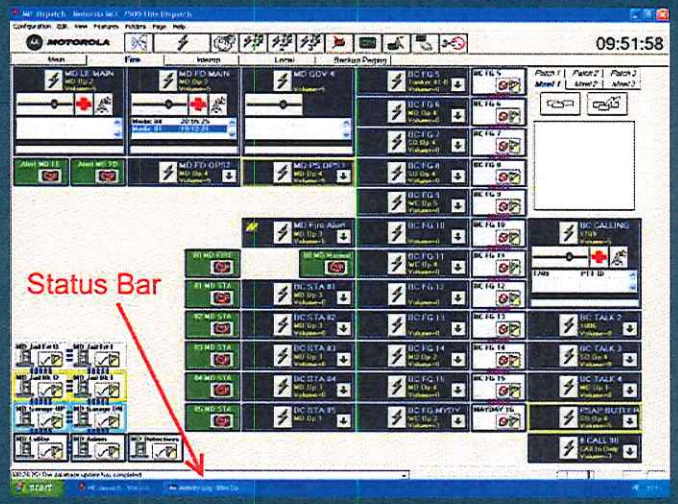
Mobile Radios

- Used by emergency services personnel in the field, while inside their vehicle / apparatus



Central Dispatch Radio Consoles

- Used by MCD 9-1-1 staff to interact with field units.
- Direct connection to MPSCS provides priority transmit services
- Statewide interoperability radio network (24/7 monitoring by NCC)



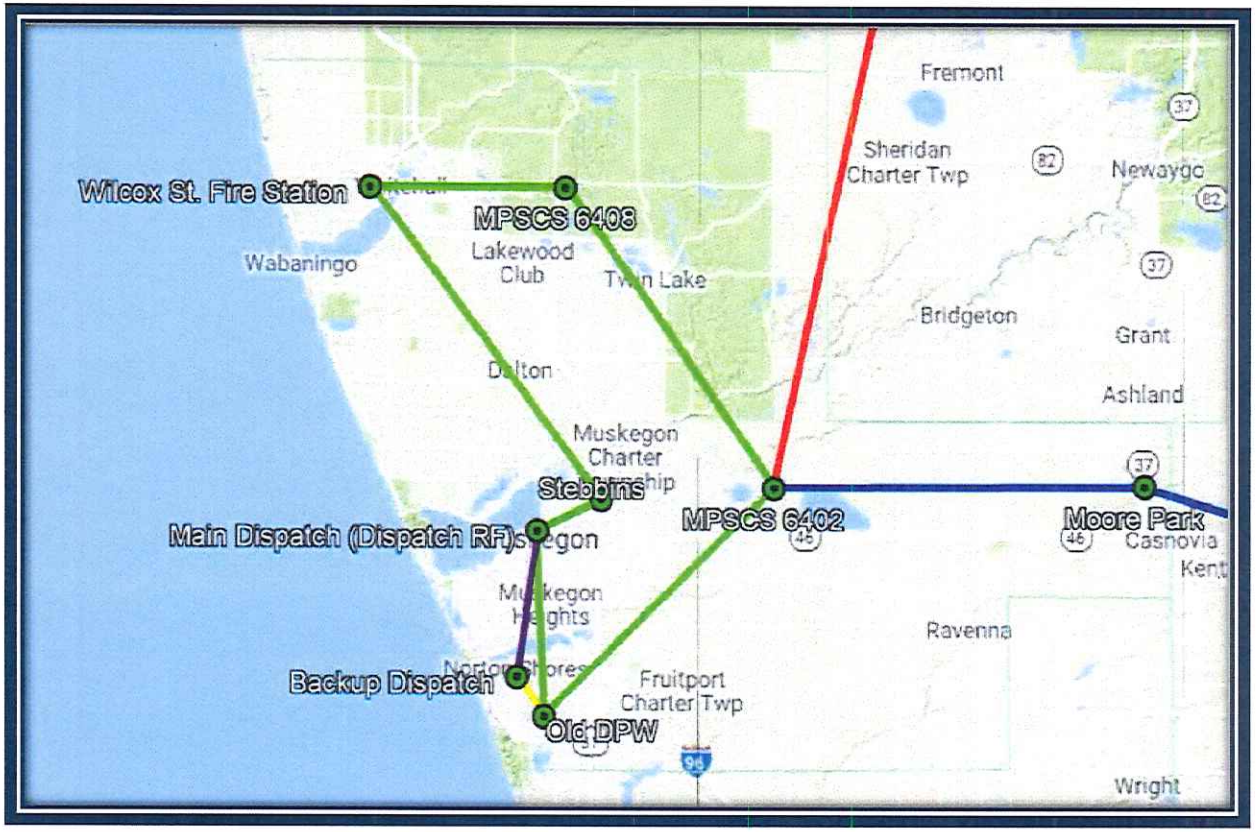
Project Timeline

MUSKEGON CENTRAL DISPATCH 9-1-1
When Seconds Count

Spring 2019	Summer 2019	Fall 2019	Winter 2019 / Spring 2020	Summer 2020	Fall / Winter 2020
Surcharge Vote	**Implementation Committee**	**Equipment Allocation**	**Site Acquisition**	**Site Construction / Radio Templating**	**Mobile Radio Installs**
Muskegon County voters approve surcharge up to $2.75 to support 800 MHz radio project and capital infrastructure upgrades	800 MHz implementation committee established with representation from law, fire, EMS, medical control, 9-1-1 Authority Board, emergency management to assist MCD with moving the process forward in the most efficient manner possible	Motorola equipment shipped to MCD after completing staging event. Warranty agreement does not begin until devices are active on the MPSCS network.	Tower site locations were previously identified by Motorola engineers to provide the best coverage for Muskegon County agencies. MCD personnel worked with these municipalities to firm up specific details about the sites and review sample lease agreements.	Site work began on towers in Norton Shores, City of Muskegon, and Muskegon Charter Township. City Council approval from Montague occurred on July 20th and work will begin there ASAP. Radio templates drafted for work with MPSCS	Once templates are approved by MPSCS, public safety agencies will be provided with information on getting their mobile radios installed in patrol cars, fire apparatus, ambulances, and applicable buildings. This is included as part of the project.

New Tower Sites

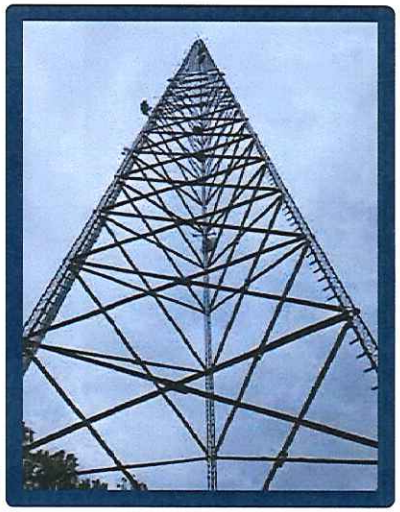
- Montague (Fire Station)
  - 300' Self Supporting Tower
- City of Muskegon (Dispatch)
  - 195' Monopole Tower
- City of Norton Shores (Old DPW)
  - 160' Self Supporting Tower
- Muskegon Charter Township (Stebbins Rd)
  - 300' Self Supporting Tower
- Casnovia Township (Moore Park)
  - 475' Self Supporting Tower
  - Partnership with Kent County 9-1-1 and MPSCS

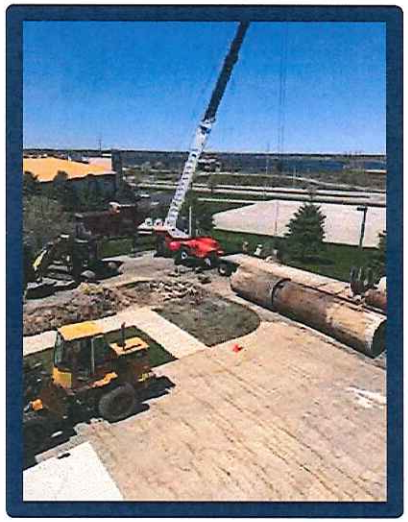


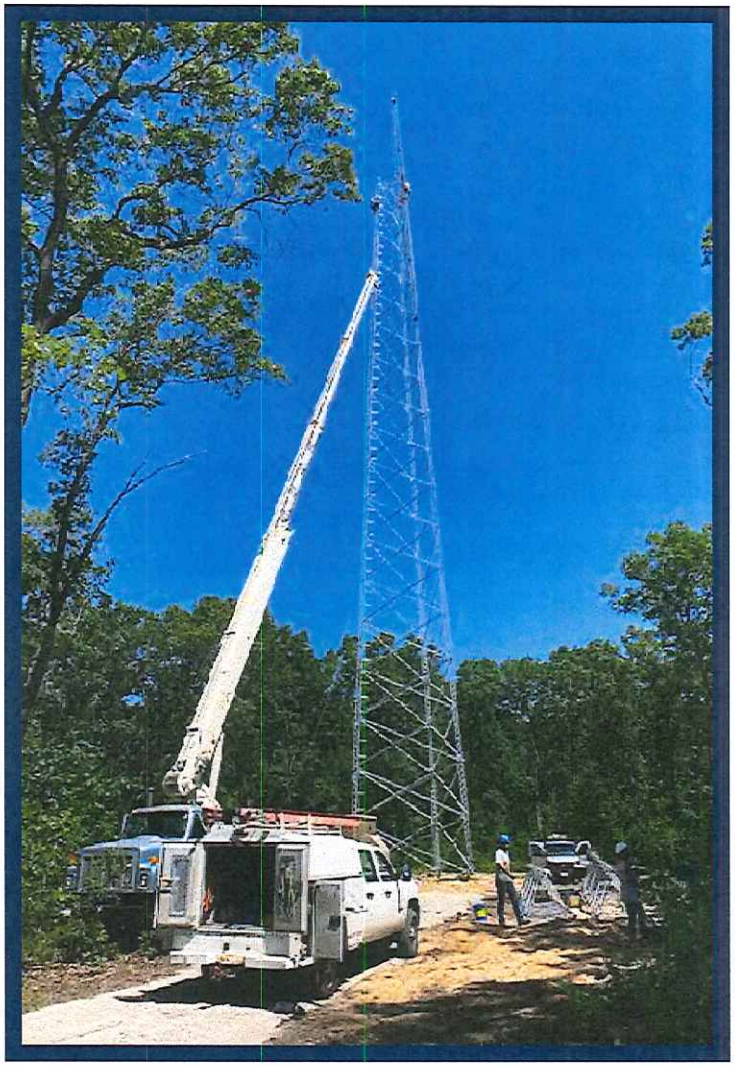
MUSKEGON CENTRAL DISPATCH 9-1-1
When Seconds Count

Tower Construction









Tower Site Work



Structured Wiring Ladder



Shelter Being Delivered





Server and Rack Equipment

Financial Status

October 2019 – April 2020 Revenue ($1.8M)

Surcharge revenues are on track with previous projections. Deposits vary based on telephone carrier with some occurring monthly, but most quarterly. These deposits are typically one full month behind (Ex. June received end of July). Due to the fluctuation in the amount of devices, it will be more efficient to predict future revenue after analyzing one full year of data.

Future Budgeting

It is our goal to decrease the surcharge amount in the coming years as indicated in past surcharge presentations. Our first payment to Motorola for the radio system will take place in January 2021in the amount of $1.99 M.

Mobile Computer Terminal (MCT) Project

MUSKEGON CENTRAL DISPATCH 9-1-1
When Seconds Count

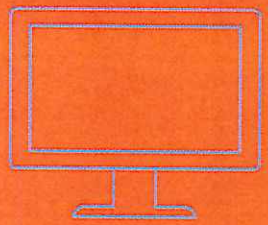
The MCT Committee is comprised of representatives from local and county law enforcement, fire / rescue, and Muskegon Central Dispatch personnel (including leadership and IS Manager). This committee reviewed various products with congruent features and completed background reviews with other agencies that are currently using the devices.



Getac A140 Fully Rugged Tablet Device

The device shown was selected to be utilized by law enforcement personnel throughout the county. It is fully rugged and provides a platform to run all applicable software appropriately. Additionally, Getac has a superb maintenance program where most devices are returned within a few business days. All devices have a full five year warranty.

2019 Calls for Service (556,956)



260,035

Computer Aided Dispatch (CAD) Tickets



296,921

Telephone Calls 9-1-1 and Administrative

Thanks for your time and support!

Contact Information:
Jason Wolford, Executive Director
Jason.Wolford@mcd911.net or 231-722-3524



MUSKEGON
CENTRAL DISPATCH
9-1-1
When Seconds Count

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Tuesday, August 11, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Pastor Tim Cross, Living Word Church, 1551 Wood Street, Muskegon, Michigan. The Pledge of Allegiance was led by Commissioner Nash and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II

Absent: None

Due to technical difficulties, Commissioner Rillastine R. Wilkins was not recognized.

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Kristin Barnhill, Executive Assistant
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-295 **APPROVAL OF THE AGENDA**

Moved by Vice-Chair Foster, seconded by Commissioner Hovey-Wright, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None. Due to technical difficulties, Commissioner Wilkins was not recognized. **Motion Carried**

Due to technical difficulties, Rillastine R. Wilkins was not recognized.

2020-296 **APPROVE REGULAR FULL BOARD MINUTES OF JULY 28, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Nash, to approve the minutes of July 28, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None. Due to technical difficulties, Commissioner Wilkins was not recognized. **Motion Carried**

PRESENTATION

Director of Public Health Director Kathy Moore updated the Board regarding COVID-19. Ms. Moore indicated that as of August 10, 2020, there have been a total of 1133 positive cases and 58 deaths. There are 201 current/active positive cases. (See attached.)

PUBLIC COMMENT (on an agenda item)

Joan Raap, Egelston Township Clerk, urged the Board to ensure that Senior Millage dollars are spent throughout the county, including rural areas, and not concentrated on inner-city areas. Ms. Raap indicated that she lost her Congregate Meal Grant; even though she applied for it, it was never submitted.

Tony Barnes, Dalton Township Supervisor, reminded the Board that last fall he had asked the Courts and Public & Safety Committee to look into a golf cart ordinance. DNR is issuing tickets and it makes it difficult with 16 different townships who have 16 difference ordinances and it would be easier if there were a county-wide golf cart ordinance. Mr. Barnes indicated that he thought Vice-Chair Foster suggested someone look into what neighboring townships are doing.

DJ Hilson, Muskegon County Prosecutor, addressed the Board that he appreciated the Senior Millage work session and urged the Commissioners to reconsider Egelston Township's request since there are funds available.

COMMITTEE/BOARD REPORTS

2020-297 **APPROVE THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MUSKEGON, CITY OF MUSKEGON HEIGHTS AND THE COUNTY OF MUSKEGON FOR THE FY20 JUSTICE ASSISTANCE GRANT AWARD PROGRAM AND AUTHORIZE THE BOARD CHAIR TO SIGN THE MEMORANDUM**

CPS20/08-31
The Courts & Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Mahoney, to approve the Memorandum of Understanding between the City of Muskegon, City of Muskegon Heights and the County of Muskegon for the FY20 Justice Assistance Grant Award Program and authorize the Board Chair to sign the Memorandum.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None. Due to technical difficulties, Commissioner Wilkins was not recognized. **Motion Carried**

2020-298 **EXTEND THE SENIOR MILLAGE GRANTS ADMINISTRATION SERVICES CONTRACT WITH SENIOR RESOURCES OF WEST MICHIGAN THROUGH DECEMBER 31, 2020**

HS20/08 – 16
The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to extend the senior millage grants administration services contract with Senior Resources of West Michigan through December 31, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-299 **AUTHORIZE PUBLIC HEALTH TO CONTRACT WITH MERCY HEALTH FOR EXPANDED COVID-19 TESTING IN MUSKEGON COUNTY FOR THE 14 MONTH PERIOD OF AUGUST 2020 THROUGH SEPTEMBER 2021; AND FURTHER AUTHORIZE THE COUNTY ADMINISTRATOR TO SERVE AS THE LIAISON TO FINALIZE THE DETAILS OF THE AGREEMENT**

HS20/08 – 19
The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize Public Health to contract with Mercy Health for expanded COVID-19 testing in Muskegon County for the 14 month period of August 2020 through September 2021; and further authorize the County Administrator to serve as the liaison to finalize the details of the agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-300 **AUTHORIZE PUBLIC HEALTH TO RECONFIGURE THE WORKSPACES FOR PUBLIC HEALTH NURSING, WIC, AND CUSTOMER SERVICE AND ADD WORKSPACE AT THE BUILDING FRONT ENTRANCE WITH AN ESTIMATED COST NOT TO EXCEED $15,604.36, WITH NO CHANGE IN THE GENERAL FUND APPROPRIATION**

HS20/08 – 20
The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize Public Health to reconfigure the workspaces for Public Health Nursing, WIC, and Customer Service and add workspace at the building front entrance with an estimated cost not to exceed $15,604.36, with no change in the general fund appropriation.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

On August 6, 2020, Human Services items HS20/08-17 and HS20/08-18 were tabled and will be going back to Committee at their next meeting.

2020-301 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $21,285,886.24 COVERING THE PERIOD OF JULY 4, 2020 THROUGH JULY 23, 2020 FOR CHECKS, PCARD AND EFT PAYMENTS COVERING THE PERIOD JUNE 1, 2020 THROUGH JUNE 30, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/08 – 60
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Mahoney, to approve payment of the accounts payable of $21,285,886.24 covering the period of July 4, 2020 through July 23, 2020 for checks, PCard and EFT payments covering the period June 1, 2020 through June 30, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-302 **APPROVE THE EXTENSION OF THE CONTRACT WITH MGT OF AMERICA, INC. FOR THE PREPARATION THE FY2021 INDIRECT COST ALLOCATION PLAN AND THE IT RATE STUDY FOR $18,000 AND $10,800 RESPECTIVELY AND TO FURTHER AUTHORIZE ISSUING REQUEST FOR PROPOSALS FOR FUTURE YEARS UPON THE COMPLETION OF THE FY2021 PLANS**

WM20/08 – 61
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Mahoney, to approve the extension of the contract with MGT of America, Inc. for the preparation the FY2021 indirect cost allocation plan and the IT Rate Study for $18,000 and $10,800 respectively and to further authorize issuing Request for Proposals for future years upon the completion of the FY2021 plans.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-303 **WAIVE PROCUREMENT LEVEL QUOTES AND ENTER INTO A CONTRACT WITH EVERSTREAM FOR THE COUNTY'S INTERNET SERVICES, TELESYSTEM FOR THE COUNTY'S VOIP PHONE SERVICES AND GRANITE FOR THE COUNTY ANALOG PHONE SERVICES**

WM20/08 – 62
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Mahoney, to waive procurement level quotes and enter into a contract with Everstream for the County's internet services, Telesystem for the County's VoIP phone services and Granite for the County Analog phone services.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-304 **APPROVE MOVING MATT WOLFF, INFO. SYSTEMS TECH. II POSITION #X43807, FROM STEP 1 ($21.954/HR) TO STEP 2 ($22.982/HR) IN PAY GRADE NX-00210 ($21.954 - $27.635/HR) EFFECTIVE JUNE 1, 2020**

WM20/08 – 63
The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Mahoney, to approve moving Matt Wolff, Info. Systems Tech. II position #X43807, from Step 1 ($21.954/hr) to Step 2 ($22.982/hr) in pay grade NX-00210 ($21.954 - $27.635/hr) effective June 1, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

A. On Friday, September 4, 2020, from 4:00-8:00 p.m., the Muskegon Polish Festival is offering a Drive-Thru Festival Dinner. Make your way through the parking lot of the Polish Falcons Club at 1014 W. Hackley Avenue and listen to the Duane Malinowski Polka Band while you wait for your dinner. https://www.muskegonpolishfest.com/

B. The Lakeshore Convention Center is on schedule to open in January 2021 with over 20,000 sq. ft. of meeting space. https://visitmuskegon.org/convention-center/

C. Saturday and Sunday, August 15 and 16, 2020, Lewis Adventure Farm & Zoo is holding the Peach Harvest Festival (4180 West M-20, New Era, MI). https://www.visitlewisfarms.com/

ADMINISTRATOR'S REPORT

2020-305 **AUTHORIZE THE BOARD CHAIR TO SIGN THE LETTER OF INTEREST FOR COMMUNITY DEVELOPMENT BLOCK GRANT REIMBURSEMENT OF COVID EXPENDITURES**

It was recommended by Administrator Eisenbarth, moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to authorize the Board Chair to sign the Letter of Interest for Community Development Block Grant Reimbursement of COVID Expenditures.

Commissioner Hovey-Wright asked about how this money will be spent. Commissioner Wilkins asked if this would help with rent.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Upcoming Board Work Sessions/Presentations:

- Work session for touring Hackley Building tentatively scheduled for August 18, 2020, at 2:30 p.m., and having a discussion outside afterwards, weather permitting.
- Designated Assessor Work Session - Thursday, August 20, 2020
- Budget Presentation - Tuesday, August 25, 2020
- Work sessions lined up for September: budget and HealthWest authority

OLD BUSINESS

None.

NEW BUSINESS

None.

PUBLIC COMMENT

Brenda Moore, Muskegon County Drain Commissioner, is continuing to have issues with the Muskegon County Road Commission (MCRC). Ms. Moore asked the Board for assistance in working with and getting answers from the MCRC.

FINAL BOARD COMMENTS

Commissioner Mahoney advised the Board that the State of Michigan has contracted with YMCA Camp Pendalouan to house migrant workers who have tested positive for COVID-19 in the region (Kent, Muskegon, Ottawa, and Allegan Counties). The migrants will stay for 10 days and if they have no symptoms, they will be allowed back to their farm. There would be a maximum of 220 people.

Commissioner Lahring addressed the Drain Commissioner's comments regarding the specification of concrete box culverts versus steel culverts which are less expensive. Chairman Hughes allowed Ms. Moore to any correct misinformation. Ms. Moore indicated that sometimes the State specifies the box culverts and she has changed out some for metal culverts. Ms. Moore further indicated that MCRC likes to use twin tubes and the State will not allow those to be used any longer.

CLOSED SESSION

2020-306 **GO INTO CLOSED SESSION PURSUANT TO MCL 15.268(H) TO CONSIDER LEGAL ADVICE PRESENTED IN A WRITTEN LEGAL OPINION REGARDING 19-K-2188-GA, MUSKEGON, COUNTY OF AND MICHIGAN FRATERNAL ORDER OF POLICE LABOR COUNCIL**

Moved by Commissioner Mahoney, seconded by Commissioner Nash, to go into Closed Session pursuant to MCL 15.268(h) to consider legal advice presented in a written legal opinion regarding 19-K-2188-GA, Muskegon, County of and Michigan Fraternal Order of Police Labor Council.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Went into Closed Session at 4:07 p.m.

Returned to open session at 4:27p.m.

2020-307 **GO BACK INTO OPEN SESSION**

Moved by Commissioner Wilkins, seconded by Commissioner Hovey-Wright to go back into open session.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-308 **APPROVE THE SETTLEMENT AGREEMENT RECOMMENDED BY CORPORATE COUNSEL IN THE LEGAL OPINION REGARDING GRIEVANCE 10-30-19-FOPLC-291, MERC CASE NO. 19-K-2188-GA, MUSKEGON, COUNTY OF AND MICHIGAN FRATERNAL ORDER OF POLICE LABOR COUNCIL**

It was moved by Commissioner Lahring, seconded by Commissioner Hovey-Wright, to approve the settlement agreement recommended by Corporate Counsel in the legal opinion regarding Grievance 10-30-19-FOPLC-291, MERC Case No. 19-K-2188-GA, Muskegon, County of, and Michigan Fraternal Order of Police Labor Council.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider, II, Rillastine R. Wilkins, Susie Hughes

No: Charles Nash **Motion Carried**

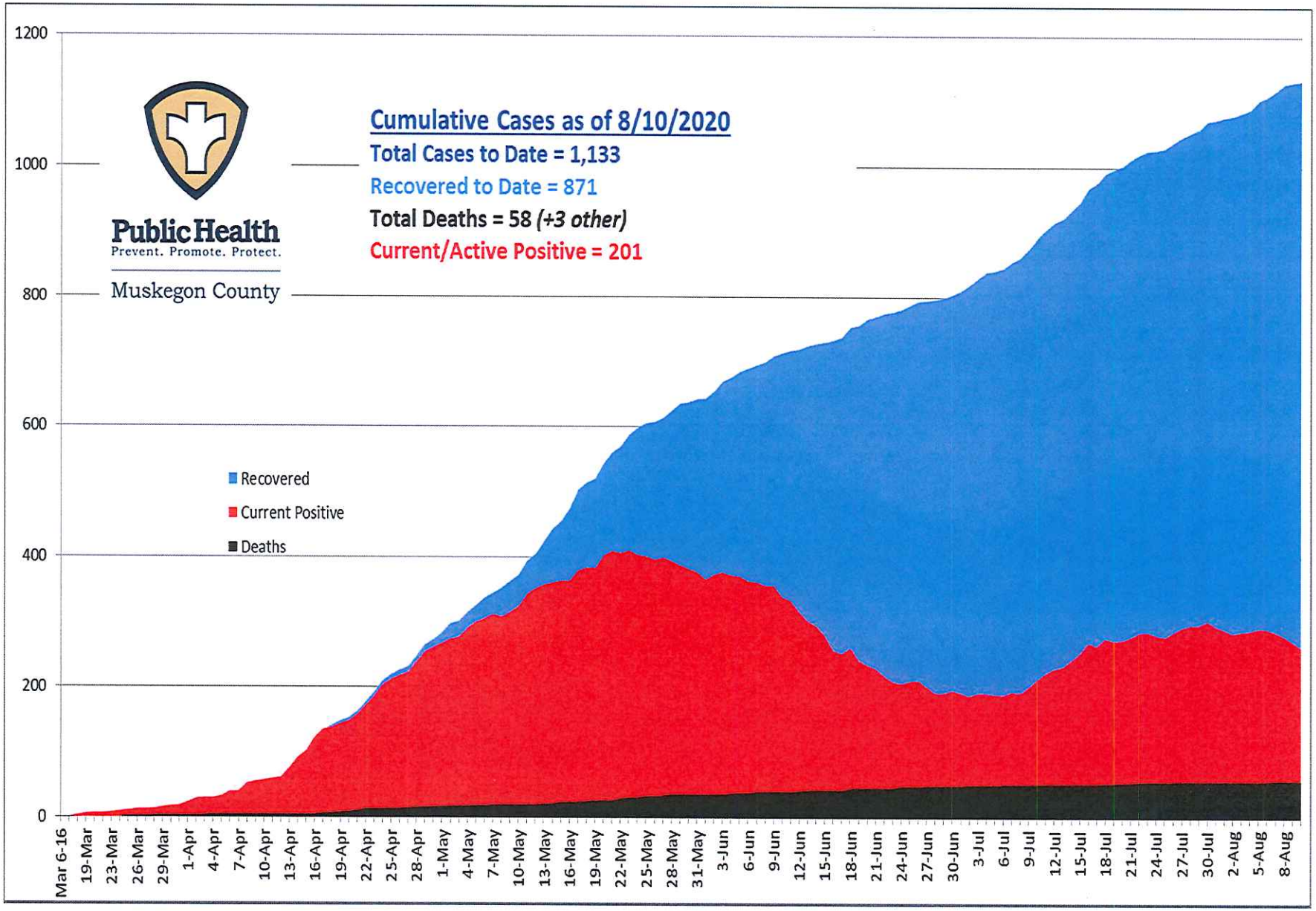
2020-309 **MOVED BY COMMISSIONER SNIDER, SECONDED BY COMMISSIONER MAHONEY TO ADJOURN**

Meeting adjourned at 4:30 p.m.

Nancy A. Waters, County Clerk

NAW/lss

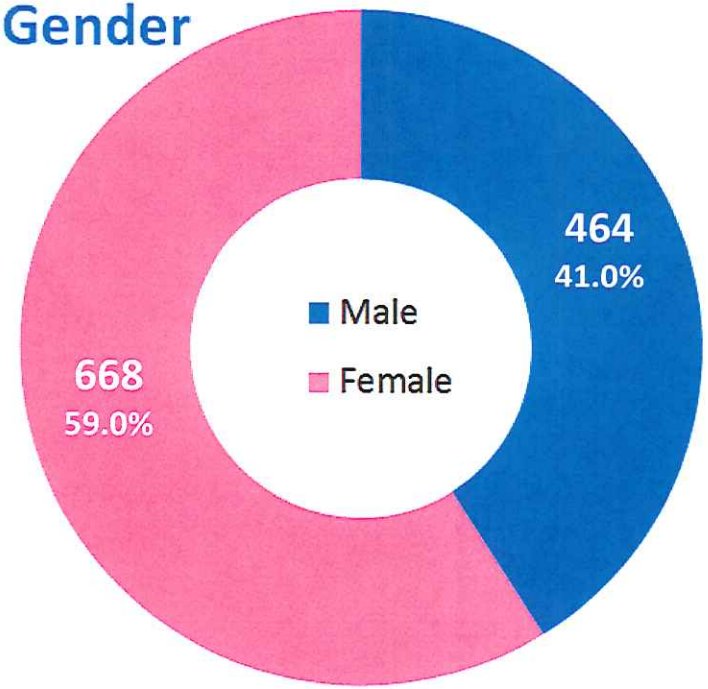
To be approved at the next Full Board meeting.


Public Health
Prevent. Promote. Protect.
Muskegon County
Cumulative Cases as of 8/10/2020
Total Cases to Date = 1,133
Recovered to Date = 871
Total Deaths = 58 (+3 other)
Current/Active Positive = 201
Recovered
Current Positive
Deaths
1200
1000
800
600
400
200
0
Mar 6-16
19-Mar
23-Mar
26-Mar
29-Mar
1-Apr
4-Apr
7-Apr
10-Apr
13-Apr
16-Apr
19-Apr
22-Apr
25-Apr
28-Apr
1-May
4-May
7-May
10-May
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3-Jun
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27-Jun
30-Jun
3-Jul
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30-Jul
2-Aug
5-Aug
8-Aug

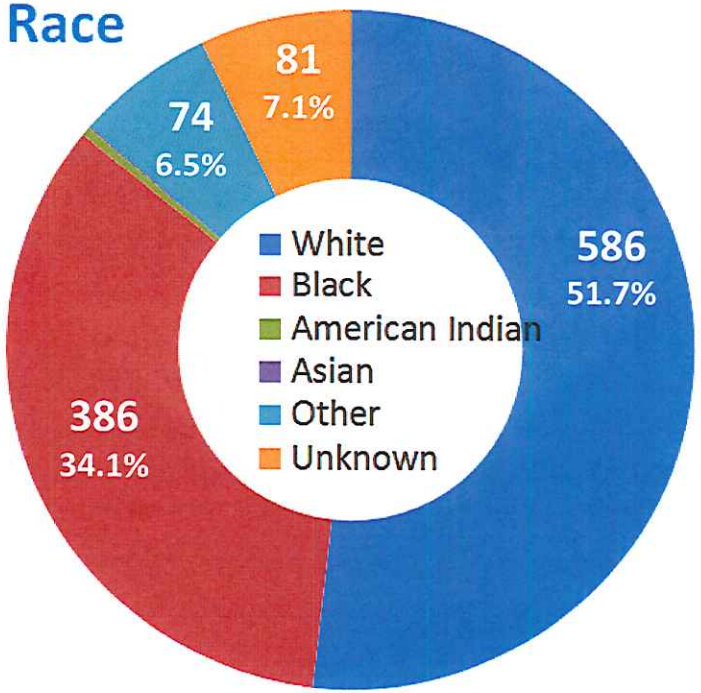
Profile of Confirmed Covid-19 Cases *as of* 8/10/2020

Total Cases	Total Deaths
1,133	58

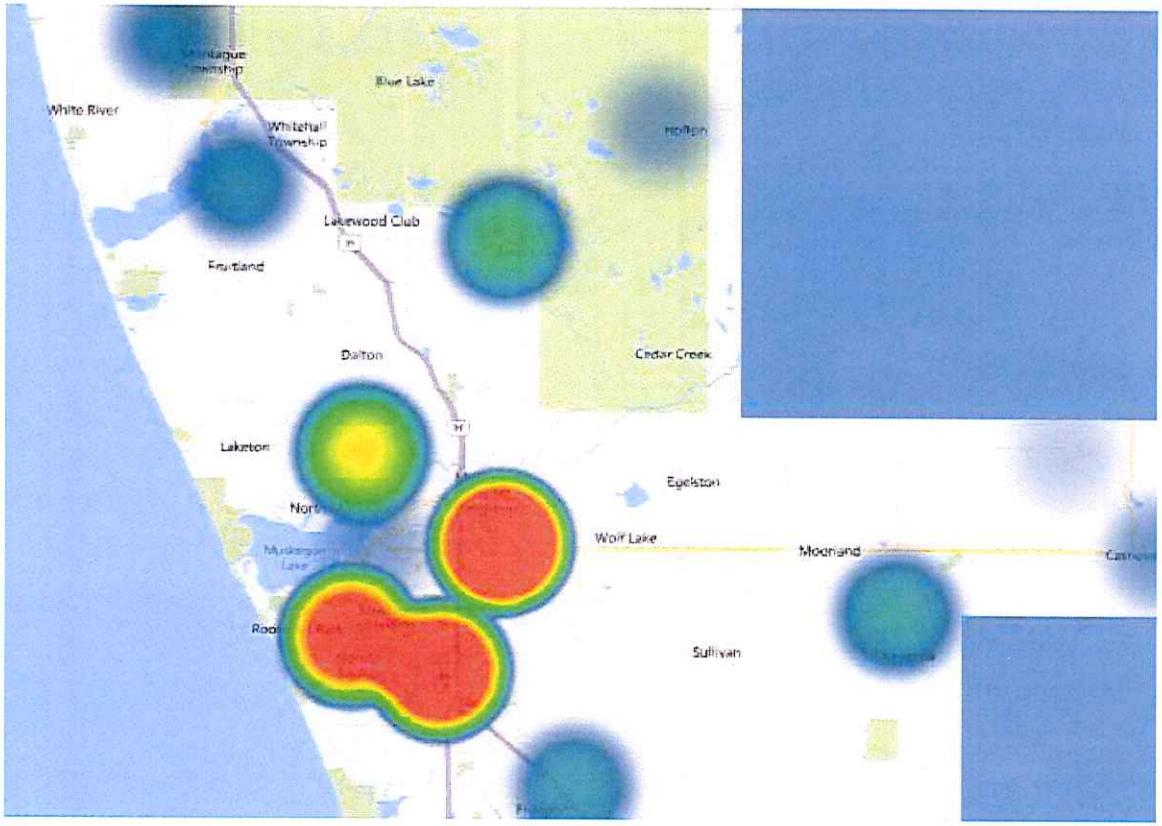
Gender



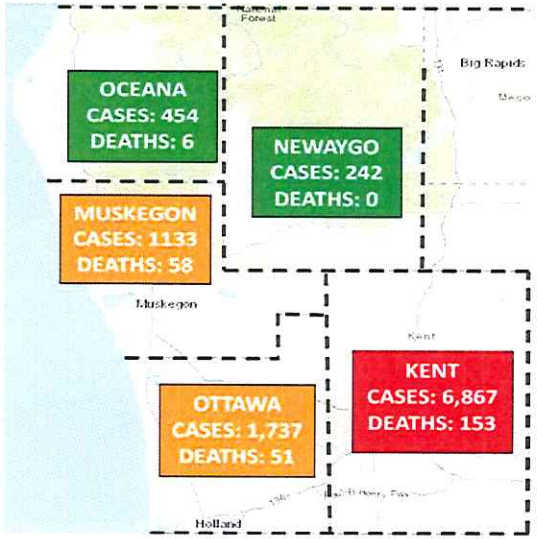
Race



Heat Map of Confirmed Cases – Muskegon County

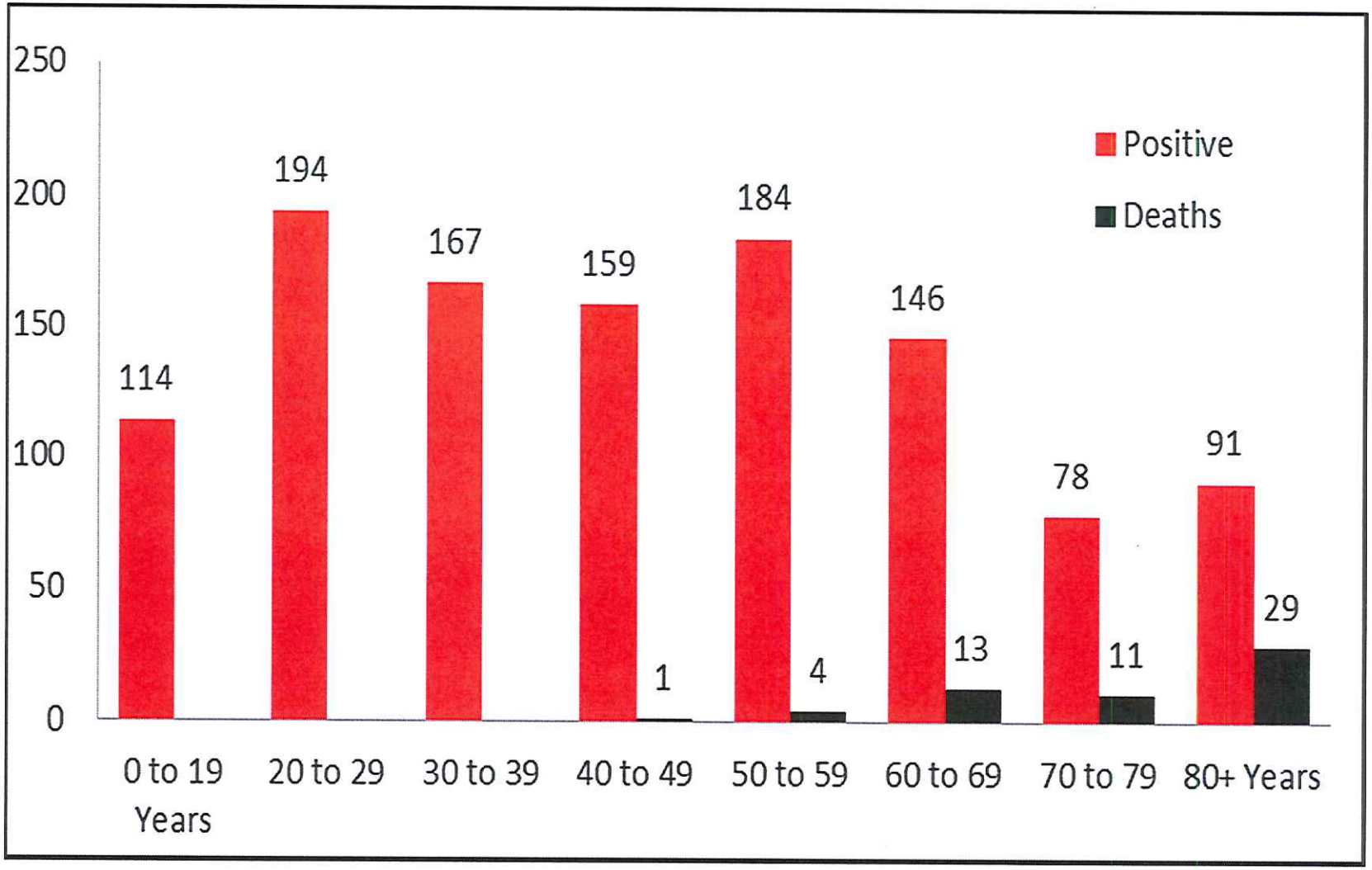


Regional Statistics →



Confirmed Cases (and deaths) by Age Group

Total Cases = 1,133 **Total Deaths = 58** ***(+3 non-COVID19)***



Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Tuesday, August 25, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was led by Commissioner Hovey-Wright and recited in unison.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II

Absent: None

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Kristin Barnhill, Executive Assistant
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-310 **APPROVAL OF THE AGENDA**

Moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-311 **APPROVE REGULAR AND CLOSED FULL BOARD MINUTES OF AUGUST 11, 2020**

Moved by Commissioner Snider, seconded by Commissioner Mahoney, to approve the regular and closed minutes of August 11, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATIONS

1. Director of Public Health Director Kathy Moore updated the Board regarding COVID-19. To date, there have been 1,237 positive cases, 189 current/active positive cases, and 63 COVID-related deaths. Ms. Moore also shared COVID-related prison information. Mass testing was conducted a few weeks ago at EC Brooks and Muskegon Correctional facilities. (See attached.)

Ms. Moore informed the Board that there will be free COVID-19 testing with the assistance of the Michigan National Guard this weekend at the following places: Friday, August 28, 2020, at HealthWest, 376 E. Apple Ave, Muskegon, from 3:00 p.m. – 6:00 p.m., walk up only (this will be in conjunction with the voter registration event); and Saturday, August 29, 2020, at Public Health, 209 E Apple Ave, Muskegon, from 9:00 a.m. to 1:00 p.m., walk up and drive through available. (See attached for further information.)

Commissioner Scolnik requested that the link for the consent form be more direct. Ms. Moore indicated she will correct this on her website.

Commissioner Hovey-Wright asked if there could be voter registration on Saturday, August 29 also. Ms. Moore indicated that she would check with HealthWest to see if they could assist with that. Ms. Moore will also check with WIC to see if they can assist.

2. Finance Director Beth Dick gave a presentation on the FY21 budget. (See attached.) The Public Hearing on the Budget will be on September 8, 2020.

PUBLIC COMMENT (on an agenda item)

None.

COMMITTEE/BOARD REPORTS

2020-312 **AUTHORIZE MATS TO CALL BACK FROM FURLOUGH THE INCUMBENTS IN POSITIONS G13001, G13003, G13004, G13022, G13024, G13025, G13033, G13035, G13037, G57503, G57504, G57510, G57511, AND G57513, EFFECTIVE AUGUST 31, 2020**

TR20/08-26
The Transportation Committee met on August 13, 2020, it was moved by Commissioner Wilkins, seconded by Commissioner Snider, to authorize MATS to call back from Furlough the incuments in positions G13001, G13003, G13004, G13022, G13024, G13025, G13033, G13035, G13037, G57503, G57504, G57510, G57511, and G57513, effective August 31, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-313 **AUTHORIZE THE CREATION OF TWO NEW TRANSIT ATTENDANT HOURLY POSITIONS AT MATS, EFFECTIVE AUGUST 31, 2020, WITH SALARY RANGE GU-00110 ($11.97-$16.76/HOUR)**

TR20/08-27
The Transportation Committee met on August 13, 2020, it was moved by Commissioner Wilkins, seconded by Commissioner Snider, to authorize the creation of two new Transit Attendant Hourly positions at MATS, effective August 31, 2020, with salary range GU-00110 ($11.97-$16.76/hour).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-314 **RECOMMEND TO THE BOARD OF COMMISSIONERS THAT IT WAIVE SITE PLAN REVIEW BY THE ARCHITECTURAL REVIEW COMMITTEE FOR THE SMART VISION LIGHTS' PROJECT AT THE AIRPORT BUSINESS PARK, AND TO AUTHORIZE BOARD CHAIR TO EXECUTE APPROPRIATE DOCUMENTS TO IMPLEMENT WAIVER**

TR20/08-29

The Transportation Committee met on August 13, 2020, it was moved by Commissioner Wilkins, seconded by Commissioner Snider, to recommend to the Board of Commissioners that it waive site plan review by the Architectural Review Committee for the Smart Vision Lights' project at the Airport Business Park, and to authorize Board Chair to execute appropriate documents to implement waiver.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-315 **AUTHORIZE ISSUING A REQUEST FOR PROPOSALS FOR THE REPLACEMENT OF TWO FIELD TRACTORS AND TWO MOWING DECKS**

TR20/08-30

The Transportation Committee met on August 13, 2020, it was moved by Commissioner Wilkins, seconded by Commissioner Snider, to authorize issuing a Request for Proposals for the replacement of two field tractors and two mowing decks.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-316 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $14,111,347.83 COVERING THE PERIOD OF JULY 18, 2020 THROUGH AUGUST 6, 2020 FOR CHECKS AND EFT PAYMENTS COVERING THE PERIOD JULY 1, 2020 THROUGH JULY 31, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/08 – 64

The Ways & Means Committee met on August 20, 2020, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve payment of the accounts payable of $14,111,347.83 covering the period of July 18, 2020 through August 6, 2020 for checks and EFT payments covering the period July 1, 2020 through July 31, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-317

APPROVE SETTING THE ELECTRONIC PUBLIC HEARING DATE FOR THE FY2021 PROPOSED MUSKEGON COUNTY BUDGET FOR TUESDAY, SEPTEMBER 8, 2020 AT 3:30 P.M. AND TO AUTHORIZE THE PUBLICATION OF A NOTICE OF PUBLIC HEARING IN A NEWSPAPER OF GENERAL CIRCULATION ON OR BEFORE AUGUST 30, 2020

WM20/08-65

The Ways & Means Committee met on August 20, 2020, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve setting the electronic Public Hearing date for the FY2021 Proposed Muskegon County Budget for Tuesday, September 8, 2020 at 3:30 P.M. and to authorize the publication of a Notice of Public Hearing in a newspaper of general circulation on or before August 30, 2020.
Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-318 **AMEND THE FY2020 BUDGET AS PRESENTED**

WM20/08 – 66

The Ways & Means Committee met on August 20, 2020, moved by Commissioner Scolnik, seconded by Commissioner Snider, to amend the FY2020 budget as presented.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-319 **APPROVE THE PROSECUTOR TO APPLY FOR AND ACCEPT THE FY 2021 STOP VIOLENCE AGAINST WOMEN GRANT**

WM20/08 – 67

The Ways & Means Committee met on August 20, 2020, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve the Prosecutor to apply for and accept the FY 2021 STOP Violence Against Women grant.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-320 **APPROVE A THREE YEAR LEASE AGREEMENT, EXPIRING ON SEPTEMBER 30, 2023, BETWEEN THE COUNTY AND FAMILY OUTREACH CENTER, AND AUTHORIZE THE CHAIR TO SIGN THE AGREEMENT**

WM20/08 – 68

The Ways & Means Committee met on August 20, 2020, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve a three year lease agreement, expiring on September 30, 2023, between the County and Family Outreach Center, and authorize the Chair to sign the agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-321 **APPROVE THE ONGOING CONTRACT WITH TITLE CHECK LLC, BEGINNING MAY 1, 2019 AND CONTINUING FOR A PERIOD OF (5) FIVE YEARS, CONCLUDING ON APRIL 30, 2024. THIS CONTRACT IS TO PROVIDE SERVICES UNDER THE SCOPE OF PUBLIC ACT 123 OF 1999 TO THE MUSKEGON COUNTY TREASURER ACTING IN ITS OFFICIAL DUTY AS THE FORECLOSING GOVERNMENTAL UNIT FOR THE COUNTY OF MUSKEGON**

WM20/08 – 69
The Ways & Means Committee met on August 20, 2020, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve the ongoing contract with Title Check LLC, beginning May 1, 2019 and continuing for a period of (5) five years, concluding on April 30, 2024. This contract is to provide services under the scope of Public Act 123 of 1999 to the Muskegon County Treasurer acting in its official duty as the Foreclosing Governmental Unit for the County of Muskegon.
Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-322 **AUTHORIZE MUSKEGON COUNTY DEPARTMENT OF VETERANS AFFAIRS PERSONNEL APPLY FOR AND ACCEPT THE 2021 STATE OF MICHIGAN COUNTY VETERAN SERVICE FUND GRANT**

WM20/08 – 70
The Ways & Means Committee met on August 20, 2020, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize Muskegon County Department of Veterans Affairs personnel apply for and accept the 2021 State of Michigan County Veteran Service Fund Grant.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-323 **APPROVE AND AUTHORIZE THE CHAIR TO SIGN MDOT 2020 AIR SERVICE CAPITAL IMPROVEMENT AND EQUIPMENT GRANT CONTRACT NO. 2020-0747, PROVIDING $20,000 IN STATE FUNDING TO PROVIDE PROFESSIONAL ENGINEERING SERVICES RELATED TO THE DESIGN AND BIDDING OF A RESTROOM BEYOND THE PASSENGER SCREENING AREA OF THE AIRPORT TERMINAL BUILDING WITH THE COUNTY'S 10% SHARE OF THE AGREEMENT TO BE $2,222 AND AUTHORIZE THE CLERK TO EXECUTE THE REQUIRED RESOLUTION**

WM20/08 – 71

The Ways & Means Committee met on August 20, 2020, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve and authorize the Chair to sign MDOT 2020 Air Service Capital Improvement and Equipment Grant Contract No. 2020-0747, providing $20,000 in State funding to provide professional engineering services related to the design and bidding of a restroom beyond the passenger screening area of the Airport terminal building with the County's 10% share of the Agreement to be $2,222 and authorize the Clerk to execute the required resolution.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

A. Veterans Affairs: The van recently donated by My Subaru to Veterans Affairs is being used 5 days a week by volunteer drivers who are transporting veterans to their medical appointments and housebound veterans to the store; and there are presently three outside organizations conducting unsolicited Veterans Food Bank fundraisers. This is a wonderful example of how our community is extremely supportive of our Veterans and their families. Chairman Hughes thanked Mike Baauw and his staff for the great job they do for our veterans.

B. Get out your bike or take a trail run or walk at Mosquito Creek, the Hart-Montague Trail, or enjoy the Musketawa Trail that runs from Muskegon to Marne, also the Meijer Berry Junction trail that starts in Montague.

C. Enjoy the outdoors and visit one of Muskegon County's 6 parks (Blue Lake, Pioneer, Meinert, Twin Lake, Moore, and Patterson) which are open from 8:00 am to 10:00 pm daily right now. www.muskegoncountyparks.org

C. In 2019 the City of Norton Shores opened its fully accessible kayak launch on the south coast of Black Lake on Wilson Road. Get your kayak out or take a walk on nature trails and boardwalks overlooking Little Black Lake.

ADMINISTRATOR'S REPORT

2020-324 **AUTHORIZE MATS TO BEGIN THE PROCESS TO TERMINATE FOR CONVENIENCE ITS CUSTODIAL SERVICES CONTRACT WITH PROFESSIONAL BUILDING SERVICES, LLC, AND TO RE-SOLICIT FOR CUSTODIAL SERVICES FOR MATS FACILITIES**

TR20/08-28

It was recommended by Administrator Eisenbarth, moved by Commissioner Nash, seconded by Commissioner Mahoney, to authorize MATS to begin the process to terminate for convenience its custodial services contract with Professional Building Services, LLC, and to re-solicit for custodial services for MATS facilities.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-325 **CANCEL THE REMAINING TIRE AND RECYCLING EVENT IN 2020 AND AUTHORIZE THE BOARD OF PUBLIC WORKS CHAIR TO SIGN THE AGREEMENT TO TOLL THE 2020 TIRE RECYCLING AGREEMENTS INTO 2021**

It was recommended by Administrator Eisenbarth, moved by Commissioner Nash, seconded by Commissioner Wilkins, to cancel the remaining tire and recycling event in 2020 and authorize the Board of Public Works Chair to sign the agreement to toll the 2020 tire recycling agreements into 2021.

Commissioner Lahring asked if the money set aside equals the cost of the event. Public Works Director Matt Farrar replied that the money covers the cost of the tire recycling, and Solid Waste pays the additional cost for inmates and to dispose of the hazardous waste and electronics. Chairman Hughes also added that there is a lot of donated time from people.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Administrator Eisenbarth went over options for balancing the budget. The long term option is to resurrect the tax allocation board that was in place in 1974 when the County's operating millage was first established and ask for a reallocation to bring it back up to the original 6.2 mills without calling it an increase. This change would also affect the MAISD and the townships. If interested, a Board work session would be scheduled to educate the Board and the public.

The Administrator shared three short term options:
1. Furlough employees from September through December. The furlough program worked well through the summer. The current federal supplement is $300 for those receiving $100 in unemployment. Hours would be reduced by 12 hours per week and could vary by department. This would save the general fund approximately $800,000-$1,000,000. There is no guarantee how long the federal funding would last. Currently there are 162 employees participating.

2. Unassigned Fund Balance. The current balance is $9,668,065. The financial policy lower limit is to not go below 14%-19%. Without furloughs, $2.2 million would be needed which would lower the balance to $7.4 million (14.8%). With furloughs, $1.2 million would be needed, lowering the balance to $8.5 million.

3. Layoffs. Assuming the average employee, with benefits, costs $68,000 per year, 18 employees would be need to be laid off to save the $1.2 million that would otherwise be saved by furlough.

Discussion ensued.

2020-326 **AUTHORIZE ADMINISTRATION TO USE THE UNASSIGNED FUND BALANCE THROUGH THE END OF THE YEAR TO BALANCE THE BUDGET UNLESS OTHER FUNDING BECOMES AVAILABLE TO HELP OFFSET COSTS**

It was recommended by Administrator Eisenbarth, moved by Chairman Hughes, seconded by Vice-Chair Foster, to authorize Administration to use the Unassigned Fund Balance through the end of the year to balance the budget unless other funding becomes available to help offset costs.

Discussion ensued.

Commissioner Scolnik spoke in favor of using furloughs since nobody would be hurt by this. Chairman Hughes questioned the money that would be lost by employees. Administrator Eisenbarth commented that this program would only be open to those who make $17-$33 per hour. Employees making less than $17 per hour would not be included because they would lose money. Employees making above $33 per hour may volunteer to participate with permission from their department head. The Administrator further explained that some departments may not be fully closed on Fridays to still meet the needs of the public.

Commissioner Scolnik commented that if the Unassigned Fund Balance were used this year, if there is an issue next year, the County could end up in a State program to get us stabilized.
Vice-Chair Foster suggested that the motion be revised to revisit this issue in two weeks at next full board to receive more information. Chairman Hughes agreed and withdrew her motion.

Commissioner Scolnik commented that the funding from the state and federal government keeps changing due to legislation and is not stable. He also agreed to postpone the decision for two weeks.

Commissioner Lahring commented that we already know we are in trouble in 2021 and cuts need to be made, but the furloughs are an opportunity for employees to take care of family matters.

Commissioner Lahring brought up a Point of Order to vote on the motion on the table.

Commissioner Nash indicated he would be concerned about using the Unassigned Fund Balance without more information. The next year may see more cuts.

2020-327 **POSTPONE ANY DECISION FOR BALANCING THE BUDGET UNTIL THE NEXT FULL BOARD MEETING ON TUESDAY, SEPTEMBER 8, 2020, TO OBTAIN ADDITIONAL INFORMATION**

It was moved by Chairman Hughes, seconded by Vice-Chair Foster, to postpone any decision for balancing the budget until the next Full Board meeting on Tuesday, September 8, 2020, to obtain additional information.

Discussion ensued.

Commissioner Scolnik requested that the Administrator have zoom meetings with three commissioners at a time to go over the information. Chairman Hughes indicated that it is equally important that the Board discuss this with department heads and elected officials.

Commissioner Lahring asked if all of the options will be coming back and the Administrator replied that all options will be coming back.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

OLD BUSINESS

None.

NEW BUSINESS

Vice-Chair Foster requested Chairman Hughes' presence on Friday, September 4, at 2:00 p.m., at Veterans Memorial Park with himself and Mike Baauw, Director of Veterans Affairs, for additions to be done to the north side of the water.

PUBLIC COMMENT

None.

FINAL BOARD COMMENTS

Commissioner Scolnik asked if Commissioner Mahoney's wife is the City Clerk in Montague and was told yes. Commissioner Scolnik inquired if she would be counting votes and was informed that no, she does not count any votes.

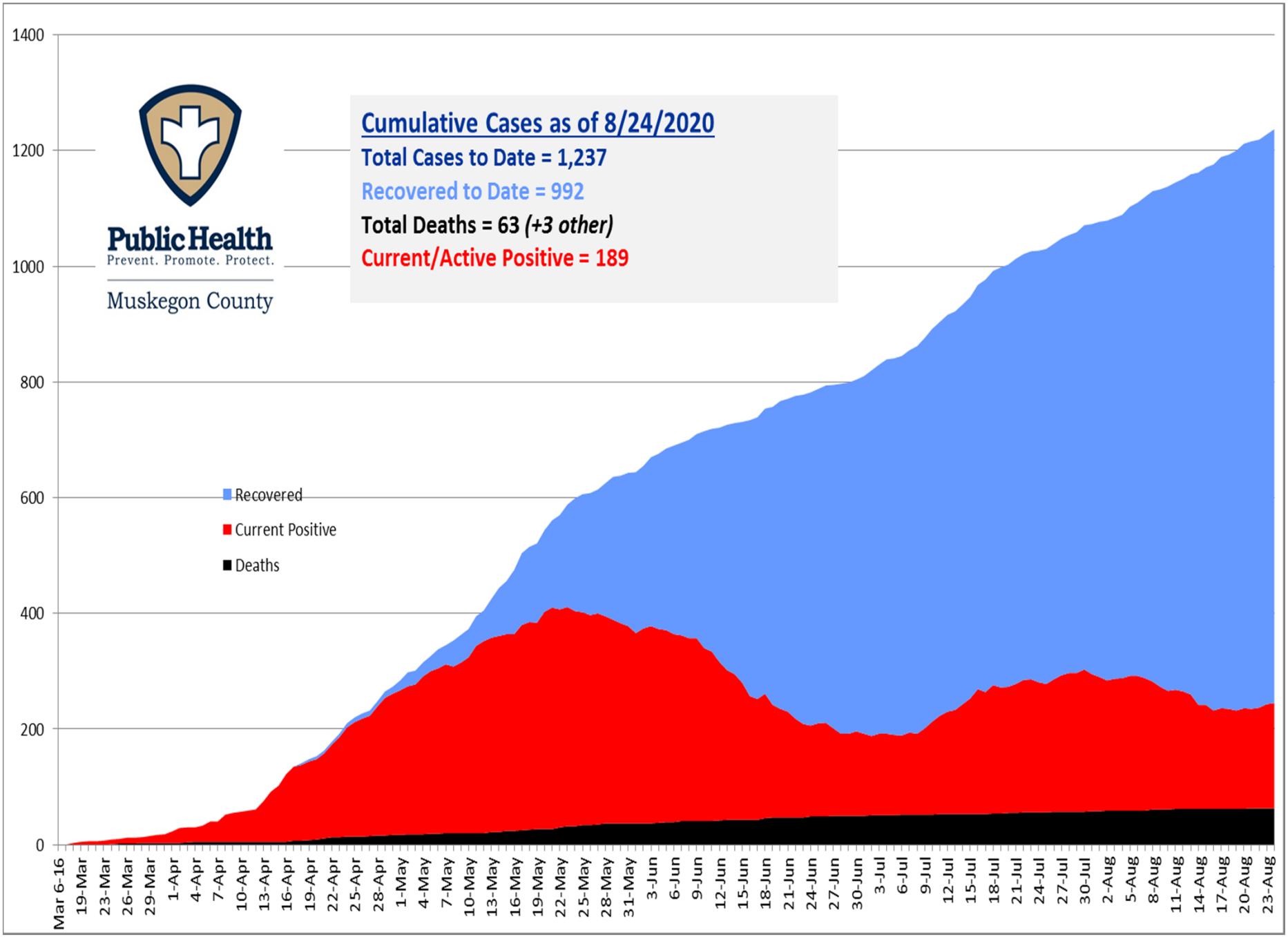
2020-328 **MOVED TO ADJOURN**

Meeting adjourned at 5:35. p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

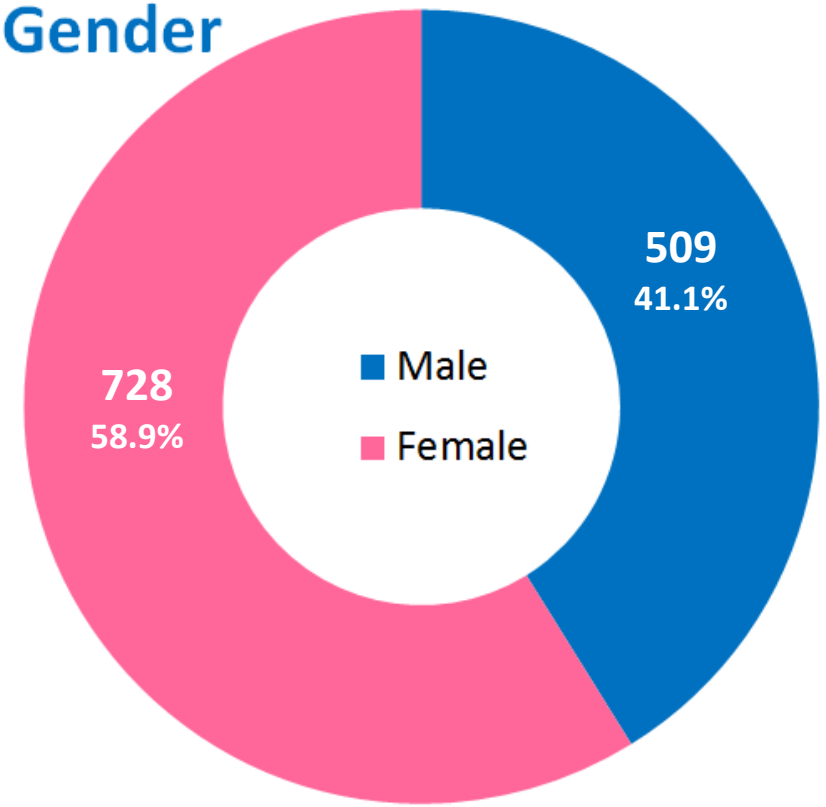
To be approved at the next Full Board meeting.


Public Health
Prevent. Promote. Protect.
Muskegon County
Cumulative Cases as of 8/24/2020
Total Cases to Date = 1,237
Recovered to Date = 992
Total Deaths = 63 (+3 other)
Current/Active Positive = 189
Recovered
Current Positive
Deaths
1400
1200
1000
800
600
400
200
0
Mar 6-16
19-Mar
23-Mar
26-Mar
29-Mar
1-Apr
4-Apr
7-Apr
10-Apr
13-Apr
16-Apr
19-Apr
22-Apr
25-Apr
28-Apr
1-May
4-May
7-May
10-May
13-May
16-May
19-May
22-May
25-May
28-May
31-May
3-Jun
6-Jun
9-Jun
12-Jun
15-Jun
18-Jun
21-Jun
24-Jun
27-Jun
30-Jun
3-Jul
6-Jul
9-Jul
12-Jul
15-Jul
18-Jul
21-Jul
24-Jul
27-Jul
30-Jul
2-Aug
5-Aug
8-Aug
11-Aug
14-Aug
17-Aug
20-Aug
23-Aug

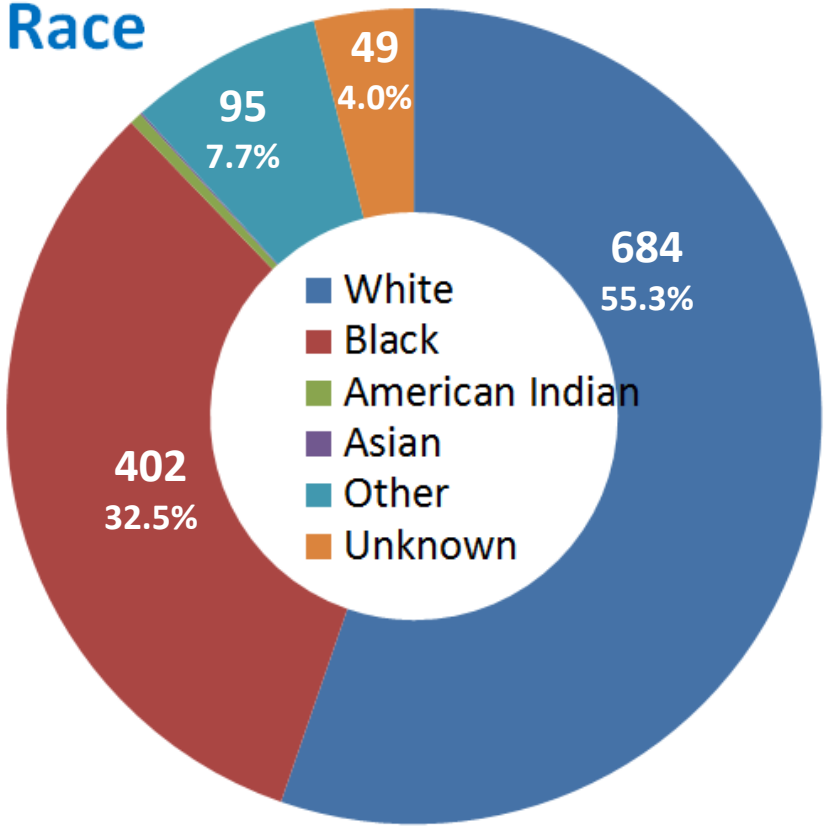
Profile of Confirmed Covid-19 Cases *as of* 8/24/2020

Total Cases	Total Deaths
1,237	63

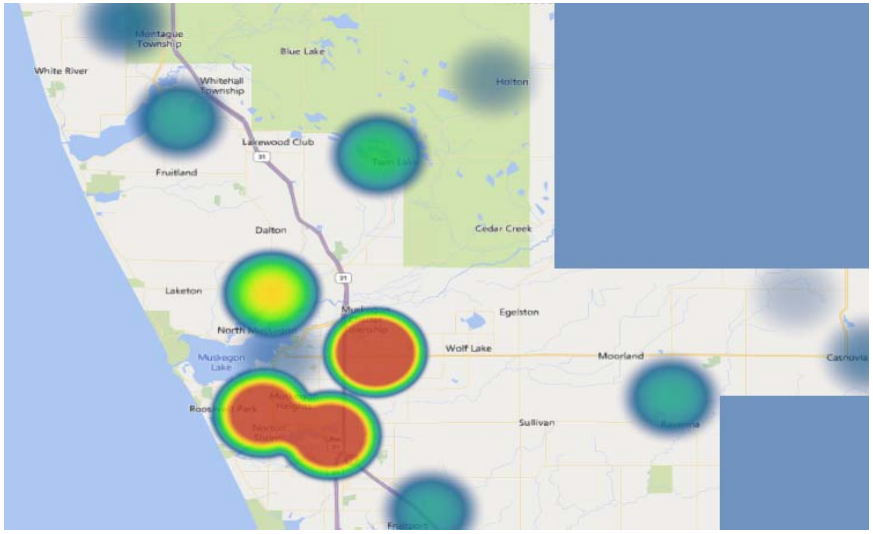
Gender



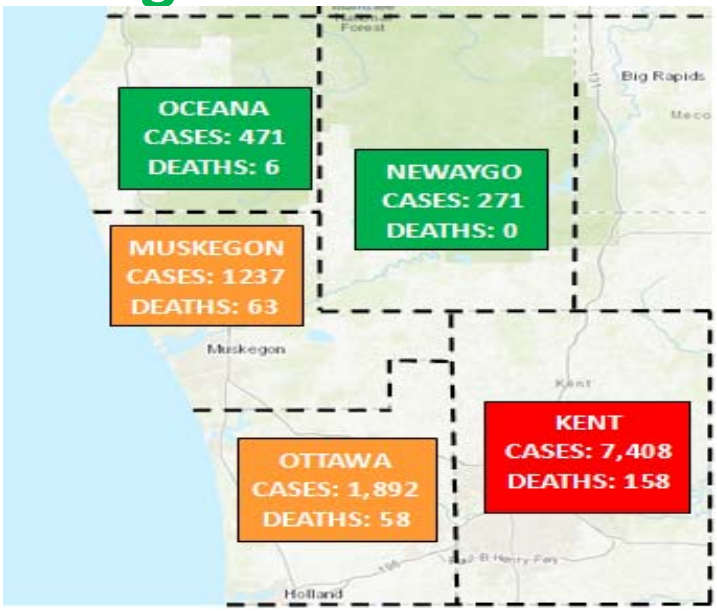
Race



Heat Map of Confirmed Cases



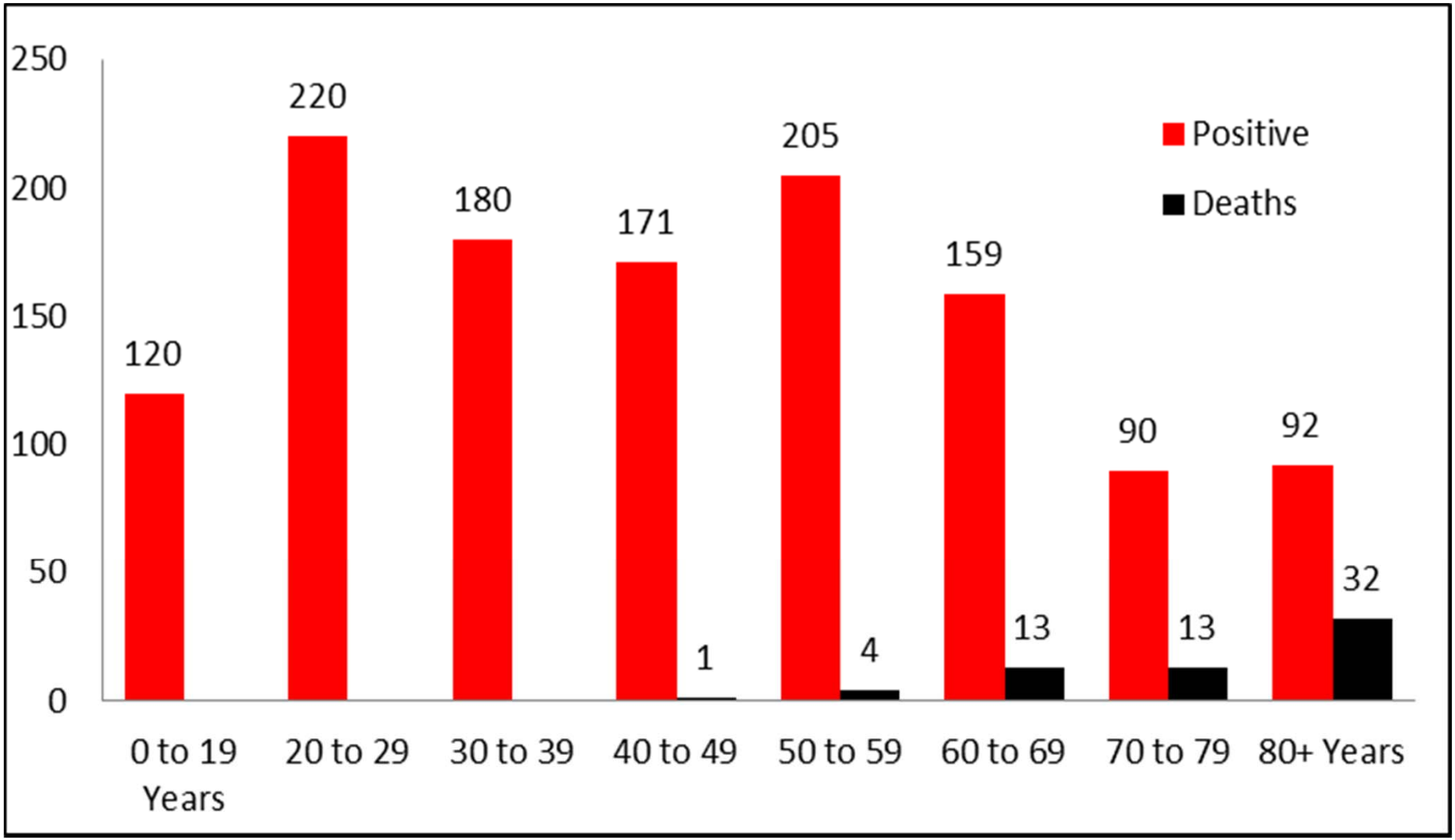
Regional Statistics



Municipal Location			
	Blue Lake Township	7	0.6%
	Casnovia Township	16	1.3%
	Casnovia Village	0	0.0%
	Cedar Creek Township	2	0.2%
	Dalton Township	50	4.0%
	Egelston Township	67	5.4%
	Fruitland Township	20	1.6%
	Fruitport Charter Township	71	5.7%
	Fruitport Village	6	0.5%
	Holton Township	12	1.0%
	Laketon Township	31	2.5%
	Lakewood Club Village	5	0.4%
	Montague, City	10	0.8%
	Montague Township	3	0.2%
	Moorland Township	5	0.4%
	Muskegon, City	395	31.9%
	Muskegon Charter Township	74	6.0%
	Muskegon Heights, City	161	13.0%
	North Muskegon, City	30	2.4%
	Norton Shores, City	125	10.1%
	Ravenna Township	21	1.7%
	Ravenna Village	4	0.3%
	Roosevelt Park, City	54	4.4%
	Sullivan Township	15	1.2%
	White River Township	2	0.2%
	Whitehall, City	9	0.7%
	Whitehall Township	8	0.6%
	*Not Yet Determined**	34	2.7%
	*(*unable to reach patient to confirm address)*		
	Total Muskegon County	**1237**	

Confirmed Cases (and deaths) by Age Group

Total Cases = 1,237 Total Deaths = 63 ***(+3 non-COVID19)***



Other COVID-19 Related Information

Prison Population *(2 Locations)*

Inmate #s are NOT included in Community Profile Report

Facility Name	Tested	Positive	Negative	Deaths
E.C. Brooks Correctional	1,176	-	1,176	-
Muskegon Correctional	1,296	613	683	1
Total Prision Facilities	**1,296**	**613**	**683**	**1**

Mass testing completed. Testing also continues daily relative to probable/suspected cases. When prisoners are set to parole, discharge or other such movements, they are tested again and are not moved until the test results return.

Prision Staff/Employees	Confirmed Positive	Deaths
E.C. Brooks Correctional	4	-
Muskegon Correctional	15	-
Total Prision Facilities	**19**	**-**

Other COVID-19 Related Information, continued

Free COVID-19 Testing August 28 - 29

Public Health - Muskegon County is partnering with the Michigan National Guard to offer free COVID-19 diagnostic testing this weekend in Muskegon County.

- **Drive-Thru and Walk Up Testing.** National Guard members will administer a diagnostic test. You can drive-thru the site or visit our walk up booth.
- **FRIDAY, August 28: Located at HealthWest:** 376 East Apple Avenue in conjunction with community voter registration event. WALK-UP ONLY.
    - 3:00 P.M. to 6:00 P.M.
- **Saturday, August 29: Located at Public Health - Muskegon County:** 209 E. Apple Ave. Walk-up and Drive-through available.
    - 9:00 A.M. to 1:00 P.M.
- **No appointment needed.** No doctor's orders are needed. The test is available for all County residents, with or without symptoms.
- **Testing is FREE.** There is no cost to participants.
- **Testing for minors.** Youth under 18 can be tested with parent or guardian consent.
- **Speed up registration.** Fill out the consent for testing form, print, and bring it with you - or you can do it on site. Consent to test form
- **Bring ID.** Please bring an ID or piece of mail with your address on it to help with registration.
- **Volunteers needed!** Help is needed for traffic control and other tasks. Sign up at bit.ly/COVIDTestAug29

FY2021 Proposed Budget

Muskegon County

8/25/2020

Financial Structure

General Fund	Special Revenue	Debt/Capital Projects	Internal Service	Enterprise
Board	HealthWest	Jail/JTC	Equipment Revolving	Airport
Circuit/District/ Probate Courts	Public Health	Hall of Justice	Information Technology	Solid Waste
Sheriff Jail, Road Patrol, Court & Bldg Security	Family Court	CMH Building	Office Services	Regional Water System
Prosecutor	Child Care Fund (JTC)	Public Improvement	Insurance	Wastewater System
County Clerk	Parks			Land Bank
Treasurer	Accommodations Tax (CVB)			Transit
Register of Deeds	Blight Elimination			Delinquent Taxes
Drain Commissioner	Community Corrections			
Administration	Marine Safety			
Finance	Emergency Services			
Human Resources	Township Patrols			
Equalization	Senior Millage			
Facilities Mgmt	Dept. of Vets			
	Public Defender			

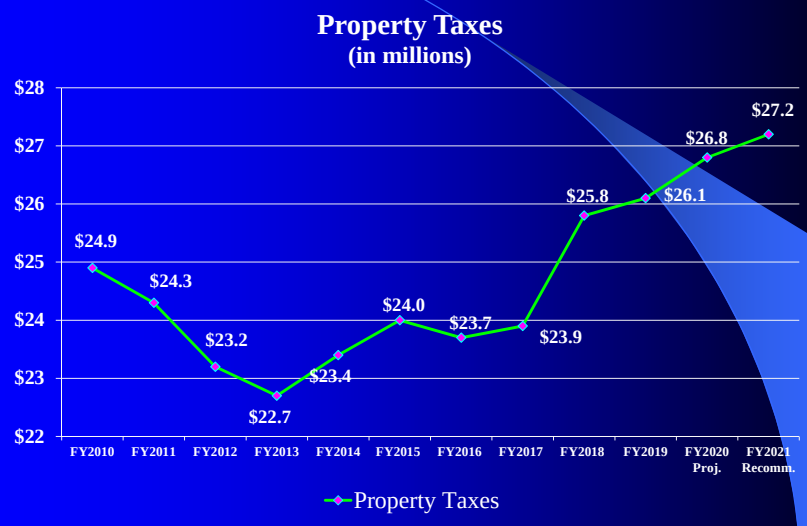
FY2021 General Fund Budget

Property Tax Revenues

- FY2020 TV increase was 3.58%
- CPI is projecting at 1.4% increase for FY2021
- Projecting continuation of new growth of 1.6% from
  - New housing
  - New business development
  - Business expansions
- Projected TV increase for FY2021 - 3%

FY2021 General Fund Budget

(in millions)

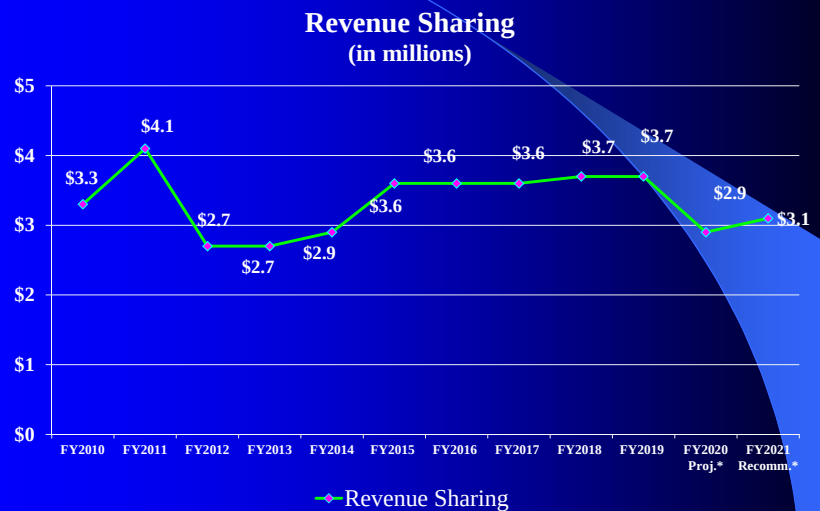


FY2021 General Fund Budget

Other Revenues

- State Revenue Sharing anticipated to be reduced 20% from Governor's original budget proposal
- Charges for Services increase of $813k - $9.8 million
  - Return to pre COVID-19 levels
  - Increase in Jail revenues
  - Increase in Court revenues
- DTRF transfer $1.450 million in FY2021

FY2021 General Fund Budget



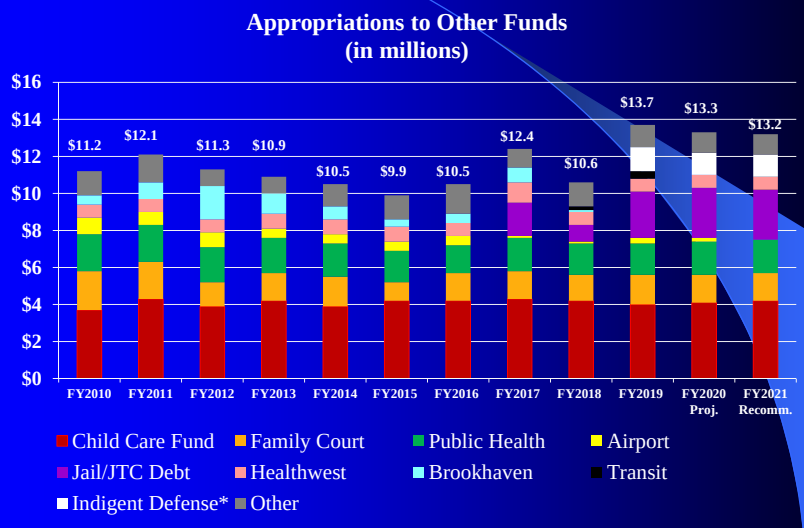
- Original budget for FY2020 was $3.774 million which was later reduced by the state to $2.882 million due to COVID-19. FY2021's budget assumes a 20% reduction from the Governor's original budget recommendation.

FY2021 General Fund Budget

Expenditures – Salaries and Fringes

- Comprise nearly 50% of GF expenditures
- Medical insurance increase 11% - $603k
- Retirement costs decreasing $116k
- Decrease in OPEB costs - savings of $416k
- Continued use of workers comp reserve

FY2021 General Fund Budget



* Beginning in FY2019 the Indigent Defense Fund was created to replace the former Public Defender departmental budget within the General Fund.

FY2021 General Fund Budget

Expenditures – Appropriations to Other Funds

- Child Care Fund - $4,231,000
- Jail/JTC Debt Service Fund - $2,663,000
- Public Health Fund - $1,771,000
- Friend of the Court Fund - $1,532,000
- Indigent Defense Fund - $1,152,000
- HealthWest Fund - $707,000
- Airport Fund - $0
- MATS - $0

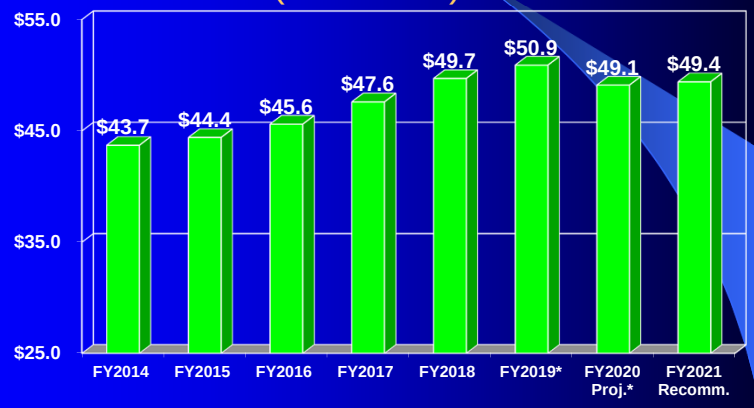
Total FY2021 General Fund Revenues

$49,446,671



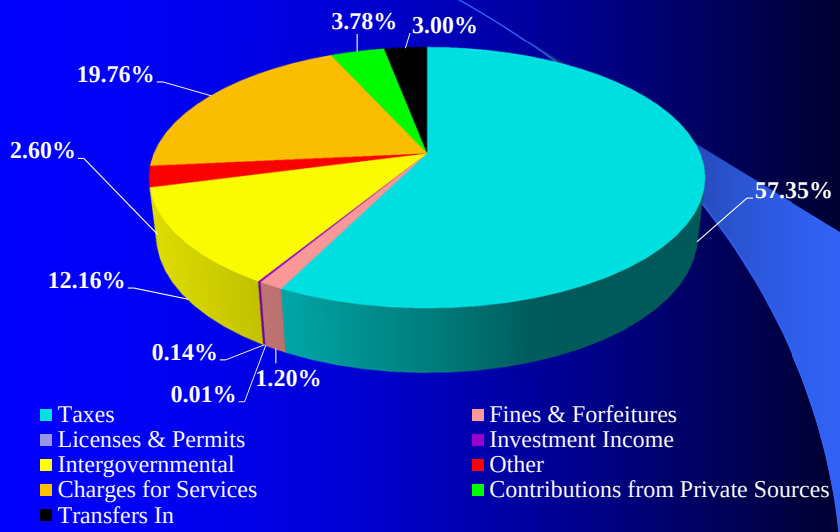
Historical Analysis of GF Revenues

(in millions)



* FY2019 and FY2020 exclude bond proceeds

General Fund Revenues by Category



FY2021 General Fund Revenue Budget

(in millions)

Revenues	FY2021
Property Taxes	$26.28
Delinquent Property Taxes	.96
Personal Property Tax Reimbursement	1.49
Liquor Tax	.85

FY2021 General Fund Revenue Budget

(in millions)

Revenues	FY2021
State Revenue Sharing	$3.09
Delinquent Tax Revolving Transfer	1.45
Industrial Facility Taxes	.10
Special Assessments	.08
Tax Forfeiture Fund Transfer	-
Public Improvement Fund Transfer	-

FY2021 General Fund Revenue Budget

(in millions)

Revenues	FY2021
State Court Equity Fund	$.98
DTE Program Income	1.87
Administrative Cost Reimbursement	2.53
Federal Grants	.05
State Grants	.20
Investment Income	.07

FY2021 General Fund Revenue Budget

(in millions)

Revenues	FY2021
Charges for Services	$7.21
Fines and Forfeitures	.59
Judicial Salary Reimbursement	.66
Rentals	.13
Other	.91
Total	$49.5

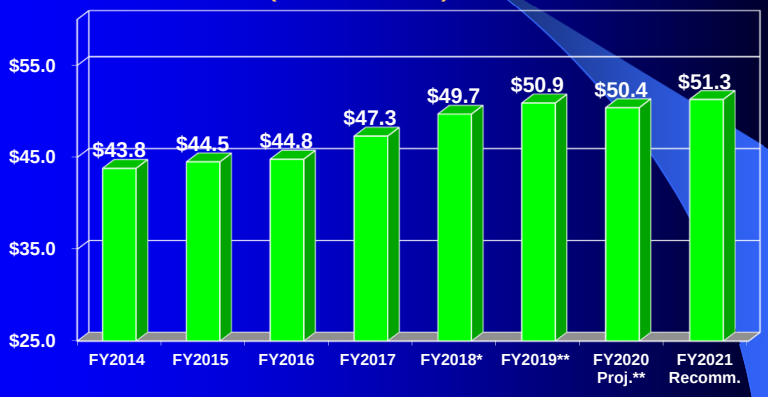
Total FY2021 General Fund Expenditures

$51,252,041



Historical Analysis of GF Expenditures

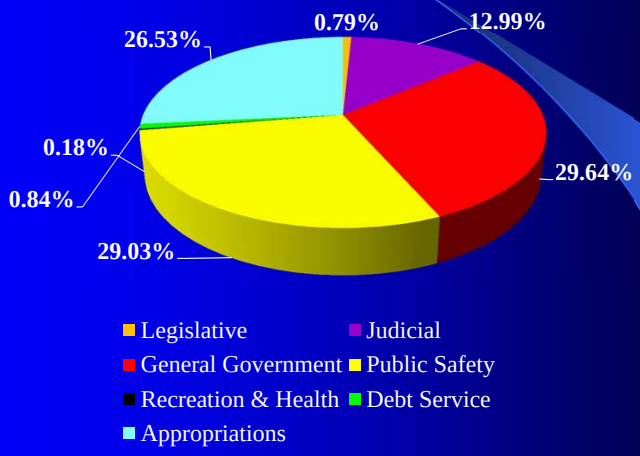
(in millions)



*** Includes an Extraordinary Item of $2.3 million related to the closure of Brookhaven**

**** Excludes the disbursement bond proceeds.**

General Fund Expenditures by Function



FY2021 General Fund Expenditure Budget (in millions)

Expenditures	FY2021 Proposed
Legislative	$.40
Judicial	6.66
General Gov't	15.19
Public Safety	14.88
Recreation & Health	.09
Debt Service	.43
Appropriations/Transfers	13.60
Total	$51.25

FY2021 General Fund Expenditure Budget
(in millions)

Expenditures	FY2021 Proposed
Salaries & Fringes	$24.95
Supplies	.96
Travel	.27
Utilities	.69
Contractual Services	4.14
Rent and IT Chargebacks	2.19
DTE Program Costs	1.65

FY2021 General Fund Expenditure Budget
(in millions)

Expenditures	FY2021 Proposed
Insurance	1.04
Drain Assessment Expense	.30
Debt Service	.43
Building & Equip. Maint.	.45
Software Maintenance	.24
Other	.05
Appropriations/Transfers	13.89
Total	$51.25

Detail of Salaries & Fringes (in millions)

Salaries & Fringes	FY2021
Salaries & Wages	$15.73
Overtime	.50
Social Security	1.21
Medical	4.47
Benefit Option	.26

Detail of Salaries & Fringes (in millions)

Salaries & Fringes	FY2021
Dental	.17
Retirement	2.08
Retirees' Benefits	.19
Workers Compensation	.00
Other	.34
Total	$24.95

FY2021 Proposed General Fund Budget

(in millions)

	FY2021 Proposed
Total Revenues	**$49.45**
Total Expenditures	**$51.25**
Total *	**($1.80)**

* $600k in FY2020 Workshare Program savings to be carried over and utilize unassigned fund balance in FY2021

FY2021 General Fund Budget

Options for Balancing the Budget

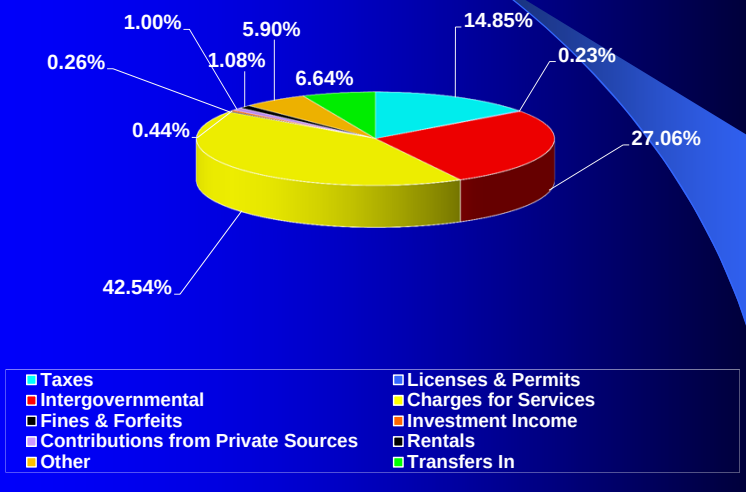
- Continuation of furlough through December 2021
- Employee layoffs
- Resurrect the tax allocation board to adjust millage
- Additional utilization of fund balance

Total FY2021 All Funds Revenues

$233,842,544



All Funds Revenues by Category

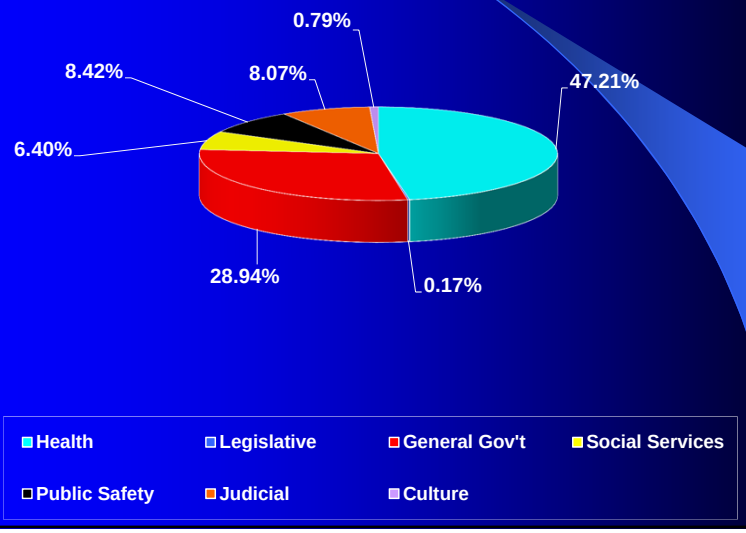


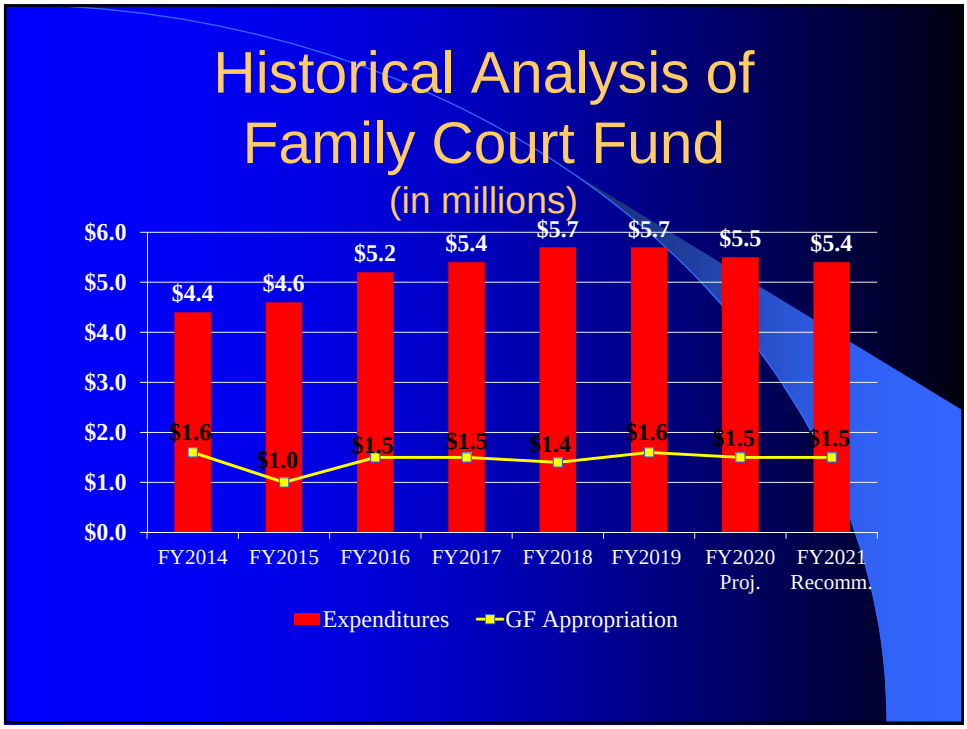
Total FY2021 All Funds Expenditures

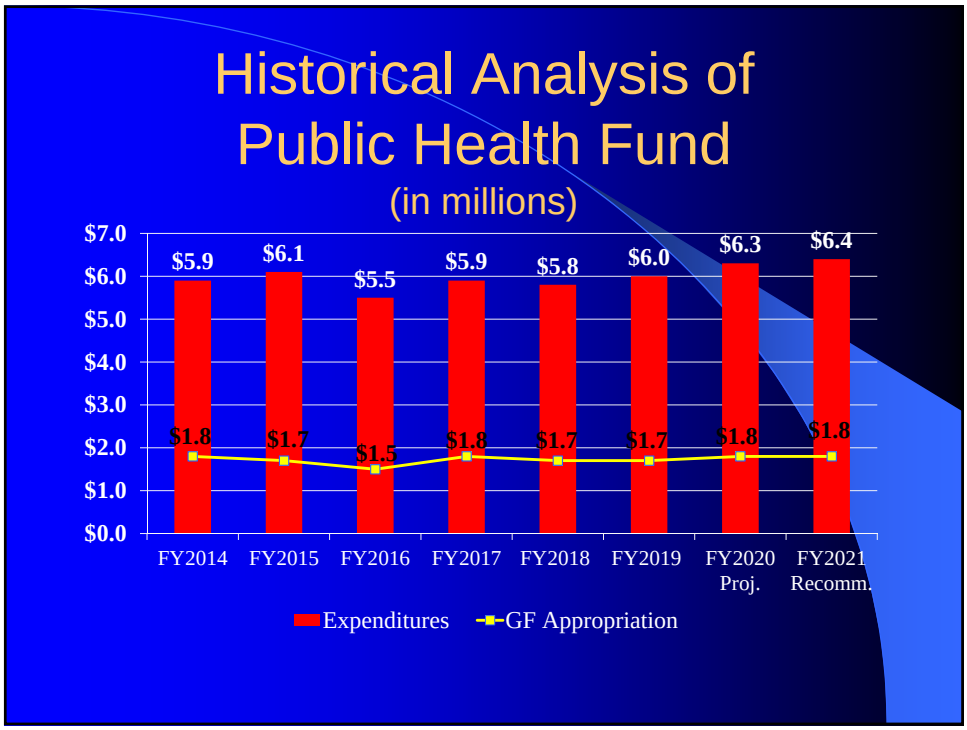
$236,130,064

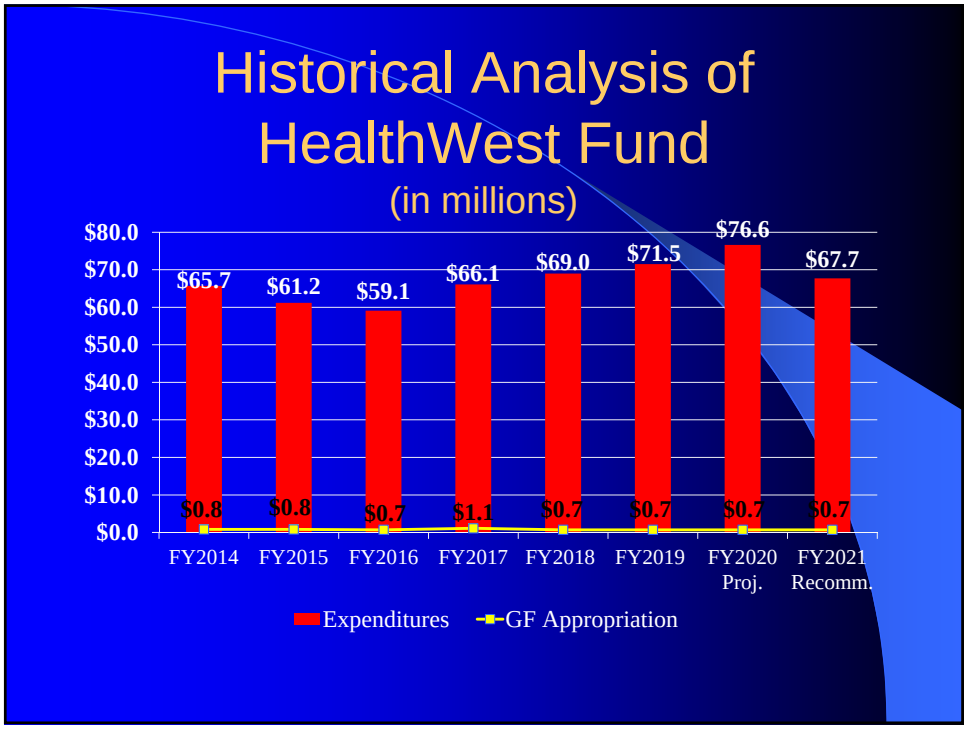


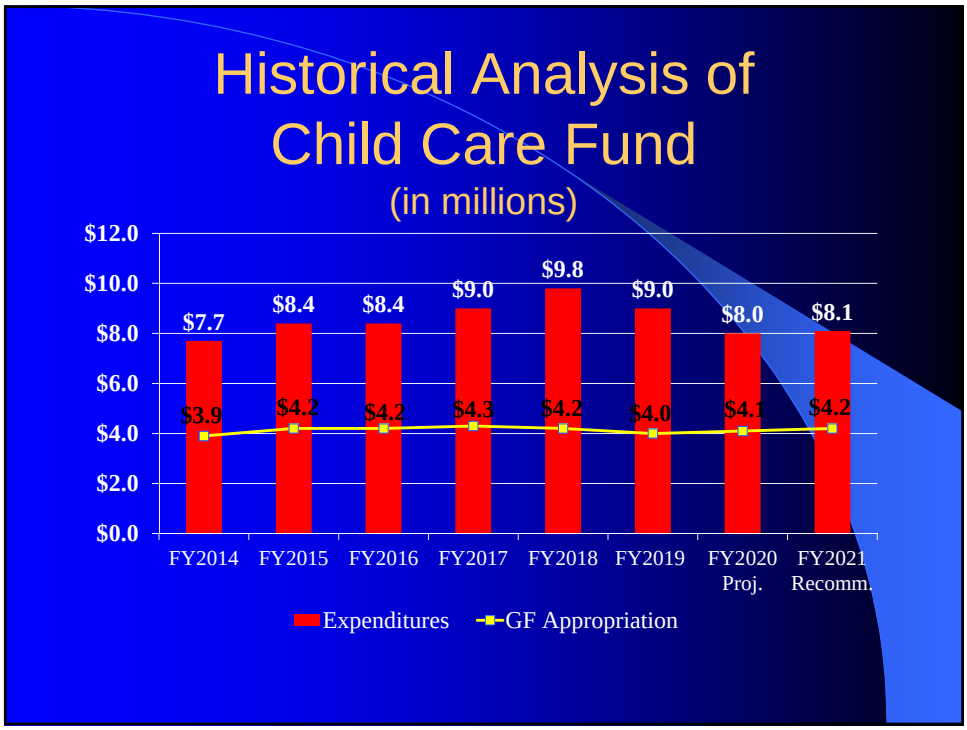
All Funds Expenditures by Function




Historical Analysis of
Family Court Fund
(in millions)
$6.0
$5.0
$4.0
$3.0
$2.0
$1.0
$0.0
$4.4
$4.6
$5.2
$5.4
$5.7
$5.7
$5.5
$5.4
$1.6
$1.0
$1.5
$1.5
$1.4
$1.6
$1.5
$1.5
FY2014
FY2015
FY2016
FY2017
FY2018
FY2019
FY2020 Proj.
FY2021 Recomm.
Expenditures
GF Appropriation

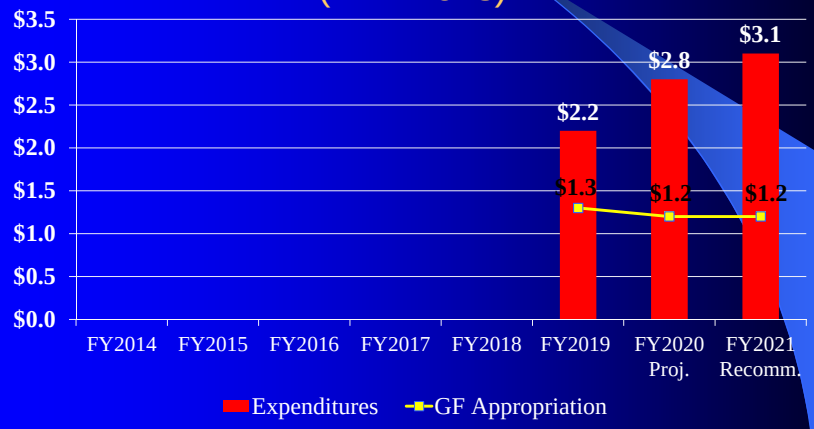

Historical Analysis of
Public Health Fund
(in millions)
$7.0
$6.0
$5.0
$4.0
$3.0
$2.0
$1.0
$0.0
$5.9
$6.1
$5.5
$5.9
$5.8
$6.0
$6.3
$6.4
$1.8
$1.7
$1.5
$1.8
$1.7
$1.7
$1.8
$1.8
FY2014
FY2015
FY2016
FY2017
FY2018
FY2019
FY2020 Proj.
FY2021 Recomm.
Expenditures
GF Appropriation


Historical Analysis of HealthWest Fund
(in millions)
$80.0
$70.0
$60.0
$50.0
$40.0
$30.0
$20.0
$10.0
$0.0
$65.7
$61.2
$59.1
$66.1
$69.0
$71.5
$76.6
$67.7
$0.8
$0.8
$0.7
$1.1
$0.7
$0.7
$0.7
$0.7
FY2014
FY2015
FY2016
FY2017
FY2018
FY2019
FY2020 Proj.
FY2021 Recomm.
Expenditures
GF Appropriation


Historical Analysis of Child Care Fund
(in millions)
$12.0
$10.0
$8.0
$6.0
$4.0
$2.0
$0.0
$7.7
$8.4
$8.4
$9.0
$9.8
$9.0
$8.0
$8.1
$3.9
$4.2
$4.2
$4.3
$4.2
$4.0
$4.1
$4.2
FY2014
FY2015
FY2016
FY2017
FY2018
FY2019
FY2020 Proj.
FY2021 Recomm.
Expenditures
GF Appropriation

Historical Analysis of Indigent Defense Fund*

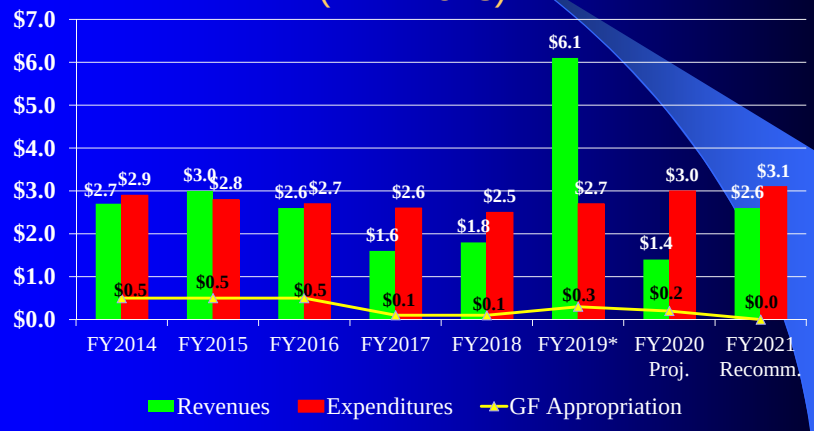
(in millions)



*New fund beginning in FY2019. Replaced Public Defender budget previously reported in the General Fund.

Historical Analysis of Airport Fund

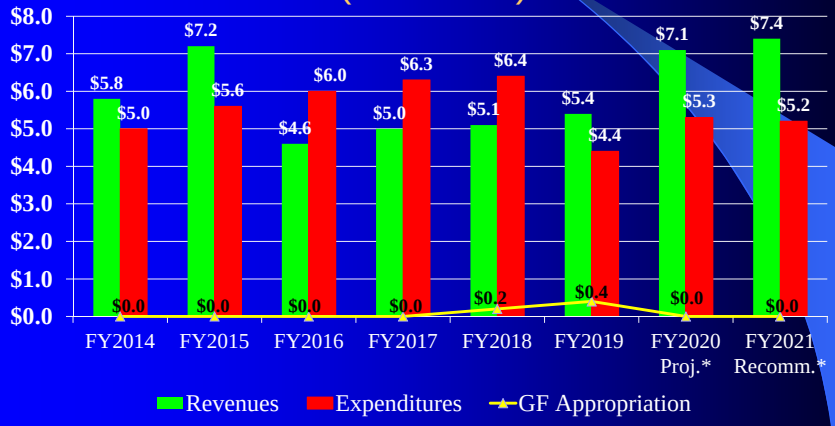
(in millions)



* FY2019 revenues includes $4.4 million in federal and state grant reimbursements for capital projects

Historical Analysis of Transit Fund

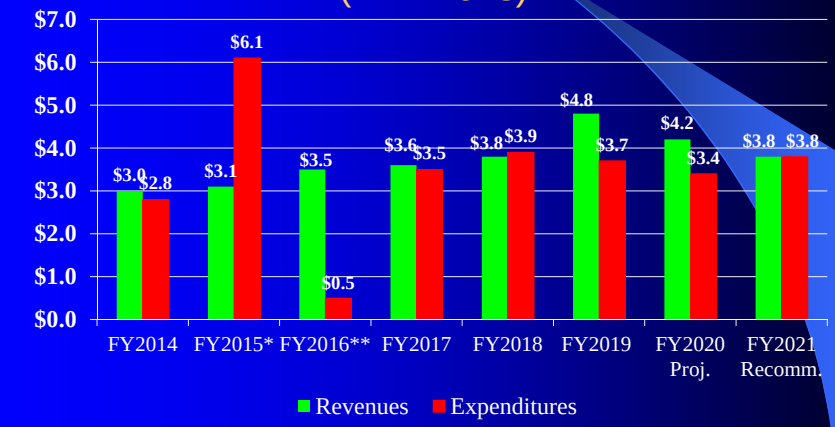
(in millions)



* Included in revenues are federal and state grant dollars for capital projects of $2.6 million and $3.0 million in FY2020 and FY2021 respectively.

Historical Analysis of Solid Waste Fund

(in millions)

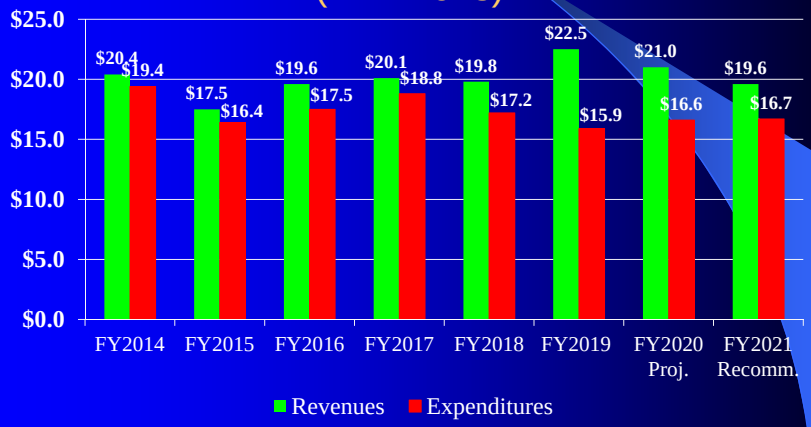


* FY2015's expenditures were higher than normal due to a $3.1 million increase in the post closure reserve

** FY2016's expenditures were lower than normal due to a $2.3 million reduction in the post closure reserve

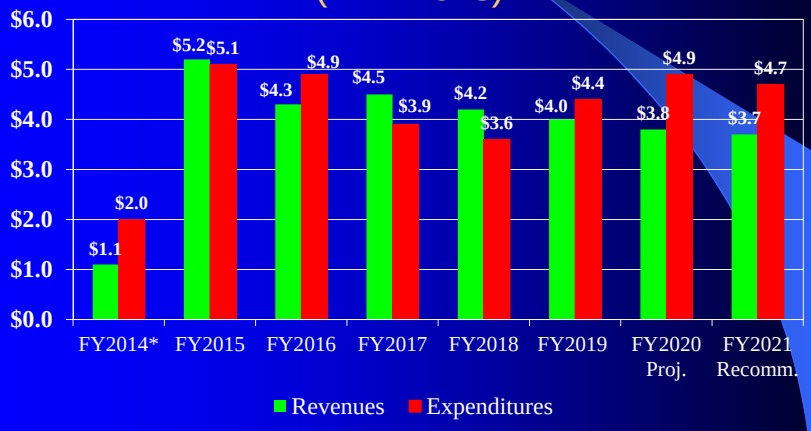
Historical Analysis of Wastewater Fund

(in millions)



Historical Analysis of Equipment Revolving/IT Fund

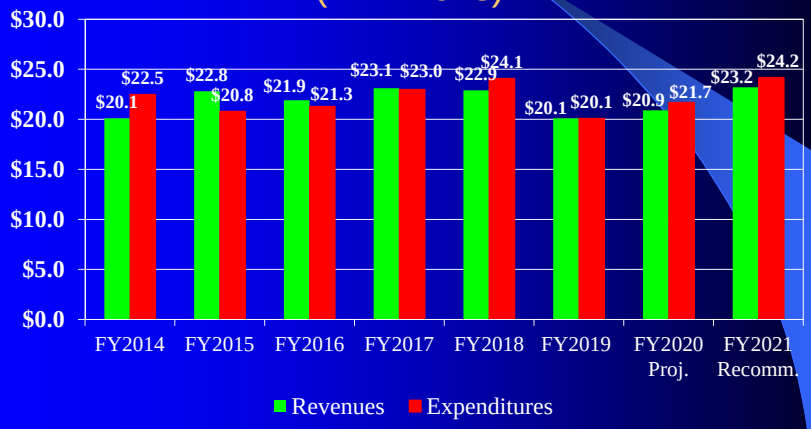
(in millions)



*** In FY2014 the IT function had not yet been established as a separate fund and was part of the GF.**

Historical Analysis of Insurance Fund

(in millions)



FY2021 Position Eliminations

6 positions recommended for elimination

- 3 grant funded positions due to elimination of grant
  - Incumbents moving to other vacant positions
- 1 position resulting in a retirement
- 2 positions resulting in layoffs

FY2021 Proposed Budget – Capital Improvements

Budget	Description	County Cost
Airport	• **Terminal roof replacement** • **Terminal heating system upgrade** • **Two field tractors** • **Sweeper & generator**	**$13,011**

FY2021 Proposed Budget – Capital Improvements

Budget	Description	County Cost
Parks	• **Picnic tables** • **New garage (Patterson)** • **Maintenance Bldg (Pioneer)**	**$230,000** **$48,975** **from bond proceeds**

FY2021 Proposed Budget – Capital Improvements

Budget	Description	County Cost
Regional Water System	• **Channel crossing project** • **Memorial Dr. project** • **Truck** • **Hydrant painting** • **Quarterline tank drain, inspect and wash** • **Variable frequency drive changeouts**	**$8,456,219 (utilizing reserves and new bond issue)**

FY2021 Proposed Budget – Capital Improvements

Budget	Description	County Cost
Solid Waste	• **Cap Cell 2/3** • **Construct gap cell** • **Purchase land** • **Replace flare** • **Engineering on cap/gap cell and expansion** • **Alternate daily cover** • **Clean interceptor ditch**	**$10,067,000**

FY2021 Proposed Budget – Capital Improvements

Budget	Description	County Cost
Transit	• **4 Heavy duty buses** • **Technology equipment** • **Support vehicles**	**$2,941,250 Primarily Grant Funded**

FY2021 Proposed Budget – Capital Improvements

Budget	Description	County Cost
Wastewater	• **South irrigation pump station improvements** • **SCADA system improvements** • **C station biodome** • **Irrigation rig replacements** • **Pump station J and W improvements** • **Interception ditch cleaning** • **Vehicle replacement** • **Lab equipment**	**$14,753,513**

FY2021 All Funds Highlights

(in millions)

	FY2021 Proposed
Total Revenues	**$233.84**
Total Expenditures	**$236.13**
Total	**($2.29)**

Note: Sufficient fund balances/retained earnings balances exist to offset projected fund deficits or current assets exceed current liabilities.

FY2021 Budget Schedule

Date	Meeting	
Sept. 8	Full Board	Budget Public Hearing
Sept. 15	Ways & Means	Budget Amendments
Sept. 22	Full Board	Adoption

Work Share Options

LONG TERM OPTIONS

Resurrect the tax **allocation board** that was in place back in 1974 when the county's operating Millage was first established and ask them for a reallocation to bring it back up to the original 6.2 mills without calling it an increase. It also effects the MAISD and the townships too.

SHORT TERM OPTIONS

1. **Furloughs – How do we make it benefit both the budget and the employees**
    - **Feds supplement $300 for those who are receiving $100 in unemployment**
    - Courts furloughs equates to $434,846 for sept thru Dec
    - GF not yet included could be additional $593,280 if most of same dept. participated
      (Not included this past summer – Jail, HealthWest, JTC, MATs) (exclude Equalization)

- Participants: would be those between $17 - $33 per hour
  Anyone above $33.00 could volunteer to participate
- Reduced hours: 12 per week
  One less day for potential contact
  Be able to help family members at home. ie- school
  Save the general fund roughly ~ $800,000 - $1,000,000

2. **Unassigned fund balance** is currently at $9,668,065

Financial Policy: 14.0% = $7.0 M to 19.0% = $9.5 M

- **W/O furloughs $2.20M = $7.4M (14.8)**
- **With furloughs $1.20M = $8.5M**

3. **Layoffs**

Assume $68,000 (with benefits) would need to be 18 GF employees to off-set the $1.2M furlough dollars.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Full Board Meeting Tuesday, September 8, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was recited by Commissioner Mahoney.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None.

Excused: Charles Nash

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Kristin Barnhill, Executive Assistant
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-329 **APPROVAL OF THE AGENDA**

Moved by Commissioner Scolnik, seconded by Commissioner Hovey-Wright, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

Due to technical difficulties, Commissioner Wilkins was not recognized.

2020-330 **APPROVE REGULAR FULL BOARD MINUTES OF AUGUST 25, 2020**

Moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve the regular minutes of August 25, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

PRESENTATION

Director of Public Health Kathy Moore updated the Board regarding COVID-19. As of September 7, 2020, there were 1328 positive cases and 67 deaths. As of today's date, there are 202 current/active positive cases. (See attached.)

Ms. Moore also updated the Board regarding their free COVID-19 testing event last weekend with the National Guard. They performed 228 tests with only 1 positive result which was a visitor from Illinois.

Ms. Moore shared information about a walk-up testing site in the works in Muskegon Heights at Christ Temple Church.

Commissioner Hovey-Wright inquired as to the testing numbers for the Muskegon County Jail. Ms. Moore directed the question to Sheriff Poulin.

Sheriff Poulin gave a report to the Board. On August 31, 2020, the jail had their first COVID-positive inmate. The individual works at a senior living facility and is tested every Wednesday. The positive results were received after the individual had appeared in court. The individual was placed in a single cell by themselves and other inmates in that unit were moved. Sheriff Poulin contacted the Administrator and other offices involved such as District Court, the Prosecutor's Office, and the Public Defender's Office. Facilities Management was contacted to clean the areas where the infected individual had been. Sheriff Poulin indicated he then contacted Mercy Hospital and received test kits for people who may have been exposed. Out of 15 people, 12 refused testing and three took the test which resulted in one positive result. The test was offered again on day 5 and will be offered on day 14. The original infected person was later retested and the results were negative. Sheriff Poulin explained that Executive Order 170 states that inmates must be tested before coming in and they are waiting on more test kits.

Chairman Hughes asked Ms. Moore where the test kits are sent for testing. Ms. Moore explained that each provider has an arrangement with its own lab. The Michigan National Guard test kits from last weekend's testing event went to New Jersey. The State of Michigan has testing, but they only want tests in aggregate numbers of 100 or less.

Commissioner Scolnik asked Ms. Moore about determining whether certain deaths are COVID-related. Ms. Moore explained the process for the contributing factors in making that determination which includes a certification from a doctor. Most of the time, the death is not 100% COVID-related but COVID was a contributing factor. Commissioner Scolnik further inquired regarding becoming immune to COVID. Ms. Moore stated that there is a vaccine in the works and as people get it and build up an immunity, there should eventually be enough people who remain healthy.

2020-331 **OPEN BUDGET PUBLIC HEARING**

It was moved by Vice-Chair Foster, supported by Commissioner Snider, to open the Budget Public Hearing.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

Due to technical difficulties, Commissioner Wilkins was not recognized.

Finance Director Beth Dick gave a presentation for the Budget Public Hearing. (See attached.)

Commissioner Lahring asked about the increase in charges for services to $9.8 million. Ms. Dick explained that the increase of $813,000 is over the current fiscal year, anticipating that the reductions experienced this year will not impact next year based on the budgets submitted by departments.

Chris Kaijala asked about the millage rate. Ms. Dick indicated that the millage rate could be increased if requested by the Board and then voted on by the people. Mr. Kaijala further asked about increasing efficiency to reduce department spending. Ms. Dick indicated that the department heads are doing this on a constant basis.

Kim Cyr inquired about the 11% tax increase in medical insurance and asked if this has been bid out in recent years? Ms. Dick said that there is now only one medical plan available and they are constantly looking for options to reduce costs in this area. The County works with an insurance broker and Human Resources Director Kristin Wade indicated that this is being bid out right now.

Chairman Hughes asked for the total amount saved due to reducing the insurance premiums since we switched to the HSA plan. Ms. Dick said that she would provide her with the information.

Commissioner Lahring asked about the $2.29 million deficit and if the furloughs/layoffs would balance the budget. Ms. Dick indicated that the current furloughs will not completely offset the entire deficient, but would contribute to lowering it.

Chairman Hughes stated that we are not sure what kind of funds we will receive from COVID relief, so there is a chance for the financial outlook to look better. For FY21, they are still working on FY20 Cares Act funding.

Commissioner Scolnik asked about the status of the requested $2.2 million in grants. Ms. Dick said these grants are for the FY20 Amended Budget, not the FY21 budget. Ms. Dick indicated we can expect to receive about 50% of what we asked for for this fiscal year, but nothing has been applied for regarding FY21.

Chris Kaijala asked about the fund balance transfer and how it occurs. Ms. Dick explained that the County has an unassigned fund balance of $9.6 million. The $9.6 million is a reserve for when revenues exceed expenses. To avoid penalty, the County must keep at least $7 million (14% of reserve) on hand. Ms. Dick further explained that the pension fund has to be above 60% funded (we are 80% funded now), and OPEB has to be above 40% funded, however, the County is at 103% right now due to changes the Board approved regarding insurance which reduced costs.

Mr. Kaijala asked if the budget included salary increases. Ms. Dick explained that the budget includes the 2% wage increase in accordance with the union contracts which are approved on a 4 or 5 year basis. Mr. Kaijala asked how many union employees there are versus management. Ms. Dick explained that approximately 60% of workforce is union, but there are also non-bargaining employees. Mr. Kaijala asked about merit raises. Ms. Dick explained the pay-range steps and that a merit raise is based on a satisfactory performance evaluation. Mr. Kaijala further asked about travel expenses in the current budget. Ms. Dick explained that in the General Fund, $270,000 is budgeted for Travel and Staff Development. Mr. Kaijala asked if it were an option to cut this expense to help bring the budget down. Ms. Dick said it wasn't on the list but could be considered. Mr. Kaijala commented that he hopes that Commissioners decide not to increase expenses for services so that there is no need to ask for millage increase.

Dalton Township Supervisor Tony Barnes asked for Point of Order regarding what the rules are in regards to this public meeting. Administrator Eisenbarth indicated that this is a public hearing and we should stick to the actual budget.

Commissioner Scolnik asked if we have ever increased the millage rate. Ms. Dick said back in 2004 it went to the voters for a Headlee Override, but it did not pass. Commissioner Scolnik said we cannot increase the millage rate without a vote of the people. Ms. Dick explained that there has not been a millage increase since 1974 when the original County operating budget was established at 6.2 mills. Because of the Headlee Amendment, it has been rolled back to 5.6978 mills.

2020-332 **MOTION TO CLOSE PUBLIC BUDGET HEARING**

Moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to close the Public Budget Hearing.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

PUBLIC COMMENT (on an agenda item)

Donna Iverson asked for a continuation of the Ravenna Senior Citizens monthly grocery transportation service (funded by the Senior Millage) which serves Muskegon County. Ms. Iverson is a recipient of this service. It is her understanding that funds for this have been cut and the service will stop at the end of the year. Ms. Iverson thanked the volunteers who perform this service.

Peggy Manzer, Ravenna Township Service Coordinator, thanked the Board members who serve on the Human Services Committee. Ms. Manzer indicated that thanks to the grants, Ravenna Township has provided services to 160 area participants. Ms. Manzer read comments from area seniors who appreciated the service.

COMMUNICATION

A) Alcona County Resolution in Opposition to continuing COVID Emergency Executive Orders from Lansing

B) Leelanau County Resolution to Condemn Racism in Leelanau County

These communication items will be placed on file.

COMMITTEE/BOARD REPORTS

2020-333 **AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE THE SHERIFF'S CONTRACTED VEHICLE MAINTENANCE PROVIDER TO BROKER SELLING USED VEHICLES FOR THIS OFFICE**

CPS20/09-32
The Courts and Public Safety Committee recommended, moved by Commissioner Snider, seconded by Vice-Chair Foster, to authorize the Sheriff's Office to utilize the Sheriff's contracted vehicle maintenance provider to broker selling used vehicles for this office.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

2020-334 **AUTHORIZE THE SHERIFF'S OFFICE TO REPLACE ONE (1) 2017 FORD SUV POLICE INTERCEPTOR (1FM5K8ARXHGD57616) WITH THE ASSISTANCE OF EMERGENCY SERVICES, USE MIDEAL PRICING OR THE BIDDING PROCESS AND TO LEASE THE FORD AWD INTERCEPTOR SUV POLICE VEHICLE FROM FORD CREDIT**

CPS20/09 – 33
The Courts and Public Safety Committee recommended, moved by Commissioner Snider, seconded by Vice-Chair Foster, to authorize the Sheriff's Office to replace one (1) 2017 Ford SUV Police Interceptor (1FM5K8ARXHGD57616) with the assistance of Emergency Services, use MiDeal pricing or the bidding process and to lease the Ford AWD Interceptor SUV police vehicle from Ford Credit.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: Charles Nash **Motion Carried**

2020-335 **NOT APPROVE 3 SENIOR MILLAGE FUNDING AWARDS TOTALING $337,400 FOR FY21, EFFECTIVE OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021 AS RECOMMENDED BY THE SENIOR ACTIVITIES COMMITTEE TO SENIOR RESOURCES OF WEST MICHIGAN FOR THE COST OF MEDICARE MEDICAID ASSISTANT PROGRAM, IN-HOME CARE AND SUPPORTS COORDINATION; AND TO AUTHORIZE THE DESIGNATED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES, TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

HS20/08 – 17

The Human Services Committee recommended, moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to NOT approve 3 senior millage funding awards totaling $337,400 for FY21, effective October 1, 2020 through September 30, 2021 as recommended by the Senior Activities Committee to Senior Resources of West Michigan for the cost of Medicare Medicaid Assistant Program, In-Home Care and Supports Coordination; and to authorize the designated Senior Millage Grants Administrator, Senior Resources, to proceed with the administration of the programs.

Roll call:

Yes: Gary Foster, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, I John Snider II

Excused: Charles Nash **Motion Fails**

2020-336 **APPROVE 38 SENIOR MILLAGE FUNDING AWARDS TOTALING $1,661,357 FOR FY21, EFFECTIVE OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021 AS RECOMMENDED BY THE SENIOR ACTIVITIES COMMITTEE; AND TO AUTHORIZE THE DESIGNATED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

HS20/08-18

The Human Services Committee recommended, moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to approve 38 senior millage funding awards totaling $1,661,357 for FY21, effective October 1, 2020 through September 30, 2021 as recommended by the Senior Activities Committee; and to authorize the designated Senior Millage Grants Administrator, Senior Resources to proceed with the administration of the programs.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: Charles Nash **Motion Carried**

2020-337 **AUTHORIZE THE COUNTY PURCHASING DEPARTMENT TO REQUEST PROPOSALS FROM QUALIFIED INDIVIDUALS, BUSINESSES, AND ORGANIZATIONS FOR SENIOR MILLAGE GRANTS ADMINISTRATION SERVICES**

HS20/09-21
The Human Services Committee recommended, moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to authorize the County Purchasing Department to request proposals from qualified individuals, businesses, and organizations for senior millage grants administration services.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

2020-338 **APPROVE THE PROPOSED $84,350 OR ONE QUARTER OF THE FY21 SENIOR MILLAGE FUNDING AWARDS TO SENIOR RESOURCES FOR CONTINUATION OF THE MEDICARE/MEDICAID ASSISTANCE PROGRAM, IN-HOME CARE AND SUPPORTS COORDINATION GRANT ACTIVITIES THROUGH DECEMBER 31, 2020**

HS20/09-22
The Human Services Committee recommended, moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to approve the proposed $84,350 or one quarter of the FY21 senior millage funding awards to Senior Resources for continuation of the Medicare/Medicaid Assistance Program, In-Home Care and Supports Coordination grant activities through December 31, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: Charles Nash **Motion Carried**

2020-339 **APPROVE REINSTATING RAVENNA, CASNOVIA, AND EGELSTON THE ALLOCATION TO EXTEND THE SENIOR MEALS AND REINSTATE THE SNOWPLOWING PROGRAM THREE MONTHS TO DECEMBER 31, 2020**.

HS20/09-23
The Human Services Committee recommended, moved by Commissioner Hovey-Wright, seconded by Vice-Chair Foster, to approve reinstating Ravenna, Casnovia, and Egelston the allocation to extend the senior meals and reinstate the snowplowing program three months to December 31, 2020.

Discussion ensued.

Commissioner Mahoney stated that he is concerned with allocating money we haven't received yet, it should go through committee. He stated there is plenty of time since vendor bills won't be in until October.

Commissioner Hovey-Wright, who is on the Senior Activity Committee, stated it is disrespectful to the committee to bypass this process.

Commissioner Lahring asked if Ravenna transportation was included and Chairman Hughes indicated that no, this motion does not include the Ravenna transportation.

2020-340 **AMEND MOTION HS20/09-23 TO ADD SENIOR TRANSPORTATION FOR RAVENNA**

Commissioner Lahring moved, seconded by Vice-Chair Foster, to amend Motion HS20/09-23 to add Senior Transportation for Ravenna.

2020-341 **POSTPONE MOTION HS20/09-23 FOR 30 DAYS IN ORDER TO BRING IT BEFORE THE SENIOR ACTIVITY COMMITTEE**

Commissioner Wilkins moved, seconded by Commissioner Hovey-Wright, to postpone Motion HS20/09-23 for 30 days in order to bring it before the Senior Activity Committee.

Clerk Waters asked for direction from Corporate Counsel since there was the original motion, the motion to amend and then the motion to postpone.

Commissioner Lahring brought up Point of order, that Corporate Counsel Homier was looking into the motion to amend currently on the floor.

Attorney Homier stated that it was proper to entertain a motion to postpone while another motion was pending.

Chairman Hughes called for a roll call to postpone for 30 days.

Roll Call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Gary Foster, Zach Lahring, Robert Scolnik **Motion Carried**

Excused: Charles Nash

2020-342 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $8,050,181.66 COVERING THE PERIOD OF AUGUST 7, 2020 THROUGH AUGUST 20, 2020 FOR CHECKS, PCARD PAYMENTS COVERING THE PERIOD JULY 1, 2020 THROUGH JULY 31, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/09-72

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Hovey-Wright, to approve payment of the accounts payable of $8,050,181.66 covering the period of August 7, 2020 through August 20, 2020 for checks, PCard payments covering the period July 1, 2020 through July 31, 2020 as presented by the County Clerk.

Commissioner Lahring commented that he will be voting no on expenditures that are lumped into one. He would like to see them separated.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: Charles Nash **Motion Carried**

2020-343 **AUTHORIZE A CONTRACT WITH UNITED HEALTH CARE TO PROVIDE THE MEDICARE ADVANTAGE PLAN TO MUSKEGON COUNTY POST-65 RETIREES FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2021 FOR A 2021 MONTHLY PREMIUM RATE OF $194.81 PER MEDICARE-ELIGIBLE INDIVIDUAL**

WM20/09-73

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Hovey-Wright, to authorize a contract with United Health Care to provide the Medicare Advantage Plan to Muskegon County post-65 retirees from January 1, 2021 through December 31, 2021 for a 2021 monthly premium rate of $194.81 per Medicare-Eligible individual.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: Charles Nash **Motion Carried**

2020-344 **APPROVE THE "RESOLUTION TO APPROVE COST AND SPECIAL ASSESSMENT ROLL FOR BROWN'S POND LAKE LEVEL"**

WM20/09-74

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Hovey-Wright, to approve the "Resolution to Approve Cost and Special Assessment Roll for Brown's Pond Lake Level."

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

2020-345 **APPROVE THE CAPITAL IMPROVEMENT REQUESTS FOR FY2021:**

Sheriff	Police SUV Interceptor Replacement	$181,832.00
	Detention Stools	$6,496.00
	SCBA Wall Mount Storage Units	$7,150.00
	6 New Cameras – Security Cells	$15,000.00
Office Services	Production Copier	$1,200.00
Fairgrounds	Roof Repairs	$56,281.00
Facilities	Harris Building High Efficiency Boiler	$50,000.00
	HOJ – Installation of UV-C Units in AHUs	$50,000.00
	Outdoor Lighting (S. Campus, HOJ, HW)	$75,000.00
	Plow Truck	$38,000.00
Courts: Family/Circuit Probate/District	Court Recording Equipment ($435,800 over 5 years at $87,160/year)	$87,160.00
Total		$568,119.00

WM20/09-75
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve the Capital Improvement Requests for FY2021:

Sheriff	Police SUV Interceptor Replacement	$181,832.00
	Detention Stools	$6,496.00
	SCBA Wall Mount Storage Units	$7,150.00
	6 New Cameras – Security Cells	$15,000.00
Office Services	Production Copier	$1,200.00
Fairgrounds	Roof Repairs	$56,281.00
Facilities	Harris Building High Efficiency Boiler	$50,000.00
	HOJ – Installation of UV-C Units in AHUs	$50,000.00
	Outdoor Lighting (S. Campus, HOJ, HW)	$75,000.00
	Plow Truck	$38,000.00
Courts: Family/Circuit Probate/District	Court Recording Equipment ($435,800 over 5 years at $87,160/year)	$87,160.00
Total		$568,119.00

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: Charles Nash **Motion Carried**

2020-346 **NOT OFFER THE OPTION TO EMPLOYEES TO DEFER THEIR SHARE OF THE SOCIAL SECURITY PORTION OF THE FICA (6.2% PAYROLL TAX RATE) BETWEEN SEPTEMBER 1, 2020 AND DECEMBER 31, 2020**

WM20/09-76

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Hovey-Wright, to not offer the option to employees to defer their share of the Social Security portion of the FICA (6.2% payroll tax rate) between September 1, 2020 and December 31, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Vice-Chair Foster shared that the Veterans Committee met at Veteran's Park and are considering improvements at the north end. Chairman Hughes stated that it was a really good meeting and she appreciates Vice-Chair Foster setting it set up.

Chairman Hughes shared the following:

A) With Labor Day now behind us, all of our area school districts have begun the school year. While some are holding classes in-person and others are virtual or a mixture of both, I want to recognize the administrators, teachers, and students for their exceptional efforts in reopening our schools.

B) Executive Order 2020-173 encourages that government agencies and officials use electronic records and electronic signatures including notarized signatures.

C) The "September Business for Breakfast: State of Muskegon County" will be held virtually via Zoom on Friday, September 25, 2020, from 7:30 am to 8:45 am, hosted by the Muskegon Lakeshore Chamber of Commerce.
https://web.muskegon.org/events/September-Business-for-Breakfast-TENTATIVE-9120/details

D) Montague's annual Pumpkinfest has been cancelled for 2020.

ADMINISTRATOR'S REPORT

Administrator Mark Eisenbarth shared the Work Share Program PowerPoint Presentation (see attached) and indicated that staff response has been good.

Commissioner Mahoney is concerned but hopes that the citizens will be patient with the County since the availability of County staff will be reduced by 12 hours per week.

Chairman Hughes asked if HealthWest has taken money out of the fund balance. Financial Director Beth Dick indicated that there has been no usage of the fund balance by HealthWest.

Chairman Hughes asked if furloughs were staggered or all on Friday. Administrator Eisenbarth said that each department head decides if and how they participate. The Administrator commends department heads who are participating even though the State hasn't released their money.

Commissioner Lahring commented that until we go down this road, we are losing potential cost savings. Commissioner Hughes indicated that some departments are already furloughing.

Commissioner Scolnik reiterated the more we kick it down the road, the more money is going down the hole in General Fund.

2020-347 **APPROVE THE COUNTY TO ENGAGE IN THE WORK SHARE PROGRAM**

Recommended by Administrator Eisenbarth, moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the County to engage in the Work Share Program.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

Chairman Hughes thanked Administrator Mark Eisenbarth and Finance Director Beth Dick for the power point program and also the employees for helping the budget.

OLD BUSINESS

None.

NEW BUSINESS

None.

PUBLIC COMMENT

IT Director Ivan Phillips requested an explanation of WM20/09-76. Administrator Eisenbarth indicated he would have Human Resources Director Kristin Wade call him personally.

Christopher Cross addressed the Board regarding the snowplowing program, that it doesn't work to wait for snow to fall to find funding, waiting 30 days is damaging.

Peggy Manzer commented on two programs regarding Ravenna Township, stating that it is unfortunate that the Board is considering eliminating funding for services that benefit 130 individuals. Regarding the shopping transportation service, Ms. Manzer indicated they used to go to Meijer but participants asked to go to Walmart due to the significant cost difference. Ms. Manzer wanted to let the Board know that the program is not favoring Walmart, they are going by what participants were asking for.

Dalton Township Supervisor Tony Barnes addressed the Board regarding three issues: 1. The motion that failed due to 4/4 tie, because the wording is to NOT authorize, does it continue on? Chairman Hughes said somebody would get back to him. 2. He had previously asked the full Board and the Courts and Public Safety committee, plus Vice-Chair Foster has also asked, for direction regarding a county-wide golf cart and ORV ordinance. 3. He has been given no direction regarding dredging the boat launch at Twin Lake Park which is almost unusable. Supervisor Barnes wanted to know what it will take, what can he do for the Committee to entertain the ordinance and dredge the lake?

FINAL BOARD COMMENTS

Commissioner Hovey-Wright indicated she would like clarification on HS20/08-17. Chairman Hughes deferred to Corporate Counsel Homier. Attorney Homier indicated that since the motion was to not do something, because it failed it does not mean that they will be doing something different until another motion is made and passed. Administrator Eisenbarth said that since another motion passed, they are covered til the end of the year.

CLOSED SESSION

2020-348 **GO INTO CLOSED SESSION PURSUANT TO MCL 15.268(E) TO CONSULT WITH ITS ATTORNEY REGARDING STRATEGIES REGARDING TRIAL OR SETTLEMENT OF CASE NO. 20-00042-MB, MUSKEGON COUNTY AND HEALTHWEST, AN AGENCY OF MUSKEGON COUNTY VS STATE OF MICHIGAN, ET AL**

Moved by Commissioner Wilkins, seconded by Commissioner Mahoney, to go into Closed Session pursuant to MCL 15.268(e) to consult with its attorney regarding strategies regarding trial or settlement of Case No. 20-00042-MB, Muskegon County and HealthWest, an agency of Muskegon County vs. State of Michigan, et al.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

Went into Closed Session at 5:38 p.m.

Returned to open session at 5:45 p.m.

2020-349 **GO BACK INTO OPEN SESSION**

Moved by Vice-Chair Foster, seconded by Commissioner Scolnik to go back into open session.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Charles Nash **Motion Carried**

2020-350 **MOVED TO ADJOURN**

Motion to adjourn.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

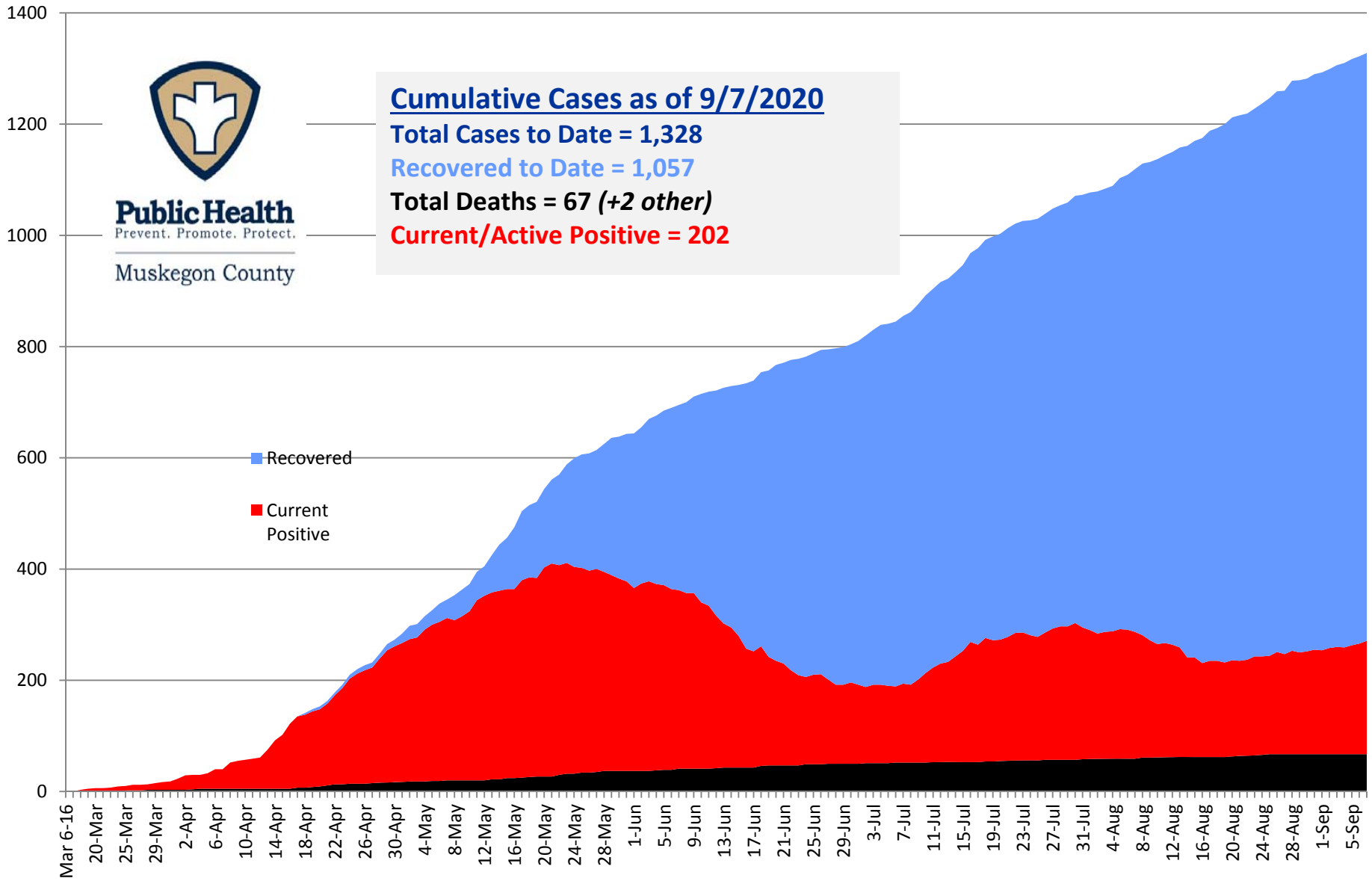
Excused: Charles Nash **Motion Carried**

Meeting adjourned at 5:48 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

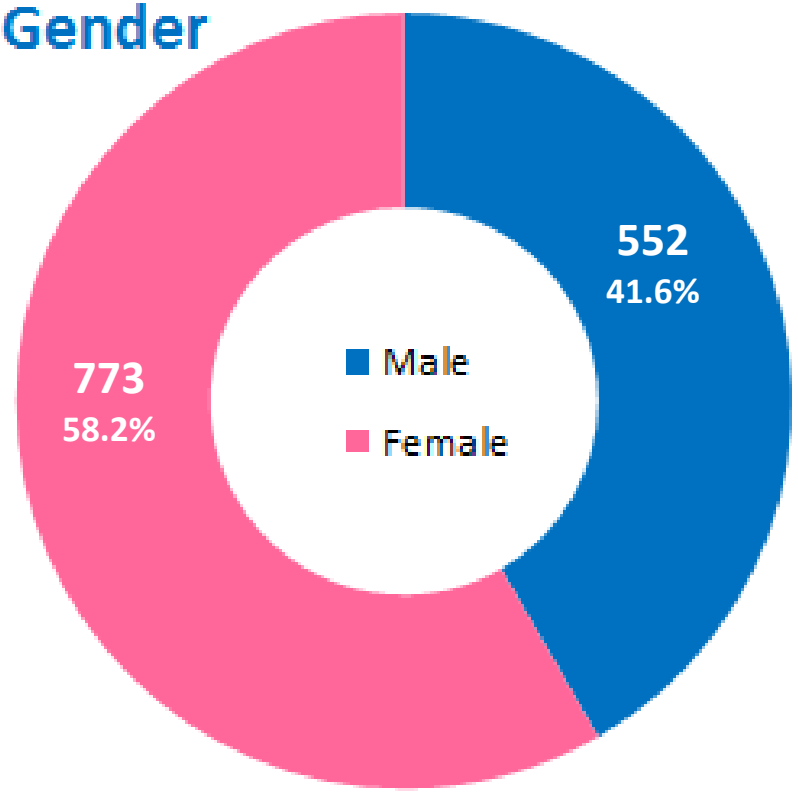
To be approved at the next Full Board meeting.


Public Health
Prevent. Promote. Protect.
Muskegon County
Cumulative Cases as of 9/7/2020
Total Cases to Date = 1,328
Recovered to Date = 1,057
Total Deaths = 67 (+2 other)
Current/Active Positive = 202
Recovered
Current Positive
1400
1200
1000
800
600
400
200
0
Mar 6-16
20-Mar
25-Mar
29-Mar
2-Apr
6-Apr
10-Apr
14-Apr
18-Apr
22-Apr
26-Apr
30-Apr
4-May
8-May
12-May
16-May
20-May
24-May
28-May
1-Jun
5-Jun
9-Jun
13-Jun
17-Jun
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15-Jul
19-Jul
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1-Sep
5-Sep

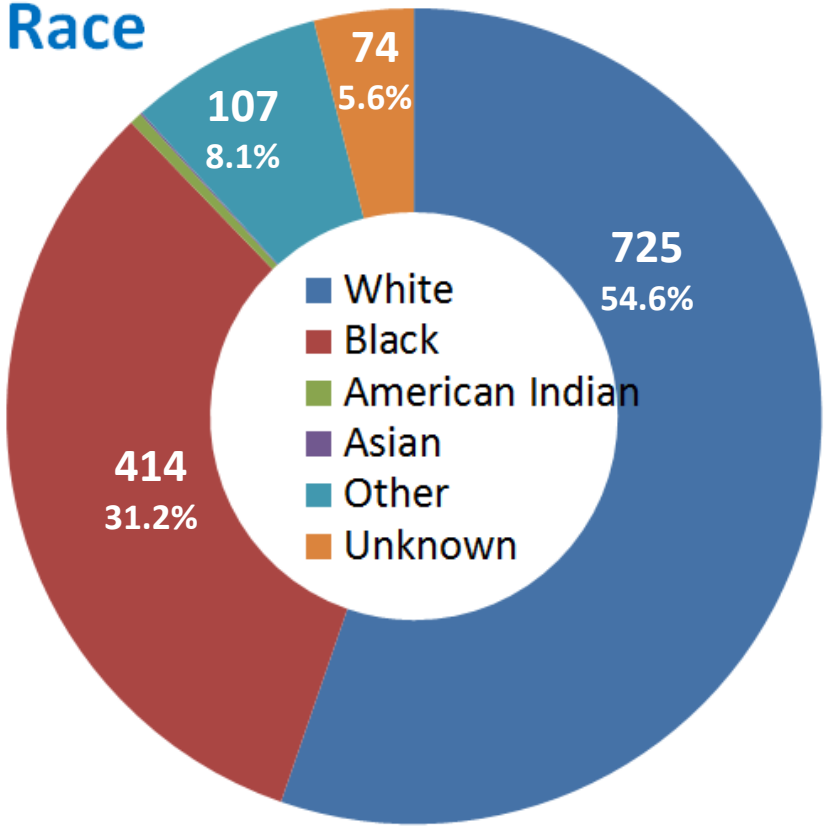
Profile of Confirmed Covid-19 Cases *as of* 9/7/2020

Total Cases	Total Deaths
1,328	67

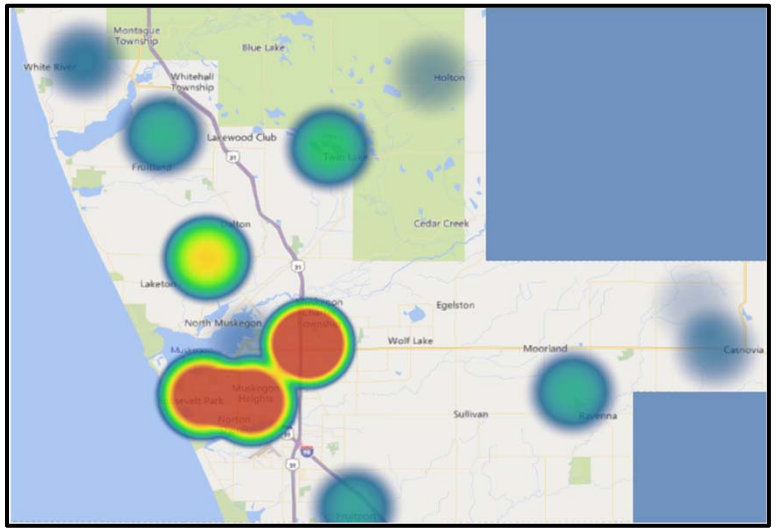
Gender



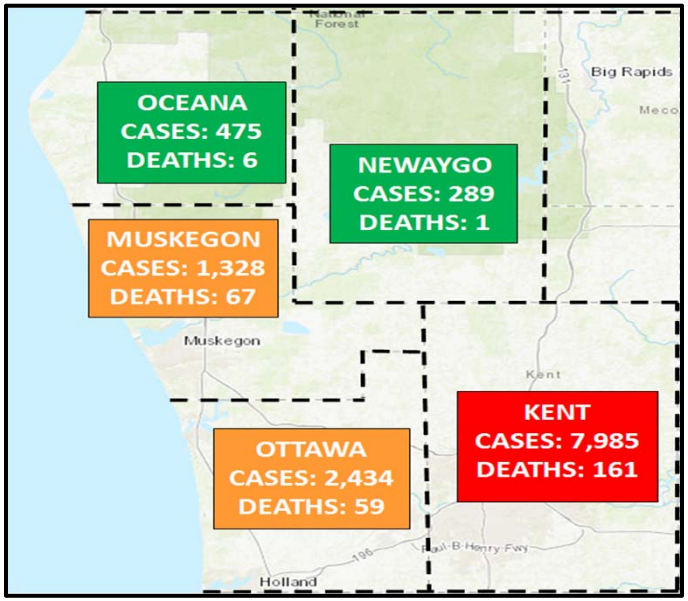
Race



Heat Map of Confirmed Cases



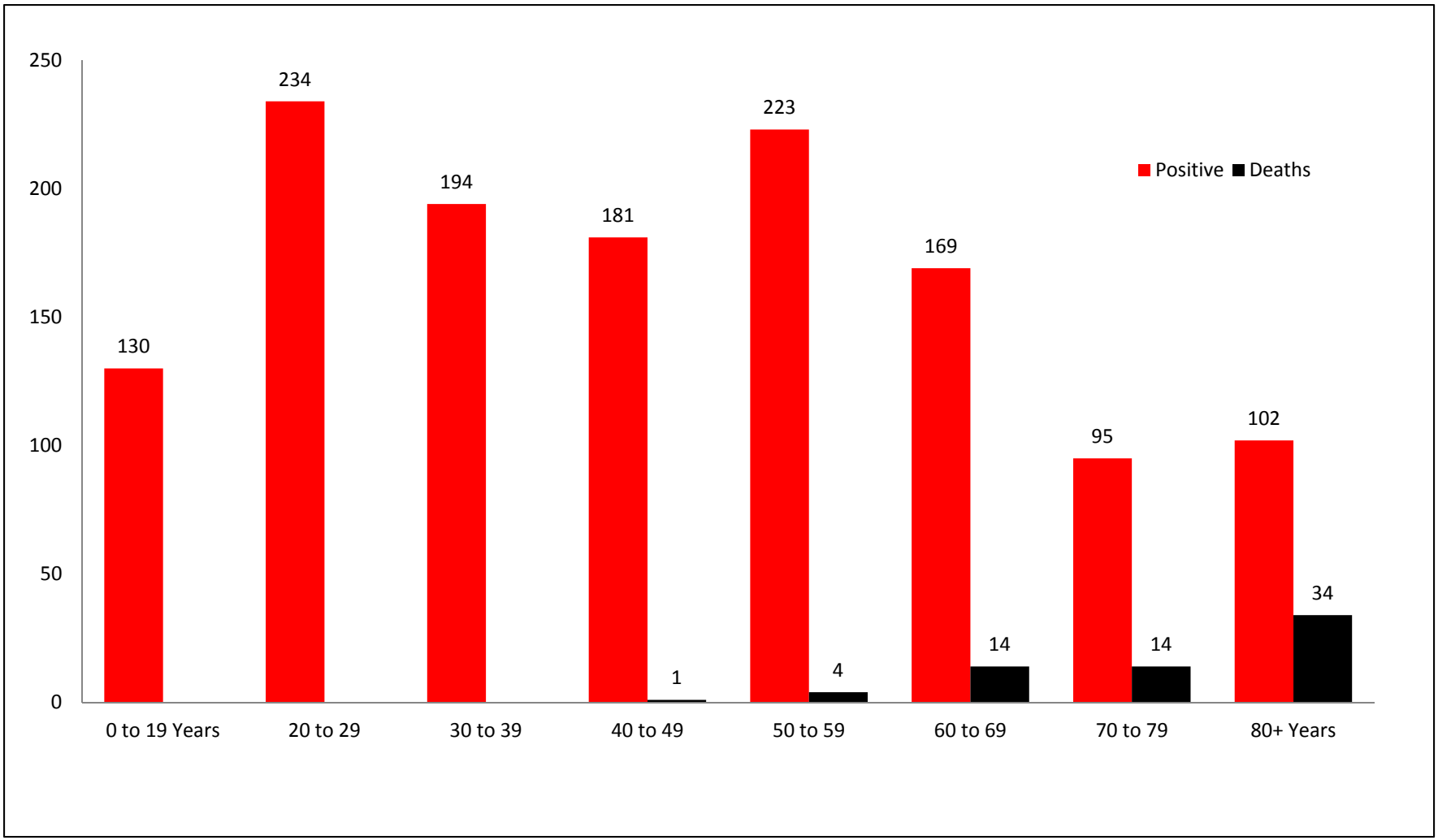
Regional Statistics



Municipal Location			
	Blue Lake Township	8	0.6%
	Casnovia Township	16	1.2%
	Casnovia Village	0	0.0%
	Cedar Creek Township	2	0.2%
	Dalton Township	52	3.9%
	Egelston Township	71	5.3%
	Fruitland Township	23	1.7%
	Fruitport Charter Township	73	5.5%
	Fruitport Village	6	0.5%
	Holton Township	12	0.9%
	Laketon Township	33	2.5%
	Lakewood Club Village	6	0.5%
	Montague, City	10	0.8%
	Montague Township	3	0.2%
	Moorland Township	7	0.5%
	Muskegon, City	433	32.6%
	Muskegon Charter Township	79	5.9%
	Muskegon Heights, City	165	12.4%
	North Muskegon, City	33	2.5%
	Norton Shores, City	135	10.2%
	Ravenna Township	22	1.7%
	Ravenna Village	4	0.3%
	Roosevelt Park, City	56	4.2%
	Sullivan Township	15	1.1%
	White River Township	4	0.3%
	Whitehall, City	11	0.8%
	Whitehall Township	10	0.8%
	*Not Yet Determined**	39	2.9%
	*(*unable to reach patient to confirm address)*		
	Total Muskegon County	**1328**	

Confirmed Cases (and deaths) by Age Group

Total Cases = 1,328 Total Deaths = 67 *(+2 non-COVID19)*



Other COVID-19 Related Information

Prison Population *(2 Locations)*

Inmate #s are NOT included in Community Profile Report

COVID-19 Tests re: Inmates	Tested	Positive	Negative	Deaths
E.C. Brooks Correctional	1,176	-	1,176	-
Muskegon Correctional	1,299	888	411	1
Total Prison Facilities	**2,475**	**888**	**1,587**	**1**

Mass testing completed. Testing also continues daily relative to probable/suspected cases. When prisoners are set to parole, discharge or other such movements, they are tested again and are not moved until the test results return.

Prison Staff/Employees	Confirmed Positive	Deaths
E.C. Brooks Correctional	4	-
Muskegon Correctional	26	-
Total Prison Facilities	**30**	**-**

FY2021 Proposed Budget Public Hearing

Muskegon County

FY2021 Proposed Budget

- Budgets were distributed to the Board on August 20th
- Required by law to hold a Public Hearing
- Notice was published in the Chronicle on Aug. 30th
- The FY2021 budget information has been available on the County's budget website

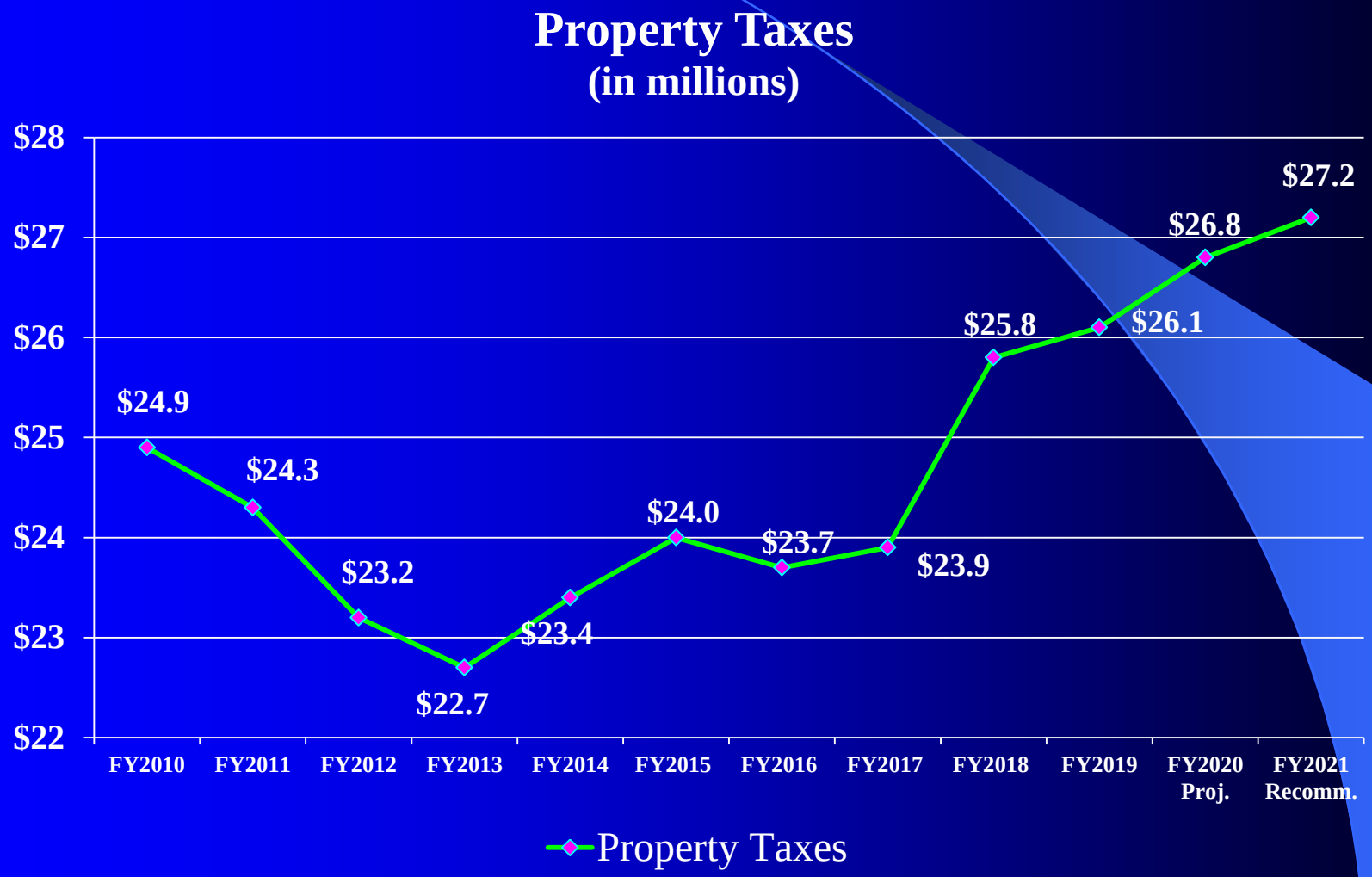
FY2021 General Fund Budget

Property Tax Revenues

- FY2020 TV increase was 3.58%
- CPI is projecting at 1.4% increase for FY2021
- Projecting continuation of new growth of 1.6% from
  - New housing
  - New business development
  - Business expansions
- Projected TV increase for FY2021 - 3%

FY2021 General Fund Budget

(in millions)

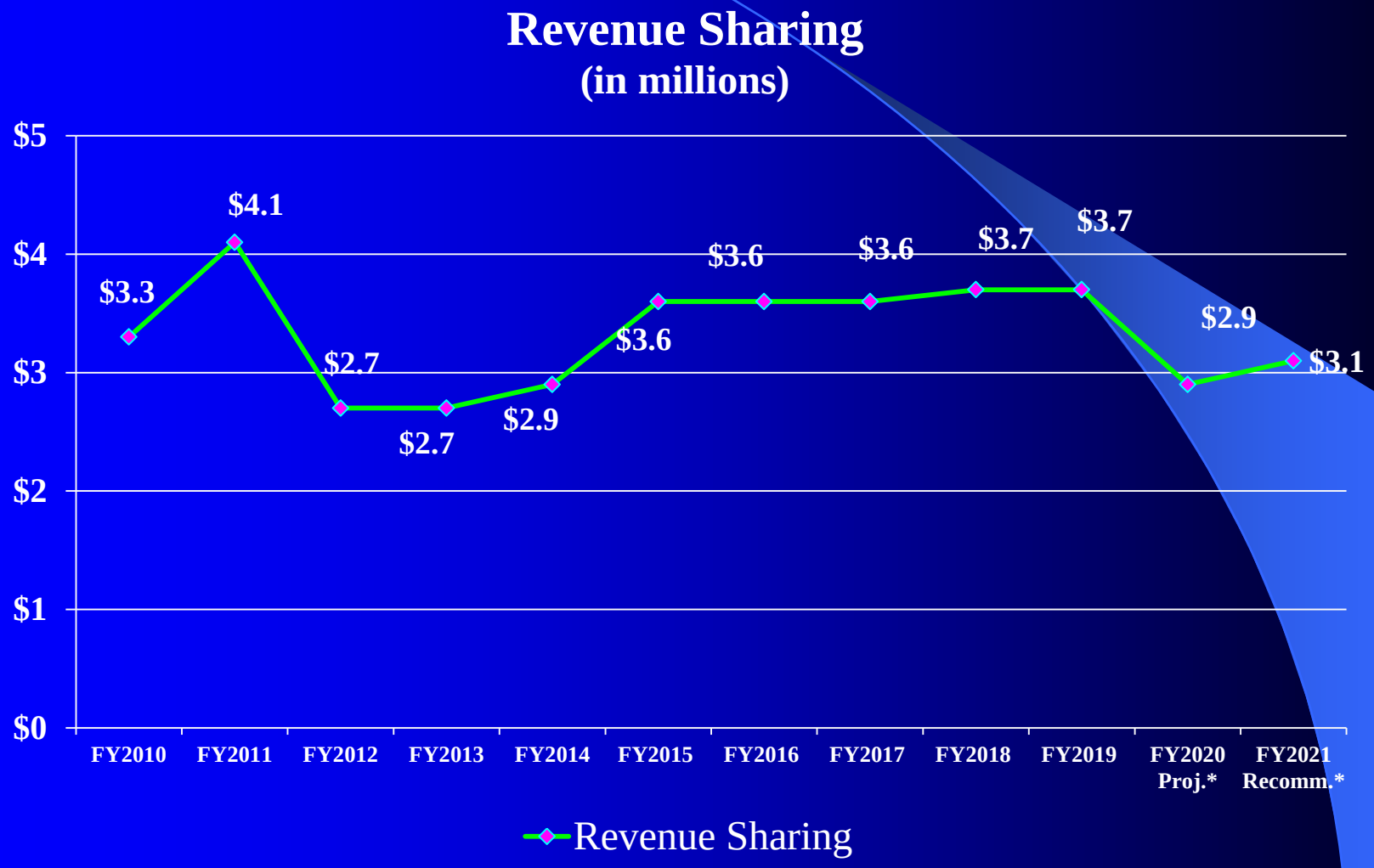


FY2021 General Fund Budget

Other Revenues

- State Revenue Sharing anticipated to be reduced 20% from Governor's original budget proposal
- Charges for Services increase of $813k - $9.8 million
  - Return to pre COVID-19 levels
  - Increase in Jail revenues
  - Increase in Court revenues
- DTRF transfer $1.450 million in FY2021

FY2021 General Fund Budget



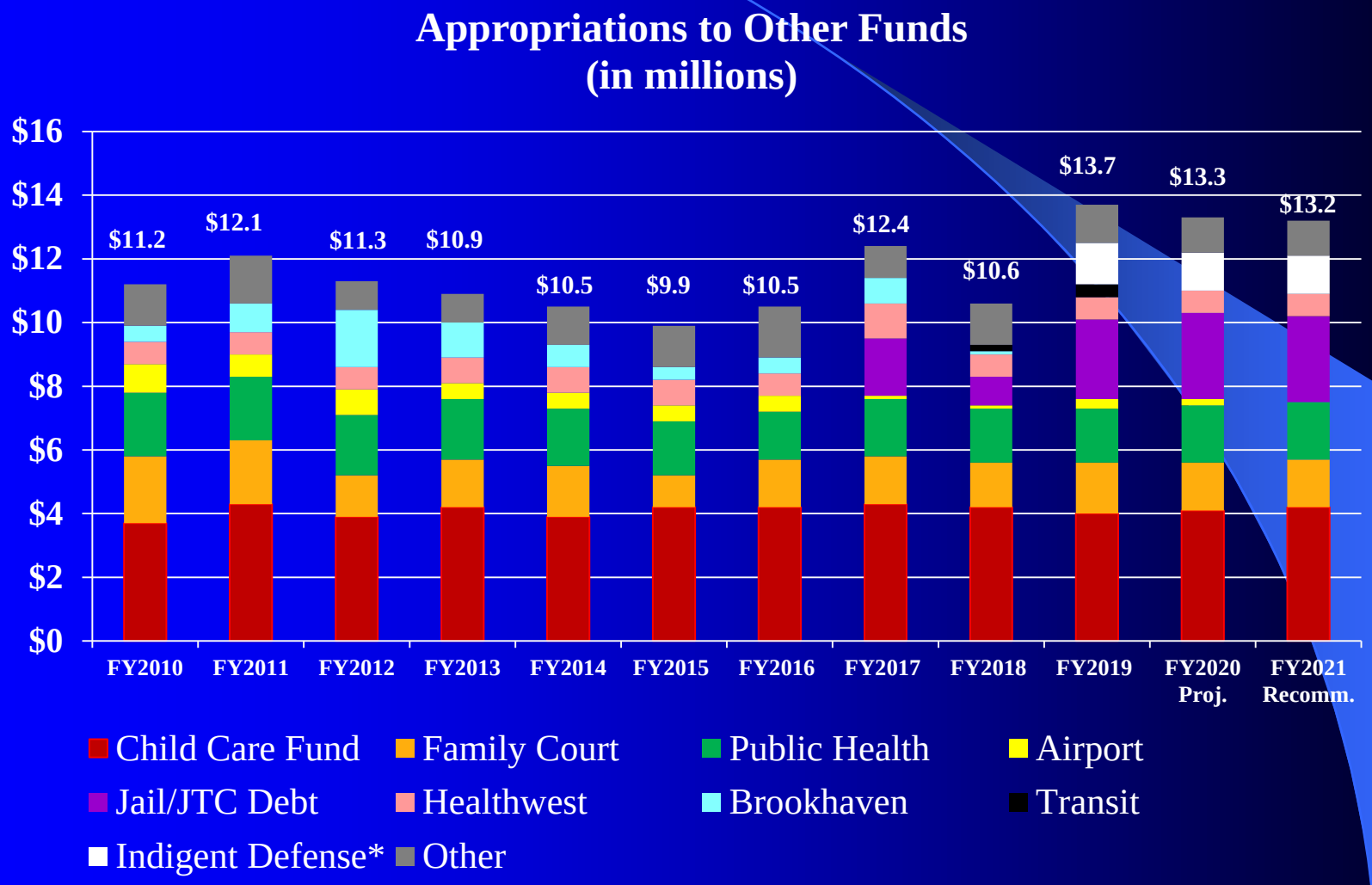
- Original budget for FY2020 was $3.774 million which was later reduced by the state to $2.882 million due to COVID-19. FY2021's budget assumes a 20% reduction from the Governor's original budget recommendation.

FY2021 General Fund Budget

Expenditures – Salaries and Fringes

- Comprise nearly 50% of GF expenditures
- Medical insurance increase 11% - $603k
- Retirement costs decreasing $116k
- Decrease in OPEB costs - savings of $416k
- Continued use of workers comp reserve

FY2021 General Fund Budget



* Beginning in FY2019 the Indigent Defense Fund was created to replace the former Public Defender departmental budget within the General Fund.

FY2021 General Fund Budget

Expenditures – Appropriations to Other Funds

- Child Care Fund - $4,231,000
- Jail/JTC Debt Service Fund - $2,663,000
- Public Health Fund - $1,771,000
- Friend of the Court Fund - $1,532,000
- Indigent Defense Fund - $1,152,000
- HealthWest Fund - $707,000
- Airport Fund - $0
- MATS - $0

Total FY2021 General Fund Revenues

$49,446,671



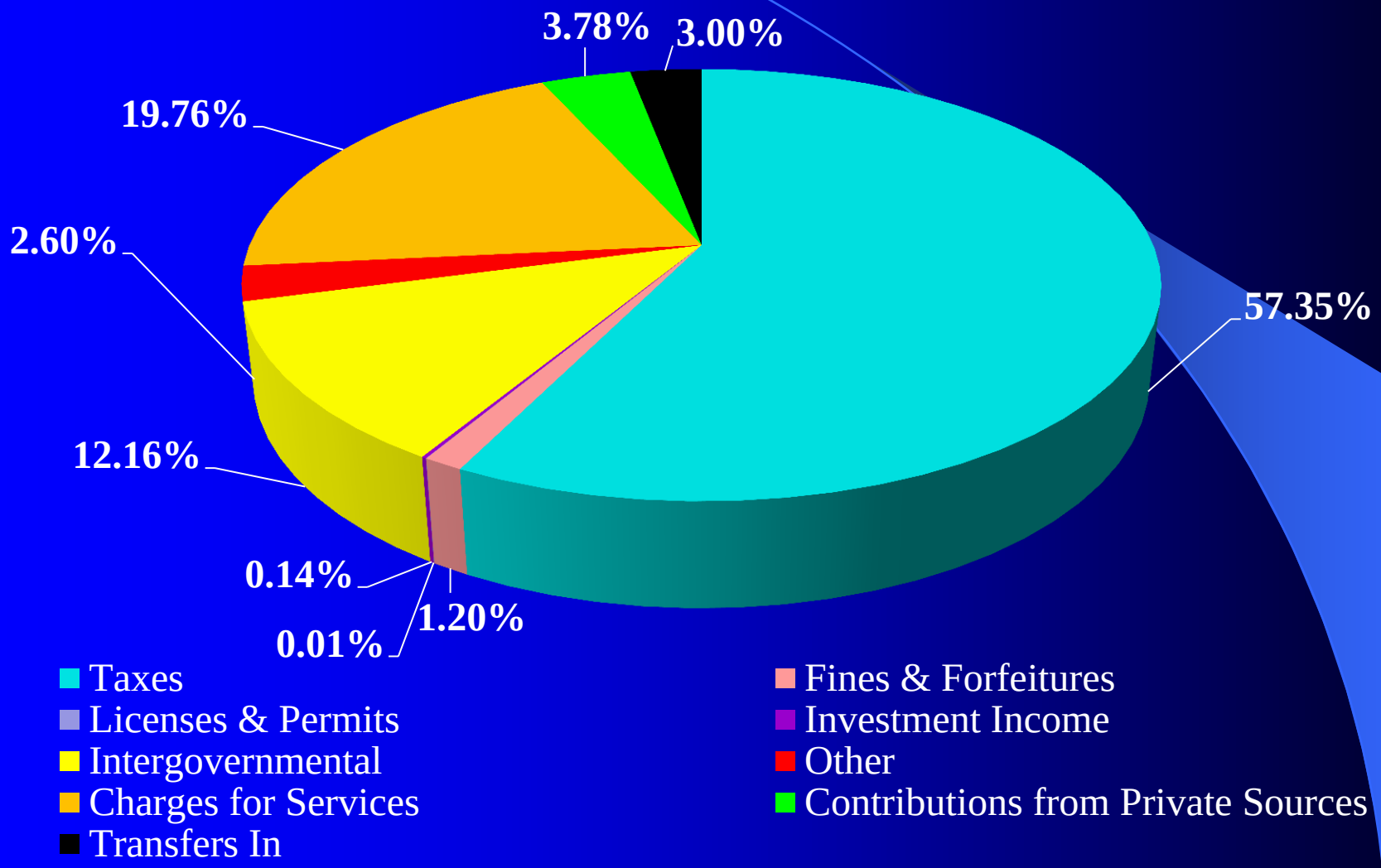
Historical Analysis of GF Revenues

(in millions)



* FY2019 and FY2020 exclude bond proceeds

General Fund Revenues by Category



FY2021 General Fund Revenue Budget

(in millions)

Revenues	FY2021
Property Taxes	$26.28
Delinquent Property Taxes	.96
Personal Property Tax Reimbursement	1.49
Liquor Tax	.85

FY2021 General Fund Revenue Budget

(in millions)

Revenues	FY2021
State Revenue Sharing	$3.09
Delinquent Tax Revolving Transfer	1.45
Industrial Facility Taxes	.10
Special Assessments	.08
Tax Forfeiture Fund Transfer	-
Public Improvement Fund Transfer	-

FY2021 General Fund Revenue Budget

(in millions)

Revenues	FY2021
State Court Equity Fund	$.98
DTE Program Income	1.87
Administrative Cost Reimbursement	2.53
Federal Grants	.05
State Grants	.20
Investment Income	.07

FY2021 General Fund Revenue Budget

(in millions)

Revenues	FY2021
Charges for Services	$7.21
Fines and Forfeitures	.59
Judicial Salary Reimbursement	.66
Rentals	.13
Other	.86
Total	$49.45

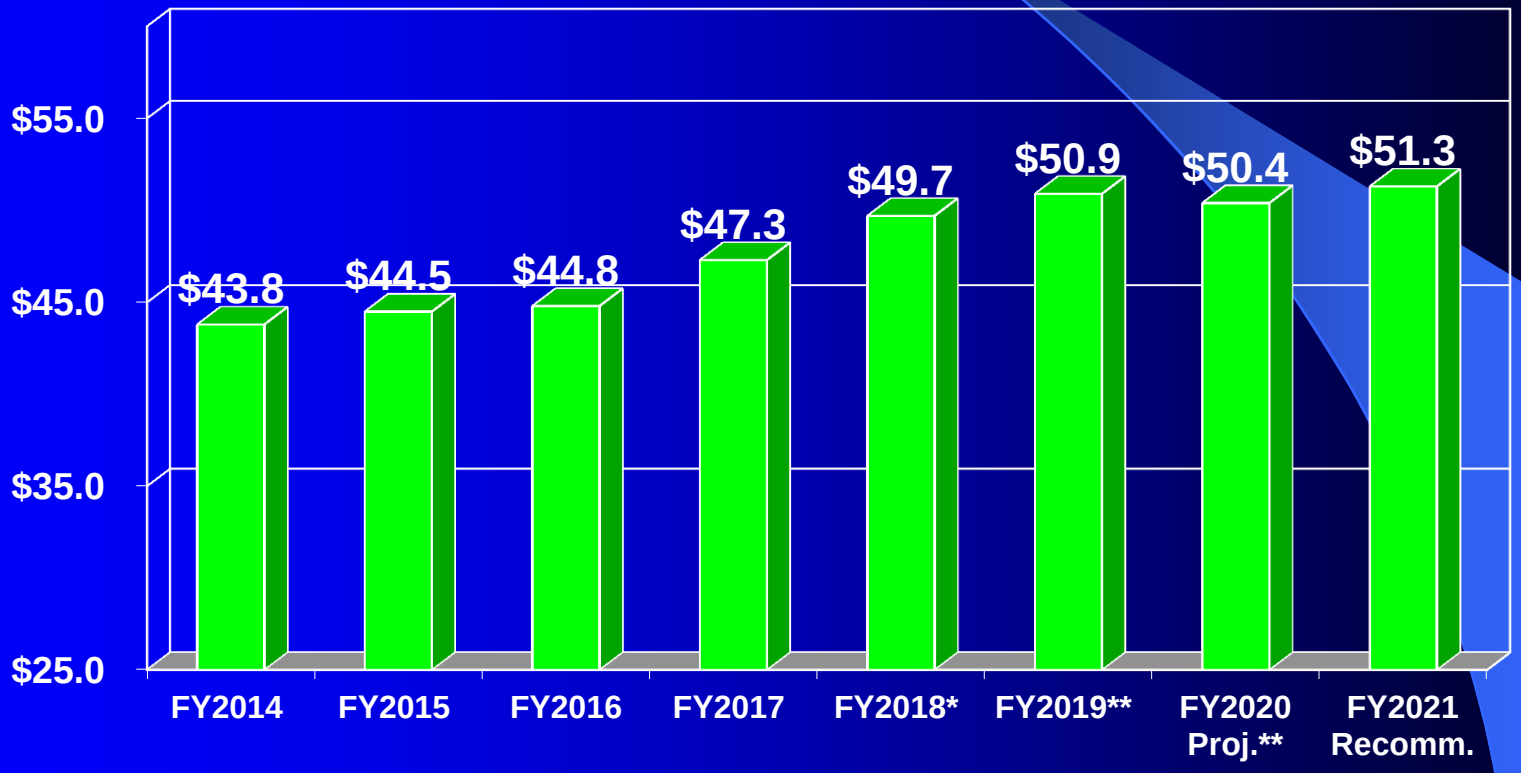
Total FY2021 General Fund Expenditures

$51,252,041



Historical Analysis of GF Expenditures

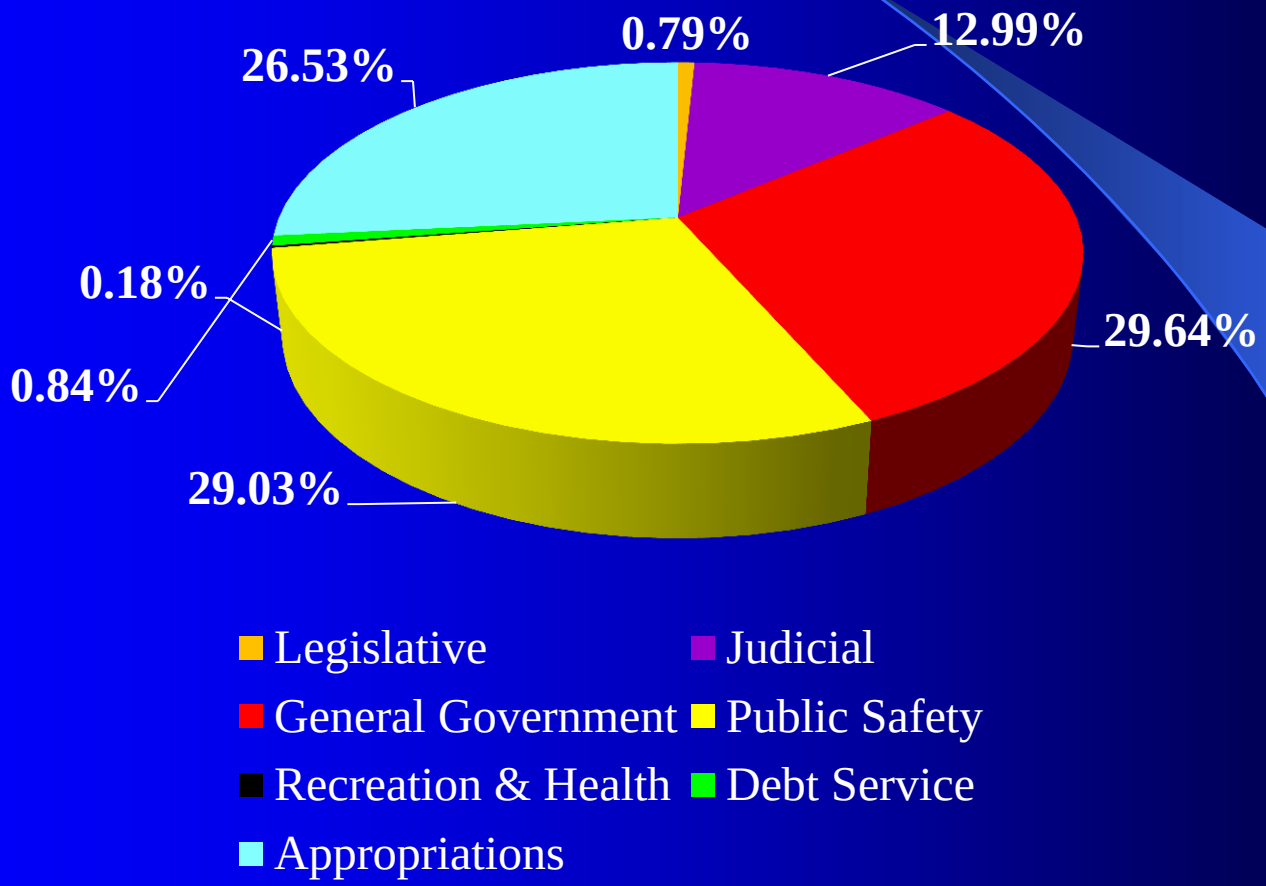
(in millions)



*** Includes an Extraordinary Item of $2.3 million related to the closure of Brookhaven**

**** Excludes the disbursement bond proceeds.**

General Fund Expenditures by Function



FY2021 General Fund Expenditure Budget (in millions)

Expenditures	FY2021 Proposed
Legislative	$.40
Judicial	6.66
General Gov't	15.19
Public Safety	14.88
Recreation & Health	.09
Debt Service	.43
Appropriations/Transfers	13.60
Total	$51.25

FY2021 Proposed General Fund Budget

(in millions)

	FY2021 Proposed
Total Revenues	**$49.45**
Total Expenditures	**$51.25**
Total *	**($1.80)**

* $600k in FY2020 Workshare Program savings to be carried over and utilize unassigned fund balance in FY2021

FY2021 General Fund Budget

Options for Balancing the Budget

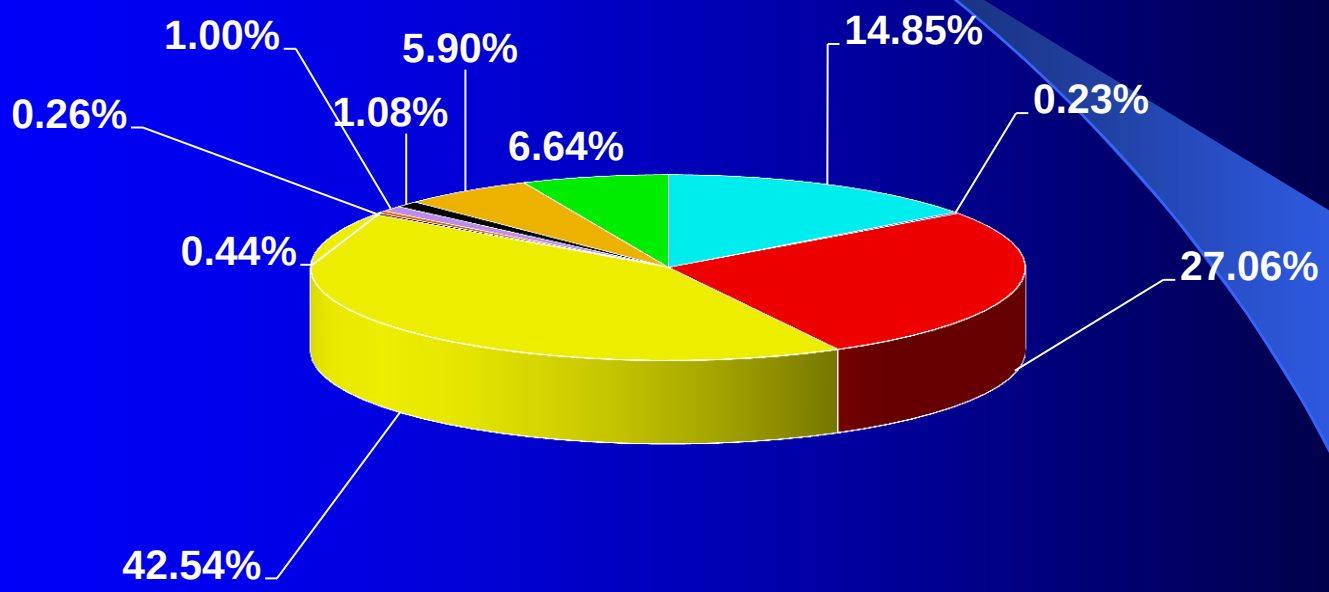
- Continuation of furlough through December 2020
- Employee layoffs
- Resurrect the tax allocation board to adjust millage
- Additional utilization of fund balance

Total FY2021 All Funds Revenues

$233,842,544



All Funds Revenues by Category

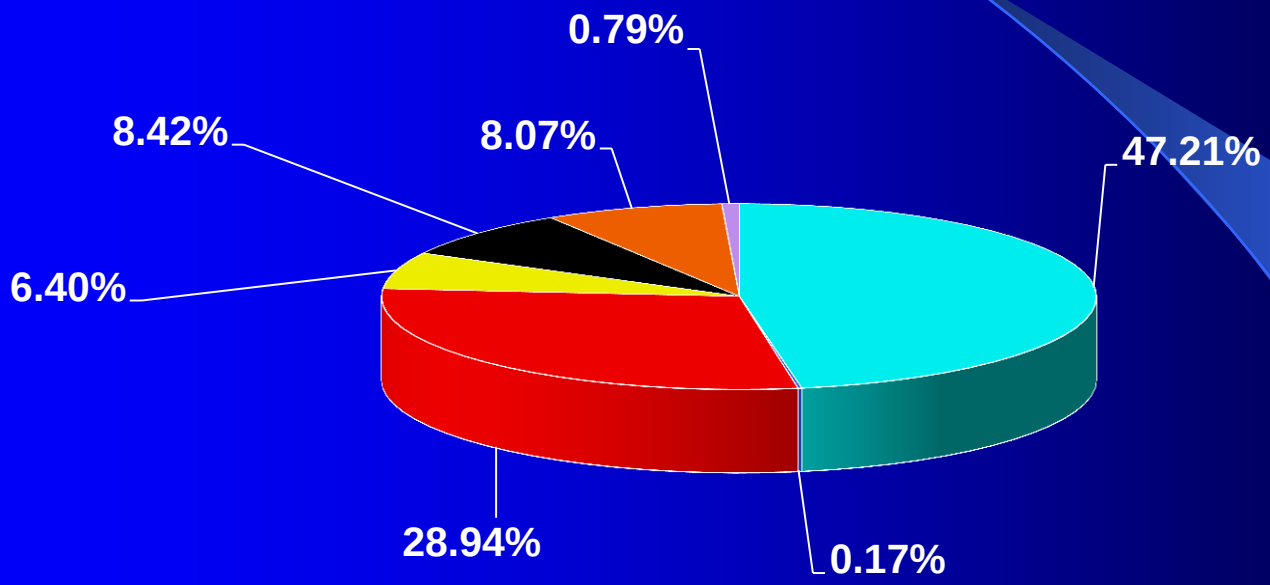


Total FY2021 All Funds Expenditures

$236,130,064



All Funds Expenditures by Function



FY2021 All Funds Highlights

(in millions)

	FY2021 Proposed
Total Revenues	**$233.84**
Total Expenditures	**$236.13**
Total	**($2.29)**

Note: Sufficient fund balances/retained earnings balances exist to offset projected fund deficits or current assets exceed current liabilities.

Museum and Central Dispatch

(in millions)

	Museum*	Central Dispatch
Total Revenues	**$2.177**	**$7.633**
Total Expenditures	**$2.177**	**$6.845**
Total	**$ -0-**	**$.788**

Note: Millage revenue is $1.434 million for the Museum and $1.410 million for Central Dispatch. The Museum is on a calendar fiscal year.

* Represents FY2020 original budget.

FY2021 All Funds Highlights

- Millage levies
  - Truth in Taxation hearing was held in June 2020 for setting the FY2020 millages
  - County Operating - 5.6978 mills - July
  - Museum Operating - .3220 mills - Dec
  - Veterans Affairs Operating - .0751 mills - Dec
  - Central Dispatch Operating - .2999 mills – Dec
  - Senior Activities and Services Operating - .4999 mills – Dec
  - FY2021 budget anticipates levying 5.6978 mills in July 2021

The End

How to best utilize the Work Share Program

September 2020

The Unassigned Fund Balance

- Balance is currently at $9.24M
- The Muskegon County Financial Policy mandates a balance must be maintained in the Unassigned Fund Balance between 14.0% **($7.0 M)** to 19.0% **($9.5 M)**
- **Furloughs could potentially save $.8M to $1.0M**
- Without furloughs, the County would need to add an additional $1.0M to the $1.2M shortfall for a total of $2.2M from the Unassigned Fund Balance
  - This will bring the balance to $7.05M in the Unassigned Fund Balance (near 14%)

Federal Supplement
September through December 2020

- **The Federal supplement is $300 per week for those who are receiving a minimum of $100 in unemployment benefits** (has not started)
  - Anyone who does not meet the $100 threshold will be given the option to participate
  - Anyone above $33/hour would be given the option to volunteer to participate
  - Why participate?
    - Provide one less day for potential exposure to COVID-19
    - Provide employees the opportunity to take care of family needs at home for childcare, school, medical needs, etc.
    - Provide a savings to the County of $800,000 to $1,000,000 depending on participation
    - MERS has made provisions so employees are not negatively impacted

How do we effectively benefit both the budget and employees without touching the unassigned fund balance?

- The HOJ (Courts) current furloughs have the potential savings of $600,000 (GF) through December 2020 unless they withdraw
- Other General Fund Departments could save an additional $200,000 to $400,000 (depending on the number of participants)
- Departments that could cost more than save due to overtime or contracts - Equalization, Clerk (Elections), HealthWest, Jail/Sheriff, Juvenile Transition Center, and MATS
- Departments who committed in round 1, but have not committed to round 2 are: Accounting, Clerk, Deeds, Equalization, Facilities, Information Technology, Public Defender, Public Health, Public Works, Sheriff, Solid Waste, Treasurer, Waste Water

Work Share Program Participation Examples

Employee with an hourly rate of $15 ($600 weekly)

- Reduce weekly hours from 40 to 28 hours or 30% (Receives $420 weekly from Muskegon County)
- Add UI state benefit $100/week (Receives $520 weekly)
- Add federal benefit of $300 (Receives **$820 weekly**)

Employee with an hourly rate of $33 ($1,320 weekly)

- Reduce weekly hours from 40 to 28 hours or 30% (Receives $924 weekly from Muskegon County)
- Add UI state benefit $100/week (Receives $1,024 weekly)
- Add $300 federal benefit (Receives **$1,324 weekly**)

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Regular and Annual Full Board Meeting Tuesday, September 22, 2020

3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Regular and Annual Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was recited by Vice-Chair Foster.

Roll Call

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: None.

Also present: Mark Eisenbarth, County Administrator
Beth Dick, Finance Director/Assistant County Administrator
Kristin Barnhill, Executive Assistant
Linda M. Larsen, Chief Deputy County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-351 **APPROVAL OF THE AGENDA**

Moved by Commissioner Snider, seconded by Commissioner Mahoney, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-352 **APPROVE REGULAR AND CLOSED SESSION FULL BOARD MINUTES OF SEPTEMBER 8, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Wilkins, to approve the regular and closed session minutes of September 8, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Motion Carried

PRESENTATION

Director of Public Health Kathy Moore updated the Board regarding COVID-19. As of today's date, there have been 1406 positive cases, 68 COVID-related deaths, and 190 current/active positive cases. Muskegon County has had only one COVID-related death for the month of September. With the onset of in-person school, there have been no major outbreaks or concerns.

Commissioner Lahring asked Ms. Moore regarding the COVID-related deaths. Ms. Moore replied that of the 68 deaths, 50% of them had underlying health conditions and that COVID exacerbated those conditions and contributed to the death.

PUBLIC COMMENT (on an agenda item)

None.

COMMUNICATION

1. Bay County Resolution urging the President of the United States, the Senate and Congress to provide financial assistance to aid states and local governments.

This communication item will be placed on file.

COMMITTEE/BOARD REPORTS

2020-353 **APPROVE OBTAINING A REQUEST FOR PROPOSALS FROM QUALIFIED FIRMS TO PROVIDE AIRPORT MANAGEMENT AND OPERATIONS SERVICES FOR THE MUSKEGON COUNTY AIRPORT**

TR20/09-32

The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to approve obtaining a Request for Proposals from qualified firms to provide airport management and operations services for the Muskegon County Airport.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-354 **AUTHORIZE AWARD OF RFB 20-2386 FOR A FIVE-YEAR PERIOD OF BULK DIESEL AND UNLEADED FUEL DELIVERY FOR THE MUSKEGON AREA TRANSIT SYSTEM, MUSKEGON COUNTY AIRPORT, MUSKEGON COUNTY SOLID WASTE, AND MUSKEGON COUNTY WASTEWATER MANAGEMENT SYSTEM TO VAN MANEN PETROLEUM GROUP**

TR20/09-33

The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize award of RFB 20-2386 for a five-year period of bulk diesel and unleaded fuel delivery for the Muskegon Area Transit System, Muskegon County Airport, Muskegon County Solid Waste, and Muskegon County Wastewater Management System to Van Manen Petroleum Group.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-355 **AUTHORIZE MATS TO ISSUE A REQUEST FOR PROPOSALS FOR A HOSTED INTELLIGENT TRANSPORTATION SYSTEM SOLUTION FOR IMPLEMENTATION IN THE MATS PROGRAM**

TR20/09-34

The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize MATS to issue a Request for Proposals for a hosted Intelligent Transportation System Solution for implementation in the MATS program.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-356 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $5,219,274.20 COVERING THE PERIOD OF AUGUST 21, 2020 THROUGH SEPTEMBER 3, 2020 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

WM20/09-77

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve payment of the accounts payable of $5,219,274.20 covering the period of August 21, 2020 through September 3, 2020 for checks as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-357 **APPROVE THE VENDORS OUTLINED IN THE ATTACHED SCHEDULE BE APPROVED AND TO ALLOW REGULAR PROCESSING OF PAYMENTS FOR THE TIME PERIOD OF OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021**

WM20/09-78

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the vendors outlined in the attached schedule be approved and to allow regular processing of payments for the time period of October 1, 2020 through September 30, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-358 **AUTHORIZE THE SALE OF THE 2006 CHEVY COBALT VIN# 1G1AK55F467856998, 2007 FORD TAURUS VIN# 1FAFP53-U37A113713, 2006 CHEVY MALIBU VIN# 1G1ND52J52M648290, 2007 CHEVY MALIBU VIN# 1G1ZS58N47F270394, 2007 CHEVY IMPALA VIN# 2G1WB55K279356728, AND 2003 CHEVY IMPALA VIN# 2G1WF52E939341320 THROUGH MIEDEMA AUCTIONEERING, INC.**

WM20/09-79

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the sale of the 2006 Chevy Cobalt VIN# 1G1AK55F467856998, 2007 Ford Taurus VIN# 1FAFP53U37A113713, 2006 Chevy Malibu VIN# 1G1ND52J52M648290, 2007 Chevy Malibu VIN# 1G1ZS58N47F270394, 2007 Chevy Impala VIN# 2G1WB55K279356728, and 2003 Chevy Impala VIN# 2G1WF52E939341320 through Miedema Auctioneering, Inc.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-359 **APPOINT SARA HOUGH, HUMAN RESOURCES MANAGER, AS EMPLOYER DELEGATE TO THE 2020 MUNICIPAL EMPLOYEES RETIREMENT SYSTEM (MERS) VIRTUAL ANNUAL CONFERENCE AT NO COST TO THE COUNTY**

WM20/09-80

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to appoint Sara Hough, Human Resources Manager, as employer delegate to the 2020 Municipal Employees Retirement System (MERS) virtual annual conference at no cost to the County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-360 **APPROVE PURSUANT TO SECTION 8 OF THE PUBLICLY FUNDED HEALTH INSURANCE CONTRIBUTION ACT (STATE OF MICHIGAN PUBLIC ACT 152 OF 2011), THE BOARD OF COMMISSIONERS OF THE COUNTY OF MUSKEGON HEREBY EXTENDS THE COUNTY'S EXEMPTION FROM THE REQUIREMENTS OF SAID ACT FOR AN ADDITIONAL YEAR THROUGH THE END OF CALENDAR YEAR 2021**

WM20/09-81

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve pursuant to Section 8 of the Publicly Funded Health Insurance Contribution Act (State of Michigan Public Act 152 of 2011), the Board of Commissioners of the County of Muskegon hereby extends the County's exemption from the requirements of said Act for an additional year through the end of calendar year 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-361 **AUTHORIZE THE SALE OF THE 2007 FORD TAURUS VIN#1FAFP53U17A113712, 2007, FORD TAURUS VIN# 1FAFP53U17A113709, 2007 CHEVY MALIBU VIN# 1G1ZS58N17F271342, 2007 CHEVY MALIBU VIN# 1G1ZS58N57F272199, 2007 FORD FREESTAR VIN# 2FMZA51637BA16413, 2007 FORD UPLANDER VIN# 1GNDV23187D179434 THROUGH MIEDEMA AUCTIONEERING, INC.**

WM20/09-82

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, authorize the sale of the 2007 Ford Taurus VIN#1FAFP53U17A113712, 2007, Ford Taurus VIN# 1FAFP53U17A113709, 2007 Chevy Malibu VIN# 1G1ZS58N17F271342, 2007 Chevy Malibu VIN# 1G1ZS58N57F272199, 2007 Ford Freestar VIN# 2FMZA51637BA16413, 2007 Ford Uplander VIN# 1GNDV23187D179434 through Miedema Auctioneering, Inc.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-362 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO EXTEND THE CURRENT CONTRACTS OF ED WASIURA, MIKE FLYNN, DAVID KORTERING, JENNIE ROACH, AND BELINDA BARBIER FOR THREE MONTHS FROM OCTOBER 1, 2020 THROUGH DECEMBER 31, 2020**

WM20/09-83

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the Public Defender's Office to extend the current contracts of Ed Wasiura, Mike Flynn, David Kortering, Jennie Roach, and Belinda Barbier for three months from October 1, 2020 through December 31, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-363 **APPROVE THE ONE YEAR OPTIONAL RENEWAL WITH REHMANN ROBSON AS THE COUNTY'S INDEPENDENT AUDITOR FOR THE FY2020 AUDIT AT A COST OF $65,100 AND AUTHORIZE THE BOARD CHAIR TO SIGN THE ENGAGEMENT LETTER**

WM20/09-84

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the one year optional renewal with Rehmann Robson as the County's independent auditor for the FY2020 audit at a cost of $65,100 and authorize the Board Chair to sign the engagement letter.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-364 **AMEND THE FY2020 BUDGET AS PRESENTED**

WM20/09-85

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to amend the FY2020 budget as presented.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-365 **ADOPT THE ATTACHED FY2021 COUNTY OF MUSKEGON APPROPRIATION ORDINANCE INCLUDING THE ATTACHED BUDGET AMENDMENTS, POSITION CHANGES, AND FY2021 CAPITAL PROJECTS, WHICH COLLECTIVELY REPRESENT THE IMPLEMENTATION OF THE COUNTY OF MUSKEGON'S FY2021 OPERATING BUDGET**

WM20/09-86

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, adopt the attached FY2021 County of Muskegon Appropriation Ordinance including the attached Budget Amendments, position changes, and FY2021 Capital Projects, which collectively represent the implementation of the County of Muskegon's FY2021 Operating Budget.

Commissioner Lahring moved to table this motion. There was no second provided.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Hughes shared her thoughts on fiscal year 2019-2020 (see attached).

A. Chairman Hughes expressed her thanks to the accounting department's budget team and the entire accounting department for their diligent and tireless efforts in preparing the budgets while keeping the day to day operations running smoothly.

B. September is the United Way's *Lakeshore Month of Caring*. This year they will be working in local cemeteries to clean the gravesites of fallen vets. https://www.unitedwaylakeshore.org/

C. Moxie the Mastodon is celebrating one year of greeting people at the Lakeshore Museum Center. In honor of her birthday, 20 "mini" mastodons have been hidden around downtown Muskegon for one year. https://lakeshoremuseum.org/

ADMINISTRATOR'S REPORT

2020-366 **APPROVE THE ACCEPTANCE OF THE $20,000 HOWMET GRANT FOR VETERANS SERVICES**

Recommended by Administrator Eisenbarth, moved by Commissioner Hovey-Wright, seconded by Commissioner Wilkins, to approve the acceptance of the $20,000 Howmet grant for Veterans Services.

Veterans Services Director Mike Baauw shared with the Board that Howmet reached out to Mr. Baauw regarding this grant to see how they could help meet needs that are currently not being met for area veterans.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

OLD BUSINESS

None.

NEW BUSINESS

Administrator Eisenbarth indicated that there are no Board meetings set for next week.

PUBLIC COMMENT

Pastor Christopher Cross addressed the Board about funding for the snow program under the Senior Millage. Chairman Hughes indicated that the Board would be getting back with him regarding this as soon as possible.

Dalton Township Supervisor Tony Barnes thanked the Board for the Senior Millage program that came to Dalton Township today. AgeWell Services distributed 432 meals.

Chris Kaijala addressed the Board regarding the Bay County Resolution placed on file today and he hopes that the Board does not adopt it here in Muskegon County.

FINAL BOARD COMMENTS

Commissioner Mahoney commented that he is with the Administrator with moving on to 2021, he is done with 2020. Chairman Hughes agreed.

2020-367 **MOVED TO ADJOURN**

Motion to adjourn.

Meeting adjourned at 4:01p.m.

Linda M. Larsen, Chief Deputy County Clerk

LML/lss

To be approved at the next Full Board meeting.

2020-357

County of Muskegon
Fiscal Year 2021 Service Agreements submitted for County Board approval
County-Wide Service Providers

Code	Category	Vendor Name / Address	Vendor Service	Projected Expenditure
K-2018-346-004	Admin	**West MI Shoreline Regional Dev Com** 316 Morris Ave Ste 340 Muskegon MI 49440	Annual Dues	51,000
K-2019-397-001	County Clerk	**Ameri-Time LLC** 20271 Lakeworth St Roseville, MI 48066	Time Stamp Machine Repair & Maintenance	1,500
K-2018-409-001	County Clerk	**Campaign Finance** 16580 Wyoming Ave Detroit, MI 48221	Annual Subscription -Elections	3,000
K-2019-397-002	County Clerk	**Custom Service Printers Inc** PO Box 2649 Grand Rapids, MI 49501	Printing Jury Summons, Envelopes and Mailing	25,340
K-2018-409-002	County Clerk	**Hart Intercivic Inc** 15500 Wells Port Dr Austin, TX 78728	Vital Record Printing & Supply -Vital Records	20,000
K-2018-409-005	County Clerk	**Jury Systems Inc** 1985 Yosemite Ave Ste 135 Simi Valley, CA 93063	Software Maintenance -Jury Commission	16,000
K-2019-397-003	County Clerk	**Mediation & Restorative Services** 27 E Clay Ave Muskegon, MI 49442	Court Orders -Jury Commission	1,000
K-2019-397-004	County Clerk	**Michigan Association of County Clerks** 120 N Washington Sq Ste 110 A Lansing, MI 48933	Membership & Conference	400
K-2018-409-007	County Clerk	**PSI Printing Systems Inc** 12680 Delta Dr Taylor, MI 48180	Ballot Printing & Election Supplies	96,000
K-2018-409-003	County Clerk	**Robert G Budlong, Ebco** 9161 N Lilley Plymouth, MI 48170	Printing & Supply -Vital Records	2,000
K-2018-409-008	County Clerk	**Whitewater Valley Publishing Co Inc** White Lake Beacon 202 N Rath Ave PO Box 340 Ludington, MI 49431	Public Notices -Elections	1,500
K-2018-346-007	Courts	**State of Michigan (JIS Software)** Supreme Court Finance Office PO Box 30052 Lansing, MI 48909	Software Support for: Circuit Court District Court Probate Court	58,000 57,100 36,100
(NEW)	Courts/ Attorneys	**Muskegon County Bar Association Inc** PO Box 88 Muskegon, MI 49443	Annual Bar Dues	11,550
K-2018-346-008	Courts/ Attorneys	**State Bar of Michigan** PO Box 1406 Grand Rapids, MI 49501	Annual Bar Dues	18,000
K-2018-346-009	CVB	**Muskegon Area First** 900 Third St Ste 200 Muskegon, MI 49440	Annual Membership Dues	10,000
K-2017-403	CVB	**White Lake Chamber of Commerce** 124 W Hanson St Whitehall, MI 49461	Annual Membership Dues	100,000
K-2015-143	Health Dept	**Access Health** 1200 Ransom Ste 102 Muskegon, MI 49442	Healthcare Services to Lower income residents	350,000

County of Muskegon
Fiscal Year 2021 Service Agreements submitted for County Board approval
County-Wide Service Providers

Code	Category	Vendor Name / Address	Vendor Service	Projected Expenditure
K-2019-69-002	Health Dept	**GlaxoSmithKline** PO Box 740415 Atlanta, GA 30374	Authorized Vaccine provider	20,700
K-2019-69-003	Health Dept	**Merck Sharp & Dohme Corp** 2000 Galloping Hill Rd Kenilworth, NJ 07033	Authorized Vaccine provider	9,500
K-2019-69-004	Health Dept	**PaxVax Inc** PO Box 741834 Atlanta, GA 30374	Authorized Vaccine provider	3,200
K-2019-69-001	Health Dept	**Sanofi Pasteur** PO Box 60244 Charlotte, NC 28260	Authorized Vaccine provider	12,700
K-2018-381	Human Resources	**Combined Insurance Co of America** Eyemed Vision Care PO Box 8069 Chicago, IL 60680	Vision Insurance	90,000
K-2018-346-012	Human Resources	**Governmentjobs.com** Neo Gov 222 N Sepulveda Ste 2000 El Segundo, CA 90245	Software License & Support	35,500
K-2018-346-011	Human Resources	**Infinisource** 15 E Washington St Coldwater, MI 49036	Administration of COBRA and Sec 125 Flex Spending	11,000
K-2018-346-010	Human Resources	**Reliance Standard** 39555 Orchard Hill PL STE 235 Novi, MI 48375	Life & LTD Insurance	197,000
K-2018-346-005	IT	**Dex Media** PO Box 619009 DFW Airport, TX 75261	Phone Listings -Advertising	3,100
K-2018-386-007	IT	**Muskegon Area Intermediate School District** 200 Harvey St Muskegon, MI 49442	Contractual	19,500
K-2018-386-001	IT	**Merit Network Inc** 1000 Oakbrook Dr Ste 200 Ann Arbor, MI 48104	Internet Services	33,300
K-2018-346-013	MATS	**Gillig** 25800 Clawitter Rd Hayward, CA 94545	Bus Parts & Supplies	70,000
(NEW)	Multiple Dept.	**Advance Local Holdings Corp** MLive Media Group One World Trade Ctr New York, NY 10007	Local and Extended Advertsing Services used across all County Departments	4,000
K-2018-346-042	Multiple Dept.	**Apparel Master-Muskegon** 341 E Apple Ave Muskegon, MI 49442	Uniforms and Floor Mats	25,000
K-2018-346-040	Multiple Dept.	**Federal Express** PO Box 371461 Pittsburg, PA 15250	Shipping and Delivery services for all County Departments	5,000
K-2018-346-019	Multiple Dept.	**Hackley Hospital** Workplace Health 1670 E Sherman Blvd Muskegon, MI 49444	Local Source for Drug Screening & Work Physicals used across County Departments	27,517

County of Muskegon
Fiscal Year 2021 Service Agreements submitted for County Board approval
County-Wide Service Providers

Code	Category	Vendor Name / Address	Vendor Service	Projected Expenditure
K-2018-346-044	Multiple Dept.	**Hackley Workplace Health** 923 S Beechtree St Ste 9 Grand Haven, MI 49417	Local Source for Drug Screening & Work Physicals used across County Departments	2,705
K-2018-346-006	Multiple Dept.	**Herald Publishing** MLive Media Group 3102 Walker Ridge Dr Grand Rapids, MI 49544	Local Advertising Service used across all County Departments	41,000
K-2018-346-018	Multiple Dept.	**Kohley's Superior Water & Propane** 2404 Glade St Muskegon Hts, MI 49444	Water Services across County Departments	25,056
K-2018-346-041	Multiple Dept.	**Nichols Paper Supply** 29060 Network Place Chicago, IL 60673	Janitorial Supplies	110,300
K-2016-97	Multiple Dept.	**Recycling Services Inc** Allshred Services 3940 Technology Dr Maumee, OH 43537	Confidential Shredding Services used across all County Departments	3,400
(NEW)	Multiple Dept.	**Shred-It USA** 23166 Network Place Chicago, IL 60673-1252	Confidential Shredding Services used across all County Departments	6,530
K-2019-397-005	Multiple Dept.	**Vital Records Holdings LLC** 5400 Meltech Blvd Ste 101 Memphis, TN 38118	Document Storage, shredding, and scanning services	95,000
K-2018-346-014	Office Services	**Pitney Bowes -Global Financial Services** 1 Elmcroft Rd Stamford, CT 06929	Mail Equipment Lease	13,000
K-2018-346-015	Office Services	**Reserve Account - Pitney Bowes** PO Box 223648 Pittsburgh, PA 15250	Fiscal Year 2020 Postage Meter	250,000
K-2019-397-006	Sheriff Dept.	**Accurate Controls** PO Box 568 326 Blackburn St Ripon, WI 54971	Jail Supplies & Equipment	1,500
K-2018-424-001	Sheriff Dept.	**Action Industrial** Drawer 1472 PO Box 5935 Troy, MI 48007-5935	Janitorial supplies/equipment	1,200
K-2018-424-029	Sheriff Dept.	**All Traffic Solutions** 3100 Research Dr State College, PA 16801	Message Boards	2,500
K-2019-397-007	Sheriff Dept.	**American Bio Medical** 24495 Network Place Chicago, IL 60673-1244	Test Kits	3,000
K-2018-424-002	Sheriff Dept.	**American Messaging** PO Box 5749 Carol Stream, IL 60197-5749	Paging Service - Victim Service Unit	900
K-2018-424-003	Sheriff Dept.	**Axon Enterprise, Inc** 17800 North 85th St PO Box 29611-2018 Scottsdale, AZ 85255-9306	Tasers and cartridges	8,600
K-2018-424-004	Sheriff Dept. & Emergency Svcs	**Batteries Plus** Denbooer-Batteries-Plus 3415 E Saginaw St Ste 1 Lansing, MI 48912	Batteries, bulbs	450

County of Muskegon
Fiscal Year 2021 Service Agreements submitted for County Board approval
County-Wide Service Providers

Code	Category	Vendor Name / Address	Vendor Service	Projected Expenditure
K-2018-424-005	Sheriff Dept.	**Bob Barker** Atlanta, GA 31193 PO Box 934785	Inmate Supplies	34,300
K-2018-424-030	Sheriff Dept.	**Cellebrite USA Inc** 7 Campus Dr Ste 210 Parsippany, NJ 07054	Cell Phone Decoder	7,400
K-2018-424-009	Sheriff Dept.	**CMP Distributors** 16753 Industrial Parkway Lansing, MI 48906	Bullet Proof and Stab vests, gear and ammunition	5,000
K-2018-424-031	Sheriff Dept.	**Concierge Corrections LLC** Correctional Recovery 4800 Collins Rd #27305 Lansing, MI 48909	Medical Bill Repricing	290,000
K-2018-424-008	Sheriff Dept.	**Cook's Correctional** 27725 Diehl Rd Warrenville, IL 60555	Kitchen Equipment & Utensils	1,500
K-2017-385	Sheriff Dept.	**Correct Care Solutions** **Wellpath LLC** 1283 Murfreesboro Rd Ste 500 Nashville, TN 37217	To Extend the Jail medical agreement	1,570,000
K-2019-397-008	Sheriff Dept.	**County of Ottawa** Fiscal Service Dept. 12220 Fillmore St Rm 331 West Olive, MI 49460	WEMET Vehicle Lease	7,500
K-2018-424-032	Sheriff Dept.	**CovertTrak Group Inc** 15600 N 78th St Scottsdale, AZ 85260	GPS vehicle tracking	700
K-2018-424-039	Sheriff Dept.	**Crosswinds Marine Service** 302 S Lake St Whitehall, MI 49461	Marine fuel, parts, supplies	2,000
K-2018-424-038	Sheriff Dept.	**Enforcement Video LLC** 415 Century Parkway Allen, TX 75013	In-Car Camera	19,575
K-2017-140 K-2015-443	Sheriff Dept.	**Ford Motor Credit** 1 American Rd MD 7500 Dearborn, MI 48126	Vehicle leases	44,173
K-2018-424-012	Sheriff Dept.	**Ginman Tire** 665 W Clay Ave Muskegon, MI 49440	Fleet Vehicle Tires	11,400
K-2018-424-033	Sheriff Dept.	**Guardian Tracking LLC** 5374 W 8th St Anderson, IN 46011	Scheduling Software	4,000
K-2018-424-010	Sheriff Dept.	**Joseph J Auffrey, PhD** 19100 N Fruitport Rd Spring Lake, MI 49456	Pre-Employment Psychological Evaluations	1,500
K-2018-424-013	Sheriff Dept.	**Kathy's - Sewing & Alterations** 1095 W Laketon Ave Muskegon, MI 49441	Repair uniforms/clothing	1,500
K-2018-424-015	Sheriff Dept.	**Kiesler Police Supply Inc** 2802 Sable Mill Rd Jeffersonville, IN 47130	Weapons & Ammo	10,000
K-2018-424-018	Sheriff Dept.	**Michigan Sheriffs Association** Criminal Justice Management Inst. 709 S Pennsylvania Lansing, MI 48912	Dues, uniform patches, vehicle decals	1,000

County of Muskegon
Fiscal Year 2021 Service Agreements submitted for County Board approval
County-Wide Service Providers

Code	Category	Vendor Name / Address	Vendor Service	Projected Expenditure
K-2019-397-009	Sheriff Dept.	**Mills Lock & Security** 61 E Apple Ave Muskegon, MI 49442	Keys & Locks	1,000
K-2018-424-034	Sheriff Dept.	**Morphotrust USA Inc** 296 Concord Rd Ste 300 Billerica, MA 01821	Finger Print	6,000
K-2018-424-007	Sheriff Dept.	**Muskegon Central Dispatch 9-1-1** 770 Terrace St Muskegon, MI 49440	Central Dispatch Service Fees	255,000
K-2018-424-022	Sheriff Dept.	**Nye Uniform** 1030 Scribner Ave NW Grand Rapids, MI 49504	Uniforms and Accessories	18,000
(NEW)	Sheriff Dept.	**On Duty Gear LLC** PO Box 611258 Port Huron, MI 48061	Bullet Proof Vests	17,000
K-2018-424-023	Sheriff Dept.	**Professional Med Team** PO Box 2878 Holland, MI 49422	Medical/blood draws	500
K-2018-424-041	Sheriff Dept.	**SHM Great Lakes** 11226 Indian Trail Ste Dallas, TX 75229	Marine fuel, parts, supplies	7,700
K-2018-424-024	Sheriff Dept.	**Sirchie Fingerprint Lab** 100 Hunter Place Youngsville, NC 27596	Gloves, Detective Supplies	300
K-2018-424-036	Sheriff Dept.	**Smiths Detection** PO Box 7247-7251 Philadelphia, PA 19170	X-ray Machine maintenance	4,387
K-2018-424-037	Sheriff Dept.	**State of Michigan** Dept. of Licensing & Reg Affair Radiation Safety Section PO Box 30658 Lansing, MI 48909-8158	Radiation Registration, License Tabs	200
K-2018-424-025	Sheriff Dept.	**Stop Stick** 365 Industrial Dr Harrison, OH 45030	Road tacks	900
K-2018-424-026	Sheriff Dept.	**Symbolarts LLC** 6083 S 1550 E Ogden, UT 84405	Awards, prizes	500
K-2018-424-027	Sheriff Dept.	**T&W Electronics** 1045 S Division Ave Grand Rapids, MI 49507	Radios, radio batteries	500
K-2018-424-028	Sheriff Dept.	**Uline** 2200 S Lakeside Dr Waukegan, IL 60085	Jail Supplies & Equipment	1,000
K-2018-424-042	Sheriff Dept.	**West Marine Products Inc** 500 Westridge Dr Watsonville, CA 95076	Equip & Supplies for Marine vessels	500
K-2018-54	Sheriff Dept.	**West MI Hazardous Materials Assoc.** 285 N Mararbecha Ln Muskegon, MI 49442	Emergency Response Contracted Services Plus Equipment and Supplies	17,600
K-2019-397-011	Sheriff Dept.	**West Michigan Criminal Justice Training Consortium** 89 W 8th St Holland, MI 49423	Training	5,800

County of Muskegon
Fiscal Year 2021 Service Agreements submitted for County Board approval
County-Wide Service Providers

Code	Category	Vendor Name / Address	Vendor Service	Projected Expenditure
K-2018-424-043	Sheriff Dept. Grant	**City of Muskegon** 933 Terrace St Muskegon, MI 49442	OHSP-OWI/Belt/Youth Alcohol Reimbursements Bicycle & Pedestrian	Split $60,000 Between Vendors
K-2018-424-049	Sheriff Dept. Grant	**City of Muskegon Heights** 2724 Peck St Muskegon Hts, MI 49444	OHSP-OWI/Belt/Youth Alcohol Reimbursements Bicycle & Pedestrian	Split $60,000 Between Vendors
K-2018-424-044	Sheriff Dept. Grant	**City of North Muskegon** 1502 Ruddiman North Muskegon, MI 49445	OHSP-OWI/Belt/Youth Alcohol Reimbursements Bicycle & Pedestrian	Split $60,000 Between Vendors
K-2018-424-045	Sheriff Dept. Grant	**City of Norton Shores** 2743 Henry St Ste 302 Muskegon, MI 49441	OHSP-OWI/Belt/Youth Alcohol Reimbursements Bicycle & Pedestrian	Split $60,000 Between Vendors
K-2018-424-046	Sheriff Dept. Grant	**City of Roosevelt Park** 900 Oakridge Rd Muskegon, MI 49441	OHSP-OWI/Belt/Youth Alcohol Reimbursements Bicycle & Pedestrian	Split $60,000 Between Vendors
K-2018-424-047	Sheriff Dept. Grant	**City of Whitehall** 405 E Colby St Whitehall, MI 49461	OHSP-OWI/Belt/Youth Alcohol Reimbursements Bicycle & Pedestrian	Split $60,000 Between Vendors
K-2018-424-048	Sheriff Dept. Grant	**Fruitport Township** 5865 Airline Rd Fruitport, MI 49415	OHSP-OWI/Belt/Youth Alcohol Reimbursements Bicycle & Pedestrian	Split $60,000 Between Vendors
K-2018-424-050	Sheriff Dept. Grant	**Muskegon Township Treasurer** 1990 Apple Ave Muskegon, MI 49442	OHSP-OWI/Belt/Youth Alcohol Reimbursements Bicycle & Pedestrian	Split $60,000 Between Vendors
K-2018-386-013	Software	**Avineon Inc** 1430 Spring Hill Rd Ste 300 McLean, VA 22102	Contractual	4,000
K-2018-346-020	Software	**BS&A** 14965 Abbey Ln Bath, MI 48808	Software Annual Maintenance	111,000
K-2018-386-003	Software	**CDW Government** 75 Remittance Dr Ste 1515 Chicago, IL 60675	Software Annual Maintenance: Print Logic software	6,000
(NEW)	Software	**CDW Government** 75 Remittance Dr Ste 1515 Chicago, IL 60675	Software Annual Maintenance: Barracuda Renewal	16,000
(NEW)	Software	**CDW Government** 75 Remittance Dr Ste 1515 Chicago, IL 60675	Software Annual Maintenance: Adboe CCT Renewal	4,000
(NEW)	Software	**CDW Government** 75 Remittance Dr Ste 1515 Chicago, IL 60675	Software Annual Maintenance: VEEAM Renewal	7,800
(NEW)	Software	**CDW Government** 75 Remittance Dr Ste 1515 Chicago, IL 60675	Software Annual Maintenance: Webex	16,000
K-2018-386-005	Software	**Civic Plus** 302 S 4th Ste 500 Manhattan, KS 66502	Website Annual	22,100
(NEW)	Software	**Dell Marketing L.P.** P O Box 643561 Pittsburgh, PA 15264-3561	Software Annual Maintenance: Microsoft Licensing	250,000
K-2018-346-021	Software	**Emphasys (Software)** 9675 NW 117 Ave, Ste 305 Miami, FL 33178	Software Annual Maintenance	7,800

County of Muskegon
Fiscal Year 2021 Service Agreements submitted for County Board approval
County-Wide Service Providers

Code	Category	Vendor Name / Address	Vendor Service	Projected Expenditure
K-2018-386-009	Software	**ESRI Inc** File #54630 Los Angeles, CA 90074	Software Annual Maintenance	25,000
K-2018-386-006	Software	**Image soft Inc** 25900 W 11 Mile Rd Ste 100 Southfield, MI 48034	Software Annual Maintenance	140,000
K-2018-386-010	Software	**Latitude Geographic's** 300-1117 Wharf St Victoria, BC V8W 1T7	Software Annual Maintenance	7,000
K-2018-386-011	Software	**Pictometry International Corp** 25 Methodist Hill Dr Rochester, NY 14623	Software Annual Maintenance & Aerial Photo Annual	80,000
K-2018-386-004	Software	**Single Wire Software LLC** PO Box 46218 Madison, WI 53744	Software Annual Maintenance	5,500
K-2018-346-022	Solid Waste	**Moorland Township** PO Box 368 Ravenna, MI 49451	Fire Services Agreement	30,900
K-2017-346-023	Solid Waste	**State of Michigan** Mich Dept Environmental Quality Cashiers Office WB-SINV PO Box 3065 Lansing, MI 48909	Fiscal Year 2020 Surcharge fee based on waste disposal	49,000
K-2005-186	Treasurer	**Title Check LLC** 622 W Kalamazoo Ave Kalamazoo, MI 49007	Title Searches & Property Inspection Visits	360,000
K-2018-346-017	Treasurer / Family Court	**Brinks** 1583 Momentum Place Chicago, IL 60689	Armored Transportation Services	10,000
K-2018-346-029	Utilities: Cable	**Comcast** PO Box 7500 Southeastern, PA 19398	Cable Services and Advertising Services County-Wide	53,000
K-2018-346-028	Utilities: Cable	**Dish Network** DEPT 0063 Palatine, IL 60055	Cable Services County-Wide	3,000
K-2018-346-024	Utilities: Energy	**Consumers Energy** PO Box 740786 Cincinnati, OH 45274	Electrical Services County-Wide	3,200,000
K-2018-346-025	Utilities: Energy	**DTE** PO Box 740786 Cincinnati, OH 45274	Natural Gas Services County-Wide	275,000
K-2018-346-027	Utilities: Energy	**Great Lakes Energy** PO Box 232 Hart, MI 49420	Electrical Service for Meinert Park	8,200
K-BPW-18-106	Utilities: Energy	**Suburban Propane** 1535 S Walker Rd Muskegon, MI 49442	Propane fuel for Solid Waste	15,000
K-2018-346-030	Utilities: Phone	**Frontier** PO Box 2951 Phoenix, AZ 85062	Telephone Services (Including DSL for Parks, Greyhound terminal, Airport, and HealthWest TTY lines)	25,600
K-2018-031	Utilities: Phone	**TelNet Worldwide** 8020 Solutions Center Chicago, IL 60677-8000	Telephone Services County-Wide	174,000

County of Muskegon
Fiscal Year 2021 Service Agreements submitted for County Board approval
County-Wide Service Providers

Code	Category	Vendor Name / Address	Vendor Service	Projected Expenditure
(NEW)	Utilities: Phone	**Everstream** 1228 Euclid Ave #250 Cleaveland, OH 44115	Interent Services County-Wide	18,000
(NEW)	Utilities: Phone	**Telesystem** 2700 Oregon Road Northwood, OH 43619	Telephone Services County-Wide	32,400
(NEW)	Utilities: Phone	**Granite** 100 Newport Avenue Extension Quincy, MA 02171	Telphone Services County-Wide	73,560
K-2018-346-033 K-2018-346-032	Utilities: Phone	**Verizon Wireless** PO Box 15062 Albany, NY 12212	Wireless cell phone service and equipment: State Plan Federal Plan Persecutor/Sheriff/ROD and HealthWest Accounts	360,000
K-2018-346-026	Utilities: Waste Removal	**Republic Services Inc** 2471 Wilshire Jenison, MI 49429	Waste Removal Services County-Wide	22,000
K-2018-346-034	Utilities: Water	**City of Montague** 8778 Ferry St Montague, MI 49437	Retail water service County-Wide	2,000
K-2018-346-036	Utilities: Water	**City of Muskegon** 933 Terrace St Muskegon, MI 49442	Retail and Wholesale water service County-Wide	1,625,000
K-2018-035	Utilities: Water	**City of Muskegon Heights** 2724 Peck St Muskegon Hts, MI 49444	Retail water service for MATS	14,000
K-2018-346-037	Utilities: Water	**City of North Muskegon** 1502 Ruddiman North Muskegon, MI 49445	Retail water service for Waste Water	120
K-2018-346-038	Utilities: Water	**City of Norton Shores** 2743 Henry St Ste 302 Muskegon, MI 49441	Retail water service County-Wide	25,000
K-2018-346-039	Utilities: Water	**County of Muskegon** 131 E Apple Ave Muskegon, MI 49442	Retail water service County-Wide	5,700

2020-364

FY2020 Revised Budget Second Revision
Explanations of Changes

1) Reduced revenues and expenditures in the Emergency Services budget (1190-0433) by $71,618 for the delay of Region 6 projects that have been shifted from FY2020 to FY2021.

2) Reduce the revenue in the Sheriff Forfeitures budget (2671-0311) by $8,397 due to revenues coming in lower than anticipated.

3) Reduced expenditures in the Parks Development budget (4010-9015) by $15,000 for the delay in the Patterson Park garage project from FY2020 to FY2021.

4) Increase expenditures in the Public Improvement budget (4930-4930) by $24,395 for various Facilities Management related projects that were approved utilizing proceeds from the sale of the Whitehall Road HealthWest group home.

5) Increase the revenues in the County Clerk's Elections budget (1010-0191) by $89,898 for the reimbursement from the State for the primary and canceled May election that had previously not been accounted for. Also reduced expenditures by $8,200 for lower election supplies needed from what was originally anticipated.

6) Reduced revenues in the Circuit Court Records budget (1010-0216) by $17,584 for juror compensation reimbursement that was reallocated to the Circuit Court budget where the expenses associated with juries are budgeted.

7) Increase revenues by $10,000 in the Concealed Pistol Licensing budget (2630-2151) as revenues for license applications and renewals are coming in higher than anticipated. In addition increased expenditures by $2,520 for increases in copies and postage costs.

8) Decrease expenditures in the Wastewater budget (5920-5040) by $3,300 due to a revision in capital expenditures.

9) Increase revenues in the Senior Millage budget (1060) by $96,124 and decrease expenditures by $11,066 based on updated projections.

10) Increase revenues in the Public Health budget (2210) by $537,235 and expenditures by $647,706. The increase in revenues is due to the receipt of additional COVID-19, Hepatitis A, PFAS response, Type II water supply, food service sanitation and on-site wastewater treatment grants. Expenditures are increasing due to COVID-19 related expenditures. An

additional CARES Act grant for $110,471 is described in number 11 related to Public Health payroll reimbursements.

11) Increase revenues in the various budgets listed below to reflect the anticipated CARES Act grant revenue to be received of $1,055,539 for the Public Safety and Public Health Payroll Reimbursement Program which reimburses the County for public safety and public health payroll costs incurred for the months of April and May in response to COVID-19:

Budget	Revenue
Circuit Court (1010-0131)	12,828
District Court (1010-0136)	23,347
District Court Probation (1010-0137)	6,728
Sobriety Court (1170)	1,834
Sheriff Operations (1010-0301)	283,235
Sheriff Jail (1010-0351)	423,455
Sheriff Courtroom Security (1010-0355)	74,101
Sheriff Administration (1010-0305)	11,023
Prosecutor (1010-0229)	66,726
Facilities (1010-0265)	26,677
DHHS Legal Representation Grant (1010-2320)	3,643
Solid Waste (5710)	11,531
Public Health (2210)	110,471
Appropriations to other fund (1010-0901)	-111,528

12) Reduce revenues in the Treasurer's budget (1010-0253) by $1,335,639 for the estimated CARES Act funding that replaced revenue sharing reductions and instead allocate the actual revenue received of $1,369,920 to the following budgets:

Budget	Revenues
Sheriff Operations (1010-0301)	486,596
Sheriff Jail (1010-0351)	735,921
Sheriff Courtroom Security (1010-0355)	147,403

This CARES Act funding is called the Coronavirus Relief Local Government Grant that was received to cover COVID -19 related costs. Public Safety payroll costs for the months of June and July are eligible expenditures to support the receipt of these grant funds. Therefore, grant revenues were allocated to those respective budgets where the eligible expenditures were incurred.

13) Increase revenues and expenditures in the Sheriff Jail budget (1010-0351) by $5,900 for additional reimbursable costs for supplies and equipment associated with the EXIT program.

14) Reduce expenditures in the Deeds Automation budget (2560) by $93,000 to reflect moving the capital expenditure to FY2021.

15) Changes in expenditures related to changes in various departments participation in the Workshare Program:

Budget	Revenues	Expenditures
Accommodation Tax (2300-0251)		-2,781
Administration (1010-0171)		2,215
Circuit Court (1010-0131)		-6,730
Circuit Court Collections (1010-0132)		899
District Court (1010-0136)		-117,622
District Court Probation (1010-0137)		-980
District Court Collections (1010-0138)		-20,512
Probate Court (1010-0148)		-10,134
Human Resources (1010-0226)		-136
Prosecutor (1010-0229)		-45,149
Treasurer (1010-0253)		-185
DHHS Legal Representation Grant (1010-2320)		-6,516
Sobriety Court (1170-1369)	-2,699	-2,699
Insurance Fund (6770-0203 & 0204)		-608
Parks (2080-0691)		-8,790
Crime Victims Rights (2800)	-11,791	-11,791
Child Care Fund (2920)	-37,316	-37,316
Family Court Fund (2150)	-42,848	-42,848
Delinquent Tax Revolving (5169)		-1,493
Land Bank (5500)		-778
Appropriations (1010-0901)		-26,555

The changes were the result of participation increasing from 20% furlough to 30% furlough, adding departments that had not previously committed to extending participation at the time of the last amendment and making adjustments for others that have chosen to discontinue participation.

16) Increase expenditures and revenues in various Sheriff budgets listed below for First Responder Hazard Premium pay for which CARES Act funding is expected to be awarded for $95,000 to cover a $1,000 hazard pay premium per first responder:

Budget	Revenues	Expenditures
Sheriff Building Security (1010-0266)	250	315
Sheriff Operations (1010-0301)	26,000	33,000
Sheriff Jail (1010-0351)	50,500	63,357
Sheriff Administration (1010-0305)	1,000	1,213
Sheriff Courtroom Security (1010-0355)	10,750	13,608

Sheriff Marine Safety (1200-0331)	1,259	1,259
Sheriff Highway Safety Programs (1210-0315)	2,519	2,519
Sheriff Township Patrols (1240-0303)	3,838	3,838
Appropriations to other funds (1010-0901)		1,197

Total General Fund revenues current budget of $54,301,400 is amended to $55,434,158 to incorporate these changes.

Total General Fund expenditures current budget of $55,581,533 is amended to $55,348,990 to incorporate these changes.

The revised FY2020 General Fund budget has revenues in excess of expenditures of $85,168 which will add to unassigned fund balance.

Total All Funds revenues are increasing from $240,568,850 to $242,301,750 and total All Funds expenditures are increasing from $243,852,417 to $244,000,857.

BUDGET REPORT FOR MUSKEGON COUNTY
GENERAL FUND

DESCRIPTION	2019-20 CURRENT AMENDED BUDGET	2019-20 PROJECTED REVISED BUDGET	CHANGE INCREASE/ (DECREASE)
Fund 1010 - General Fund			
ESTIMATED REVENUES			
TRANSFERS IN	1,236,262	1,236,262	0
STATE	5,704,831	5,704,831	0
CHARGES FOR SERVICES	8,958,155	8,919,471	(38,684)
OTHER	1,079,542	1,196,440	116,898
FINES AND FORFEITURES	535,053	535,053	0
INVESTMENT INCOME	70,001	70,001	0
DTE PROGRAM REVENUE	2,084,052	2,084,052	0
LICENSES AND PERMITS	5,415	5,415	0
RENTALS	130,168	130,168	0
FEDERAL	1,383,798	2,438,342	1,054,544
TAXES	27,817,033	27,817,033	0
SPECIAL ASSESSMENTS	77,090	77,090	0
BOND PROCEEDS	5,220,000	5,220,000	0
TOTAL ESTIMATED REVENUES	54,301,400	55,434,158	1,132,758
ESTIMATED EXPENDITURES			
SALARIES	15,440,156	15,338,050	(102,106)
FRINGES	8,537,059	8,545,808	8,749
SUPPLIES	947,631	938,531	(9,100)
CONTRACTUAL SERVICES	4,459,536	4,466,336	6,800
UTILITIES	734,089	734,089	0
DTE PROGRAM COSTS	1,879,286	1,879,286	0
OTHER	1,021,327	1,021,327	0
TRANSFERS	13,993,243	13,856,357	(136,886)
CAPITAL OUTLAY	750	750	0
STAFF DEVELOPMENT & TRAVEL	220,018	220,018	0
OVERHEAD	2,090,211	2,090,211	0
INTEREST EXPENSE	5,050	5,050	0
INSURANCE PREMIUMS	1,036,185	1,036,185	0
TRANSFER OF JUDGMENT BOND PROCEEDS	5,150,000	5,150,000	0
DEBT SERVICE	66,992	66,992	0
TOTAL ESTIMATED EXPENDITURES	55,581,533	55,348,990	(232,543)
PROJECTED SURPLUS/(DEFICIT)	(1,280,133)	85,168	
UNASSIGNED FUND BALANCE		9,668,065	
PROJECTED UNASSIGNED FUND BALANCE @ 9/30/20		9,753,233	

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
GENERAL FUND REVENUES BY DEPARTMENT					
Fund 1010 - General Fund					
0052	Brookhaven Plant O&M	26,987	0	0	0
0131	Circuit Court	193,721	215,868	228,696	12,828
0132	Circuit Court Collections	45,688	46,000	46,000	0
0136	District Court	2,277,012	2,048,586	2,071,933	23,347
0137	District Ct Probation(Cobo Hall PA2 Tax)	40,498	40,000	46,728	6,728
0145	Jury Commission	0	0	0	0
0148	Probate Court	60,292	49,486	49,486	0
0151	State Probation	2,926	2,348	2,348	0
0164	Public Defender	0	0	0	0
0171	Administration	0	0	0	0
0175	Residential Energy Efficiency Pgm	2,812,609	2,084,052	2,084,052	0
0191	Elections	80,334	43,500	133,398	89,898
0201	Accounting	184	0	0	0
0210	Corporate Counsel	0	0	0	0
0215	County Clerk	372,022	342,860	342,860	0
0216	Circuit Court Records	176,049	133,257	115,673	(17,584)
0217	Juror Showcause	18,310	7,090	7,090	0
0225	Equalization	1,063,971	1,090,518	1,090,518	0
0226	Human Resources	84,025	85,425	85,425	0
0227	City of Muskegon	0	0	0	0
0229	Prosecutor	62,866	106,221	172,947	66,726
0236	Register of Deeds	1,511,560	1,306,444	1,306,444	0
0241	Bldg A-Johnny O. Harris	3,945	1,500	1,500	0
0242	Bldg B-Training Center	0	0	0	0
0252	Transfers	825,658	833,182	833,182	0
0253	Treasurer	38,585,919	38,308,330	36,972,691	(1,335,639)
0263	Cordova Site O&M	4,000	2,000	2,000	0
0265	Michael E. Kobza Hall of Justice	1,764	2,375	29,052	26,677
0266	Sheriff Building Security	0	0	250	250
0268	Oak Ave. Building	106,970	123,521	123,521	0
0273	Heritage Landing O & M	0	0	0	0
0275	Drain Commissioner	0	77,090	77,090	0
0292	Law Library	10,926	10,000	10,000	0
0297	Vehicle Pool	21,574	22,000	22,000	0
0301	Sheriff Operations	103,259	152,584	948,415	795,831
0305	Sheriff Administration	479	486	12,509	12,023
0306	Emergency Response Team	0	0	0	0
0320	Officer Training Act 320	8,777	10,000	10,000	0
0350	Correction Officer Training	65,987	60,000	60,000	0
0351	Sheriff Jail	1,924,276	1,436,857	2,652,633	1,215,776
0355	Courtroom Security	0	0	232,254	232,254
0421	Dog Licensing/Animal Control	229,093	304,860	304,860	0
0758	Fairgrounds Training Center	36,111	0	0	0
0901	Appropriations	2,500	9,262	9,262	0
0941	Misc Contingency	(30,585)	(34,302)	(34,302)	0
0959	Information Systems	0	0	0	0
2320	DHHS Legal Representation Grant	141,610	160,000	163,643	3,643
6496	Agnes Potuznik/Wesley Roberts Building	0	0	0	0
7280	Economic Development	5,535	0	0	0
9314	Other Financing Sources	41,174,089	5,220,000	5,220,000	0
ESTIMATED REVENUES - FUND 1010		92,050,941	54,301,400	55,434,158	1,132,758

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
GENERAL FUND REVENUES BY CATEGORY					
Fund 1010 - General Fund					
ESTIMATED REVENUES					
GAIN ON SALE					
673.020	Sale of Assets	26,987	0	0	0
GAIN ON SALE		26,987	0	0	0
FEDERAL					
510.000	Federal Pass Thru-WEMET Ottawa Co	28,000	1,350,639	15,000	(1,335,639)
510.951	Federal Pass Through-HIDTA Program	2,667	4,515	4,515	0
528.019	CARES Act Grant - CRLGG	0	0	1,369,920	1,369,920
528.119	CARES Act Grant - FRHPPP	0	0	88,500	88,500
528.219	CARES Act Grant - PSPHPR	0	0	931,763	931,763
529.000	Federal Grant Revenue-Direct	5,269	2,750	2,750	0
529.226	Federal Revenue-Pmts in Lieu of Taxes	31,030	25,894	25,894	0
FEDERAL		66,966	1,383,798	2,438,342	1,054,544
STATE					
539.000	State Grant	70,805	92,500	92,500	0
541.000	Probate Judges Salary	227,054	206,385	206,385	0
545.010	State Aid-Caseflow Assistance	28,956	33,000	33,000	0
545.020	Drug Case Information Mgt Acct	4,224	3,700	3,700	0
574.001	State Revenue-PPT Replacement	1,531,551	1,487,452	1,487,452	0
575.000	State Revenue Sharing-Twshp Liq Tax	39,375	17,000	17,000	0
576.000	State Revenue Sharing Income Tax	3,673,111	2,884,030	2,884,030	0
577.000	State Court Fund Distibution	1,007,613	980,764	980,764	0
STATE		6,582,689	5,704,831	5,704,831	0
CHARGES FOR SERVICES					
477.000	Dog Licenses-1 year	48,425	41,575	41,575	0
477.001	Altered Licenses-1 year	132,855	225,010	225,010	0
477.002	Late Licenses	29,388	20,000	20,000	0
477.003	Senior Regular License-1 year	9,895	9,045	9,045	0
477.004	Puppy License	6,730	7,500	7,500	0
477.050	Kennel Licenses	1,400	1,730	1,730	0
510.800	Federal Pass Thru-VENDOR-IV-E PA K	105,005	90,400	96,300	5,900
602.010	Confinements	400	0	0	0
603.010	Circuit Court Costs	234,709	222,348	222,348	0
603.020	District Court Costs	861,399	714,000	714,000	0
603.025	District Court No - Ins Fee	17,131	12,000	12,000	0
603.450	Forensic Fund Fee 5%	386	356	356	0
604.100	Bonding Fee	908	1,500	1,500	0
605.000	Alcohol Assess/Probation OS Fee	224,333	215,000	215,000	0
605.100	Domestic Violence Assess	900	1,000	1,000	0
605.200	Presentence Investigation Fee	1,606	1,000	1,000	0
607.050	Lease revenues	21,574	22,000	22,000	0
608.010	Court Filing Fee	34,069	33,200	33,200	0
608.040	Jury Fee	11,000	11,000	11,000	0
608.060	Appeal Fee	368	480	480	0
608.070	Motion Fees	50,850	45,200	45,200	0
608.080	WOG/ATTACH/EXEC/JDDS PA 189 FEES	4,940	5,500	5,500	0
608.100	Booking Fee	66,452	60,000	60,000	0
609.000	Crime Victim Rights Assess/Admin.	41,348	40,000	40,000	0
609.010	Filing Fees	192,972	185,500	185,500	0
609.030	Certified Mailing Fee	1,174	750	750	0
609.040	Writ, Garnish, Restit, Attach, Exec	245,620	260,000	260,000	0
609.050	Marriage Ceremony	3,580	2,500	2,500	0
609.060	Jury Demand Fees	320	500	500	0
609.070	DNA Assessment County Share	408	230	230	0
609.080	Clearance Fees	61,618	50,000	50,000	0
610.000	Copy Fees	1,941	2,000	2,000	0
610.030	Form Fees	3,392	2,500	2,500	0
611.000	Safety Deposit Fee	60	50	50	0
612.010	Notarial Certificates	90	100	100	0
612.025	Notary filing fee	2,715	2,500	2,500	0
612.030	Assumed Names	5,120	5,400	5,400	0
612.040	Notary Bond Filing Fee	2,400	1,800	1,800	0
612.100	Other Service Charges	20,128	22,200	22,200	0
613.010	Certification of Deeds	14,229	20,000	20,000	0
613.020	Tax history - Hard copy	6	25	25	0
613.070	Geographic Services	445	500	500	0
614.010	Estate Inventory Fee	33,292	28,000	28,000	0
614.030	Deposit of Wills	4,750	2,200	2,200	0
614.040	Secret Marriages	1	6	6	0

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
614.050	Marriage Ceremony	9	30	30	0
614.060	Motion and Petition Fee	5,170	4,200	4,200	0
614.065	Probate Home Study	3,320	3,200	3,200	0
614.070	Other Probate Fees and Charges	942	500	500	0
614.080	Certified Copies	10,692	8,600	8,600	0
615.010	Deeds Recording Fee	178,525	155,800	155,800	0
615.020	Mortgage Recording Fee	293,239	265,644	265,644	0
615.030	Financing Stmts Recording Fee	1,355	0	0	0
615.040	Miscellaneous Recording Fee	239,869	241,000	241,000	0
615.060	Transfer Tax	660,122	510,000	510,000	0
615.070	Recording Copy	24,028	20,000	20,000	0
615.080	Record Search	5,784	4,200	4,200	0
617.000	Sex Offender Registrations	6,810	7,184	7,184	0
626.000	Charges for Services	140,715	129,925	129,925	0
626.001	CPL Fee	0	100	100	0
626.050	Freedom of Information Request	2,614	0	0	0
626.071	CFAT Court Appointed Atty Fee Contribtn	0	0	0	0
626.072	PFAT Court Appointed Atty Fee Reimb	0	0	0	0
626.351	Jail Kit Revenue	10,029	16,000	16,000	0
628.010	Sheriff Services	37,391	15,500	15,500	0
628.040	State Prisoner Board	541,875	340,000	340,000	0
628.045	MDOC Beds Reimb	234,640	239,000	239,000	0
628.046	Detainer Medical Reimbursement	12,984	1,800	1,800	0
628.050	Prisoners Board-County	172,815	95,000	95,000	0
628.070	Restitutions	3,216	2,250	2,250	0
628.080	Prisoner Medical Services	37,796	46,200	46,200	0
628.090	Collection Agency-Inmate R&B	216	300	300	0
628.100	Breathalyzer Testing	40	80	80	0
628.250	Liquor Licenses	935	600	600	0
628.300	Abandoned Vehicle	18,200	17,235	17,235	0
629.000	Certified Copies	370,081	335,900	335,900	0
629.300	Forms Sales	14,426	16,000	16,000	0
629.900	Certified Copies MICBCS	2,562	6,500	6,500	0
630.000	Photographic Services	9,071	9,190	9,190	0
630.040	BSA Web Fees	26,558	23,000	23,000	0
630.071	Fingerprinting Fees-CPL	12,041	12,500	12,500	0
630.072	Fingerprinting Fees-Expungement	17	150	150	0
630.073	Fingerprinting Fees-Name Changes	304	400	400	0
630.640	Live Scan Finger Printing Revenue	6,568	7,400	7,400	0
631.000	Assessments by Equalization	1,053,372	1,078,018	1,078,018	0
638.028	Advertising Sales	(81)	0	0	0
642.000	Charges for Services-Sales	1,151	500	500	0
642.010	Video Transcript Purchases	51	30	30	0
646.090	Commissions-Other	11,412	7,000	7,000	0
646.351	Misc Sales	15,268	12,000	12,000	0
648.500	Plat Book Sales	1,488	3,000	3,000	0
650.000	Provision for Uncollectible Accts Rec	(30,742)	(35,030)	(35,030)	0
651.010	Admin Costs	2,451,502	2,439,742	2,439,742	0
654.100	Training Fee Revenue	4,540	5,000	5,000	0
677.289	Juror Compensation Reim Fund	66,576	55,502	37,918	(17,584)
679.261	ATM Service Fees	0	0	0	0
680.010	Other Reimbursements-Bed Days	6,275	7,000	7,000	0
680.135	PPO Violation Hearings	675	200	200	0
680.140	Drivers License Restoration	2,496	1,000	1,000	0
680.145	Prosecutor Diverson Revenue	8,200	10,000	10,000	0
680.160	Prisoner Transport Reimbursement	13,661	9,000	9,000	0
680.170	Reimb-Food Stamp Fraud	3,109	1,000	1,000	0
680.182	Reimbursement DUIL Prosecution	19,419	15,000	15,000	0
680.393	Reimb Rev-Ord 393 Prosecution Costs	2,660	1,000	1,000	0
694.020	Commission-Pay Phones	158,664	162,000	162,000	0
694.040	Commissions-Video Visits	18,848	17,000	17,000	0
694.050	Commissions-Lockers	2,004	200	200	0
694.060	Commissions-Snack Bags	20,137	10,000	10,000	0
694.351	Commissions-commissary	291,966	230,000	230,000	0
CHARGES FOR SERVICES		9,707,942	8,931,155	8,919,471	(11,684)
OTHER					
540.000	Judicial Salary Standardization	456,340	457,240	457,240	0
542.000	Juvenile Court Reimbursement	78,389	78,388	78,388	0
604.000	10% Bond Costs	6,605	4,700	4,700	0
628.020	Prisoners Incarceration Reimb.	271,414	178,000	178,000	0
630.020	Tax history - Digital	14,503	13,100	13,100	0
644.000	Sale of Office Supplies	109,927	110,000	110,000	0
675.000	Contributions and Donations	37,211	0	0	0
677.000	Miscellaneous Reimbursements	12,777	12,000	12,000	0

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
679.100	Rebate-PCard Program	44,353	44,353	44,353	0
680.000	Reimbursements-Other	106,060	179,761	269,659	89,898
694.100	Commissions-Vending	0	2,000	2,000	0
695.000	Cash Over/Short	3,216	0	0	0
OTHER		1,140,795	1,079,542	1,169,440	89,898
FINES AND FORFEITURES					
614.110	Fines and Costs	18,310	7,090	7,090	0
656.000	Penal Fines	6,500	6,500	6,500	0
658.000	Bond Forfeiture	44,939	47,400	47,400	0
659.000	Ordinance Fines and Costs	519,811	473,000	473,000	0
660.010	Filiation Fees	126	63	63	0
663.000	Bond Forfeitures and Bond Costs	4,780	1,000	1,000	0
FINES AND FORFEITURES		594,466	535,053	535,053	0
CONTRIBUTIONS FROM PRIVATE SOURCES					
675.175	DTE Program Revenue	2,812,609	2,084,052	2,084,052	0
CONTRIBUTIONS FROM PRIVATE SOURCES		2,812,609	2,084,052	2,084,052	0
INVESTMENT INCOME					
665.000	Interest Earned	86,800	65,000	65,000	0
665.010	Interest on Past Due Accounts	12,543	5,001	5,001	0
INVESTMENT INCOME		99,343	70,001	70,001	0
LICENSES AND PERMITS					
480.000	Pistol Permits	15	15	15	0
481.000	Marriage License Fee	5,787	4,500	4,500	0
481.030	Marriage License Wait Period Waivers	1,200	900	900	0
LICENSES AND PERMITS		7,002	5,415	5,415	0
RENTALS					
669.000	Rents	111,902	128,453	128,453	0
669.010	Rental of property and Equipment	1,400	200	200	0
669.045	Meeting Room Rental	3,960	1,515	1,515	0
RENTALS		117,262	130,168	130,168	0
TAXES					
403.000	Property Taxes-Current	25,125,740	25,916,100	25,916,100	0
409.000	Delinquent Prop Taxes-Current Yr	958,870	888,446	888,446	0
417.000	Delinquent Personal Prop tax	35,793	27,000	27,000	0
418.000	Swamp Land Tax Revenue 1994 PA 451	6,100	5,900	5,900	0
424.000	Commercial Forest Reserve	1,725	0	0	0
426.000	Payment in Lieu of taxes	44,820	35,000	35,000	0
426.010	IFT Taxes	90,265	86,405	86,405	0
427.000	Trailer Fees	20,498	25,000	25,000	0
449.000	4% Facility Liquor Control Tax	825,658	833,182	833,182	0
TAXES		27,109,469	27,817,033	27,817,033	0
TRANSFERS					
676.230	Contrib from Fund 2300 Accom Tax	2,500	0	0	0
676.418	Appropriation from Fund 4180	0	9,262	9,262	0
676.493	Approp from Public Improvement	441,652	100,000	100,000	0
676.510	Approp from Fund 5100	50,000	50,000	50,000	0
676.511	Approp from Fund 5110	400,000	0	0	0
676.516	Approp from Del Tax	1,691,570	1,077,000	1,077,000	0
676.550	Approp from Fund 5500 Land Bank	0	0	0	0
TRANSFERS		2,585,722	1,236,262	1,236,262	0
SPECIAL ASSESSMENTS					
672.820	14a Drain Assessments Revenue	0	77,090	77,090	0
SPECIAL ASSESSMENTS		0	77,090	77,090	0
CHGS FOR SVCS-OTH INS-SSI					
636.217	SSI	25,600	27,000	27,000	0
CHGS FOR SVCS-OTH INS-SSI		25,600	27,000	27,000	0
PROCEEDS FROM ISSUE OF BONDS					
696.000	Bond Proceeds	41,174,089	5,220,000	5,220,000	0
PROCEEDS FROM ISSUE OF BONDS		41,174,089	5,220,000	5,220,000	0
TOTAL ESTIMATED REVENUES		**92,050,941**	**54,301,400**	**55,434,158**	**1,132,758**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
GENERAL FUND EXPENDITURES BY FUNCTION				
Fund 1010 - General Fund				
Function: 100-Legislative				
Totals for dept 0101 - Board of Commissioners	385,945	376,871	376,871	0
Total - Function 100-Legislative	385,945	376,871	376,871	0
Function: 200-Judicial				
Totals for dept 0131 - Circuit Court	1,355,684	1,490,606	1,483,876	6,730
Totals for dept 0132 - Circuit Court Collections	104,085	85,910	86,809	(899)
Totals for dept 0136 - District Court	3,653,189	3,487,815	3,370,193	117,622
Totals for dept 0137 - District Ct Probation(Cobo Hall PA2 Tax)	175,196	174,977	173,997	980
Totals for dept 0138 - District Court Collections	217,410	203,350	182,838	20,512
Totals for dept 0145 - Jury Commission	62,946	62,584	62,584	0
Totals for dept 0148 - Probate Court	915,169	931,025	920,891	10,134
Totals for dept 0151 - State Probation	65,682	69,415	69,415	0
Totals for dept 0164 - Public Defender	0	0	0	0
Totals for dept 0292 - Law Library	4,558	5,950	5,950	0
Total - Function 200-Judicial	6,553,919	6,511,632	6,356,553	155,079
Function: 300-General County Government				
Totals for dept 0171 - Administration	681,865	666,033	668,248	(2,215)
Totals for dept 0191 - Elections	178,784	289,388	281,188	8,200
Totals for dept 0201 - Accounting	1,001,889	999,477	999,477	0
Totals for dept 0210 - Corporate Counsel	372,736	300,000	300,000	0
Totals for dept 0212 - Budget	0	0	0	0
Totals for dept 0215 - County Clerk	380,016	414,303	414,303	0
Totals for dept 0216 - Circuit Court Records	413,794	581,615	581,615	0
Totals for dept 0217 - Juror Showcause	24,078	7,090	7,090	0
Totals for dept 0225 - Equalization	1,704,113	1,729,317	1,729,317	0
Totals for dept 0226 - Human Resources	373,119	340,909	340,773	136
Totals for dept 0227 - City of Muskegon	0	0	0	0
Totals for dept 0229 - Prosecutor	2,212,782	2,226,264	2,181,115	45,149
Totals for dept 0233 - Purchasing	0	0	0	0
Totals for dept 0236 - Register of Deeds	514,276	527,397	527,397	0
Totals for dept 0241 - Bldg A-Johnny O. Harris	54,337	11,493	11,493	0
Totals for dept 0242 - Bldg B-Training Center	45,924	52,232	52,232	0
Totals for dept 0243 - Bldg C-Treas/Equal/RoD	0	0	0	0
Totals for dept 0245 - Bldg E-Jewell Bldg (formerly Brinks)	17,867	8,858	8,858	0
Totals for dept 0246 - Bldg F-Veterans Center	9,504	0	0	0
Totals for dept 0247 - Bldg G-Central Services	0	0	0	0
Totals for dept 0248 - Bldg H-Stark Hall	1,707	0	0	0
Totals for dept 0253 - Treasurer	349,963	395,709	395,524	185
Totals for dept 0260 - Shady Grove Cemetery	2,410	5,353	5,353	0
Totals for dept 0263 - Cordova Site O&M	1,493	1,608	1,608	0
Totals for dept 0265 - Michael E. Kobza Hall of Justice	865,619	869,802	869,802	0
Totals for dept 0268 - Oak Ave. Building	144,849	157,231	157,231	0
Totals for dept 0271 - County Jail Building-Old	71,482	71,650	71,650	0
Totals for dept 0275 - Drain Commissioner	260,880	573,769	573,769	0
Totals for dept 0284 - Plat Board	0	700	700	0
Totals for dept 0285 - Gypsy Moth	0	0	0	0
Totals for dept 0297 - Vehicle Pool	9,343	18,000	18,000	0
Totals for dept 0650 - State Institutions	218,980	731,000	731,000	0
Totals for dept 0941 - Misc Contingency	1,781,586	2,052,273	2,052,273	0
Totals for dept 0942 - Current Year Unused Leave Payoffs	0	0	0	0
Totals for dept 0943 - Donated Leave Payments	1	0	0	0
Totals for dept 0947 - Early Retirement Incentive	0	0	0	0
Totals for dept 0959 - Information Systems	0	0	0	0
Totals for dept 2320 - DHHS Legal Representation Grant	293,302	285,204	278,688	6,516
Total - Function 300-General County Government	11,986,699	13,316,675	13,258,704	57,971
Function: 400-Public Safety				
Totals for dept 0266 - Sheriff Building Security	113,976	114,080	114,395	(315)
Totals for dept 0270 - County Jail Building 2015	505,282	620,485	620,485	0
Totals for dept 0301 - Sheriff Operations	3,765,602	3,940,467	3,973,467	(33,000)
Totals for dept 0305 - Sheriff Administration	467,367	472,907	474,120	(1,213)
Totals for dept 0306 - Emergency Response Team	16,566	6,840	6,840	0
Totals for dept 0317 - Traffic Safety-High Visability Enfo	0	0	0	0
Totals for dept 0320 - Officer Training Act 320	10,778	10,000	10,000	0
Totals for dept 0350 - Correction Officer Training	58,355	60,000	60,000	0
Totals for dept 0351 - Sheriff Jail	7,787,290	7,593,228	7,662,485	(69,257)
Totals for dept 0355 - Courtroom Security	1,139,471	1,180,379	1,193,987	(13,608)
Totals for dept 0371 - Administration	0	0	0	0
Totals for dept 0421 - Dog Licensing/Animal Control	328,344	340,285	340,285	0
Total - Function 400-Public Safety	14,193,031	14,338,671	14,456,064	(117,393)

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
Function: 500-Health					
Totals for dept 0052 - Brookhaven Plant O&M		145,727	146,992	146,992	0
Totals for dept 0244 - Bldg D-Health Dept		0	0	0	0
Totals for dept 0272 - Vector Control Building		13,859	14,600	14,600	0
Totals for dept 0662 - Juvenile Transition Center-Detention		0	0	0	0
Totals for dept 6051 - COVID-19 Emergency Response		0	0	0	0
Totals for dept 6496 - Agnes Potuznik/Wesley Roberts Building		0	0	0	0
Total - Function 500-Health		159,586	161,592	161,592	0
Function: 600-Welfare					
Totals for dept 0175 - Residential Energy Efficiency Pgm		2,543,097	1,946,284	1,946,284	0
Total - Function 600-Welfare		2,543,097	1,946,284	1,946,284	0
Function: 670-Economic Development					
Totals for dept 7280 - Economic Development		9,708	0	0	0
Total - Function 670-Economic Development		9,708	0	0	0
Function: 700-Culture					
Totals for dept 0731 - MSU Extension		0	0	0	0
Total - Function 700-Culture		0	0	0	0
Function: 800-Recreation					
Totals for dept 0273 - Heritage Landing O & M		0	0	0	0
Totals for dept 0758 - Fairgrounds Training Center		79,301	7,775	7,775	0
Total - Function 800-Recreation		79,301	7,775	7,775	0
Function: 905-Debt Service					
Totals for dept 9201 - Debt Service 2020 Judgment Bonds		0	300	300	0
Total - Function 905-Debt Service		0	300	300	0
Function: 950-Other					
Dept 0252 - Transfers					
958.090	Liquor Tax Transfer Out	412,829	416,591	416,591	0
Totals for dept 0252 - Transfers		412,829	416,591	416,591	0
Dept 0901 - Appropriations					
965.117	Approp to Sobriety Court	10,827	0	0	0
965.119	Appropriation to Emergency Services	128,670	166,258	159,071	7,187
965.120	Appropriation to 1200-Marine Safety	111,803	138,935	139,194	(259)
965.121	Appropriation to 1210-Highway Safety	123,545	108,393	101,018	7,375
965.124	Approp. to Township Patrols	193,238	185,931	172,535	13,396
965.172	Approp to 1172-Adult Drug Treatment Ct	678	3,053	3,053	0
965.215	Approp. to Friend of the Court	1,629,220	1,516,674	1,504,061	12,613
965.221	Approp, to Health Department	1,663,961	1,790,689	1,790,689	0
965.222	Approp to HealthWest	736,934	736,935	736,935	0
965.253	Approp. To SSSPP Fund 2153	986	2,154	2,154	0
965.260	Approp. to Community Corrections	153,054	143,166	143,166	0
965.267	Appropriation to Fund 2673	2,637	0	0	0
965.269	Approp to Fund 2600 Indigent Defense	1,299,793	1,217,215	1,217,215	0
965.280	Approp. to Crime Victim's Rights	18,197	20,446	20,446	0
965.289	Approp. to Remonumentation	15	14	14	0
965.290	Transfers to Brookhaven	174,477	0	0	0
965.291	Approp. to Social Services	5,935	8,086	8,086	0
965.292	Approp. to Child Care Fund	3,972,044	4,122,490	4,025,916	96,574
965.313	Approp. to County Facility Debt Ser	215,971	219,894	219,894	0
965.369	Transfers to MCBA Jail/JTC Debt Service	2,506,668	2,663,492	2,663,492	0
965.581	Appropriation to Airport	304,181	183,295	183,295	0
965.588	Appropriation to Transit	372,000	0	0	0
965.666	Appropriation to Fund 6660	42,828	42,828	42,828	0
965.841	Approp to 8410 Browns Pond Dam LLF	4,816	18,502	18,502	0
Totals for dept 0901 - Appropriations		13,672,478	13,288,450	13,151,564	136,886
Dept 8060 - MERS Payment					
874.000	Retirement Benefits Premium	40,735,808	0	0	0
Totals for dept 8060 - MERS Payment		40,735,808	0	0	0
Dept 8080 - Other-Court Ordered Judgment Claims					
955.080	Claims exp-court judgment	0	5,150,000	5,150,000	0
Totals for dept 8080 - Other-Court Ordered Judgment Claims		0	5,150,000	5,150,000	0
Total - Function 950-Other		54,821,115	18,855,041	18,718,155	136,886
Function: 965-Transfers Out & Other Financing Uses					

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
Totals for dept 9750 - Other Financing Uses	438,281	66,692	66,692	0
Total - Function 965-Transfers Out & Other Financing Uses	438,281	66,692	66,692	0
APPROPRIATIONS - FUND 1010	**91,170,682**	**55,581,533**	**55,348,990**	**232,543**
ENDING FUND BALANCE - FUND 1010	**880,259**	**(1,280,133)**	**85,168**	**1,365,301**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
ALL FUND REVENUES					
1010	General Fund	92,050,941	54,301,400	55,434,158	1,132,758
1060	Senior Millage Fund	2,428,408	2,360,013	2,456,137	96,124
1170	Sobriety Court	394,586	516,651	518,485	1,834
1172	Adult Drug Treatment Court	118,464	230,225	227,526	(2,699)
1190	Emergency Services	307,695	386,491	314,873	(71,618)
1200	Marine Safety	189,566	242,607	243,866	1,259
1210	Highway Safety Programs	302,918	327,533	330,052	2,519
1240	Township Patrols	386,477	371,862	375,700	3,838
2080	Parks	838,243	809,000	809,000	0
2110	Coronavirus Public Safety Fund	0	46,890	46,890	0
2150	Family Court	5,741,334	5,496,539	5,453,691	(42,848)
2151	Access & Visitation Program	2,680	5,850	5,850	0
2153	SSSPP Grant	318,716	310,843	310,843	0
2171	District Ct Eviction Prevention Docket	0	21,350	21,350	0
2210	Public Health	5,969,587	6,347,085	6,994,791	647,706
2217	Community Health Improvement Fund	363,226	750,750	750,750	0
2220	HealthWest	63,064,585	76,643,622	76,643,622	0
2240	Lake Pollution Control Fund	5,032,334	14,282	14,282	0
2261	Sustainability Grant	43,212	61,014	61,014	0
2295	Convention Center Support Fund	0	1,449,438	1,449,438	0
2300	Accommodations Tax	1,847,397	906,364	906,364	0
2411	Parks Development	227	0	0	0
2460	Census Support Fund	0	50,000	50,000	0
2470	CDBG Housing Grant	28,768	31,000	31,000	0
2471	Neighborhood Stabilization Prog 3	12,625	39,472	39,472	0
2530	Pass-Through Grants Fund	4,263	5,000	5,000	0
2550	Blight Elimination	805,774	0	0	0
2560	Deeds Automation Fund	169,858	174,000	174,000	0
2600	Indigent Defense Fund	2,345,755	3,043,644	3,043,644	0
2630	Concealed Pistol Licensing	73,557	67,700	77,700	10,000
2640	Community Corrections	337,031	350,066	350,066	0
2671	Sheriff Forfeitures	9,478	10,647	2,250	(8,397)
2673	Special Investigative Fund	36,673	8,113	8,113	0
2675	Justice Assistance Grant	0	213,829	213,829	0
2800	Crime Victims' Rights	313,000	540,008	528,217	(11,791)
2823	Muskegon Area Stormwater Committee	50,000	50,000	50,000	0
2890	Remonumentation	55,776	91,726	91,726	0
2900	Brookhaven	0	0	0	0
2910	Social Welfare	5,935	8,086	8,086	0
2920	Child Care Fund	9,019,246	7,962,793	7,925,477	(37,316)
2925	JTC Arts Programming Fund	0	7,000	7,000	0
2930	Veterans Affairs Dept	461,615	490,824	490,824	0
2970	Mental Health Buildings	310,886	365,677	365,677	0
2980	Victim Restitution	1,673	1,300	1,300	0
3010	General Debt Service Fund	71,898	75,876	75,876	0
3111	Quality of Life Bonds Debt Service	1,502	1,623	1,623	0
3130	Hall of Justice Bonds Debt Service	537,610	544,149	544,149	0
3140	HealthWest Building Bonds Debt Service	416,270	414,595	414,595	0
3690	Building Authority Debt Service	2,660,953	2,665,115	2,665,115	0
3960	Pension Bonds DSF-Governmental Funds	2,483,990	3,196,940	3,196,940	0
4150	Northside Water Construction	82,141	34,968	34,968	0
4660	Jail/JTC Capital Projects Fund	1,556	3,920	3,920	0
4930	Public Improvement	1,062	485,201	485,201	0
5100	Delinquent Tax Revolving	56,972	42,616	42,616	0
5110	Tax Forfeitures	1,542,423	852,411	852,411	0
5160	2020 Delinquent Tax Revolving	0	0	0	0
5167	2017 Delinquent Tax Revolving	986,675	0	0	0
5168	2018 Delinquent Tax Revolving	1,195,391	934,029	934,029	0
5169	2019 Delinquent Tax Revolving	0	1,063,859	1,063,859	0
5500	Land Bank	1,030,555	905,613	905,613	0
5710	Solid Waste Management	4,817,330	4,189,595	4,201,126	11,531
5711	Fly Ash Program	9,321	5,500	5,500	0
5810	Airport	6,057,313	1,355,383	1,355,383	0
5880	Muskegon Area Transit System	5,436,036	7,057,249	7,057,249	0
5890	Muskegon Trolley Company	70,806	10,600	10,600	0
5910	Regional Water System	3,242,910	3,302,982	3,302,982	0
5920	Wastewater Management Operations	16,745,008	16,055,172	16,055,172	0
5935	WWMS#2 2011 Rev Refndg Bonds$12.38M GOLT	1,293,808	1,171,737	1,171,737	0
5937	WWMS#1 2005 Bonds $17.5M GOLT	1,192,998	999,291	999,291	0
5938	WWMS#2 2006 Revenue Bonds $14M GOLT	960,537	803,423	803,423	0
5941	WWMS#2 2008-B Revenue Bonds $16.79M	1,118,763	932,114	932,114	0
5942	WWMS#2 2008-C Revenue Bonds $17.48M	1,187,409	1,053,040	1,053,040	0
6330	Office Services	470,008	533,800	533,800	0
6340	County South Campus	761,203	761,345	761,345	0

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
6350	Energy Improvements	766,362	666,278	666,278	0
6660	Equipment Revolving	1,011,076	790,474	790,474	0
6680	Information Technology Services ISF	2,949,838	2,966,354	2,966,354	0
6770	Insurance	20,946,924	20,859,138	20,859,138	0
8410	Lake Level Fund	9,164	18,502	18,502	0
8711	Water Supply-Fruitport #1	116,567	125,357	125,357	0
8718	Fruit/NS Reg. Water System II	25,654	9,922	9,922	0
8841	Muskegon/Egelston/Dalton Sewer	590,383	561,826	561,826	0
8845	Whitehall Twnshp Water Project	11,644	8,159	8,159	0
ESTIMATED REVENUES - ALL FUNDS		**274,302,569**	**240,568,850**	**242,301,750**	**1,732,900**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
ALL FUND EXPENDITURES					
1010	General Fund	91,170,682	55,581,533	55,348,990	232,543
1060	Senior Millage Fund	2,167,364	3,684,433	3,673,367	11,066
1170	Sobriety Court	394,584	516,651	518,485	(1,834)
1172	Adult Drug Treatment Court	118,464	230,225	227,526	2,699
1190	Emergency Services	307,373	387,565	315,947	71,618
1200	Marine Safety	202,221	242,607	243,866	(1,259)
1210	Highway Safety Programs	302,919	327,533	330,052	(2,519)
1240	Township Patrols	386,477	371,862	375,700	(3,838)
2080	Parks	861,950	891,174	882,384	8,790
2110	Coronavirus Public Safety Fund	0	46,890	46,890	0
2150	Family Court	5,741,332	5,496,539	5,453,691	42,848
2151	Access & Visitation Program	2,680	5,850	5,850	0
2153	SSSPP Grant	316,602	312,957	312,957	0
2171	District Ct Eviction Prevention Docket	10,815	21,350	21,350	0
2210	Public Health	5,956,067	6,347,085	6,994,791	(647,706)
2217	Community Health Improvement Fund	363,290	750,663	750,663	0
2220	HealthWest	71,460,358	76,643,622	76,643,622	0
2240	Lake Pollution Control Fund	500,968	2,545,282	2,545,282	0
2261	Sustainability Grant	43,212	61,014	61,014	0
2295	Convention Center Support Fund	0	260,685	260,685	0
2300	Accommodations Tax	1,182,293	2,523,483	2,520,702	2,781
2411	Parks Development	225	0	0	0
2460	Census Support Fund	0	50,000	50,000	0
2470	CDBG Housing Grant	246	15,973	15,973	0
2471	Neighborhood Stabilization Prog 3	12,625	39,472	39,472	0
2530	Pass-Through Grants Fund	4,264	5,000	5,000	0
2550	Blight Elimination	805,773	0	0	0
2560	Deeds Automation Fund	280,594	471,338	378,338	93,000
2600	Indigent Defense Fund	2,233,425	2,762,762	2,762,762	0
2630	Concealed Pistol Licensing	49,751	55,951	58,471	(2,520)
2640	Community Corrections	337,031	350,066	350,066	0
2671	Sheriff Forfeitures	289	281	281	0
2672	Prosecutor Drug	36	42	42	0
2673	Special Investigative Fund	36,672	8,113	8,113	0
2675	Justice Assistance Grant	0	213,829	213,829	0
2800	Crime Victims' Rights	313,039	540,008	528,217	11,791
2823	Muskegon Area Stormwater Committee	49,160	50,000	50,000	0
2890	Remonumentation	55,775	91,726	91,726	0
2910	Social Welfare	5,935	8,086	8,086	0
2920	Child Care Fund	9,019,241	7,962,793	7,925,477	37,316
2925	JTC Arts Programming Fund	0	7,000	7,000	0
2930	Veterans Affairs Dept	422,052	433,769	433,769	0
2970	Mental Health Buildings	354,741	353,797	353,797	0
2980	Victim Restitution	0	8,500	8,500	0
3010	General Debt Service Fund	71,898	75,876	75,876	0
3111	Quality of Life Bonds Debt Service	137,628	1,623	1,623	0
3130	Hall of Justice Bonds Debt Service	537,610	544,149	544,149	0
3140	HealthWest Building Bonds Debt Service	414,772	412,713	412,713	0
3690	Building Authority Debt Service	2,666,187	2,665,115	2,665,115	0
3960	Pension Bonds DSF-Governmental Funds	278	3,564,434	3,564,434	0
4010	Capital Projects Fund	7,050	15,000	0	15,000
4150	Northside Water Construction	161,253	1,620,000	1,620,000	0
4180	Heritage Landing Development	0	9,262	9,262	0
4660	Jail/JTC Capital Projects Fund	99,515	44,261	44,261	0
4930	Public Improvement	594,009	244,394	268,789	(24,395)
4960	Capital Improvement	1,650	58,189	58,189	0
5100	Delinquent Tax Revolving	50,727	50,772	50,772	0
5110	Tax Forfeitures	855,453	335,375	335,375	0
5160	2020 Delinquent Tax Revolving	0	0	0	0
5167	2017 Delinquent Tax Revolving	2,143,478	0	0	0
5168	2018 Delinquent Tax Revolving	418,625	1,485,384	1,485,384	0
5169	2019 Delinquent Tax Revolving	3,451	451,171	449,678	1,493
5500	Land Bank	856,041	892,486	891,708	778
5710	Solid Waste Management	3,719,731	3,400,199	3,400,199	0
5711	Fly Ash Program	(14,684)	33,515	33,515	0
5810	Airport	2,655,429	3,003,410	3,003,410	0
5880	Muskegon Area Transit System	4,440,830	5,322,488	5,322,488	0
5890	Muskegon Trolley Company	31,890	27,716	27,716	0
5910	Regional Water System	2,814,104	3,109,441	3,109,441	0
5920	Wastewater Management Operations	12,939,524	13,736,874	13,733,574	3,300
5935	WWMS#2 2011 Rev Refndg Bonds$12.38M GOLT	243,063	210,240	210,240	0
5937	WWMS#1 2005 Bonds $17.5M GOLT	576,443	561,900	561,900	0
5938	WWMS#2 2006 Revenue Bonds $14M GOLT	509,593	498,056	498,056	0
5939	WWMS#2 2007 Revenue Bonds $1.8M	57,919	56,375	56,375	0

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)
5940	WWMS#2 2008 Revenue Bonds $945K	35,553	34,496	34,496	0
5941	WWMS#2 2008-B Revenue Bonds $16.79M	829,417	810,848	810,848	0
5942	WWMS#2 2008-C Revenue Bonds $17.48M	619,550	599,800	599,800	0
5943	WWMS#2 2010 Revenue Bonds $2.85M	106,117	104,550	104,550	0
6330	Office Services	483,842	532,666	532,666	0
6340	County South Campus	761,202	761,345	761,345	0
6345	Maintenance Garage	12,463	12,390	12,390	0
6350	Energy Improvements	1,075,833	603,033	603,033	0
6660	Equipment Revolving	947,096	879,625	879,625	0
6680	Information Technology Services ISF	3,423,444	4,078,232	4,078,232	0
6770	Insurance	20,146,384	21,717,985	21,717,377	608
8410	Lake Level Fund	9,165	18,502	18,502	0
8711	Water Supply-Fruitport #1	10,071	11,111	11,111	0
8718	Fruit/NS Reg. Water System II	25,655	9,922	9,922	0
8841	Muskegon/Egelston/Dalton Sewer	590,383	561,826	561,826	0
8845	Whitehall Twnshp Water Project	11,644	8,159	8,159	0
APPROPRIATIONS - ALL FUNDS		**261,551,811**	**243,852,417**	**244,000,857**	**(148,440)**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)	
FUND BALANCE DETAIL					
ENDING FUND BALANCE - FUND 1010	9,946,061	8,665,928	10,031,229	1,365,301	
ENDING FUND BALANCE - FUND 1060	1,691,628	367,208	474,398	107,190	
ENDING FUND BALANCE - FUND 1170	2	2	2	0	
ENDING FUND BALANCE - FUND 1172	0	0	0	0	
ENDING FUND BALANCE - FUND 1190	4,075	3,001	3,001	0	
ENDING FUND BALANCE - FUND 1200	10,501	10,501	10,501	0	
ENDING FUND BALANCE - FUND 1201	0	0	0	0	
ENDING FUND BALANCE - FUND 1202	0	0	0	0	
ENDING FUND BALANCE - FUND 1210	(1)	(1)	(1)	0	
ENDING FUND BALANCE - FUND 1211	0	0	0	0	
ENDING FUND BALANCE - FUND 1240	0	0	0	0	
ENDING FUND BALANCE - FUND 2080	517,370	435,196	443,986	8,790	
ENDING FUND BALANCE - FUND 2110	0	0	0	0	
ENDING FUND BALANCE - FUND 2140	0	0	0	0	
ENDING FUND BALANCE - FUND 2150	2	2	2	0	
ENDING FUND BALANCE - FUND 2151	0	0	0	0	
ENDING FUND BALANCE - FUND 2152	0	0	0	0	
ENDING FUND BALANCE - FUND 2153	2,114	0	0	0	
ENDING FUND BALANCE - FUND 2171	10,535	10,535	10,535	0	
ENDING FUND BALANCE - FUND 2210	37,845	37,845	37,845	0	
ENDING FUND BALANCE - FUND 2212	0	0	0	0	
ENDING FUND BALANCE - FUND 2217	0	87	87	0	
ENDING FUND BALANCE - FUND 2220	(11,968,252)	(11,968,252)	(11,968,252)	0	1)
ENDING FUND BALANCE - FUND 2240	4,531,366	2,000,366	2,000,366	0	
ENDING FUND BALANCE - FUND 2261	0	0	0	0	
ENDING FUND BALANCE - FUND 2271	6	6	6	0	
ENDING FUND BALANCE - FUND 2295	0	1,188,753	1,188,753	0	2)
ENDING FUND BALANCE - FUND 2300	1,205,984	(411,135)	(408,354)	2,781	2)
ENDING FUND BALANCE - FUND 2411	2	2	2	0	
ENDING FUND BALANCE - FUND 2450	0	0	0	0	
ENDING FUND BALANCE - FUND 2460	0	0	0	0	
ENDING FUND BALANCE - FUND 2470	126,083	141,110	141,110	0	
ENDING FUND BALANCE - FUND 2471	0	0	0	0	
ENDING FUND BALANCE - FUND 2530	(1)	(1)	(1)	0	
ENDING FUND BALANCE - FUND 2550	1	1	1	0	
ENDING FUND BALANCE - FUND 2555	0	0	0	0	
ENDING FUND BALANCE - FUND 2560	521,681	224,343	317,343	93,000	
ENDING FUND BALANCE - FUND 2596	0	0	0	0	
ENDING FUND BALANCE - FUND 2600	112,330	393,212	393,212	0	
ENDING FUND BALANCE - FUND 2610	0	0	0	0	
ENDING FUND BALANCE - FUND 2630	152,060	163,809	171,289	7,480	
ENDING FUND BALANCE - FUND 2640	0	0	0	0	
ENDING FUND BALANCE - FUND 2671	14,156	24,522	16,125	(8,397)	
ENDING FUND BALANCE - FUND 2672	1,442	1,400	1,400	0	
ENDING FUND BALANCE - FUND 2673	1	1	1	0	
ENDING FUND BALANCE - FUND 2675	0	0	0	0	
ENDING FUND BALANCE - FUND 2800	888	888	888	0	
ENDING FUND BALANCE - FUND 2823	44,694	44,694	44,694	0	
ENDING FUND BALANCE - FUND 2835	0	0	0	0	
ENDING FUND BALANCE - FUND 2850	0	0	0	0	
ENDING FUND BALANCE - FUND 2890	1	1	1	0	
ENDING FUND BALANCE - FUND 2900	0	0	0	0	
ENDING FUND BALANCE - FUND 2910	0	0	0	0	
ENDING FUND BALANCE - FUND 2920	5	5	5	0	
ENDING FUND BALANCE - FUND 2925	0	0	0	0	
ENDING FUND BALANCE - FUND 2930	189,775	246,830	246,830	0	
ENDING FUND BALANCE - FUND 2940	0	0	0	0	
ENDING FUND BALANCE - FUND 2965	0	0	0	0	
ENDING FUND BALANCE - FUND 2970	5,282	17,162	17,162	0	
ENDING FUND BALANCE - FUND 2980	17,442	10,242	10,242	0	
ENDING FUND BALANCE - FUND 3010	0	0	0	0	
ENDING FUND BALANCE - FUND 3111	0	0	0	0	
ENDING FUND BALANCE - FUND 3130	0	0	0	0	
ENDING FUND BALANCE - FUND 3140	122,941	124,823	124,823	0	
ENDING FUND BALANCE - FUND 3660	0	0	0	0	
ENDING FUND BALANCE - FUND 3690	(1)	(1)	(1)	0	
ENDING FUND BALANCE - FUND 3960	2,483,712	2,116,218	2,116,218	0	
ENDING FUND BALANCE - FUND 4010	48,975	33,975	48,975	15,000	
ENDING FUND BALANCE - FUND 4150	2,173,112	588,080	588,080	0	
ENDING FUND BALANCE - FUND 4180	9,262	0	0	0	
ENDING FUND BALANCE - FUND 4660	77,645	37,304	37,304	0	
ENDING FUND BALANCE - FUND 4911	770,958	770,958	770,958	0	
ENDING FUND BALANCE - FUND 4930	190,605	431,412	407,017	(24,395)	

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 19/20 2ND REVISION BUDGET	VARIANCE FAVORABLE/ (UNFAVORABLE)	
ENDING FUND BALANCE - FUND 4960	298,350	240,161	240,161	0	
ENDING FUND BALANCE - FUND 5100	346,975	338,819	338,819	0	
ENDING FUND BALANCE - FUND 5110	2,369,207	2,886,243	2,886,243	0	
ENDING FUND BALANCE - FUND 5160	0	0	0	0	
ENDING FUND BALANCE - FUND 5161	0	0	0	0	
ENDING FUND BALANCE - FUND 5162	0	0	0	0	
ENDING FUND BALANCE - FUND 5163	0	0	0	0	
ENDING FUND BALANCE - FUND 5164	0	0	0	0	
ENDING FUND BALANCE - FUND 5165	0	0	0	0	
ENDING FUND BALANCE - FUND 5166	0	0	0	0	
ENDING FUND BALANCE - FUND 5167	(833,892)	(833,892)	(833,892)	0	
ENDING FUND BALANCE - FUND 5168	776,766	225,411	225,411	0	
ENDING FUND BALANCE - FUND 5169	(3,451)	609,237	610,730	1,493	
ENDING FUND BALANCE - FUND 5500	2,550,459	2,563,586	2,564,364	778	
ENDING FUND BALANCE - FUND 5710	6,648,600	7,437,996	7,449,527	11,531	
ENDING FUND BALANCE - FUND 5711	506,021	478,006	478,006	0	
ENDING FUND BALANCE - FUND 5810	30,193,658	28,545,631	28,545,631	0	
ENDING FUND BALANCE - FUND 5880	3,110,287	4,845,048	4,845,048	0	
ENDING FUND BALANCE - FUND 5890	281,065	263,949	263,949	0	
ENDING FUND BALANCE - FUND 5910	4,718,159	4,911,700	4,911,700	0	
ENDING FUND BALANCE - FUND 5920	54,863,447	57,181,745	57,185,045	3,300	
ENDING FUND BALANCE - FUND 5921	6,799,424	6,799,424	6,799,424	0	
ENDING FUND BALANCE - FUND 5935	(4,892,561)	(3,931,064)	(3,931,064)	0	
ENDING FUND BALANCE - FUND 5937	5,060,111	5,497,502	5,497,502	0	
ENDING FUND BALANCE - FUND 5938	5,227,741	5,533,108	5,533,108	0	
ENDING FUND BALANCE - FUND 5939	(180,657)	(237,032)	(237,032)	0	
ENDING FUND BALANCE - FUND 5940	(189,018)	(223,514)	(223,514)	0	
ENDING FUND BALANCE - FUND 5941	962,256	1,083,522	1,083,522	0	
ENDING FUND BALANCE - FUND 5942	3,012,990	3,466,230	3,466,230	0	
ENDING FUND BALANCE - FUND 5943	(112,028)	(216,578)	(216,578)	0	
ENDING FUND BALANCE - FUND 5944	(89,575)	(89,575)	(89,575)	0	
ENDING FUND BALANCE - FUND 5945	0	0	0	0	
ENDING FUND BALANCE - FUND 6330	59,125	60,259	60,259	0	
ENDING FUND BALANCE - FUND 6340	1	1	1	0	
ENDING FUND BALANCE - FUND 6345	74,490	62,100	62,100	0	
ENDING FUND BALANCE - FUND 6350	(257,212)	(193,967)	(193,967)	0	3)
ENDING FUND BALANCE - FUND 6660	6,236,219	6,147,068	6,147,068	0	
ENDING FUND BALANCE - FUND 6680	(719,889)	(1,831,767)	(1,831,767)	0	4)
ENDING FUND BALANCE - FUND 6770	3,740,385	2,881,538	2,882,146	608	
ENDING FUND BALANCE - FUND 8410	(1)	(1)	(1)	0	
ENDING FUND BALANCE - FUND 8711	164,833	279,079	279,079	0	
ENDING FUND BALANCE - FUND 8718	(1)	(1)	(1)	0	
ENDING FUND BALANCE - FUND 8841	0	0	0	0	
ENDING FUND BALANCE - FUND 8845	0	0	0	0	
ENDING FUND BALANCE - ALL FUNDS	**143,774,571**	**140,491,004**	**142,075,464**	**1,584,460**	

1) - This negative reserve balance is offset by deferred revenue.

2) - The negative reserve in fund 2300 is offset with the positive reserve in fund 2295.

3) - There is sufficient working capital to cover projected fund balance short fall.

4) - The shortfall in this fund is being recouped through departmental charges per the Information Technology rate study provided by MGT of America. It is combined with fund 6660 in the Comprehensive Annual Financial Report.

2020-365

COUNTY OF MUSKEGON

APPROPRIATION ORDINANCE IMPLEMENTING THE COUNTY OF MUSKEGON'S FY2021 OPERATING BUDGET

WHEREAS, Public Act 2 of 1968, as amended (The Uniform Budgeting and Accounting Act) requires that an appropriation ordinance be adopted by this County Board of Commissioners in order to implement the operating budget of the County of Muskegon for the fiscal year ending September 30, 2021 (FY2021); and

WHEREAS, this County Board of Commissioners wishes to be in compliance with said state legislation; and

WHEREAS, the Muskegon County Board of Commissioners has carefully examined the anticipated financial circumstances of Muskegon County for FY2021, including estimated expenditures, estimated revenues, and the estimated state taxable valuation of property located within Muskegon County and determined that an anticipated total Muskegon County operating millage of 5.6978 mills to be levied on July 1, 2021 will be necessary for the sound management and operation of the County of Muskegon in FY2021; and

WHEREAS, in compliance with MCL, Section 211.24e ("Truth in Taxation") and MCL 211.34d ("Headlee"), upon completion of the anticipated public hearing in June 2021 and given a rate of increase for Muskegon County taxable valuations that does not exceed the established rate of inflation for the same time period as determined by the State of Michigan, the Muskegon County Board of Commissioners will have the complete authority to establish within its present authorized millage rate a maximum of 5.6978 mills to be levied on July 1, 2021 for Muskegon County FY2021 general operations; and

WHEREAS, in compliance with MCL, Section 211.24e ("Truth in Taxation") and MCL 211.34d ("Headlee"), this action is being taken following the public hearing which was held on June 9, 2020, where the Muskegon County Board of Commissioners were authorized to levy on December 1, 2020, 0.3220 mills for Lakeshore Museum Center FY2021 operations; to levy on December 1, 2020, 0.0751 mills for Veterans Affairs FY2021 operations; to levy on December 1, 2020, 0.2999 mills for Central Dispatch FY2021 operations; and to levy on December 1, 2020 0.4999 mills for PA 39 of 1976 (Activities and Services for Older Person Act) FY2021 operations; all such levies within present authorized millage rates; and

WHEREAS, this County Board of Commissioners, through its Ways and Means Committee, a committee-of-the-whole, has duly deliberated, held a budget public hearing on September 8, 2020 according to Act 2 of 1968, as amended (The Uniform Budgeting and Accounting Act) and Act 43 of 1963, as amended (Budget Hearings of Local Governments) and reviewed the proposed budget totaling $236,130,064; and

WHEREAS, this County Board of Commissioners has additionally duly deliberated and reviewed various amendments to the proposed budget, with the proposed budget including attached amendments totaling $237,690,652 and this ordinance is prepared on the basis of said amended budget; and

WHEREAS, the General Fund, as well as all funds, have sufficient revenues and fund balance to meet their expenditure needs.

NOW, THEREFORE, BE IT RESOLVED, that the total revenues estimated to be available for appropriations in the general fund (1010) of the County of Muskegon for the fiscal year ending September 30, 2021, is as follows:

REVENUES	
Property Taxes	$27,233,521
Other Taxes	1,122,942
Licenses and Permits	5,900
Federal Source revenue	48,644
State Source revenue	5,964,861
Charges for Services	9,783,861
Contributions from Private Sources – DTE Program	1,867,065
Fines and Forfeitures	594,219
Rentals	125,998
Investment Income	70,000
Other Revenues	1,187,306
Total Revenue	$48,004,317
TRANSFERS IN	
from Delinquent Tax Fund	$1,450,000
from Other Funds	141,328
Total Revenue & Other Financing Sources	$1,591,328
Total available to appropriate	$49,595,645

BE IT FURTHER RESOLVED, that $51,424,732 of the total available to appropriate in the General Fund (1010) is hereby appropriated in the amounts and for the purposes set below:

EXPENDITURES			
Legislative:		**Public Safety:**	
0101 Board of Commissioners	$403,079	0266 Sheriff Bldg Security	141,613
Legislative subtotal	$403,079	0270 County Jail Bldg 2015	586,476
		0301 Sheriff Operations	4,024,392
Judicial:		0305 Sheriff Administration	476,153
0131 Circuit Court	1,498,659	0306 Emergency Response Team	6,110
0132 Circuit Court Collections	92,173	0320 Officer Training Act 302	10,000
0136 District Court	3,625,459	0350 Correction Officer Training	60,000
0137 Probation Cobo Hall Tax	166,250	0351 Sheriff Jail	8,132,063
0138 District Court Collections	226,709	0355 Courtroom Security	1,161,504
0145 Jury Commission	63,000	0421 Animal Control	348,721
0148 Probate Court	898,114	Public Safety subtotal	14,947,032
0151 State Probation	71,025		
0292 Law Library	6,075	**Health:**	
Judicial subtotal	6,647,464	0052 Brookhaven Plant O&M	77,289
		0272 Vector Control Building	7,768
General Government:		Health subtotal	85,057
0171 Administration	700,528		
0191 Elections	196,687	**Culture and Recreation:**	
0201 Accounting	959,526	0758 Fairgrounds Trg Center	88,216
0210 Corporate Counsel	250,000	Culture and Recreation subtotal	88,216
0215 County Clerk	429,513		
0216 Circuit Court Records	616,883	**Debt Service:**	
0217 Juror Showcause	12,119	9201 Judgment Bonds	432,086
0225 Equalization	1,749,274	Other subtotal	432,086
0226 Human Resources	327,858		
0229 Prosecutor	2,276,639	**Welfare:**	
0236 Register of Deeds	557,934	0175 Residential Energy Program	1,738,937
0241 Johnny O. Harris Bldg	16,721	Other subtotal	1,738,937
0242 Training Center Bldg	146,210		
0245 Jewell Bldg E	-	Total Expenditures	$37,925,421
0253 Treasurer	391,719		
0260 Shady Grove Cemetary	5,407	**Transfers Out:**	
0263 Cordova Site O&M	1,655	To Child Care Fund	4,225,013
0265 Michael E. Kobza HOJ	1,002,910	To MCBA Jail/JTC Debt Service	2,662,603
0268 Oak Ave. Bldg	142,390	To Public Health	1,774,392
0271 County Jail Bldg - Old	67,683	To Family Court	1,438,606
0275 Drain Commissioner	566,885	To Indigent Defense	1,152,563
0284 Plat Board	700	To Other Funds	2,246,134
0297 Vehicle Pool	18,450	Total Transfers Out	13,499,311
0650 State Institutions	300,000		
0941 Miscellaneous Contingency	2,560,602	**Total Appropriated**	$51,424,732
2320 DHHS Legal Representation Grnt	285,257		
General Government subtotal	13,583,550	Excess Appropriations over	
		Revenues to reduce General	
		Fund unassigned fund balance	($1,829,087)

BE IT FURTHER RESOLVED, that the foregoing annual appropriations will be used where budgeted to support the total general operating budgeted activities along with all other federal, state, local, private, and user revenues; and

BE IT FURTHER RESOLVED, that this County Board of Commissioners, because of changing economic conditions, reserves the right to re-appropriate these monies as future circumstances may dictate; and

BE IT FURTHER RESOLVED, that financial management be authorized to make budget transfers within General Fund functions, which is the designated level of budgetary control; and

BE IT FURTHER RESOLVED, that this Appropriation Ordinance be fully spread upon the official minutes of this commission; and

BE IT FURTHER RESOLVED, that all persons responsible for the administration of this budget be duly advised of the contents of Public Act 2 of 1968, as amended (The Uniform Budgeting and Accounting Act) and their respective appropriations and responsibilities for the administration of same; and

BE IT FURTHER RESOLVED, that Lakeshore Museum Center monies be appropriated on an annual basis in an amount of $2,176,929 for museum and historic site operations and capital outlay; and

BE IT FURTHER RESOLVED, that Muskegon County Central Dispatch monies be appropriated on an annual basis in an amount of $6,844,973 for Central Dispatch operations and capital outlay; and

BE IT FURTHER RESOLVED, that the FY2021 Capital Improvement Plan be adopted, and that the projects requiring federal and state grants are strictly contingent upon receipt of those grants; and

BE IT FURTHER RESOLVED, that all changes addressed in the Proposed Budget Summary be instituted with the adoption of this budget unless specific changes are attached to this document; and

BE IT FURTHER RESOLVED, that all other funds' revenue and expenditure budgets are approved as included as follows:

MUSKEGON COUNTY
FY2021
BUDGET AMENDMENTS

1. **Adjust the Emergency Services (1190) proposed revenue and expenditure budgets by $53,967 due to Homeland Security Grant Region 6 projects being shifted between fiscal years due to the COVID-19 pandemic and other extenuating circumstances.**

2. **Adjust the Sheriff Forfeitures (2671) proposed revenue budget due to inconsistent nature of receipts and the likelihood of not receiving the revenue included in the original proposed budget. Therefore, decrease the revenue budget by $10,147 from $10,647 to $500.**

3. **Adjust the Capital Projects (4010) proposed expenditure budget due to the Patterson Park garage construction project not likely to occur until FY2021. This project was approved to be funded using remaining capital project bond proceeds and was originally budgeted in FY2020. Therefore, increase the expenditure budget by $15,000 from $33,975 to $48,975.**

4. **Adjust the Public Improvement (4930) expenditure budget to reflect the costs included in the South Campus Parking lot project not likely to occur until FY2021. This project was approved to be funded using proceeds from the sale of property. Total increase in expenditure budget, $28,450.**

5. **Adjust Sobriety Court (1170) to reflect accurate wage/fringe charges to the MI Drug Court Grant (1170-1361), Veterans Court (1170-1366), and Dist Court Mental Health Court Grant (1170-1367) increasing expenditures by $3,704. Adjust District Court Eviction Prevention Program to cover the actual wage/fringe expense, as well as supply expense, that will be charged to the program, increasing the expenditure to the program by $569.**

6. **Adjust Circuit Court Records (1010-0216) proposed revenue budget due to the Juror Compensation Reimbursement revenue line being moved to Circuit Court (1010-0131). Therefore, decrease the revenue budget by $60,000 from $60,000 to $0.**

7. **Change the effective date of the deletion of the Facilities Services Coordinator FT position #G35701 from 10/01/2020 to 11/24/2020. There will be no change to the proposed budget.**

8. **Adjust the Sheriff Jail Operations (1010-0351) proposed expenditure budget to update the estimate included for the SCBA wall mount storage units from $6,600 to $7,150. Therefore increase the expenditure budget by $550.**

9. **Adjust the Wastewater fund (5920) capital outlay contra account by $3,300 for land easements that were budgeted as an expenditure therefore reducing total Wastewater expenditures by $3,300.**

10. **Increase Solid Waste fund (5710) expenditures by $4,500 for the inclusion of an employee opting to take the payment in lieu of insurance that had previously not been accounted for in the budget.**

11. **Decrease Senior Millage (1060) revenues by $5,264 for updated property tax revenue projections.**

12. **Increase revenues and expenditures in the Public Health budget (2210 by $1,029,570 due to the inclusion of additional COVID-19 infection prevention, contact tracing, coordination and violation monitoring grant funding as well as increased contractual services for epidemiologically linked testing.**

13. **Due to a change to the Workshare assumptions from 20% to 30% furlough for departments already committing to the extended program, adjust the Family Court (2150), Child Care Fund (2920), Circuit Court, District Court and Probate Court proposed budgets per the following table:**

Budget	Revenues	Expenditures
Family Court (2150)	-$46,744	-$46,744
Child Care Fund (2920)	-16,844	-$16,844
Circuit Ct (1010-0131)		-4,601
Circuit Ct Collections (1010-0132)		-773
District Ct (1010-0136)		-51,362
District Ct Probation (1010-0137)		-2,198
District Ct Collections (1010-0138)		-2,952
Probate Ct (1010-0148)		-6,386

14. **Include the impact of the savings from the Workshare Program for those departments that have committed to participating since the proposed FY2021 budget was released:**

Budget	Expenditures
Accounting (1010-0201)	-$10,292
Administration (1010-0171)	-3,617
Accommodations Tax - CVB (2300)	-139
Insurance - HR (6770)	-294
Treasurer (1010-0253)	-814
Prosecutor (1010-0229)	-91,758
Animal Control (1010-0421)	-815
DHHS Legal Rep Grant (1010-2320)	-13,592
Crime Victims Rights (2800)	-23,453
Land Bank (5500)	-3,441

15. Adjustments related to the final cost allocation report recently prepared by and received from the external consultant are listed in the table below:

Budget	Revenues	Expenditures
General Fund (1010)	$72,693	
Emergency Services (1190)	1,098	$1,013
Township Patrols (1240)	-47	-47
Parks (2080)		1,725
Family Court (2150)	-32,813	-32,813
Sustainability Grant (2261)	378	378
Accommodations Tax (2300)		-5,534
CDBG Housing Grant (2470)		-22
Indigent Defense (2600)		-16,237
Concealed Pistol Licensing (2630)		-5,440
Sheriff Forfeitures (2671)		-44
Child Care Fund (2920)	587	587
Veterans Affairs (2930)		13,463
HealthWest Bldg Debt (3140)		226
Public Improvement (4930)		922
Land Bank (5500)		-1,812
Maintenance Garage (6345)		144
Energy Improvements (6350)		115
Equipment Revolving (6660)		-665
Information Tech. (6680)		24,971
Solid Waste (5710)		14,417
Fly Ash (5711)		176
Airport (5810)		473
Regional Water (5910)		10,079
Wastewater (5920)		20,096
Water Supply/Fruitport (8711)		1,580
Lake Level (8410)	1,313	1,313
Muskegon/Egelston/Dalton Sewer (8841)	736	736
Whitehall Twnship Water Prj (8845)	256	256

16. Include the following capital budget items that were approved by the board on 9/8/20 Board motion #2020-345:

Department	Description	Amount
Sheriff (4 year lease)	4 SUV's	$181,832
Sheriff	Detention stools	6,496
Sheriff	SCBA Wall Storage Units	7,150
Sheriff	6 Cameras	15,000
Office Services	Copier	1,200
Fairgrounds	Roof Repairs	56,281
Facilities	Harris Building Boiler	50,000
Facilities	HOJ UV-C Units in AHUs	50,000
Facilities	Outdoor LED Lighting	75,000
Facilities	Plow Truck	38,000
Courts (5 year lease)	Recording Equipment	87,160

17. **Add to Capital Recommendations $110,000 for the demolition of the Training Center on South Campus to be covered by an appropriation from the Land Bank budget (5500) to the General Fund.**

18. **Add to the Capital Recommendations an additional $27,900 for the Office Services (6330) copier to be financed by the manufacturer over a term of 5 years. Increase the Office Services expenditure budget by $3,000 to account for this change.**

19. **Adjust General Fund Appropriations to other funds for the impact of amendments 13-16:**

Appropriation To	Expenditures
Child Care	-6,150
Family Court	-93,610
Emergency Services	1,098
Township Patrols	-23
Crime Victims Rights	-3,698
Public Health	3,041

20. **Authorize setting the general salary increase for the Commissioner and Commissioner-Chair classifications at 2% effective the first full pay in January 2021. Furthermore, authorize setting the general salary increase for the six Elected Official classifications of Clerk, Treasurer, Drain Commissioner, Prosecutor, Register of Deeds, and Sheriff at 2% effective the first full pay in January 2021.**

21. **All changes in the above amendments result in the General Fund (1010) proposed revenue budget increasing by $148,974 from $49,446,671 to $49,595,645 and expenditures budget increasing by $172,691 from $51,252,041 to $51,424,732. The amended All Funds proposed revenues budgets are increasing by $1,321,886 from $233,842,544 to $235,164,430 and the All Funds proposed expenditures budgets are increasing by $1,560,588 from $236,130,064 to $237,690,652.**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
GENERAL FUND REVENUES BY DEPARTMENT					
Fund 1010 - General Fund					
0052	Brookhaven Plant O&M	26,987	0	0	0
0131	Circuit Court	193,721	228,696	192,960	228,128
0132	Circuit Court Collections	45,688	46,000	45,900	45,900
0136	District Court	2,277,012	2,071,933	2,318,075	2,279,600
0137	District Ct Probation(Cobo Hall PA2 Tax)	40,498	46,728	40,000	40,000
0145	Jury Commission	0	0	0	0
0148	Probate Court	60,292	49,486	52,505	52,505
0151	State Probation	2,926	2,348	2,348	2,348
0164	Public Defender	0	0	0	0
0171	Administration	0	0	0	0
0175	Residential Energy Efficiency Pgm	2,812,609	2,084,052	1,840,065	1,867,065
0191	Elections	80,334	133,398	15,000	15,000
0201	Accounting	184	0	0	0
0210	Corporate Counsel	0	0	0	0
0215	County Clerk	372,022	342,860	366,500	366,500
0216	Circuit Court Records	176,049	115,673	177,260	117,260
0217	Juror Showcause	18,310	7,090	12,119	12,119
0225	Equalization	1,063,971	1,090,518	1,116,328	1,116,328
0226	Human Resources	84,025	85,425	85,000	87,134
0227	City of Muskegon	0	0	0	0
0229	Prosecutor	62,866	172,947	50,700	143,957
0236	Register of Deeds	1,511,560	1,306,444	1,291,000	1,291,000
0241	Bldg A-Johnny O. Harris	3,945	1,500	4,000	4,000
0242	Bldg B-Training Center	0	0	0	0
0252	Transfers	825,658	833,182	860,935	846,695
0253	Treasurer	38,585,919	36,972,691	38,347,267	38,038,729
0263	Cordova Site O&M	4,000	2,000	2,000	2,000
0265	Michael E. Kobza Hall of Justice	1,764	29,052	1,000	1,000
0266	Sheriff Building Security	0	250	0	0
0268	Oak Ave. Building	106,970	123,521	91,888	117,066
0273	Heritage Landing O & M	0	0	0	0
0275	Drain Commissioner	0	77,090	80,000	80,000
0292	Law Library	10,926	10,000	10,250	10,250
0297	Vehicle Pool	21,574	22,000	22,000	22,000
0301	Sheriff Operations	103,259	948,415	88,850	239,503
0305	Sheriff Administration	479	12,509	486	486
0306	Emergency Response Team	0	0	0	0
0320	Officer Training Act 320	8,777	10,000	10,000	10,000
0350	Correction Officer Training	65,987	60,000	60,000	60,000
0351	Sheriff Jail	1,924,276	2,652,633	1,874,260	1,822,560
0355	Courtroom Security	0	232,254	0	0
0421	Dog Licensing/Animal Control	229,093	304,860	440,500	283,205
0758	Fairgrounds Training Center	36,111	0	0	26,281
0901	Appropriations	2,500	9,262	0	141,328
0941	Misc Contingency	(30,585)	(34,302)	(34,302)	65,698
0959	Information Systems	0	0	0	0
2320	DHHS Legal Representation Grant	141,610	163,643	160,000	160,000
6496	Agnes Potuznik/Wesley Roberts Building	0	0	0	0
7280	Economic Development	5,535	0	0	0
9314	Other Financing Sources	41,174,089	5,220,000	0	0
ESTIMATED REVENUES - FUND 1010		92,050,941	55,434,158	49,624,894	49,595,645
NET OF REVENUES/APPROPRIATIONS - FUND 1010		**880,259**	**85,168**	**(3,974,058)**	**(1,829,087)**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
GENERAL FUND REVENUES BY CATEGORY					
Fund 1010 - General Fund					
ESTIMATED REVENUES					
GAIN ON SALE					
673.020	Sale of Assets	26,987	0	0	0
GAIN ON SALE		26,987	0	0	0
FEDERAL					
510.000	Federal Pass Thru-WEMET Ottawa Co	28,000	15,000	15,000	15,000
510.951	Federal Pass Through-HIDTA Program	2,667	4,515	5,000	5,000
528.019	CARES Act Grant - CRLGG	0	1,369,920	0	0
528.119	CARES Act Grant - FRHPPP	0	88,500	0	0
528.219	CARES Act Grant - PSPHPR	0	931,763	0	0
529.000	Federal Grant Revenue-Direct	5,269	2,750	2,750	2,750
529.226	Federal Revenue-Pmts in Lieu of Taxes	31,030	25,894	25,894	25,894
FEDERAL		66,966	2,438,342	48,644	48,644
STATE					
539.000	State Grant	70,805	92,500	80,000	128,999
541.000	Probate Judges Salary	227,054	206,385	206,385	206,385
545.010	State Aid-Caseflow Assistance	28,956	33,000	34,000	30,000
545.020	Drug Case Information Mgt Acct	4,224	3,700	4,050	4,300
574.001	State Revenue-PPT Replacement	1,531,551	1,487,452	1,487,452	1,487,452
575.000	State Revenue Sharing-Twshp Liq Tax	39,375	17,000	39,375	39,375
576.000	State Revenue Sharing Income Tax	3,673,111	2,884,030	3,868,817	3,087,586
577.000	State Court Fund Distibution	1,007,613	980,764	980,764	980,764
STATE		6,582,689	5,704,831	6,700,843	5,964,861
CHARGES FOR SERVICES					
477.000	Dog Licenses-1 year	48,425	41,575	45,000	36,350
477.001	Altered Licenses-1 year	132,855	225,010	360,000	213,255
477.002	Late Licenses	29,388	20,000	20,000	15,000
477.003	Senior Regular License-1 year	9,895	9,045	9,000	8,100
477.004	Puppy License	6,730	7,500	5,000	9,000
477.050	Kennel Licenses	1,400	1,730	1,400	1,400
510.800	Federal Pass Thru-VENDOR-IV-E PA K	105,005	96,300	116,400	116,400
602.010	Confinements	400	0	100	100
603.010	Circuit Court Costs	234,709	222,348	234,348	234,348
603.020	District Court Costs	861,399	714,000	857,000	845,000
603.025	District Court No - Ins Fee	17,131	12,000	17,250	17,000
603.450	Forensic Fund Fee 5%	386	356	325	350
604.100	Bonding Fee	908	1,500	0	0
605.000	Alcohol Assess/Probation OS Fee	224,333	215,000	228,000	225,000
605.100	Domestic Violence Assess	900	1,000	2,000	1,500
605.200	Presentence Investigation Fee	1,606	1,000	2,000	1,500
607.050	Lease revenues	21,574	22,000	22,000	22,000
608.010	Court Filing Fee	34,069	33,200	33,550	33,550
608.040	Jury Fee	11,000	11,000	11,000	11,000
608.060	Appeal Fee	368	480	450	450
608.070	Motion Fees	50,850	45,200	51,560	50,060
608.080	WOG/ATTACH/EXEC/JDDS PA 189 FEES	4,940	5,500	5,500	5,500
608.100	Booking Fee	66,452	60,000	60,000	60,000
609.000	Crime Victim Rights Assess/Admin.	41,348	40,000	45,500	43,000
609.010	Filing Fees	192,972	185,500	189,000	185,000
609.030	Certified Mailing Fee	1,174	750	1,700	1,700
609.040	Writ, Garnish, Restit, Attach, Exec	245,620	260,000	262,000	263,000
609.050	Marriage Ceremony	3,580	2,500	4,400	4,300
609.060	Jury Demand Fees	320	500	500	500
609.070	DNA Assessment County Share	408	230	230	230
609.080	Clearance Fees	61,618	50,000	58,000	58,000
610.000	Copy Fees	1,941	2,000	1,900	1,900
610.030	Form Fees	3,392	2,500	2,500	2,500
611.000	Safety Deposit Fee	60	50	50	50
612.010	Notarial Certificates	90	100	100	100
612.025	Notary filing fee	2,715	2,500	2,500	2,500
612.030	Assumed Names	5,120	5,400	6,000	6,000

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
612.040	Notary Bond Filing Fee	2,400	1,800	2,000	2,000
612.100	Other Service Charges	20,128	22,200	22,700	22,700
613.010	Certification of Deeds	14,229	20,000	20,000	20,000
613.020	Tax history - Hard copy	6	25	25	25
613.070	Geographic Services	445	500	500	500
614.010	Estate Inventory Fee	33,292	28,000	30,000	30,000
614.030	Deposit of Wills	4,750	2,200	2,500	2,500
614.040	Secret Marriages	1	6	0	0
614.050	Marriage Ceremony	9	30	5	5
614.060	Motion and Petition Fee	5,170	4,200	5,000	5,000
614.065	Probate Home Study	3,320	3,200	3,200	3,200
614.070	Other Probate Fees and Charges	942	500	500	500
614.080	Certified Copies	10,692	8,600	9,500	9,500
615.010	Deeds Recording Fee	178,525	155,800	156,000	156,000
615.020	Mortgage Recording Fee	293,239	265,644	265,000	265,000
615.030	Financing Stmts Recording Fee	1,355	0	0	0
615.040	Miscellaneous Recording Fee	239,869	241,000	230,000	230,000
615.060	Transfer Tax	660,122	510,000	510,000	510,000
615.070	Recording Copy	24,028	20,000	20,000	20,000
615.080	Record Search	5,784	4,200	4,000	4,000
617.000	Sex Offender Registrations	6,810	7,184	7,500	7,500
626.000	Charges for Services	140,715	129,925	130,500	232,634
626.001	CPL Fee	0	100	0	0
626.050	Freedom of Information Request	2,614	0	0	0
626.071	CFAT Court Appointed Atty Fee Contribtn	0	0	2,000	1,000
626.072	PFAT Court Appointed Atty Fee Reimb	0	0	2,000	1,000
626.351	Jail Kit Revenue	10,029	16,000	16,000	16,000
628.010	Sheriff Services	37,391	15,500	38,000	38,000
628.040	State Prisoner Board	541,875	340,000	540,000	540,000
628.045	MDOC Beds Reimb	234,640	239,000	230,000	230,000
628.046	Detainer Medical Reimbursement	12,984	1,800	10,000	10,000
628.050	Prisoners Board-County	172,815	95,000	174,000	174,000
628.070	Restitutions	3,216	2,250	1,700	1,700
628.080	Prisoner Medical Services	37,796	46,200	40,000	40,000
628.090	Collection Agency-Inmate R&B	216	300	300	300
628.100	Breathalyzer Testing	40	80	40	40
628.250	Liquor Licenses	935	600	600	600
628.300	Abandoned Vehicle	18,200	17,235	16,500	16,500
629.000	Certified Copies	370,081	335,900	364,800	364,300
629.300	Forms Sales	14,426	16,000	20,500	15,000
629.900	Certified Copies MiCBCS	2,562	6,500	2,500	2,500
630.000	Photographic Services	9,071	9,190	9,150	9,150
630.040	BSA Web Fees	26,558	23,000	25,000	25,000
630.071	Fingerprinting Fees-CPL	12,041	12,500	12,500	12,500
630.072	Fingerprinting Fees-Expungement	17	150	150	150
630.073	Fingerprinting Fees-Name Changes	304	400	400	400
630.640	Live Scan Finger Printing Revenue	6,568	7,400	7,000	7,000
631.000	Assessments by Equalization	1,053,372	1,078,018	1,103,828	1,103,828
638.028	Advertising Sales	(81)	0	0	0
642.000	Charges for Services-Sales	1,151	500	1,300	1,100
642.010	Video Transcript Purchases	51	30	30	30
646.090	Commissions-Other	11,412	7,000	11,000	11,000
646.351	Misc Sales	15,268	12,000	18,000	18,000
648.500	Plat Book Sales	1,488	3,000	3,000	3,000
650.000	Provision for Uncollectible Accts Rec	(30,742)	(35,030)	(34,302)	(34,302)
651.010	Admin Costs	2,451,502	2,439,742	2,434,727	2,607,420
654.100	Training Fee Revenue	4,540	5,000	5,000	5,000
677.289	Juror Compensation Reim Fund	66,576	37,918	64,600	38,668
679.261	ATM Service Fees	0	0	250	250
680.010	Other Reimbursements-Bed Days	6,275	7,000	6,000	6,000
680.135	PPO Violation Hearings	675	200	200	200
680.140	Drivers License Restoration	2,496	1,000	1,000	1,000
680.145	Prosecutor Diverson Revenue	8,200	10,000	10,000	10,000
680.160	Prisoner Transport Reimbursement	13,661	9,000	9,000	9,000
680.170	Reimb-Food Stamp Fraud	3,109	1,000	1,000	1,000
680.182	Reimbursement DUIL Prosecution	19,419	15,000	15,000	15,000
680.393	Reimb Rev-Ord 393 Prosecution Costs	2,660	1,000	1,500	1,500

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
694.020	Commission-Pay Phones	158,664	162,000	170,000	170,000
694.040	Commissions-Video Visits	18,848	17,000	15,000	15,000
694.050	Commissions-Lockers	2,004	200	320	320
694.060	Commissions-Snack Bags	20,137	10,000	22,000	22,000
694.351	Commissions-commissary	291,966	230,000	250,000	250,000
CHARGES FOR SERVICES		9,707,942	8,919,471	9,696,786	9,756,861
OTHER					
540.000	Judicial Salary Standardization	456,340	457,240	457,240	457,240
542.000	Juvenile Court Reimbursement	78,389	78,388	78,388	78,388
604.000	10% Bond Costs	6,605	4,700	6,800	6,700
628.020	Prisoners Incarceration Reimb.	271,414	178,000	268,000	216,300
630.020	Tax history - Digital	14,503	13,100	10,000	10,000
644.000	Sale of Office Supplies	109,927	110,000	106,000	106,000
675.000	Contributions and Donations	37,211	0	0	26,281
677.000	Miscellaneous Reimbursements	12,777	12,000	12,000	12,000
679.100	Rebate-PCard Program	44,353	44,353	45,000	45,000
680.000	Reimbursements-Other	106,060	269,659	33,486	228,397
694.100	Commissions-Vending	0	2,000	1,000	1,000
695.000	Cash Over/Short	3,216	0	0	0
OTHER		1,140,795	1,169,440	1,017,914	1,187,306
FINES AND FORFEITURES					
614.110	Fines and Costs	18,310	7,090	12,119	12,119
656.000	Penal Fines	6,500	6,500	6,500	6,500
658.000	Bond Forfeiture	44,939	47,400	52,400	50,400
659.000	Ordinance Fines and Costs	519,811	473,000	525,000	525,000
660.010	Filiation Fees	126	63	200	200
663.000	Bond Forfeitures and Bond Costs	4,780	1,000	0	0
FINES AND FORFEITURES		594,466	535,053	596,219	594,219
CONTRIBUTIONS FROM PRIVATE SOURCES					
675.175	DTE Program Revenue	2,812,609	2,084,052	1,840,065	1,867,065
CONTRIBUTIONS FROM PRIVATE SOURCES		2,812,609	2,084,052	1,840,065	1,867,065
INVESTMENT INCOME					
665.000	Interest Earned	86,800	65,000	65,000	65,000
665.010	Interest on Past Due Accounts	12,543	5,001	5,000	5,000
INVESTMENT INCOME		99,343	70,001	70,000	70,000
LICENSES AND PERMITS					
480.000	Pistol Permits	15	15	0	0
481.000	Marriage License Fee	5,787	4,500	5,000	5,000
481.030	Marriage License Wait Period Waivers	1,200	900	900	900
LICENSES AND PERMITS		7,002	5,415	5,900	5,900
RENTALS					
669.000	Rents	111,902	128,453	96,820	121,998
669.010	Rental of property and Equipment	1,400	200	0	0
669.045	Meeting Room Rental	3,960	1,515	4,000	4,000
RENTALS		117,262	130,168	100,820	125,998
TAXES					
403.000	Property Taxes-Current	25,125,740	25,916,100	26,276,382	26,276,382
409.000	Delinquent Prop Taxes-Current Yr	958,870	888,446	957,139	957,139
417.000	Delinquent Personal Prop tax	35,793	27,000	30,000	30,000
418.000	Swamp Land Tax Revenue 1994 PA 451	6,100	5,900	6,000	6,000
424.000	Commercial Forest Reserve	1,725	0	1,500	1,500
426.000	Payment in Lieu of taxes	44,820	35,000	35,000	35,000
426.010	IFT Taxes	90,265	86,405	98,747	98,747
427.000	Trailer Fees	20,498	25,000	25,000	25,000
449.000	4% Facility Liquor Control Tax	825,658	833,182	860,935	846,695
TAXES		27,109,469	27,817,033	28,290,703	28,276,463
TRANSFERS					
676.230	Contrib from Fund 2300 Accom Tax	2,500	0	0	0
676.247	Appropriation from Fund 2470	0	0	0	31,328

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
676.418	Appropriation from Fund 4180	0	9,262	0	0
676.493	Approp from Public Improvement	441,652	100,000	0	0
676.510	Approp from Fund 5100	50,000	50,000	50,000	350,000
676.511	Approp from Fund 5110	400,000	0	0	0
676.516	Approp from Del Tax	1,691,570	1,077,000	1,100,000	1,100,000
676.550	Approp from Fund 5500 Land Bank	0	0	0	110,000
TRANSFERS		2,585,722	1,236,262	1,150,000	1,591,328
SPECIAL ASSESSMENTS					
672.820	14a Drain Assessments Revenue	0	77,090	80,000	80,000
SPECIAL ASSESSMENTS		0	77,090	80,000	80,000
CHGS FOR SVCS-OTH INS-SSI					
636.217	SSI	25,600	27,000	27,000	27,000
CHGS FOR SVCS-OTH INS-SSI		25,600	27,000	27,000	27,000
PROCEEDS FROM ISSUE OF BONDS					
696.000	Bond Proceeds	41,174,089	5,220,000	0	0
PROCEEDS FROM ISSUE OF BONDS		41,174,089	5,220,000	0	0
TOTAL ESTIMATED REVENUES		**92,050,941**	**55,434,158**	**49,624,894**	**49,595,645**

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
GENERAL FUND EXPENDITURES BY FUNCTION				
Fund 1010 - General Fund				
Function: 100-Legislative				
Totals for dept 0101 - Board of Commissioners	385,945	376,871	407,032	403,079
Total - Function 100-Legislative	385,945	376,871	407,032	403,079
Function: 200-Judicial				
Totals for dept 0131 - Circuit Court	1,355,684	1,483,876	1,549,242	1,498,659
Totals for dept 0132 - Circuit Court Collections	104,085	86,809	97,095	92,173
Totals for dept 0136 - District Court	3,653,189	3,370,193	3,902,740	3,625,459
Totals for dept 0137 - District Ct Probation(Cobo Hall PA2 Tax)	175,196	173,997	180,700	166,250
Totals for dept 0138 - District Court Collections	217,410	182,838	236,948	226,709
Totals for dept 0145 - Jury Commission	62,946	62,584	64,221	63,000
Totals for dept 0148 - Probate Court	915,169	920,891	932,088	898,114
Totals for dept 0151 - State Probation	65,682	69,415	71,025	71,025
Totals for dept 0164 - Public Defender	0	0	0	0
Totals for dept 0292 - Law Library	4,558	5,950	6,075	6,075
Total - Function 200-Judicial	6,553,919	6,356,553	7,040,134	6,647,464
Function: 300-General County Government				
Totals for dept 0171 - Administration	681,865	668,248	712,327	700,528
Totals for dept 0191 - Elections	178,784	281,188	198,337	196,687
Totals for dept 0201 - Accounting	1,001,889	999,477	1,001,905	959,526
Totals for dept 0210 - Corporate Counsel	372,736	300,000	250,000	250,000
Totals for dept 0212 - Budget	0	0	0	0
Totals for dept 0215 - County Clerk	380,016	414,303	440,949	429,513
Totals for dept 0216 - Circuit Court Records	413,794	581,615	628,100	616,883
Totals for dept 0217 - Juror Showcause	24,078	7,090	12,119	12,119
Totals for dept 0225 - Equalization	1,704,113	1,729,317	1,805,852	1,749,274
Totals for dept 0226 - Human Resources	373,119	340,773	356,455	327,858
Totals for dept 0227 - City of Muskegon	0	0	0	0
Totals for dept 0229 - Prosecutor	2,212,782	2,181,115	2,444,748	2,276,639
Totals for dept 0233 - Purchasing	0	0	0	0
Totals for dept 0236 - Register of Deeds	514,276	527,397	586,327	557,934
Totals for dept 0241 - Bldg A-Johnny O. Harris	54,337	11,493	14,947	16,721
Totals for dept 0242 - Bldg B-Training Center	45,924	52,232	48,172	146,210
Totals for dept 0243 - Bldg C-Treas/Equal/RoD	0	0	0	0
Totals for dept 0245 - Bldg E-Jewell Bldg (formerly Brinks)	17,867	8,858	17,458	0
Totals for dept 0246 - Bldg F-Veterans Center	9,504	0	0	0
Totals for dept 0247 - Bldg G-Central Services	0	0	0	0
Totals for dept 0248 - Bldg H-Stark Hall	1,707	0	0	0
Totals for dept 0253 - Treasurer	349,963	395,524	403,819	391,719
Totals for dept 0260 - Shady Grove Cemetery	2,410	5,353	5,443	5,407
Totals for dept 0263 - Cordova Site O&M	1,493	1,608	1,655	1,655
Totals for dept 0265 - Michael E. Kobza Hall of Justice	865,619	869,802	1,104,490	1,002,910
Totals for dept 0268 - Oak Ave. Building	144,849	157,231	146,604	142,390
Totals for dept 0271 - County Jail Building-Old	71,482	71,650	74,010	67,683
Totals for dept 0275 - Drain Commissioner	260,880	573,769	570,927	566,885
Totals for dept 0284 - Plat Board	0	700	700	700
Totals for dept 0285 - Gypsy Moth	0	0	0	0
Totals for dept 0297 - Vehicle Pool	9,343	18,000	18,450	18,450
Totals for dept 0650 - State Institutions	218,980	731,000	300,000	300,000
Totals for dept 0941 - Misc Contingency	1,781,586	2,052,273	2,412,347	2,560,602
Totals for dept 0942 - Current Year Unused Leave Payoffs	0	0	0	0
Totals for dept 0943 - Donated Leave Payments	1	0	0	0
Totals for dept 0947 - Early Retirement Incentive	0	0	0	0
Totals for dept 0959 - Information Systems	0	0	0	0
Totals for dept 2320 - DHHS Legal Representation Grant	293,302	278,688	305,839	285,257
Total - Function 300-General County Government	11,986,699	13,258,704	13,861,980	13,583,550
Function: 400-Public Safety				
Totals for dept 0266 - Sheriff Building Security	113,976	114,395	144,018	141,613
Totals for dept 0270 - County Jail Building 2015	505,282	620,485	501,857	586,476
Totals for dept 0301 - Sheriff Operations	3,765,602	3,973,467	4,040,742	4,024,392
Totals for dept 0305 - Sheriff Administration	467,367	474,120	486,770	476,153
Totals for dept 0306 - Emergency Response Team	16,566	6,840	6,110	6,110
Totals for dept 0317 - Traffic Safety-High Visability Enfo	0	0	0	0

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
Totals for dept 0320 - Officer Training Act 320		10,778	10,000	15,000	10,000
Totals for dept 0350 - Correction Officer Training		58,355	60,000	60,000	60,000
Totals for dept 0351 - Sheriff Jail		7,787,290	7,662,485	8,079,500	8,132,063
Totals for dept 0355 - Courtroom Security		1,139,471	1,193,987	1,195,936	1,161,504
Totals for dept 0371 - Administration		0	0	0	0
Totals for dept 0421 - Dog Licensing/Animal Control		328,344	340,285	351,090	348,721
Total - Function 400-Public Safety		14,193,031	14,456,064	14,881,023	14,947,032
Function: 500-Health					
Totals for dept 0052 - Brookhaven Plant O&M		145,727	146,992	0	77,289
Totals for dept 0244 - Bldg D-Health Dept		0	0	0	0
Totals for dept 0272 - Vector Control Building		13,859	14,600	7,776	7,768
Totals for dept 0662 - Juvenile Transition Center-Detention		0	0	0	0
Totals for dept 6051 - COVID-19 Emergency Response		0	0	0	0
Totals for dept 6496 - Agnes Potuznik/Wesley Roberts Building		0	0	0	0
Total - Function 500-Health		159,586	161,592	7,776	85,057
Function: 600-Welfare					
Totals for dept 0175 - Residential Energy Efficiency Pgm		2,543,097	1,946,284	1,712,937	1,738,937
Total - Function 600-Welfare		2,543,097	1,946,284	1,712,937	1,738,937
Function: 670-Economic Development					
Totals for dept 7280 - Economic Development		9,708	0	430	0
Total - Function 670-Economic Development		9,708	0	430	0
Function: 700-Culture					
Totals for dept 0731 - MSU Extension		0	0	0	0
Total - Function 700-Culture		0	0	0	0
Function: 800-Recreation					
Totals for dept 0273 - Heritage Landing O & M		0	0	0	0
Totals for dept 0758 - Fairgrounds Training Center		79,301	7,775	5,690	88,216
Total - Function 800-Recreation		79,301	7,775	5,690	88,216
Function: 905-Debt Service					
Totals for dept 9201 - Debt Service 2020 Judgment Bonds		0	300	416,141	432,086
Total - Function 905-Debt Service		0	300	416,141	432,086
Function: 950-Other					
Dept 0252 - Transfers					
958.090	Liquor Tax Transfer Out	412,829	416,591	430,468	423,348
Totals for dept 0252 - Transfers		412,829	416,591	430,468	423,348
Dept 0901 - Appropriations					
965.117	Approp to Sobriety Court	10,827	0	35,918	0
965.119	Appropriation to Emergency Services	128,670	159,071	180,495	169,551
965.120	Appropriation to 1200-Marine Safety	111,803	139,194	145,759	132,918
965.121	Appropriation to 1210-Highway Safety	123,545	101,018	111,729	164,134
965.124	Approp. to Township Patrols	193,238	172,535	198,899	195,788
965.172	Approp to 1172-Adult Drug Treatment Ct	678	3,053	0	2,908
965.215	Approp. to Friend of the Court	1,629,220	1,504,061	1,785,444	1,438,606
965.221	Approp, to Health Department	1,663,961	1,790,689	2,080,239	1,774,392
965.222	Approp to HealthWest	736,934	736,935	736,934	706,819
965.253	Approp. To SSSPP Fund 2153	986	2,154	0	2,002
965.260	Approp. to Community Corrections	153,054	143,166	156,270	150,165
965.267	Appropriation to Fund 2673	2,637	0	0	2,151
965.269	Approp to Fund 2600 Indigent Defense	1,299,793	1,217,215	1,342,752	1,152,563
965.280	Approp. to Crime Victim's Rights	18,197	20,446	23,651	20,290
965.289	Approp. to Remonumentation	15	14	9	9
965.290	Transfers to Brookhaven	174,477	0	0	0
965.291	Approp. to Social Services	5,935	8,086	9,703	8,086
965.292	Approp. to Child Care Fund	3,972,044	4,025,916	4,913,754	4,225,013
965.313	Approp. to County Facility Debt Ser	215,971	219,894	220,464	220,464
965.369	Transfers to MCBA Jail/JTC Debt Service	2,506,668	2,663,492	2,662,603	2,662,603
965.581	Appropriation to Airport	304,181	183,295	187,890	0
965.588	Appropriation to Transit	372,000	0	0	0
965.666	Appropriation to Fund 6660	42,828	42,828	42,828	42,828

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
965.841	Approp to 8410 Browns Pond Dam LLF	4,816	18,502	0	4,673
Totals for dept 0901 - Appropriations		13,672,478	13,151,564	14,835,341	13,075,963
Dept 8060 - MERS Payment					
874.000	Retirement Benefits Premium	40,735,808	0	0	0
Totals for dept 8060 - MERS Payment		40,735,808	0	0	0
Dept 8080 - Other-Court Ordered Judgment Claims					
955.080	Claims exp-court judgment	0	5,150,000	0	0
Totals for dept 8080 - Other-Court Ordered Judgment Claims		0	5,150,000	0	0
Total - Function 950-Other		54,821,115	18,718,155	15,265,809	13,499,311
Function: 965-Transfers Out & Other Financing Uses					
Totals for dept 9750 - Other Financing Uses		438,281	66,692	0	0
Total - Function 965-Transfers Out & Other Financing Uses		438,281	66,692	0	0
APPROPRIATIONS - FUND 1010		**91,170,682**	**55,348,990**	**53,598,952**	**51,424,732**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
ALL FUND REVENUES					
1010	General Fund	92,050,941	55,434,158	49,624,894	49,595,645
1060	Senior Millage Fund	2,428,408	2,456,137	2,360,013	2,354,749
1170	Sobriety Court	394,586	518,485	516,651	583,279
1172	Adult Drug Treatment Court	118,464	227,526	383,736	248,682
1190	Emergency Services	307,695	314,873	337,976	380,725
1200	Marine Safety	189,566	243,866	250,171	237,330
1210	Highway Safety Programs	302,918	330,052	318,781	292,354
1240	Township Patrols	386,477	375,700	397,798	391,575
2080	Parks	838,243	809,000	854,000	854,000
2110	Coronavirus Public Safety Fund	0	46,890	0	11,118
2150	Family Court	5,741,334	5,453,691	6,194,853	5,360,309
2151	Access & Visitation Program	2,680	5,850	5,850	5,850
2153	SSSPP Grant	318,716	310,843	321,554	312,805
2171	District Ct Eviction Prevention Docket	0	21,350	21,350	21,350
2210	Public Health	5,969,587	6,994,791	6,465,803	7,398,712
2217	Community Health Improvement Fund	363,226	750,750	750,750	750,750
2220	HealthWest	63,064,585	76,643,622	66,527,138	67,729,813
2240	Lake Pollution Control Fund	5,032,334	14,282	14,282	14,282
2261	Sustainability Grant	43,212	61,014	61,014	61,392
2295	Convention Center Support Fund	0	1,449,438	428,000	428,000
2300	Accommodations Tax	1,847,397	906,364	1,218,300	1,218,300
2411	Parks Development	227	0	0	0
2460	Census Support Fund	0	50,000	0	0
2470	CDBG Housing Grant	28,768	31,000	16,250	16,250
2471	Neighborhood Stabilization Prog 3	12,625	39,472	0	0
2530	Pass-Through Grants Fund	4,263	5,000	5,000	5,000
2550	Blight Elimination	805,774	0	1,037,465	0
2560	Deeds Automation Fund	169,858	174,000	174,000	174,000
2600	Indigent Defense Fund	2,345,755	3,043,644	2,703,096	2,978,991
2630	Concealed Pistol Licensing	73,557	77,700	75,200	75,200
2640	Community Corrections	337,031	350,066	363,170	357,065
2671	Sheriff Forfeitures	9,478	2,250	10,647	500
2673	Special Investigative Fund	36,673	8,113	64,923	16,151
2675	Justice Assistance Grant	0	213,829	0	0
2800	Crime Victims' Rights	313,000	528,217	472,300	556,058
2823	Muskegon Area Stormwater Committee	50,000	50,000	50,000	50,000
2890	Remonumentation	55,776	91,726	50,937	50,937
2900	Brookhaven	0	0	0	0
2910	Social Welfare	5,935	8,086	9,703	8,086
2920	Child Care Fund	9,019,246	7,925,477	9,581,843	8,064,934
2925	JTC Arts Programming Fund	0	7,000	0	0
2930	Veterans Affairs Dept	461,615	490,824	420,234	443,175
2970	Mental Health Buildings	310,886	365,677	365,093	334,826
2980	Victim Restitution	1,673	1,300	1,300	1,300
3010	General Debt Service Fund	71,898	75,876	69,940	69,940
3111	Quality of Life Bonds Debt Service	1,502	1,623	0	0
3130	Hall of Justice Bonds Debt Service	537,610	544,149	545,099	545,099
3140	HealthWest Building Bonds Debt Service	416,270	414,595	419,595	419,313
3690	Building Authority Debt Service	2,660,953	2,665,115	2,662,603	2,662,603
3960	Pension Bonds DSF-Governmental Funds	2,483,990	3,196,940	2,712,887	2,712,887
4660	Jail/JTC Capital Projects Fund	1,556	3,920	0	0
4930	Public Improvement	1,062	485,201	1,500	1,500
5500	Land Bank	1,030,555	905,613	1,031,361	1,031,361
5710	Solid Waste Management	4,817,330	4,201,126	3,653,400	3,848,400
5711	Fly Ash Program	9,321	5,500	5,500	5,500
5810	Airport	6,057,313	1,355,383	3,052,446	2,575,446
5880	Muskegon Area Transit System	5,436,036	7,057,249	7,415,333	7,415,333
5890	Muskegon Trolley Company	70,806	10,600	30,600	30,600
6330	Office Services	470,008	533,800	533,800	533,800
6340	County South Campus	761,203	761,345	777,254	768,075
6350	Energy Improvements	766,362	666,278	574,923	574,923
6770	Insurance	20,946,924	20,859,138	23,276,517	23,239,184
8410	Lake Level Fund	9,164	18,502	4,673	5,986
8711	Water Supply-Fruitport #1	116,567	125,357	0	0
8718	Fruit/NS Reg. Water System II	25,654	9,922	11,928	0
8841	Muskegon/Egelston/Dalton Sewer	590,383	561,826	548,917	542,205

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
8845	Whitehall Twnshp Water Project	11,644	8,159	8,141	4,912
	SUBTOTAL - ALL FUND REVENUES	240,736,620	211,299,280	199,790,492	198,370,560
4150	Northside Water Construction	82,141	34,968	1,064,000	6,449,239
5910	Regional Water System	3,242,910	3,302,982	3,885,321	3,885,321
	SUBTOTAL - WATER SYSTEM	3,325,051	3,337,950	4,949,321	10,334,560
5920	Wastewater Management Operations	16,745,008	16,055,172	14,666,205	14,670,301
5935	WWMS#2 2011 Rev Refndg Bonds$12.38M GOLT	1,293,808	1,171,737	1,171,737	1,171,737
5937	WWMS#1 2005 Bonds $17.5M GOLT	1,192,998	999,291	999,291	999,291
5938	WWMS#2 2006 Revenue Bonds $14M GOLT	960,537	803,423	803,423	803,423
5941	WWMS#2 2008-B Revenue Bonds $16.79M	1,118,763	932,114	932,114	932,114
5942	WWMS#2 2008-C Revenue Bonds $17.48M	1,187,409	1,053,040	1,053,040	1,053,040
	SUBTOTAL - WASTEWATER	22,498,523	21,014,777	19,625,810	19,629,906
5100	Delinquent Tax Revolving	56,972	42,616	18,081	29,126
5110	Tax Forfeitures	1,542,423	852,411	823,000	840,640
5160	2020 Delinquent Tax Revolving	0	0	432,000	1,114,015
5167	2017 Delinquent Tax Revolving	986,675	0	11,100	0
5168	2018 Delinquent Tax Revolving	1,195,391	934,029	757,314	0
5169	2019 Delinquent Tax Revolving	0	1,063,859	860,115	1,014,849
	SUBTOTAL - TAX FUNDS	3,781,461	2,892,915	2,901,610	2,998,630
6660	Equipment Revolving	1,011,076	790,474	739,420	864,420
6680	Information Technology Services ISF	2,949,838	2,966,354	2,966,354	2,966,354
	SUBTOTAL - EQUIPMENT REVOLVING	3,960,914	3,756,828	3,705,774	3,830,774
ESTIMATED REVENUES - ALL FUNDS		**274,302,569**	**242,301,750**	**230,973,007**	**235,164,430**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
ALL FUND EXPENDITURES					
1010	General Fund	91,170,682	55,348,990	53,598,952	51,424,732
1060	Senior Millage Fund	2,167,364	3,673,367	2,364,406	2,357,256
1170	Sobriety Court	394,584	518,485	488,120	583,279
1172	Adult Drug Treatment Court	118,464	227,526	284,129	248,682
1190	Emergency Services	307,373	315,947	339,050	381,714
1200	Marine Safety	202,221	243,866	250,171	237,330
1210	Highway Safety Programs	302,919	330,052	318,781	292,354
1240	Township Patrols	386,477	375,700	397,798	391,575
2080	Parks	861,950	882,384	1,079,847	1,074,289
2110	Coronavirus Public Safety Fund	0	46,890	0	11,118
2150	Family Court	5,741,332	5,453,691	6,194,981	5,360,309
2151	Access & Visitation Program	2,680	5,850	5,850	5,850
2153	SSSPP Grant	316,602	312,957	322,512	312,805
2171	District Ct Eviction Prevention Docket	10,815	21,350	3,016	21,350
2210	Public Health	5,956,067	6,994,791	7,088,153	7,398,709
2217	Community Health Improvement Fund	363,290	750,663	750,750	750,663
2220	HealthWest	71,460,358	76,643,622	76,902,386	67,729,813
2240	Lake Pollution Control Fund	500,968	2,545,282	2,545,282	1,953,750
2261	Sustainability Grant	43,212	61,014	61,014	61,392
2295	Convention Center Support Fund	0	260,685	790,749	790,749
2300	Accommodations Tax	1,182,293	2,520,702	1,639,462	1,383,336
2411	Parks Development	225	0	16	0
2460	Census Support Fund	0	50,000	0	0
2470	CDBG Housing Grant	246	15,973	15,973	47,279
2471	Neighborhood Stabilization Prog 3	12,625	39,472	11	0
2530	Pass-Through Grants Fund	4,264	5,000	5,000	5,000
2550	Blight Elimination	805,773	0	1,037,465	0
2560	Deeds Automation Fund	280,594	378,338	492,529	436,126
2600	Indigent Defense Fund	2,233,425	2,762,762	2,941,943	3,095,708
2630	Concealed Pistol Licensing	49,751	58,471	59,637	53,752
2640	Community Corrections	337,031	350,066	363,170	357,065
2671	Sheriff Forfeitures	289	281	281	237
2672	Prosecutor Drug	36	42	42	42
2673	Special Investigative Fund	36,672	8,113	37,990	16,151
2675	Justice Assistance Grant	0	213,829	0	0
2800	Crime Victims' Rights	313,039	528,217	581,840	556,058
2823	Muskegon Area Stormwater Committee	49,160	50,000	50,000	50,000
2890	Remonumentation	55,775	91,726	50,937	50,937
2910	Social Welfare	5,935	8,086	9,703	8,086
2920	Child Care Fund	9,019,241	7,925,477	9,581,843	8,064,934
2925	JTC Arts Programming Fund	0	7,000	0	0
2930	Veterans Affairs Dept	422,052	433,769	381,717	395,657
2970	Mental Health Buildings	354,741	353,797	336,290	351,988
2980	Victim Restitution	0	8,500	8,500	8,500
3010	General Debt Service Fund	71,898	75,876	69,940	69,940
3111	Quality of Life Bonds Debt Service	137,628	1,623	0	0
3130	Hall of Justice Bonds Debt Service	537,610	544,149	545,099	545,099
3140	HealthWest Building Bonds Debt Service	414,772	412,713	417,813	418,039
3690	Building Authority Debt Service	2,666,187	2,665,115	2,662,603	2,662,603
3960	Pension Bonds DSF-Governmental Funds	278	3,564,434	3,153,541	3,153,541
4010	Capital Projects Fund	7,050	0	0	48,975
4180	Heritage Landing Development	0	9,262	0	0
4660	Jail/JTC Capital Projects Fund	99,515	44,261	49,336	37,304
4930	Public Improvement	594,009	268,789	100,672	136,639
4960	Capital Improvement	1,650	58,189	58,189	58,189
5500	Land Bank	856,041	891,708	966,683	1,066,288
5710	Solid Waste Management	3,719,731	3,400,199	3,626,889	3,812,832
5711	Fly Ash Program	(14,684)	33,515	34,921	34,069
5810	Airport	2,655,429	3,003,410	5,530,992	3,149,542
5880	Muskegon Area Transit System	4,440,830	5,322,488	5,211,827	5,201,853
5890	Muskegon Trolley Company	31,890	27,716	29,698	29,698
6330	Office Services	483,842	532,666	543,021	546,558
6340	County South Campus	761,202	761,345	714,485	768,075
6345	Maintenance Garage	12,463	12,390	9,990	12,534
6350	Energy Improvements	1,075,833	603,033	486,749	486,864
6770	Insurance	20,146,384	21,717,377	24,264,651	24,235,381

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY

DEPARTMENT	DESCRIPTION	2018-19 ACTIVITY	2019-20 AMENDED BUDGET	2020-21 20/21 DEPARTMENTS BUDGET	2020-21 20/21 RECOMMENDED BUDGET
8410	Lake Level Fund	9,165	18,502	4,673	5,986
8711	Water Supply-Fruitport #1	10,071	11,111	0	1,580
8718	Fruit/NS Reg. Water System II	25,655	9,922	940	0
8841	Muskegon/Egelston/Dalton Sewer	590,383	561,826	541,469	542,205
8845	Whitehall Twnshp Water Project	11,644	8,159	4,656	4,912
	SUBTOTAL - APPROPRIATIONS ALL FUNDS	234,817,001	215,382,511	220,409,133	203,297,281
4150	Northside Water Construction	161,253	1,620,000	7,037,319	7,037,319
5910	Regional Water System	2,814,104	3,109,441	3,183,800	3,198,075
	SUBTOTAL - WATER SYSTEM	2,975,357	4,729,441	10,221,119	10,235,394
5920	Wastewater Management Operations	12,939,524	13,733,574	13,981,707	13,937,543
5935	WWMS#2 2011 Rev Refndg Bonds$12.38M GOLT	243,063	210,240	178,111	178,111
5937	WWMS#1 2005 Bonds $17.5M GOLT	576,443	561,900	547,153	547,153
5938	WWMS#2 2006 Revenue Bonds $14M GOLT	509,593	498,056	486,356	486,356
5939	WWMS#2 2007 Revenue Bonds $1.8M	57,919	56,375	54,832	54,832
5940	WWMS#2 2008 Revenue Bonds $945K	35,553	34,496	33,371	33,371
5941	WWMS#2 2008-B Revenue Bonds $16.79M	829,417	810,848	785,698	785,698
5942	WWMS#2 2008-C Revenue Bonds $17.48M	619,550	599,800	579,550	579,550
5943	WWMS#2 2010 Revenue Bonds $2.85M	106,117	104,550	101,805	101,805
	SUBTOTAL - WASTEWATER	15,917,179	16,609,839	16,748,583	16,704,419
5100	Delinquent Tax Revolving	50,727	50,772	50,772	350,772
5110	Tax Forfeitures	855,453	335,375	453,732	453,732
5160	2020 Delinquent Tax Revolving	0	0	129,507	454,779
5167	2017 Delinquent Tax Revolving	2,143,478	0	1,922	0
5168	2018 Delinquent Tax Revolving	418,625	1,485,384	1,884,858	0
5169	2019 Delinquent Tax Revolving	3,451	449,678	460,269	1,440,799
	SUBTOTAL - TAX FUNDS	3,471,734	2,321,209	2,981,060	2,700,082
6660	Equipment Revolving	947,096	879,625	853,797	853,132
6680	Information Technology Services ISF	3,423,444	4,078,232	4,089,402	3,900,344
	SUBTOTAL - EQUIPMENT REVOLVING	4,370,540	4,957,857	4,943,199	4,753,476
APPROPRIATIONS - ALL FUNDS		**261,551,811**	**244,000,857**	**255,303,094**	**237,690,652**

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY
Fund Balance Detail

FUND	DESCRIPTION	FY2019 ACCUMULATED FUND BALANCE	2020 ANTICIPATED FUND BALANCE INCREASE/(DECREASE)	2021 ANTICIPATED FUND BALANCE INCREASE/(DECREASE)	FY2021 ACCUMULATED FUND BALANCE	
1010	General Fund	9,946,061	85,168	(1,829,087)	8,202,142	
1060	Senior Millage Fund	1,691,628	(1,217,230)	(2,507)	471,891	
1170	Sobriety Court	2	0	0	2	
1172	Adult Drug Treatment Court	0	0	0	0	
1190	Emergency Services	4,075	(1,074)	(989)	2,012	
1200	Marine Safety	10,501	0	0	10,501	
1201	Port Security	0	0	0	0	
1202	Jail Education Support	0	0	0	0	
1210	Highway Safety Programs	(1)	0	0	(1)	
1211	ENHANCE 9-1-1 GIS	0	0	0	0	
1240	Township Patrols	0	0	0	0	
2080	Parks	517,370	(73,384)	(220,289)	223,697	
2110	Coronavirus Public Safety Fund	0	0	0	0	
2140	Title IV-E Abuse/Neglect	0	0	0	0	
2150	Family Court	2	0	0	2	
2151	Access & Visitation Program	0	0	0	0	
2152	Safe Schools / Healthy Students	0	0	0	0	
2153	SSSPP Grant	2,114	(2,114)	0	0	
2171	District Ct Eviction Prevention Docket	10,535	0	0	10,535	
2210	Public Health	37,845	0	3	37,848	
2212	Lead Hazard Control	0	0	0	0	
2217	Community Health Improvement Fund	0	87	87	174	
2220	HealthWest	(11,968,252)	0	0	(11,968,252)	**1)**
2240	Lake Pollution Control Fund	4,531,366	(2,531,000)	(1,939,468)	60,898	
2261	Sustainability Grant	0	0	0	0	
2271	NOAA Habitat Conservation Grants	6	0	0	6	
2295	Convention Center Support Fund	0	1,188,753	(362,749)	826,004	
2300	Accommodations Tax	1,205,984	(1,614,338)	(165,036)	(573,390)	**2)**
2411	Parks Development	2	0	0	2	
2450	Economic Development Fund	0	0	0	0	
2460	Census Support Fund	0	0	0	0	
2470	CDBG Housing Grant	126,083	15,027	(31,029)	110,081	
2471	Neighborhood Stabilization Prog 3	0	0	0	0	
2530	Pass-Through Grants Fund	(1)	0	0	(1)	
2550	Blight Elimination	1	0	0	1	
2555	Blight Prevention Fund	0	0	0	0	
2560	Deeds Automation Fund	521,681	(204,338)	(262,126)	55,217	
2596	Juvenile Prosecution Resentencing Fund	0	0	0	0	
2600	Indigent Defense Fund	112,330	280,882	(116,717)	276,495	
2610	Law Library	0	0	0	0	
2630	Concealed Pistol Licensing	152,060	19,229	21,448	192,737	
2640	Community Corrections	0	0	0	0	
2671	Sheriff Forfeitures	14,156	1,969	263	16,388	
2672	Prosecutor Drug	1,442	(42)	(42)	1,358	
2673	Special Investigative Fund	1	0	0	1	
2675	Justice Assistance Grant	0	0	0	0	
2800	Crime Victims' Rights	888	0	0	888	
2823	Muskegon Area Stormwater Committee	44,694	0	0	44,694	
2835	JAG ARRA Crime Analysis	0	0	0	0	
2850	Revenue Sharing Reserve	0	0	0	0	
2890	Remonumentation	1	0	0	1	
2900	Brookhaven	0	0	0	0	
2910	Social Welfare	0	0	0	0	
2920	Child Care Fund	5	0	0	5	
2925	JTC Arts Programming Fund	0	0	0	0	
2930	Veterans Affairs Dept	189,775	57,055	47,518	294,348	
2940	Veterans Trust Fund	0	0	0	0	
2965	Youth, Family and Community Millage Fund	0	0	0	0	
2970	Mental Health Buildings	5,282	11,880	(17,162)	0	
2980	Victim Restitution	17,442	(7,200)	(7,200)	3,042	
3010	General Debt Service Fund	0	0	0	0	
3111	Quality of Life Bonds Debt Service	0	0	0	0	
3130	Hall of Justice Bonds Debt Service	0	0	0	0	
3140	HealthWest Building Bonds Debt Service	122,941	1,882	1,274	126,097	
3660	Jail/JTC Debt Service Fund	0	0	0	0	
3690	Building Authority Debt Service	(1)	0	0	(1)	
3960	Pension Bonds DSF-Governmental Funds	2,483,712	(367,494)	(440,654)	1,675,564	
4010	Capital Projects Fund	48,975	0	(48,975)	0	
4180	Heritage Landing Development	9,262	(9,262)	0	0	
4660	Jail/JTC Capital Projects Fund	77,645	(40,341)	(37,304)	0	
4930	Public Improvement	190,605	216,412	(135,139)	271,878	
4960	Capital Improvement	298,350	(58,189)	(58,189)	181,972	
5500	Land Bank	2,550,459	13,905	(34,927)	2,529,437	

09/11/2020

BUDGET REPORT FOR MUSKEGON COUNTY
Fund Balance Detail

FUND	DESCRIPTION	FY2019 ACCUMULATED FUND BALANCE	2020 ANTICIPATED FUND BALANCE INCREASE/(DECREASE)	2021 ANTICIPATED FUND BALANCE INCREASE/(DECREASE)	FY2021 ACCUMULATED FUND BALANCE	
5710	Solid Waste Management	6,648,600	800,927	35,568	7,485,095	3)
5711	Fly Ash Program	506,021	(28,015)	(28,569)	449,437	
5810	Airport	30,193,658	(1,648,027)	(574,096)	27,971,535	3,4)
5880	Muskegon Area Transit System	3,110,287	1,734,761	2,213,480	7,058,528	3,4)
5890	Muskegon Trolley Company	281,065	(17,116)	902	264,851	
6330	Office Services	59,125	1,134	(12,758)	47,501	
6340	County South Campus	1	0	0	1	
6345	Maintenance Garage	74,490	(12,390)	(12,534)	49,566	
6350	Energy Improvements	(257,212)	63,245	88,059	(105,908)	5)
6770	Insurance	3,740,385	(858,239)	(996,197)	1,885,949	
8410	Lake Level Fund	(1)	0	0	(1)	
8711	Water Supply-Fruitport #1	164,833	114,246	(1,580)	277,499	
8718	Fruit/NS Reg. Water System II	(1)	0	0	(1)	
8841	Muskegon/Egelston/Dalton Sewer	0	0	0	0	
8845	Whitehall Twnshp Water Project	0	0	0	0	
	SUBTOTAL - FUND BALANCE DETAIL	57,478,277	(4,083,231)	(4,926,721)	48,468,325	
4150	Northside Water Construction	2,173,112	(1,585,032)	(588,080)	0	
5910	Regional Water System	4,718,159	193,541	687,246	5,598,946	3)
	SUBTOTAL - WATER SYSTEM	6,891,271	(1,391,491)	99,166	5,598,946	
4911	Wastewater Construction	770,958	0	0	770,958	
5920	Wastewater Management Operations	54,863,447	2,321,598	732,758	57,917,803	3)
5921	Wastewater Equipment	6,799,424	0	0	6,799,424	
5935	WWMS#2 2011 Rev Refndg Bonds$12.38M GOLT	(4,892,561)	961,497	993,626	(2,937,438)	
5937	WWMS#1 2005 Bonds $17.5M GOLT	5,060,111	437,391	452,138	5,949,640	
5938	WWMS#2 2006 Revenue Bonds $14M GOLT	5,227,741	305,367	317,067	5,850,175	
5939	WWMS#2 2007 Revenue Bonds $1.8M	(180,657)	(56,375)	(54,832)	(291,864)	
5940	WWMS#2 2008 Revenue Bonds $945K	(189,018)	(34,496)	(33,371)	(256,885)	
5941	WWMS#2 2008-B Revenue Bonds $16.79M	962,256	121,266	146,416	1,229,938	
5942	WWMS#2 2008-C Revenue Bonds $17.48M	3,012,990	453,240	473,490	3,939,720	
5943	WWMS#2 2010 Revenue Bonds $2.85M	(112,028)	(104,550)	(101,805)	(318,383)	
5944	WW SAW Grant Project Fund	(89,575)	0	0	(89,575)	
5945	WWMS Brightmark Escrow Fund	0	0	0	0	
	SUBTOTAL - WASTEWATER	71,233,088	4,404,938	2,925,487	78,563,513	
5100	Delinquent Tax Revolving	346,975	(8,156)	(321,646)	17,173	
5110	Tax Forfeitures	2,369,207	517,036	386,908	3,273,151	
5160	2020 Delinquent Tax Revolving	0	0	659,236	659,236	
5161	2011 Delinquent Tax Revolving	0	0	0	0	
5162	2012 Delinquent Tax Revolving	0	0	0	0	
5163	2013 Delinquent Tax Revolving	0	0	0	0	
5164	2014 Delinquent Tax Revolving	0	0	0	0	
5165	2015 Delinquent Tax Revolving	0	0	0	0	
5166	2016 Delinquent Tax Revolving	0	0	0	0	
5167	2017 Delinquent Tax Revolving	(833,892)	0	0	(833,892)	
5168	2018 Delinquent Tax Revolving	776,766	(551,355)	0	225,411	
5169	2019 Delinquent Tax Revolving	(3,451)	614,181	(425,950)	184,780	
	SUBTOTAL - TAX FUNDS	2,655,605	571,706	298,548	3,525,859	
6660	Equipment Revolving	6,236,219	(89,151)	11,288	6,158,356	
6680	Information Technology Services ISF	(719,889)	(1,111,878)	(933,990)	(2,765,757)	
	SUBTOTAL - EQUIPMENT REVOLVING	5,516,330	(1,201,029)	(922,702)	3,392,599	
	TOTAL FUND BALANCE DETAIL - ALL FUNDS	143,774,571	(1,699,107)	(2,526,222)	139,549,242	

1) This negative reserve balance is offset by deferred revenue.

2) The negative reserve in fund 2300 is offset with the positive reserve in fund 2295.

3) Equity balances of enterprise funds (called "Net Position" by the Governmental Accounting Standards Board) reflect the impact of adjustments that reduced equity by recording (1) Net Pension Liability beginning in 2015 (per GASB 68 - *Accounting and Financial Reporting for Pensions*) and (2) Net OPEB Liability beginning in 2018 (per GASB 75 - *Accounting and Financial Reporting by Employers for Postemployment Benefits other than Pensions*).

4) Equity balances include capital contributions from other funding sources, such as State and Federal sources. The budget activity will include depreciation for these capital items.

5) There is sufficient working capital in the Energy Improvements fund to offset the projected negative reserve.

FY2021 BUDGET - REQUEST FOR FUNDING TRANSFER

Department	Position	Present Funding	Requested Funding	Recommendation
Family Court	Child Support Investigator Pros FT - N14301	2150-0142-50% 2150-0168-50%	2150-0142-100%	Yes
Human Resources	Human Resources Specialist FT - N39702	1010-0226-40% 6770-0203-60%	1010-0226-30% 6770-0203-70%	Yes
	Human Resources Specialist FT - N39704	1010-0226-40% 6770-0203-60%	1010-0226-30% 6770-0203-70%	Yes
	Human Resources Specialist FT - N39705	1010-0226-40% 6770-0203-60%	1010-0226-30% 6770-0203-70%	Yes
	Departmental Clerk/NB FT - N26006	1010-0226-40% 6770-0203-60%	1010-0226-30% 6770-0203-70%	Yes
	Payroll Specialist FT - N53601	1010-0226-40% 6770-0203-60%	1010-0226-30% 6770-0203-70%	Yes
	Administrative Analyst FT - X04015	1010-0226-40% 6770-0203-60%	1010-0226-30% 6770-0203-70%	Yes
Treasurer	Property Tax Technician FT - G62403	5169-2019-80% 1010-0253-10% 1010-0421-10%	5160-2020-80% 1010-0253-10% 1010-0421-10%	Yes
	Property Tax Technician FT - G62404	5169-2019-80% 1010-0253-10% 1010-0421-10%	5160-2020-80% 1010-0253-10% 1010-0421-10%	Yes
	Deputy County Treasurer FT - X26501	1010-0253-60% 5500-2550-25% 5110-1018-15%	1010-0253-60% 5500-2550-25% 5110-1019-15%	Yes
	Property Tax Specialist FT - N55701	5110-1018-85% 1010-0421-10% 1010-0253-5%	5510-1019-85% 1010-0421-10% 1010-0253-5%	Yes
	Property Tax Technician FT - G62406	5169-2019-80% 1010-0253-10% 1010-0421-10%	5160-2020-80% 1010-0253-10% 1010-0421-10%	Yes
	Property Tax Technician FT - G62401	5169-2019-80% 1010-0253-10% 1010-0421-10%	5160-2020-80% 1010-0253-10% 1010-0421-10%	Yes
	Property Tax Technician FT - G62402	5169-2019-80% 1010-0253-10% 1010-0421-10%	5160-2020-80% 1010-0253-10% 1010-0421-10%	Yes
	Cash Manager FT - X11501	1010-0253-75% 5169-2019-25%	1010-0253-75% 5160-2020-25%	Yes

FY2021 BUDGET - POSITION DELETIONS

Department	Position #	Position Classification	Status	GF	Other	Recommendation
Convention/Visitors Bureau	N80002	Tourism Information Aide-Hrly	Filled		20,661.00	Yes
	X82401	Senior Sales Manager FT	Filled		90,086.00	Yes
Facilities Management	G35701	Facilities Services Coordinator FT	Filled	$77,250		Yes - effective 11/24/2020
Family Court	Q27317	Court Officer FT	Filled		$87,738	Yes - Grant not being renewed; incumbent moving to another Court Officer position
	N14203	PASS Child Support Investigator 25hr Limited Term	Vacant		$68,822	Yes - PASS grant is ending
	Q27507	Court Services Specialist FT	Filled		$62,328	Yes - PASS grant is ending; incumbent moving to another Court Svcs Specialist position

FY2021 BUDGET - UNFUNDED POSITIONS

Department	Position #	Position Classification	Status	GF	Other	Comments
Accounting	X68501	Procurement Analyst	Vacant	currently unfunded		Yes
Administration	X31601	Economic Development Manager FT	Vacant	currently unfunded		Yes
Airport	N07501	Airport Maintenance Supervisor FT	Vacant	currently unfunded		Yes
	N04003	Administrative Secretary FT	Vacant	currently unfunded		Yes
	N08002	Airport Maintenance Worker FT	Vacant	currently unfunded		Yes
Clerk	N30501	Elections Coordinator FT	Vacant	currently unfunded		Yes
	G27101	County Clerk Deputy Hrly	Vacant	currently unfunded		Yes
Clerk-Circuit Court Records	G19503	Circuit Court Clerk FT	Vacant	currently unfunded		Yes
	G19701	Circuit Court Liaison FT	Vacant	currently unfunded		Yes
	G19702	Circuit Court Liaison FT	Vacant	currently unfunded		Yes
CVB	N80301	Tourism Asst Hrly	Vacant	currently unfunded		Yes
CVB/Parks	X60001	Park Superintendent FT	Vacant	currently unfunded		Yes
District Court	D15026	Court Clerk/District Ct Hourly	Vacant	currently unfunded		Yes
Drain	G20003	Clerk II	Vacant	currently unfunded		Yes
Equalization	G09301	Assessment Administration Clerk FT	Vacant	currently unfunded		Yes
	G09203	Appraisal Technician FT	Vacant	currently unfunded		Yes
Facilities Management	G12403	Building Maintenance Mech II FT	Vacant	currently unfunded		Yes
Family Court	G19303	Child Support Specialist FT	Vacant	currently unfunded		Yes
	G27504	Court Services Specialist FT	Vacant	currently unfunded		Yes
	G27501	Court Services Specialist FT	Vacant	currently unfunded		Yes
	G35501	Family Court Transport Officer FT	Vacant	currently unfunded		Yes
	G93001	Word Processing Coordinator FT	Vacant	currently unfunded		Yes
	N33701	Family Court Project Manager FT	Vacant	currently unfunded		Yes
	G01007	Account Clerk I FT	Vacant	currently unfunded		Yes
	G36101	FOC Caseworker II FT	Vacant	currently unfunded		Yes
	X40501	FOC Chief Enforcement Officer FT	Vacant	currently unfunded		Yes
	X18201	Clinical Supervisor II/Fam Ct FT	Vacant	currently unfunded		Yes

FY2021 BUDGET - UNFUNDED POSITIONS

Department	Position #	Position Classification	Status	GF	Other	Comments
Family Court - Child Care Fund	X42202	Grants Monitor - Hourly	Vacant	currently unfunded		Yes
	X08001	Assistant Prosecutor I FT	Vacant	currently unfunded		Yes
Human Resources	N39703	Human Resources Specialist FT	Vacant	currently unfunded		Yes
	N11601	Benefits Specialist FT	Vacant		$76,074	Yes
Public Health	N20602	Community Nutrition Counselor FT	Vacant	currently unfunded		Yes
	N20701	Community Nutrition Specialist Hrly	Vacant	currently unfunded		Yes
Register of Deeds	G31204	Deeds Record Technician FT	Vacant	currently unfunded		Yes
Sheriff Animal Control	G20007	Clerk II FT	Vacant	currently unfunded		Yes
	G06001	Animal Control Officer FT	Vacant	currently unfunded		Yes
Sheriff Courtroom Security	S05051	Sheriff Deputy Hrly	Vacant	currently unfunded		Yes
	S05052	Sheriff Deputy Hrly	Vacant	currently unfunded		Yes
	S05053	Sheriff Deputy Hrly	Vacant	currently unfunded		Yes
	S05054	Sheriff Deputy Hrly	Vacant	currently unfunded		Yes
Sheriff Jail Operations	G22002	Communication Dispatcher FT	Vacant	currently unfunded		Yes
Sheriff Operations	G34002	Departmental Clerk FT	Vacant	currently unfunded		Yes
	G54001	Mechanic/Sheriff FT	Vacant	currently unfunded		Yes
	C02505	Lieutenant AA Degree FT	Vacant	currently unfunded		Yes
Sheriff/Marine Safety	G02002	Account Clerk II FT	Vacant	currently unfunded		Yes
Solid Waste	W32505	Solid Waste Disp Site Oper/Seasonal	Vacant	currently unfunded		Yes
	W32506	Solid Waste Disp Site Operator FT	Vacant	currently unfunded		Yes
Treasurer	G62405	Property Tax Technician FT	Vacant	currently unfunded		Yes

COUNTY OF MUSKEGON
CAPITAL IMPROVEMENT RECOMMENDED
FOR BUDGET YEARS: FY2021 - FY2025

DEPARTMENT / PROJECT	TOTAL COST	FY2021	FY2022	FY2023	FY2024	FY2025	RECOMMENDED TOTAL SOURCE OF FUNDING (FY 2021) OPERATING FUNDS	EQUIPMENT REVOLVING	BOND PROCEEDS	GRANT	OTHER	NOTES
AIRPORT												
Airport Operations												
Terminal Roof Replacement	615,000	615,000								615,000		1
Terminal Heating System Upgrades	80,605	80,605								80,605		1
Two Field Tractors	250,000	250,000								250,000		1
MDOT Capital & Equipment Grant	11,111	11,111					1,111			10,000		1
Airport Improvement Program												
Emergency Generator - Project Completion	11,900	11,900					11,900					
Sweeper & Generator	407,000	407,000								407,000		1
Taxiway A Pavement and Lighting Rehab-Design	719,000		719,000									
Taxiway A Pavement and Lighting Rehab-Construction	10,070,000			10,070,000								
Rehab Runway Markings	133,000			133,000								
Rehab Runway 14/32, Crack Repair	50,000			50,000								
Taxiways A-K, Taxilane & Apron Re-marking	51,000			51,000								
Rehab Taxiways, Taxilanes & Aprons, Crack Repair	50,000			50,000								
Obstruction Removal and Acquire Land	520,000			128,000	392,000							
Snow Removal Equipment	1,000,000				1,000,000							
Airfield Pavement Preservation Program	1,420,000			100,000	1,320,000							
North General Aviation Ramp Pavement Rehab-Design	100,000				100,000							
North GA Ramp Rehabilitation	1,008,000					1,008,000						
COUNTY PARKS												
Picnic Tables	25,000	5,000	5,000	5,000	5,000	5,000	5,000					
Blue Lake												
Campground Improvement/Expansion	140,000		140,000									
ADA Play Equipment	100,000		100,000									
Meinert												
ADA Restrooms	150,000			150,000								
New Rental Cabins	80,000				80,000							
Moore												
ADA Restrooms	150,000			150,000								
ADA Play Equipment	50,000			50,000								
Beach Renovation	40,000			40,000								
Patterson												
New Garage	15,000	15,000							15,000			2, 3
Caretaker Residence Exterior Repair	10,000		10,000									
ADA Restroom	100,000				100,000							
ADA Play Equipment	50,000					50,000						
Pioneer												
Maintenance Building Pole Barn	210,000	210,000					176,025		33,975			2, 3
Replace ADA Restroom	485,000		485,000									
New Rental Cabins	80,000		80,000									
Stairs to Beach	75,000		75,000									
New ADA Picnic Restroom	150,000					150,000						
EQUALIZATION												
Laptops (8) Department Use	7,680		7,680									
Pivot Point Assessing Software and iPads	121,760		24,352	24,352	24,352	48,704						
FAMILY/CIRCUIT/PROBATE/DISTRICT COURT												
Court Recording Equipment	435,800	87,160	87,160	87,160	87,160	87,160	78,888			8,272		
FACILITIES MANAGEMENT												
Halmond												
HVAC Control Upgrades	35,000			35,000								
ACT / OASIS (Peck St Bldg)												
Parking Lot Maintenance	15,000		15,000									
Energy Management System	80,000			80,000								
Cordova												
Cordova Office Building Demolition	40,000		40,000									
Union Depot												
Carved Stones & Tuckpointing Flowerbox	10,000		10,000									
Plaster/Wall Repair	10,000		10,000									
2 HVAC Replacement	80,000		80,000									
Misc. Outdoor Building Repair	250,000		50,000	200,000								
Lobby & 1st Floor Sanding/Refinishing	10,000		10,000									
Parking Lot	26,000			26,000								
HVAC Control Upgrades	15,000		15,000									
Fairgrounds												
Roof Repairs	82,562	82,562					56,281				26,281	4
Hall of Justice												
Replace Carpet w/ Tile on Floors 3 and 5	66,218		66,218									
Employee Lot Irrigation System	10,000		10,000									
Remodel - 6th Floor	2,935,000		2,935,000									
Parking Lots	448,000		448,000									
Replace Stairwell Door Hardware & Lights	33,000		33,000									
Prosecutors Office HVAC Upgrades	15,000		15,000									
Replace 8 Pushbutton Locksets	5,000		5,000									
Replace Building Exterior Skin	5,000,000				5,000,000							
HVAC Control Upgrades	132,000		44,000	44,000	44,000							
HVAC Programming Changes	5,000		5,000									
HOJ 6TH Floor Balancing Valves	15,000		15,000									
Installation of UV-C Units in AHUs	50,000	50,000					50,000					

COUNTY OF MUSKEGON
CAPITAL IMPROVEMENT RECOMMENDED
FOR BUDGET YEARS: FY2021 - FY2025

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Heritage Landing												
Parking Lot / Drive Maintenance	40,000		10,000	10,000	20,000							
Remove Islands by Stage and West Drive	8,000		8,000									
Sidewalk Repair	30,000		30,000									
Cost/Benefit Study w/ Muskegon Lake Water	65,000		65,000									
Light Pole Repair	15,000		15,000									
Upgrade Canopy Lighting to LED	8,000		8,000									
Walkway Asphalt Crack Sealing/Sealcoating	20,000		20,000									
Permanent Restrooms on West Side	200,000			200,000								
Additional Drinking Fountain Installation	20,000			20,000								
Security Cameras	40,000		40,000									
Garbage cans for Heritage & Rotary	5,000		5,000									
Concrete fills in parking lot & roadway islands	8,000		8,000									
Festival Entrance Concrete Pad Expansion	10,000		10,000									
Water & Electric Pedestal Repair	10,000		10,000									
Fencing Repair & Fence Installation at Point	10,000		10,000									
Additional Electrical Service at West Side	15,000		15,000									
Old Jail Bldg												
Old Jail Partial Refurbish	828,000		828,000									
Records / Material Storage in Old Jail	300,000		300,000									
Basement Sewage Lift Station	135,000		135,000									
Roof Replacement	171,000		171,000									
Parking lot on Walton	175,000		175,000									
Walton Street Sidewalk Repair / Replacement	30,000		30,000									
Walton Street Stair & Planter Repair / Replace	5,000		5,000									
Convert Exerior Door Locks to Key Card	10,000		10,000.0									
JTC												
Enclose supervisor control desk	30,000		30,000									
Oak Avenue												
Parking Lot Maintenance	26,000		26,000									
North Entry - Backfill & Concrete Area	5,000		5,000									
Roof Replacement	124,000			124,000								
Irrigation Upgrades	5,000			5,000								
AHU Upgrades	50,000			50,000								
HVAC Control Upgrades	7,000		7,000									
Sewer Collection Connection	25,000		25,000									
Shady Grove Cemetery												
Repair / Replace Fence	28,000		14,000	14,000								
Remove Trees West of Oak Ave. Entrance	6,000			6,000								
South Campus-Central Services Bldg												
Replace All Rubbermaid Trash Cans	5,000		5,000									
Server room clean agent system	25,000		25,000									
HVAC Test & Rebalance	15,000		15,000									
OldMailroom Metal Roof	15,000		15,000									
Elevator Upgrades to Reduce Current Issues	9,000		9,000									
HVAC Control Upgrades	15,000		15,000									
Sidewalk Repair & Replace Around Building	35,000		35,000									
Interior Painting	18,000		18,000									
Replace Non-Functioning Irrigation System	10,000			10,000								
Rework "Tunnel" Area Between Bldgs. E & G	10,000			10,000								
Northeast Doors & Window Wall Replacement	40,000				40,000							
Elevator Modernization	80,000				80,000							
New Roof	115,000					115,000						
South Campus-Facilities Mgt Bldg												
Parking Lot Maintenance - South Campus	600,000		300,000	300,000								
Plow Truck and plow (1)	38,000	38,000						38,000				
Zero Turn Blower Equipment	8,200		8,200									
Two Walk-Behind Mowers	10,000		10,000									
Install Generator Left from Another Building	5,000		5,000									
Revise & Place New Signage on South Campus	18,000		18,000									
New Building/Demolish Old	750,000			750,000								
South Campus-Harris Bldg												
Remodel/Relocate Admin and Board	550,000		50,000	500,000								
New High Efficiency Boiler	50,000	50,000						50,000				
HVAC VAV and A/C Upgrades	350,000		350,000									
ADA Contingency	20,000		20,000									
HVAC Control Upgrades	11,000			11,000								
South Campus-Health Bldg												
Replace Roof	325,000		325,000									
New Parking Lot South of Building	315,000		315,000									
HVAC Test & Rebalance	15,000		15,000									
HVAC Control Upgrades	22,000		22,000									
Card readers for interior hallways	5,000		5,000									
South Campus-Jewell Hall Bldg. E												
Window Replacement	57,000		57000									
Card Reader System for Building	7,000		7,000									
ADA Contingency	20,000			20,000								
HVAC Control Upgrades	12,000			12,000								
Replace Roof	85,000				85,000							
South Campus-Stark Hall												
ADA Upgrades	40,000		40,000									
Roof Replacement	82,000		82,000									
HVAC Control Upgrades	30,000		30,000									
Paint and Carpet Replacement	90,000		45,000	45,000								
Basement Air Handler	25,000			25,000								

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South Campus-TEROD												
Build Park Area	10,000		10,000									
Cash Office Heating/Cooling	5,000		5,000									
Replace three +25 year old AHUs	90,000			90,000								
Replace Roof	216,000				216,000							
HVAC Control Upgrades	13,000				13,000							
South Campus-Training Center												
Demolish Building	110,000	110,000					110,000					5
South Campus-Veteran's Center												
Replace Roof	80,000				80,000							
South Campus/HOJ/Oak												
Facilities Condition/Space Needs Assessment	70,000		70,000									
Permanent Security Glass / Sneeze Guarding	40,000		40,000									
Outdoor Lighting (S. Campus, HOJ, Healthwest)												
Conversion to LED	75,000	75,000					75,000					
OFFICE SERVICES												
Ricoh Pro-5300	29,100	5,820	5,820	5,820	5,820	5,820	5,820					6
REGISTER OF DEEDS												
Replacement of Kodak Archive Writer & Microfilm Processor	93,000	93,000					93,000					7
REGIONAL WATER SYSTEM												
Northside Water												
Channel Crossing	7,037,219	7,037,219					6,437,219				600,000	8
Memorial Drive - Weber to Peterson Road	1,330,000	1,330,000					1,330,000					
Truck	40,000	40,000					40,000					
Hydrant Painting	25,000	5,000	5,000	5,000	5,000	5,000	5,000					
PLC Upgrades at Giles P.S. and Tank	66,000			66,000								
Tank Painting	140,000				140,000							
Eastside Water												
Quarterline Tank Drain, Inspect and Wash	6,000	6,000					6,000					
VFD Changeout at Harvey St. P.S.	18,000	18,000					18,000					
VFD Changeout at Quarterline P.S.	18,000	18,000					18,000					
Hydrant Painting	25,000	5,000	5,000	5,000	5,000	5,000	5,000					
PLC Upgrades at Quarterline & Evanston	63,000			63,000								
Evanston Tank Painting - Exterior	155,000		155,000									
SHERIFF												
Sheriff Operations												
Police SUV Interceptor Replacement	181,832	45,458	45,458	45,458	45,458		45,458					6
Detention Stools	6,496	6,496					6,496					
SCBA Wall Mount Storage Units	7,150	7,150					7,150					
6 New Cameras - Security Cells	15,000	15,000					15,000					
SOLID WASTE												
Cap Cell 2/3	2,000,000	2,000,000					2,000,000					
GAP CELL Project Completion	125,000	125,000					125,000					
New Expansion Construction and Features	12,000,000	6,000,000	6,000,000				6,000,000					
New Expansion Engineering/Hydrogeo/ARCH	1,500,000	800,000	700,000				800,000					
Purchase Of Land (Expansion West)	1,600,000	400,000	400,000	400,000	400,000		400,000					
Alternate Daily Cover/Maintenance	400,000	100,000	100,000	100,000	100,000		100,000					
Clean Interceptor Ditch	100,000	100,000					100,000					
Repair/Replace Site Paved Surfaces	50,000	50,000					50,000					
New Controls/Panel Leachate Station 2 Project Completion	20,000	20,000					20,000					
Shop Roof Membrane	40,000	40,000					40,000					
Roof Scale Building and Facia	30,000	30,000					30,000					
Scale Building HVAC Replacement	15,000	15,000					15,000					
Interceptor Ditch Engineering	20,000	20,000					20,000					
Replace Flare	252,000	252,000					252,000					
Permitting/Engineering Flare Replacement	50,000	50,000					50,000					
Compressor Station Upgrades	30,000	30,000					30,000					
40 Yard/20 Yard/Closed Top Containers	55,000	25,000	10,000	10,000	10,000		25,000					
Pneumatic Tires	40,000	10,000	10,000	10,000	10,000		10,000					
Cap Cell 4/5	8,200,000		8,200,000									
Loader Rebuild/Replace	425,000		425,000									
Cell 5 Landfill Gas Collection	1,100,000		1,100,000									
Cell 5 Landfill Gas Collection Engineering	155,000		155,000									
Engineering CAP CELL 4/5	500,000		500,000									
Scale Rebuild	20,000		20,000									
Rebuild/Replace #59 (July 2020 Acting Backup)	500,000			500,000								
Primary Compactor Wheel Tips	100,000				100,000							
Landfill Supervisor Crew Cab Truck	50,000				50,000							
Dozer Undercarriage	50,000				50,000							
TRANSIT (M.A.T.S.)												
Heavy Duty Buses (4)	4,962,500	2,481,250	2,481,250							2,481,250		1
Technology Equipment	400,000	400,000								400,000		1
Support Vehicles	60,000	60,000								60,000		1

COUNTY OF MUSKEGON
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WASTEWATER												
Ops Coll/Treat/Maint 5060												
SCADA System Improvements	133,098	133,098					133,098					
C Station Biodome	247,095	247,095					247,095					
J Station Replacement	4,544,000	4,544,000					4,544,000					
Pump Station J Force Main Improvements	1,874,700	1,394,900	479,800				1,394,900					
Pump Station W and Whitehall Twp Force Main Replacement	3,405,000	2,530,000	875,000				2,530,000					
Admin Building Improvements - Lift Station and Plumbing	240,000		240,000									
Pump Station A to C Force Main Replacement	6,410,000			4,770,000	1,640,000							
Ferric Chloride Feed System Improvements	320,000			320,000								
Northern Interceptor Manhole Rehabilitation	300,000			100,000	200,000							
Whitehall Municipal Water	3,230,000		2,400,000	830,000								
Pump Station L Improvements	870,000					870,000						
Field 30 Underdrain Trunk Sewer Replacement	30,000				30,000							
Farm 5030												
South Irrigation Pump Station Improvements	4,946,000	4,946,000					4,946,000					
Irrigation Rig Replacements	2,909,900	588,420	608,000	624,180	429,000	662,300	588,420					
Self-Propelled Sprayer	450,000		450,000									
Ag Equipment Roll-Over Program	1,240,000		310,000	310,000	310,000	310,000						
Laboratory 5020												
ICP-MS for Laboratory	135,000	135,000					135,000					
Replace GC/MS for Semivolatile Organics Analysis	140,000		140,000									
Fleet 5050												
Interception Ditch Cleaning	190,000	190,000					190,000					
Vehicle Replacement	435,000	45,000	120,000	90,000	90,000	90,000	45,000					
Site Paving - Cell Access Roads	400,000		400,000									
Site Paving - Outfall and Hydroelectric Plant Access Roads	130,000		130,000									
Site Paving - Cell West Ramp	70,000		70,000									
	112,199,926	36,492,244	36,058,938	21,929,970	12,306,790	3,411,984	33,504,861	-	48,975	4,312,127	626,281	

HIGHLIGHTED ITEMS WERE APPROVED BY WAYS & MEANS ON 09/01/2020 AND BY THE FULL BOARD ON 09/08/2020.

NOTES:

1 Contingent upon grant funding
2 Part of the 2015 Capital Improvement Bond projects
3 Previously approved as part of the FY2019 or FY2020 Budget
4 To be funded partially by Fair Board Contribution
5 To be funded by appropriation from Land Bank
6 To be funded by Manufacturer Lease
7 To be funded from the Deeds Automation Fund
8 To be funded from the Northside Water Construction reserves and new bond issue proceeds

Today we hold our Counties Annual meeting

As I look back at fiscal 2019 and 2020 the year has been a challenge. Ups and downs have been the normal for this year.

Some great things have and are happening, we are actively moving forward to adding another County Park that will provide access to Lake Michigan as well as an inland lake with beautiful trails and habitat. We have a new Convention Center nearing completion and a renovated hotel downtown, the Delta by Marriott. The county has moved into the technology age with many security services and on line services throughout our departments and our County and IT department was featured in a National magazine for the cutting edge technology they have deployed in Muskegon County. We now have a third back up for all of our of County data in Ottawa County and they are in the process of having theirs hosted by us, this is cost neutral cooperation between counties and is now being considered the future model thru out our state.

We have also seen historic flooding levels. Devastating roads, bridges, residents homes and businesses. We have actively worked with FEMA thru our Emergency Services. Our GIS Department has provided data and dashboards to Emergency Services so our citizens were able to quickly apply for assistance that may be able to help restore our communities most affected.

Spring 2020 not only brought us flowers but COVID 19. Something as small as a virus has brought out county our state and nation to its knees. But we have been led by a great County Health Department. Their quick response and preparedness has been an actual life saver to Muskegon residents. We have followed all recommendations County wide, yet we have still been available to serve the needs of our residents. A special thank you to Cathy Moore and our Health Department for their dedication to the health of our county residents and to our IT department for responding to the hundreds of our employees that allowed them to safely work from home and especially for everything you did to help us get up and running with virtual meetings available to the public. I would also like to thank our MATS manager Jim Koens and his entire department for their commitment to our residents that rely solely on the bus for all of their travels needs throughout out County during this pandemic.

All of our County employees as well as our residents have had to deal with this unprecedented Virus, I am so thankful that our entire county pulled together as one, helping one another in any way we could.

I would also like to thank our County Administrator Mark Eisenbarth for being the rock we all needed, standing strong to protect our residents our County and our employees during this crisis. Our County Board has dealt with issues we had never even dreamed of this year. We have all made great sacrifices of time, commitment, community involvement, and done the best we can for our County and residents. This has been a real look and insight into the great dedication all of you have for our community's.

I am very proud of the way Muskegon has held strong and pulled together thru this very trying year. I am looking forward to seeing what this next year brings knowing we can handle anything

Susie Hughes
Chairman, Muskegon County Board of Commissioners
231-740-1694

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/WebEx Regular Full Board Meeting Tuesday, October 13, 2020
3:46 p.m.

Chairman Susie Hughes, Presiding

The Electronic/WebEx Regular Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via WebEx. An Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was recited by Commissioner Mahoney.

Roll Call

Present: Gary Foster, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Absent: Marcia Hovey-Wright

Also Present: Mark Eisenbarth, County Administrator
Kristin Barnhill, Executive Assistant
Kathy Tharp, Administrative Coordinator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

The following Commissioners were present in the Muskegon County Board of Commissioners Room: Gary Foster, Zach Lahring, Rillastine Wilkins, I. John Snider. Commissioner Mahoney arrived in the Commissioners Room, however, he felt compelled to leave and go to a conference room when Commissioner Lahring refused to wear his face mask contrary to County policy.

2020-368 **APPROVAL OF THE AGENDA**

Moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve the agenda.

Roll call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Absent: Marcia Hovey-Wright **Motion Carried**

2020-369 **APPROVE REGULAR FULL BOARD MINUTES OF SEPTEMBER 22, 2020**

Moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the regular Full Board minutes of September 22, 2020.

Roll call:

Yes: Gary Foster, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Absent: Marcia Hovey-Wright **Motion Carried**

PRESENTATION

Equalization Director Donna VanderVries shared with the Board that the Muskegon County Equalization Department received perfect scores by the State in the AMAR audits in all 13 of their assessing units. Ms. VanderVries commended her staff for their excellent work. Chairman Hughes congratulated the Equalization staff on behalf of the County Board.

Commissioner Nash congratulated Director VanderVries and her team for the good work they have done. Commissioner Mahoney supported Commissioner Nash's comments. Vice-Chair Foster suggested a letter of congratulations for the Equalization Department which Chairman Hughes approved.

Director of Public Health Kathy Moore updated the Board regarding COVID-19. As of October 12, 2020, there have been 1,635 positive cases, 72 COVID-related deaths, and there are 285 current/active positive cases. Mercy Health has 15 COVID in-patients and one patient on a ventilator. (See attached.)

PUBLIC COMMENT (on an agenda item)

None.

Commissioner Hovey-Wright joined the meeting.

COMMITTEE/BOARD REPORTS

2020-370 **AUTHORIZE THE SHERIFF'S OFFICE TO UTILIZE THE SHERIFF'S CONTRACTED VEHICLE MAINTENANCE PROVIDER TO BROKER SELLING THE USED WATCH GUARD (4RE-STD- GPS) IN-CAR VIDEO UNITS**

CPS20/10-34

The Courts and Public Safety Committee recommended, moved by Commissioner Snider, seconded by Vice-Chair Foster, to authorize the Sheriff's Office to utilize the Sheriff's contracted vehicle maintenance provider to broker selling the used Watch Guard (4RE-STD- GPS) in-car video units.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-371 **ACCEPT THROUGH THE 2020 MICHIGAN STATE POLICE – EMERGENCY MANAGEMENT & HOMELAND SECURITY DIVISION (EMPG) REIMBURSEMENT FOR UP TO 34.83% OF THE MUSKEGON COUNTY EMERGENCY SERVICES DIRECTOR'S SALARY AND FRINGE BENEFITS**

CPS20/10-35

The Courts and Public Safety Committee recommended, moved by Commissioner Snider, seconded by Vice-Chair Foster, to accept through the 2020 Michigan State Police – Emergency Management & Homeland Security Division (EMPG) reimbursement for up to 34.83% of the Muskegon County Emergency Services Director's salary and fringe benefits.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-372 **APPROVE ACCEPTANCE OF THE FY2021 STRATEGIC TRAFFIC ENFORCEMENT GRANT IN THE AMOUNT OF $56,079.00. (PT-21-32)**

CPS20/10-36

The Courts and Public Safety Committee recommended, moved by Commissioner Snider, seconded by Vice-Chair Foster, to approve acceptance of the FY2021 Strategic Traffic Enforcement Grant in the amount of $56,079.00. (PT-21-32)

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-373 **AUTHORIZE THE BOARD CHAIR TO SIGN THE AGREEMENT WITH THE WEST MICHIGAN HAZARDOUS MATERIALS ASSOCIATION EFFECTIVE FROM OCTOBER 13, 2017 TO SEPTEMBER 30, 2021**

CPS20/10-37

The Courts and Public Safety Committee recommended, moved by Commissioner Snider, seconded by Vice-Chair Foster, to authorize the Board Chair to sign the agreement with the West Michigan Hazardous Materials Association effective from October 13, 2017 to September 30, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-374 **EXTEND THE FY20 SENIOR MILLAGE MUNICIPAL ALLOCATION THROUGH DECEMBER 31, 2020**

HS20/10-24

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to extend the FY20 Senior Millage Municipal Allocation through December 31, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-375 **EXTEND THE FY20 SENIOR MILLAGE GRANT AWARDS THROUGH OCTOBER 31, 2020 AS FOLLOWS: CASNOVIA TOWNSHIP $1,000; EGELSTON TOWNSHIP $1,667; AND RAVENNA TOWNSHIP $1,180**

HS20/10-25

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to extend the FY20 senior millage grant awards through October 31, 2020 as follows: Casnovia Township $1,000; Egelston Township $1,667; and Ravenna Township $1,180.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-376 **APPROVE LIVING WORD CHURCH TO CARRY OVER THE REMAINING $5,000 OF FY20 SENIOR MILLAGE GRANT FUNDS INTO FY21 FOR LAWN CARE MAINTENANCE WITH A FRIENDLY AMENDMENT ADDING SNOW REMOVAL**

HS20/10-26

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve Living Word Church to carry over the remaining $5,000 of FY20 senior millage grant funds into FY21 for lawn care maintenance with a friendly amendment adding snow removal.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-377 **ACCEPT THE FY21 "AGREEMENT FOR EXTENSION SERVICES" IN THE AMOUNT OF $148,594 TO COLLABORATE WITH MICHIGAN STATE UNIVERSITY EXTENSION AND AUTHORIZE THE BOARD CHAIR TO SIGN**

HS20/10-27

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to accept the FY21 "Agreement for Extension Services" in the amount of $148,594 to collaborate with Michigan State University Extension and authorize the Board Chair to sign.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-378 **EXTEND THE EGELSTON, CASNOVIA, AND RAVENNA FUNDING TO THE END OF THE CALENDAR YEAR, DECEMBER 31, 2020**

HS20/10-28

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to extend the Egelston, Casnovia, and Ravenna funding to the end of the calendar year, December 31, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-379 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $17,154,967.72 COVERING THE PERIOD OF SEPTEMBER 4, 2020 THROUGH SEPTEMBER 24, 2020 FOR CHECKS, EFT AND PCARD PAYMENTS COVERING THE PERIOD AUGUST 1, 2020 THROUGH AUGUST 31, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/10-87

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve payment of the accounts payable of $17,154,967.72 covering the period of September 4, 2020 through September 24, 2020 for checks, EFT and PCard payments covering the period August 1, 2020 through August 31, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-380 **APPROVE THE CONTRACT BETWEEN THE COUNTY OF MUSKEGON/MUSKEGON COUNTY AIRPORT AND THE NORTON SHORES FIRE DEPARTMENT TO PROVIDE AIRPORT RESCUE AND FIRE FIGHTING (ARFF) SERVICES FOR THE AIRPORT, PER THE FAA'S FAR PART 139 REQUIREMENTS FOR AIRPORTS PROVIDING COMMERCIAL AIR SERVICE. THE DURATION OF THE CONTRACT IS FIVE (5) YEARS, WITH A PROVISION TO RENEW THE CONTRACT FOR AN ADDITIONAL FIVE YEARS.**

WM20/10-88

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Snider, to approve the contract between the County of Muskegon/Muskegon County Airport and the Norton Shores Fire Department to provide Airport Rescue and Fire Fighting (ARFF) services for the airport, per the FAA's FAR Part 139 requirements for airports providing commercial air service. The duration of the contract is five (5) years, with a provision to renew the contract for an additional five years.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Hughes reported to the Board that the parks had a very busy season and she is happy to report that they had their best season ever because people were outdoors. Camping in the parks closed on October 4th, but the parks will remain open all winter long. https://www.muskegoncountyparks.com

ADMINISTRATOR'S REPORT

2020-381 **APPROVE ENTERING INTO A 5 YEAR LEASE AGREEMENT WITH REV FINANCIAL SERVICES FOR 5 SUV INTERCEPTOR VEHICLES FOR A VALUE OF $234,100.20 AT AN INTEREST RATE OF 2.67% PENDING CORPORATE COUNSEL REVIEW OF THE LEASE AGREEMENT AND AUTHORIZE THE BOARD CHAIR TO SIGN THE AGREEMENT UPON COMPLETION OF THAT REVIEW**

It was recommended by Administrator Eisenbarth, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve entering into a 5-year lease agreement with REV Financial Services for five SUV interceptor vehicles for a value of $234,100.20 at an interest rate of 2.67% pending corporate counsel review of the lease agreement and authorize the board chair to sign the agreement upon completion of that review. (See attached.)

Commissioner Scolnik and Commissioner Lahring inquired about the previous lease agreement with Ford Credit. The Administrator indicated that this lease agreement is for all five vehicles at a lower rate.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Attorney Homier explained that the previous motion approved on September 8 included one vehicle under Ford Credit. On March 10, 2020, motions were approved which indicated that the vehicles would be leased from Ford Credit *or a leasing company most advantageous to the County*. This is why this motion came back to the Board because all five vehicles would be leased through REV Financial Services at a much lower than that of Ford Credit.

2020-382 **ENTER INTO BASIC LEVEL OF SERVICE AGREEMENT WITH THE CITY OF MUSKEGON HEIGHTS FOR THE PURPOSE OF OFFICIAL-USE ACCESS TO MUSKEGON COUNTY'S GEOGRAPHICAL INFORMATION SYSTEM (GIS) FOR A ONE-TIME NEW MEMBERSHIP FEE OF $2,700.00 AND AUTHORIZE THE BOARD CHAIR TO SIGN THE AGREEMENT**

Recommended by Administrator Eisenbarth, moved by Commissioner Nash, seconded by Commissioner Wilkins, to enter into Basic Level of Service agreement with the City of Muskegon Heights for the purpose of official-use access to Muskegon County's Geographical Information System (GIS) for a one-time new membership fee of $2,700.00 and authorize the Board Chair to sign the agreement. (See attached.)

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

OLD BUSINESS

HS20/09-23 was postponed on September 8, 2020, for 30 days to bring before the Senior Activities Committee - To approve reinstating Ravenna, Casnovia, and Egelston the allocation to extend the senior meals and reinstate the snowplowing program three months to December 31, 2020.

Vice-Chair Foster indicated that this motion is no longer applicable since it was already handled under Human Services.

NEW BUSINESS

None.

PUBLIC COMMENT

Tony Barnes, Dalton Township Supervisor, addressed the Board to recognize Ravenna Township residents, Mike and Brett Postema, who stepped up and went above and beyond. The residents helped DNR officers find a woman lost in the woods for two nights. The Muskegon County Sheriff's Department also assisted, plus other first responders who are all appreciated.

Christopher Cross addressed the Board about the snow removal service since it is not clear about the funding. Mr. Cross thought Commissioners found this a necessary program, but the $5,000 funding is inadequate. Chairman Hughes said she would have someone get back to him.

Commissioner Hovey-Wright indicated we needed to address the snow removal program again.

Ryan Leestma commented on the fiasco of last week's committee meeting and the appropriateness of the County's policy on COVID and in-person meetings.

Chairman Hughes asked for clarification about the motion that was tabled under Old Business. Commissioner Hovey-Wright indicated that the wording of Motion HS20/09-23 was not in any of the above Human Services motions.

Commissioner Nash indicated that Motion HS20/10-26 extended the $5,000 for grass cutting and snow removal. The Senior Activities Committee is trying to get a final balance of the funds that are left and find other opportunities to handle requests.

Commissioner Hovey-Wright indicated the Senior Activities Committee will be meeting next Tuesday, October 20.

Commissioner Lahring remarked that Motion HS20/10-28 is not the same as the old business motion.

Chairman Hughes said that Motion HS20/09-23 will come back to the Board through other meetings and it will be back on the agenda before winter.

FINAL BOARD COMMENTS

Chairman Hughes addressed a public comment from today. Chairman Hughes indicated that Administrator Eisenbarth did everything in his power to resolve the hacking situation last week. Zoom is not a part of the County IT Department and there was nothing IT, the Commissioners, or Administration could have done to prevent this. The County has now returned to WebEx which is more secure for the Board meetings.

Administrator Eisenbarth indicated that the Closed Session is no longer necessary.

2020-383 **MOVED TO ADJOURN**

Motion to adjourn.

Meeting adjourned at 4:34 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Regular Full Board Meeting Tuesday, October 27, 2020
3:33 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Regular Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. Due to technical difficulties, Vice-Chair Foster took over the meeting after it was called to order. An Invocation was given by Commissioner Nash. The Pledge of Allegiance was recited by Commissioner Nash.

Corporate Counsel Michael Homier informed the Board of the passage of Senate Bill 1108, 2020-PA-0228 which takes immediate effect. Sec. 3(2)(a)(ii) of said Act provides that each member attending the meeting remotely must publicly announce at the outset of the meeting that they are attending remotely and identify their physical location from which they are attending.

Roll Call and Location of Board Members:

Present: Gary Foster, 4021 Apple Ave., Muskegon, Michigan
Marcia Hovey-Wright, 3430 Pigeon Hill Ct., Muskegon, Michigan
Zach Lahring, Muskegon Hall of Justice, 4th fl., Muskegon, Michigan
Kenneth Mahoney, 8008 Old Channel Tr., Montague, Michigan
Charles Nash, 819 Amity Ave., Muskegon, Michigan
Robert Scolnik, 4460 Cherrywood Ct., Norton Shores, Michigan

Also Present: Mark Eisenbarth, County Administrator
Kristin Barnhill, Executive Assistant
Kathy Tharp, Administrative Coordinator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

Excused: Susie Hughes, I. John Snider II, Rillastine R. Wilkins

Commissioner Snider joined the meeting in progress after technical difficulties were resolved.

2020-384 **APPROVAL OF THE AGENDA**

Moved by Commissioner Marcia Hovey-Wright, seconded by Commissioner Mahoney, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II

No: None

Excused: Rillastine R. Wilkins, Susie Hughes **Motion Carried**

2020-385 **APPROVE REGULAR FULL BOARD MINUTES OF OCTOBER 13, 2020**

Moved by Commissioner Snider, seconded by Commissioner Mahoney, to approve the regular Full Board minutes of October 13, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II

No: None

Excused: Rillastine R. Wilkins, Susie Hughes **Motion Carried**

PRESENTATION

Director of Public Health Kathy Moore updated the Board regarding COVID-19. As of 10/27/20, there have been 2,075 positive cases, 78 COVID-related deaths, and there are 585 current/active positive cases which is a record high. (See attached.)

PUBLIC COMMENT (on an agenda item)

Christopher Cross addressed the Board regarding Senior Activities meetings which are not on the County's website.

Heidi Tice, Fruitport Township Supervisor, addressed the Board regarding the Downtown Development Authority. Ms. Tice also shared that the plan has to go before the Township Board for approval and there was a first reading last night.

COMMUNICATION

Iosco County Board of Commissioners Resolution Recommending the Impeachment of Governor Whitmer will be placed on file.

Commissioner Hovey-Wright stated her strong opposition to this resolution.

Chairman Hughes and Commissioner Wilkins joined the meeting in progress after technical difficulties were resolved.

COMMITTEE/BOARD REPORTS

Director of Finance Beth Dick recommended amending Ways & Means Motion 20/10-101 to reflect updated information received after the Ways & Means Committee meeting last week. The motion should be amended to replace the amount of insurance proceeds with $20,913.49, and to eliminate reference to the $6,669.43 added to budget because it is no longer necessary.

2020-386 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $18,332,928.46 COVERING THE PERIOD OF SEPTEMBER 25, 2020 THROUGH OCTOBER 8, 2020 FOR CHECKS, EFT PAYMENTS COVERING THE PERIOD SEPTEMBER 1, 2020 THROUGH SEPTEMBER 30, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/10-89

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve payment of the accounts payable of $18,332,928.46 covering the period of September 25, 2020 through October 8, 2020 for checks, EFT payments covering the period September 1, 2020 through September 30, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-387 **APPROVE RENEWAL OF ASSESSMENT ADMINISTRATION SERVICES PROVIDED BY THE EQUALIZATION DEPARTMENT TO THE TOWNSHIP OF FRUITPORT AND AUTHORIZE THE CHAIR OF THE COUNTY BOARD OF COMMISSIONERS TO EXECUTE AN AGREEMENT PREPARED BY THE EQUALIZATION DEPARTMENT TO PROVIDE THE SERVICES**

WM20/10-90

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve renewal of Assessment Administration Services provided by the Equalization Department to the Township of Fruitport 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:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-388 **APPROVE USE OF THE PROPOSED INTERLOCAL AGREEMENT FOR COUNTY DESIGNATED ASSESSOR WITH DONNA VANDERVRIES SERVING AS DESIGNATED ASSESSOR FOR THE COUNTY**

WM20/10-91

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve use of the proposed Interlocal Agreement for County Designated Assessor with Donna VanderVries serving as Designated Assessor for the County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-389 **APPROVE ADOPTION OF THE 2020 APPORTIONMENT REPORT AS PREPARED AND SUBMITTED BY THE MUSKEGON COUNTY EQUALIZATION DEPARTMENT**

WM20/10-92

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve adoption of the 2020 Apportionment Report as prepared and submitted by the Muskegon County Equalization Department.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-390 **AUTHORIZE THE AIRPORT TO APPLY FOR INCLUSION IN MDOT'S FISCAL YEAR 2021 CRACK SEALING PROGRAM**

WM20/10-93

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize the Airport to apply for inclusion in MDOT's fiscal year 2021 crack sealing program.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-391 **APPROVE A NEW LEASE AGREEMENT (NO. GS-05P-LMI00654) WITH THE TSA BEGINNING NOVEMBER 1, 2020 AND CONTINUING FOR FIVE YEARS FOR THE RENTAL OF 916 SQUARE FEET AT A TOTAL ANNUAL RENT OF $88,182.68**

WM20/10-94

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve a new lease agreement (No. GS-05P-lmi00654) with the TSA beginning November 1, 2020 and continuing for five years for the rental of 916 square feet at a total annual rent of $88,182.68.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-392 **AUTHORIZE HUMAN RESOURCES TO SELECT INFINISOURCE AS THE COBRA AND SECTION 125 BENEFIT PROVIDER FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2023**

WM20/10-95

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize Human Resources to select Infinisource as the COBRA and Section 125 benefit provider from January 1, 2021 through December 31, 2023.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-393 **AUTHORIZE HUMAN RESOURCES TO CONTINUE WITH RELIANCE STANDARD AS THE SELECTED PROVIDER FOR BASIC LIFE/AD&D AND LONG TERM DISABILITY FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2022**

WM20/10-96

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize Human Resources to continue with Reliance Standard as the selected provider for basic life/AD&D and long term disability from January 1, 2021 through December 31, 2022.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-394 **AUTHORIZE HUMAN RESOURCES TO SELECT BLUE CROSS BLUE SHIELD OF MICHIGAN (BCBSM) AS THE MEDICAL INSURANCE BENEFIT PROVIDER FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2022 FOR ACTIVE EMPLOYEES AND PRE-65 RETIREES**

WM20/10-97

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize Human Resources to select Blue Cross Blue Shield of Michigan (BCBSM) as the medical insurance benefit provider from January 1, 2021 through December 31, 2022 for active employees and pre-65 retirees.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-395 **AUTHORIZE HUMAN RESOURCES TO CONTRACT WITH DELTA DENTAL ON A SELF-INSURED BASIS FOR ACTIVE EMPLOYEES AND A FULLY-INSURED BASIS FOR RETIREES, EFFECTIVE JANUARY 1, 2021-DECEMBER 31, 2021**

WM20/10-98

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize Human Resources to contract with Delta Dental on a self-insured basis for active employees and a fully-insured basis for retirees, effective January 1, 2021-December 31, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-396 **AUTHORIZE HUMAN RESOURCES TO SELECT EYEMED AS THE VISION INSURANCE BENEFIT PROVIDER FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2024**

WM20/10-99

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize Human Resources to select EyeMed as the vision insurance benefit provider from January 1, 2021 through December 31, 2024.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-397 **AUTHORIZE PROCUREMENT OF A NEW FACILITIES MANAGEMENT TRUCK AND PLOW UTILIZING MIDEAL FOR A NOT-TO-EXCEED COST OF $38,000**

WM20/10-100

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to authorize procurement of a new Facilities Management truck and plow utilizing MiDeal for a not-to-exceed cost of $38,000.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-398 **APPROVE THE PAYOFF OF THE 2017 FORD POLICE INTERCEPTOR LEASED VEHICLE THROUGH FORD MOTOR CREDIT THAT WAS TOTALED IN AN ACCIDENT WITH $20,913.49 IN INSURANCE PROCEEDS AND AMEND THE BUDGET ACCORDINGLY**

WM20/10-101 **AS AMENDED**
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve the payoff of the 2017 Ford Police Interceptor leased vehicle through Ford Motor Credit that was totaled in an accident with $20,913.49 in insurance proceeds and amend the budget accordingly.

Commissioner Lahring asked Ms. Dick if this increase were due to gap insurance. Ms. Dick indicated that she was informed that there are additional insurance funds to be received for coverage to damage to the equipment and whatever equipment can not be salaved will be replaced.

Commissioner Lahring asked about gap insurance on the five new vehicles that were just ordered. Ms. Dick indicated that Kristin Wade was going to look into gap insurance.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-399 **APPROVE THE PROSECUTOR TO APPLY FOR AND ACCEPT THE FY2021 CRIME VICTIM RIGHTS NAVIGATOR PILOT PROGRAM GRANT IN THE AMOUNT OF $77,608.00**

WM20/10-102
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve the Prosecutor to apply for and accept the FY2021 Crime Victim Rights Navigator Pilot Program Grant in the amount of $77,608.00.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-400 **APPROVE TO SWITCH BOARD MEETINGS BACK TO ZOOM WITH ADDED SECURITY AND HAVE THE COUNTY IT DEPARTMENT WORK WITH THE HEALTHWEST IT DEPARTMENT TO MAKE SURE IT IS USED CORRECTLY**

WM20/10-103
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to approve to switch board meetings back to Zoom with added Security and have the County IT department work with the HealthWest IT department to make sure it is used correctly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-401 **SUPPORT THE LIGHTS ON AFTER SCHOOL PROGRAMMING PROCLAMATION AS PRESENTED BY PROSECUTOR DJ HILSON ON BEHALF OF THE FIGHT CRIME AND INVEST IN KIDS ORGANIZATION**

WM20/10-104
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Commissioner Nash, to support the Lights on After School Programming Proclamation as presented by Prosecutor DJ Hilson on behalf of the Fight Crime and Invest in Kids organization.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Hughes took over the meeting at 4:18.

A. Muskegon County Road Commission (term through 12/31/26)
   - Sue Buckner – At Large Slot

2020-402 **APPROVE MUSKEGON COUNTY ROAD COMMISSION APPOINTMENT OF SUE BUCKNER - AT LARGE SLOT (TERM THROUGH 12/31/26)**

The Chairman recommends, moved by Vice-Chair Foster, seconded by Commissioner Scolnik, to approve Muskegon County Road Commissioner Appointment of Sue Buckner – At Large slot (term through 12/31/26).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

B. The Muskegon Museum of Art's Postcard Salon exhibition is now open to visitors. This is a non-competitive event featuring small-scale works by Michigan artists. On Friday, October 30th, and Saturday, October 31st, all of the artwork will be available to purchase for $30 with half the proceeds going to the museum to fund programming. The museum also offers free admission all day every Thursday. https://muskegonartmuseum.org/

C. Even with COVID, there are many things to do and see on Halloween this year. Go to www.VisitMuskegon.org and search for Halloween to find events happening in your neighborhood.

Vice-Chair Foster reported to the Board that the Veteran's Committee took the first steps toward water control at the north side of Veteran's Memorial Park at the Causeway.

ADMINISTRATOR'S REPORT

Administrator Mark Eisenbarth informed the Board about the Fruitport Downtown Development Authority (DDA). The options are: 1. To do nothing and affirm participation in the DDA; 2. To opt out completely; and 3. To opt out but negotiate a revenue sharing agreement and then rescind resolution opting out. There is a finite period to opt out, but the County can opt back in at any time by rescinding the resolution to opt out.

Discussion ensued.

Matt Farrar, Director of Public Works shared with the Board that Fruitport Township's Board voted on the size of the DDA and had the first reading. Mr. Farrar further added that if the County opts out of the DDA and area remains in current condition, the County would gain less than $30,000 per year over 20 years. However, the development on the table would mean nearly $60 million in development economic growth as this proposal also benefits surrounding areas. Mr. Farrar recommends taking no action today.

Commissioner Wilkins shared her concern about the current water provided by Muskegon Heights to Fruitport; she believes Muskegon Heights is capable of fulfilling the needs of any new development. The Administrator indicated that Fruitport and Norton Shores are currently under contract and this would have to be reopened.

Commissioner Scolnik inquired about the length of time of the DDA and capping the amount of money. He is concerned about losing out on revenues if it lasts too long. He believes this is a good project, but wants it to make it fair for the County.

Mr. Farrar indicated that by letting the DDA go longer, there is a lot more land south of this district that could also use the DDA as well. Although not in stone, Fruitport is looking at capping it at 15 years. They can use the capture from the new investment and give the Fruitport board options to extend further south.

Corporate Counsel Homier read the provision under the DDA statute which allows a municipality to dissolve the authority by ordinace if it has completed its purposes for which it was organized. The County cannot dissolve the DDA.

Commissioner Lahring believes that this is an opportunity for the entire County not just the Fruitport area. This will send signals to developers that they can move in. We have to make an investment in the community and draw developers in for future revenue. This area cannot be developed without infrastructure. It's up to government to provide the infrastructure for development. If the Board doesn't move on the DDA, Fruitport may not relook at this if it doesn't pass the County Board which creates the sense of urgency of approving it now. There are already construction signs for development and trying to sell lots. Without this benefit, the developer is going to start with undersized lines.

Commissioner Nash is for economic development, but believes the County should take a closer look at procedures on DDA's now and moving forward. He wants to see it move forward but there are still a lot of details that have to be worked out. He believes the Casino which is coming relativey soon will increase property taxes that the County would be missing out on.

Commissioner Hovey-Wright indicated that Fruitport Charter Township Supervisor Heidi Tice said it would be a discouragement to their board if the County opted out.

Mr. Farrar shared with the Board his recommendation regarding the DDA. Mr. Farrar stated he is looking at the bigger picture, not just the DDA district. This would provide something Fruitport has not been able to get in this area since 1974. He feels the best course of action is to do nothing and to provide Fruitport the tools necessary to develop not just the DDA, but also to develop areas outside the DDA.

2020-403 **ADOPT THE ATTACHED RESOLUTION TO OPT OUT OF THE FRUITPORT DDA AND COME BACK WITH A GOOD FAITH REVENUE SHARING AGREEMENT AFTER 60 DAYS**

It was moved by Commissioner Nash, seconded by Commissioner Scolnik, to adopt the attached resolution to opt out of the Fruitport DDA and come back with a good faith revenue sharing agreement after 60 days.

Roll call:

Yes: Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

No: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Susie Hughes **Motion Fails**

OLD BUSINESS

Motion by Commissioner Lahring to adopt Iosco County's Board Resolution to impeach Governor Whitmer. No second was provided.

NEW BUSINESS

Administrator Mark Eisenbarth shared with the Board that the Courts had to revert to Phase 2 as of tomorrow. The Administrator encourages South Campus to continue safe practices such as: work remotely if possibly, taking temperatures, wash hands, be safe, stay in office, and call, don't visit. It is imperitive that Directors make sure their employees are as safe as possible.

PUBLIC COMMENT

Heidi Tice, Fruitport Township Supervisor thanked the Board for considering the Fruitport DDA.

FINAL BOARD COMMENTS

Commissioner Nash informed the Board that the community has been putting together murals for overpasses. Commissioner Nash's daughter is one of the finalists. The designs will be displayed at the Muskegon Heights Library Monday, October 26 through Monday, November 2; at the Hackley Public Library Tuesday, November 3 – Wednesday, November 11; then at the Norton Shores Library Thursday, November 12 – Thursday, November 19. Commissioner Nash encouraged everyone to view the designs and vote for their favorite.

Commissioner Hovey Wright reported that at the Health Disparities Committee she mentioned the Board had passed a Resolution to Declare Racism as a Health Crisis. Is the Board doing any follow up, like initiating a sub-committee? Chairman Hughes indicated the Administrator will let us know.

Commissioner Nash asked for clarity regarding the length of time of the DDA. Administrator Eisenbarth indicated that per Supervisor Heidi Tice, it's up to their board, but they are looking at 10-15 years.

Vice-Chair Foster shared with the Board that the Farm to Family food events are happening throughout the county and he encouraged Commissioners to help pass food out. It is a very rewarding program.

Commissioner Mahoney shared that Michigan Works! is still doing some unemployement assistance in terms of answering questions.

CLOSED SESSION

2020-404 **GO INTO CLOSED SESSION TO DISCUSS WITH OUR ATTORNEY TRIAL AND/OR SETTLEMENT STRATEGY IN THE PENDING LAWSUIT CLARK V COUNTY OF MUSKEGON, ET AL, CASE NO. 1:20-CV-00074 PURSUANT TO MCL 15.268(E), BECAUSE DISCUSSION ON THE OPEN RECORD WILL BE DETRIMENTAL TO OUR POSITION AND ALSO TO DISCUSS MATERIAL EXEMPT FROM DISCLOSURE UNDER THE ATTORNEY-CLIENT PRIVILEGE, MCL 15.243(1)(G), PURSUANT TO MCL 15.268(H)**

Moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to go into Closed Session to discuss with our attorney trial and/or settlement strategy in the pending lawsuit Clark v County of Muskegon, et al, Case No. 1:20-cv-00074 pursuant to MCL 15.268(e), because discussion on the open record will be detrimental to our position and also to discuss material exempt from disclosure under the attorney-client privilege, MCL 15.243(1)(g), pursuant to MCL 15.268(h).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Went into Closed Session at 5:04 p.m.

Commissioner Scolnik was excused from the meeting by Chairman Hughes.

Returned to open session at 5:38 p.m.

2020-405 **GO BACK INTO OPEN SESSION**

Moved by Commissioner Nash, seconded by Commissioner Hovey-Wright to go back into open session.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

2020-406 **FOLLOW THE RECOMMENDATION OF ATTORNEY VANDERLAAN REGARDING SETTLEMENT IN CONNECTION WITH THE PENDING LAWSUIT CLARK V COUNTY OF MUSKEGON, ET AL, CASE NO. 1:20-CV-00074**

Moved by Commissioner Snider, seconded by Vice-Chair Foster to follow the recommendation of attorney Vanderlaan regarding settlement in connection with the pending lawsuit Clark v County of Muskegon, et al, Case No. 1:20-CV-00074.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Robert Scolnik **Motion Carried**

2020-407 **MOTION TO ADJOURN**

Moved by Commissioner Nash, seconded by Commissioner Wilkins, to adjourn.

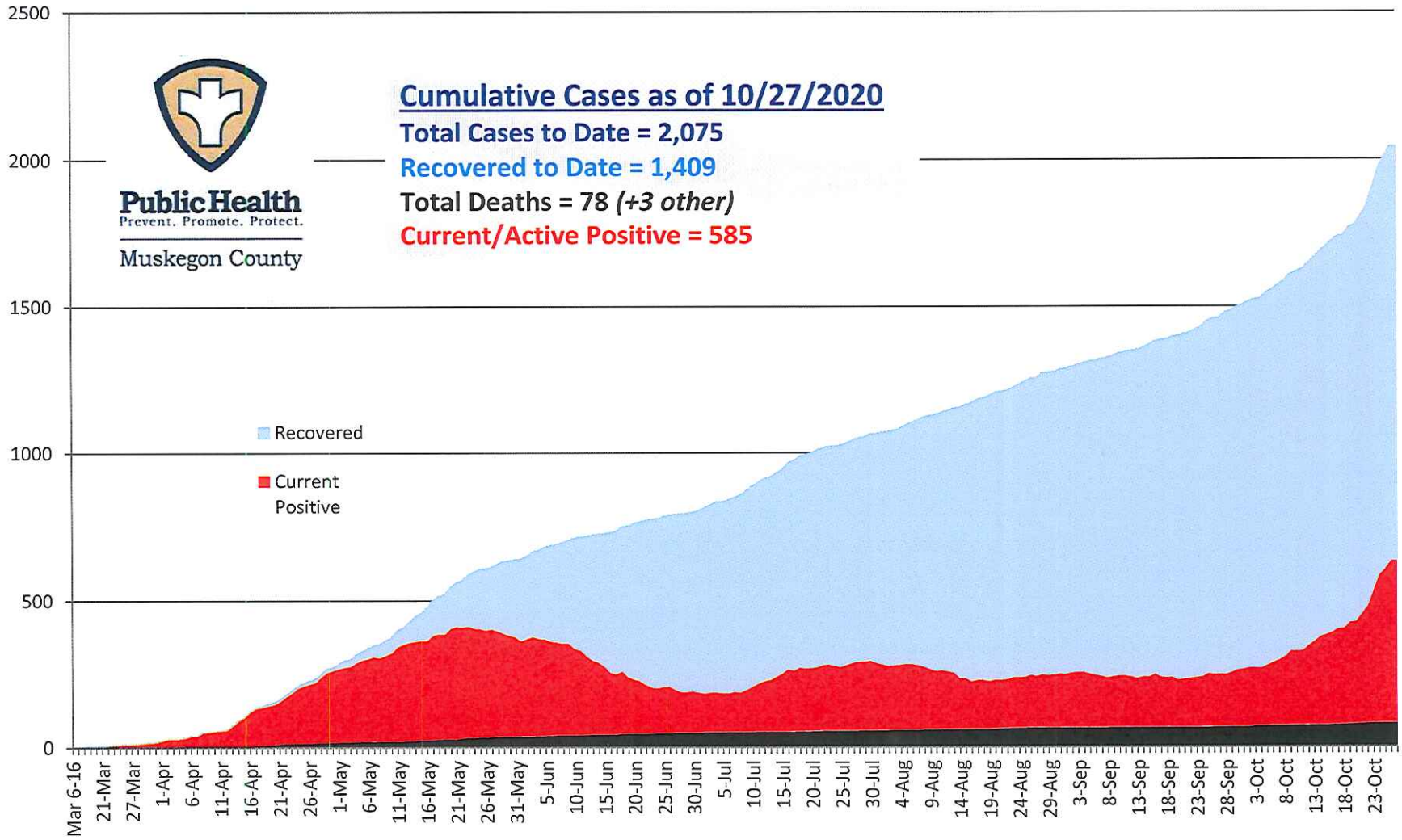
Voice Vote **Motion Carried**

Meeting adjourned at 5:42 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.


Public Health
Prevent. Promote. Protect.
Muskegon County
Cumulative Cases as of 10/27/2020
Total Cases to Date = 2,075
Recovered to Date = 1,409
Total Deaths = 78 (+3 other)
Current/Active Positive = 585
Recovered
Current Positive
2500
2000
1500
1000
500
0
Mar 6-16
21-Mar
27-Mar
1-Apr
6-Apr
11-Apr
16-Apr
21-Apr
26-Apr
1-May
6-May
11-May
16-May
21-May
26-May
31-May
5-Jun
10-Jun
15-Jun
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25-Jun
30-Jun
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30-Jul
4-Aug
9-Aug
14-Aug
19-Aug
24-Aug
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13-Oct
18-Oct
23-Oct

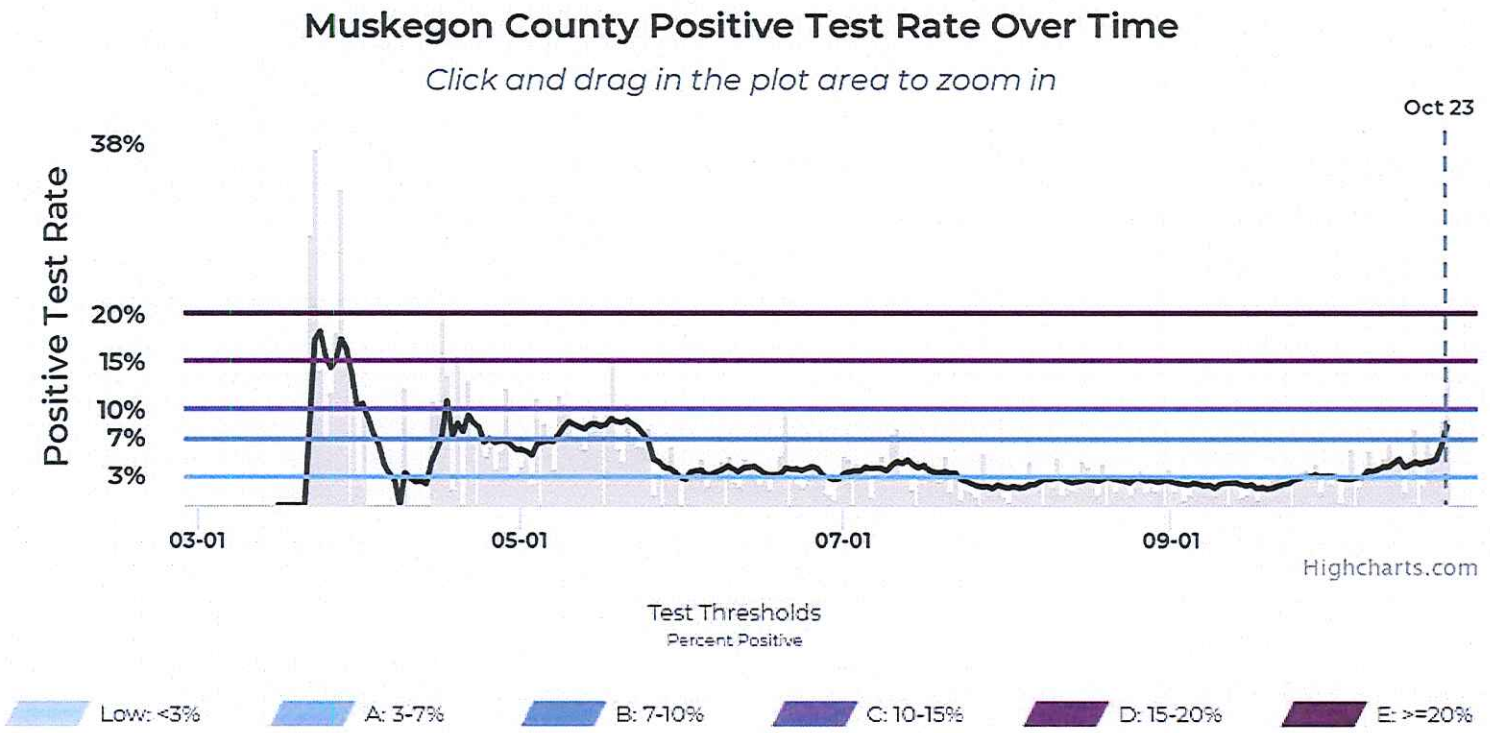
Muskegon County

Correctional Facilities Data: Exclude Probable Cases: Exclude

* Over previous 7 days

Epidemic Spread

Test Results	**8.2%** positive tests *	**645** daily tests administered*



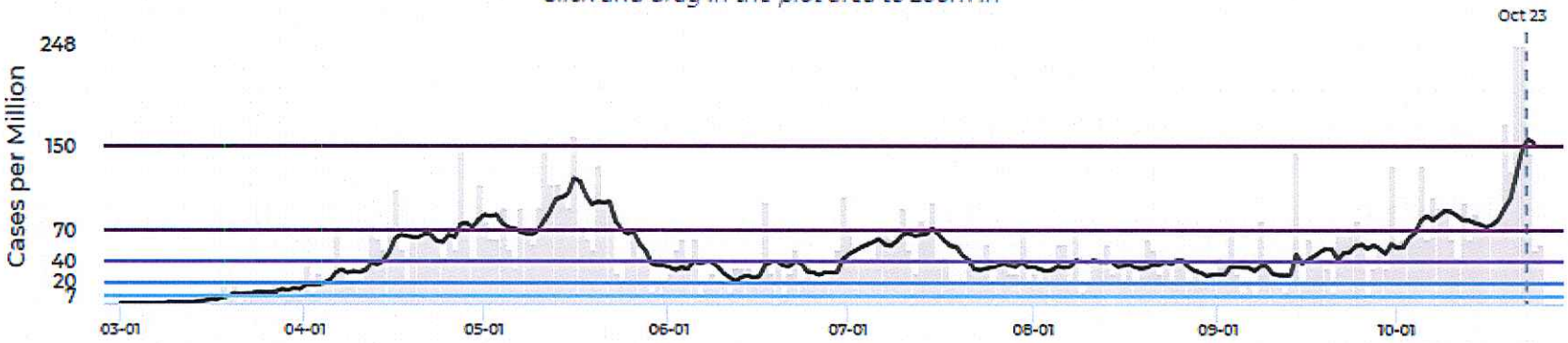
New Cases

157.7
daily/ million *

27.3
daily *

Muskegon County Cases Per Million Over Time

Click and drag in the plot area to zoom in



Cases Thresholds
Per Million Per Day

Low: <7 | A: 7-20 | B: 20-40 | C: 40-70 | D: 70-150 | E: >=150

MUSKEGON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO EXEMPT MUSKEGON COUNTY PROPERTY TAX REVENUES FROM CAPTURE BY THE FRUITPORT CHARTER TOWNSHIP DOWNTOWN DEVELOPMENT AUTHORITY

At a meeting of the Board of Commissioners, Muskegon County, Michigan, held electronically on October 27, 2020 at 3:30 p.m. pursuant to the Michigan Department of Health and Human Services (MDHHS) Gathering Prohibition and Face Covering Order and the Open Meetings Act, being Act 267 of 1976, as amended.

PRESENT: _____

ABSENT: _____

The following Resolution was offered by _____

and seconded by _____.

WHEREAS, Charter Township of Fruitport ("Township") desires to establish a Downtown Development Authority ("DDA") pursuant to Part 2 of the Recodified Tax Increment Financing Act, Act No. 57 of the Public Acts of 2018, MCL 125.4201 et seq. (the "Act"); and

WHEREAS, the Township Board held a public hearing on September 14, 2020, regarding the establishment of a DDA and for the purpose of hearing citizen comments on the proposed creation of the DDA; and

WHEREAS, pursuant to Section 203(3) of the Act, not more than 60 days after the public hearing, the governing body of a taxing jurisdiction levying ad valorem property taxes that would otherwise be subject to capture may exempt its taxes from capture by adopting a resolution to that effect and filing a copy with the clerk of the municipality proposing to create the authority; and

WHEREAS, the County is a taxing authority levying ad valorem property taxes that would otherwise be subject to capture by the DDA once the DDA is approved and established by the Township Board; and

WHEREAS, once the 60 day statutory period to "opt-out" has expired, the County will no longer be authorized to exempt their taxes from capture by the Township's DDA by resolution.

WHEREAS, the County Board of Commissioners has determined that given the narrow statutory window of opportunity to "opt-out" of the Township DDA, it is in the best interests of

the County residents to exempt its taxes from capture by the Township DDA in order to provide the County Board of Commissioners more time to thoughtfully and thoroughly consider the options available to share in the revenue captured by the proposed DDA during the life of the DDA.

WHEREAS, the County Board of Commissioners intends to negotiate in good faith a revenue sharing agreement ("Agreement") with the DDA subject to approval by the County Board of Commissioners and the DDA Board.

WHEREAS, upon requisite approval of the Agreement by the County Board of Commissioners and the DDA Board, the County Board of Commissioners would consider a resolution rescinding its prior resolution "opting-out" of the Fruitport Charter Township Downtown District Authority.

WHEREAS, a resolution exempting the County property taxes from capture by the Township DDA takes effect when filed with the Township Clerk and remains effective until a copy of a resolution rescinding that resolution is filed with the Township Clerk; and

NOW, THEREFORE, BE IT RESOLVED, by the County Board of Commissioners, Muskegon County, Michigan, as follows:

1. The County resolves to "opt out" of the Fruitport Charter Township Downtown Development Authority. To that end, the County Board resolves to exempt its ad valorem property taxes from capture by the Fruitport Charter Township DDA pursuant to the authority granted to the County by Section 203(3) of the Act.

2. The County Clerk shall immediately file a copy of this Resolution with the Fruitport Charter Township Clerk.

3. Pursuant to Section 203(3) of the Act, this Resolution takes effect when filed with the Fruitport Charter Township Clerk and remains effective until a copy of a resolution rescinding that resolution is filed with the Fruitport Charter Township Clerk.

4. Any Resolution or portion of resolution inconsistent with this Resolution is hereby repealed.

ADOPTED:

YEAS: _____

NAYS: _____

STATE OF MICHIGAN)
) ss.
COUNTY OF MUSKEGON)

I, the undersigned, the duly qualified and acting Clerk of the County of Muskegon, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the Board of Commissioners of the County of Muskegon at a meeting held on the 27th day of October, 2020.

_____

Nancy Waters, Muskegon County Clerk

86083:00001:5050629-2

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman — *Gary Foster, Vice Chair*
Marcia Hovey-Wright — *Robert Scolnik*
Zach Lahring — *I. John Snider II*
Kenneth Mahoney — *Rillastine R. Wilkins*
Charles Nash

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Regular Full Board Meeting Tuesday, November 10, 2020
3:43 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Regular Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. The Pledge of Allegiance was recited by Commissioner Lahring.

Roll Call and Location of Board Members:

Present: Gary Foster, Muskegon County, Michigan
Marcia Hovey-Wright, Muskegon County, Michigan
Susie Hughes, Muskegon Co. Hall of Justice, 4th fl., Muskegon, Michigan
Zach Lahring, Muskegon Co. Hall of Justice, 4th fl., Muskegon, Michigan
Kenneth Mahoney, Muskegon County, Michigan
Charles Nash, Muskegon County Michigan
Robert Scolnik, Muskegon County, Michigan
I. John Snider, Muskegon Co. Hall of Justice, 4th fl., Muskegon, Michigan

Rillastine R. Wilkins, excused due to technical difficulties.

Also Present: Mark Eisenbarth, County Administrator
Kristin Barnhill, Executive Assistant
Kathy Tharp, Administrative Coordinator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy Clerk
Michael D. Homier, Corporate Counsel

2020-408 **APPROVAL OF THE AGENDA**

Moved by Vice-Chair Foster, seconded by Commissioner Snider, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-409 **APPROVE REGULAR AND CLOSED FULL BOARD MINUTES OF OCTOBER 27, 2020**

Moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the regular and Closed Full Board minutes of October 27, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

PRESENTATION

Director of Public Health Kathy Moore updated the Board regarding COVID-19. As of November 08, 2020, there have been 3,628 positive cases, 91 COVID-related deaths, and there are 2,012 current/active positive cases. (See attached.)

Ms. Moore reported to the Board that the second wave of the virus seems to be more aggressive. Ms. Moore further indicated that there is a higher rate of close contacts that have transitioned into positive cases. Because of the holidays, Ms. Moore predicts that the numbers will go up before they go down.

PUBLIC COMMENT (on an agenda item)

None.

COMMUNICATION

Resolution Declaring Alcona County a Constitutional Second Amendment Sanctuary County.

This communication will be placed on file.

Commissioner Hovey-Wright indicated that she opposes this resolution.

COMMITTEE/BOARD REPORTS

2020-410 **ACCEPT THE 2018 HOMELAND SECURITY GRANT PROGRAM INTERGOVERNMENTAL AGREEMENT BETWEEN WEST MICHIGAN REGIONAL MEDICAL CONSORTIUM (WMRMC) AND MUSKEGON COUNTY ON BEHALF OF THE MUSKEGON COUNTY EMERGENCY SERVICES/MANAGEMENT, AND AUTHORIZE THE BOARD CHAIR AND APPROPRIATE STAFF TO SIGN THE AGREEMENT**

CPS20/11-38
The Courts and Public Safety Committee recommended, moved by Commissioner Snider, seconded by Commissioner Hovey-Wright, to accept the 2018 Homeland Security Grant Program Intergovernmental Agreement between West Michigan Regional Medical Consortium (WMRMC) and Muskegon County on behalf of the Muskegon County Emergency Services/Management, and authorize the Board Chair and appropriate staff to sign the agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-411 **APPROVE OBTAINING REQUESTS FOR PROPOSALS FOR THE SECURE ENCLOSURE OF THE CONTROL CENTER AT THE JUVENILE TRANSITION CENTER UTILIZING APPROXIMATELY $30,000 IN GENERAL FUND SAVINGS CARRIED OVER FROM FY2020 TO FUND THE PROJECT IN FY2021 AND AMEND THE BUDGET ACCORDINGLY**

CPS20/11-39

The Courts and Public Safety Committee recommended, moved by Commissioner Snider, seconded by Commissioner Hovey-Wright, to approve obtaining Requests for Proposals for the secure enclosure of the Control Center at the Juvenile Transition Center utilizing approximately $30,000 in general fund savings carried over from FY2020 to fund the project in FY2021 and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-412 **APPROVE A THREE YEAR CONTACT WITH SECURUS TECHNOLOGY TO PROVIDE INMATE COMMUNICATIONS IN THE MUSKEGON COUNTY JAIL. THIS CONTRACT WILL GENERATE A $50,000 ONE-TIME SIGNING BONUS AND GUARANTEE REVENUE OF $170,000 PER YEAR UNTIL NOVEMBER 2023. ADDITIONAL REVENUE WILL BE GENERATED FROM THE SECURE-VIEW TABLETS**

CPS20/11-40

The Courts & Public Safety Committee recommended, moved by Commissioner Snider, seconded by Commissioner Hovey-Wright, to approve a three year contact with Securus Technology to provide inmate communications in the Muskegon County Jail. This contract will generate a $50,000 one-time signing bonus and guarantee revenue of $170,000 per year until November 2023. Additional revenue will be generated from the Secure-view tablets.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-413 **APPROVE THE AWARDING OF CONTRACTS TO BELINDA BARBIER, JENNIE ROACH, AND AMANDA HEYS-WESTENDORP FOR $25,000 EACH TO REPRESENT CHILDREN ON NEGLECT/ABUSE CASES AND COVER ANY DELINQUENCY CONFLICT CASES NOT HANDLED BY THE PUBLIC DEFENDER OFFICE AND AWARD CONTRACTS TO DAVID KORTERING, ED WASIURA, AND MICHAEL FLYNN FOR $19,166.67 EACH TO REPRESENT PARENTS ON NEGLECT/ABUSE CASES FOR THE TIME PERIOD DECEMBER 1, 2020 THROUGH SEPTEMBER 30, 2021**

CPS20/11-41

The Courts & Public Safety Committee recommended, moved by Commissioner Snider, seconded by Commissioner Hovey-Wright, to approve the awarding of contracts to Belinda Barbier, Jennie Roach, and Amanda Heys-Westendorp for $25,000 each to represent children on neglect/abuse cases and cover any delinquency conflict cases not handled by the Public Defender office and award contracts to David Kortering, Ed Wasiura, and Michael Flynn for $19,166.67 each to represent parents on neglect/abuse cases for the time period December 1, 2020 through September 30, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-414 **APPROVE THE CONTRACT WITH MICHIGAN INDIGENT DEFENSE COMMISSION (MIDC) FOR THE PROVISION OF PUBLIC CRIMINAL DEFENSE SERVICES, ACCEPT A GRANT FOR THAT PURPOSE IN THE AMOUNT OF APPROXIMATELY $2,283,304.70, AND AUTHORIZE THE COUNTY ADMINISTRATOR TO SIGN SAID CONTRACT AND AMEND THE BUDGET ACCORDINGLY**

CPS20/11-42

The Courts & Public Safety Committee recommended, moved by Commissioner Snider, seconded by Commissioner Hovey-Wright, to approve the contract with Michigan Indigent Defense Commission (MIDC) for the provision of public criminal defense services, accept a grant for that purpose in the amount of approximately $2,283,304.70, and authorize the County Administrator to sign said contract and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-415 **APPROVE ADDITIONAL FY21 FUNDING FOR THE FOLLOWING CONGREGATE MEAL PROGRAMS; CASNOVIA TOWNSHIP IN THE AMOUNT OF $8,000, EGELSTON TOWNSHIP IN THE AMOUNT OF $9,000, AND RAVENNA TOWNSHIP IN THE AMOUNT OF $4,995, EFFECTIVE JANUARY 1, 2021THROUGH SEPTEMBER 30, 2021**

HS20/11-31

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve additional FY21 funding for the following congregate meal programs; Casnovia Township in the amount of $8,000, Egelston Township in the amount of $9,000, and Ravenna Township in the amount of $4,995, effective January 1, 2021through September 30, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-416 **APPROVE EXTENDING THE FY20 SENIOR MILLAGE FUNDING FOR ALZHEIMER ASSOCIATION (BALANCE REMAINING OF $62,230) THROUGH DECEMBER 31, 2020**

HS20/11-32

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve extending the FY20 Senior Millage funding for Alzheimer Association (balance remaining of $62,230) through December 31, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-417 **AUTHORIZE PUBLIC HEALTH TO ACCEPT FUNDING FROM THE LAKESHORE REGIONAL ENTITY IN THE AMOUNT OF $35,000 FOR THE PROVISION OF GAMBLING DISORDER PREVENTION PROJECT ACTIVITIES IN MUSKEGON COUNTY EFFECTIVE OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021; AND FURTHER AUTHORIZE THE BOARD CHAIR TO SIGN THE RELATED AGREEMENT**

HS20/11 – 33

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize Public Health to accept funding from the Lakeshore Regional Entity in the amount of $35,000 for the provision of Gambling Disorder Prevention Project activities in Muskegon County effective October 1, 2020 through September 30, 2021; and further authorize the Board Chair to sign the related agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-418 **AUTHORIZE PUBLIC HEALTH TO ACCEPT FUNDING FROM THE LAKESHORE REGIONAL ENTITY IN THE AMOUNT OF $30,000 TO EXPAND THE PROVISION OF THE PRIME FOR LIFE YOUTH PROGRAM ACTIVITIES IN MUSKEGON COUNTY EFFECTIVE OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2022; AND FURTHER AUTHORIZE THE BOARD CHAIR TO SIGN THE RELATED AGREEMENT**

HS20/11 – 34

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize Public Health to accept funding from the Lakeshore Regional Entity in the amount of $30,000 to expand the provision of the Prime for Life youth program activities in Muskegon County effective October 1, 2020 through September 30, 2022; and further authorize the Board Chair to sign the related agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-419 **AUTHORIZE PUBLIC HEALTH TO ACCEPT FUNDING FROM THE LAKESHORE REGIONAL ENTITY IN THE AMOUNT OF $410,000 FOR SUBSTANCE ABUSE PREVENTION SERVICES IN MUSKEGON COUNTY EFFECTIVE OCTOBER 1, 2020 TO SEPTEMBER 30, 2021; AND FURTHER AUTHORIZE THE BOARD CHAIR TO SIGN THE RELATED AGREEMENT**

HS20/11 – 35

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize Public Health to accept funding from the Lakeshore Regional Entity in the amount of $410,000 for substance abuse prevention services in Muskegon County effective October 1, 2020 to September 30, 2021; and further authorize the Board Chair to sign the related agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-420 **APPROVE ADDITIONAL FUNDING FOR FY21 IN THE AMOUNT OF $60,000 FOR LIVING WORD CHURCH FOR SNOW REMOVAL**

HS20/11 – 36

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve additional funding for FY21 in the amount of $60,000 for Living Word Church for snow removal.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-421 **ACCEPT THE CHANGES TO THE COVID-19 PREPAREDNESS AND RESPONSE PLAN AT FULL BOARD ON NOVEMBER 10, 2020**

HS20/11-37

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to accept the changes to the COVID-19 Preparedness and Response Plan at Full Board on November 10, 2020.

Moved by Chairman Hughes, seconded by Vice-Chair Foster to amend the above motion by adding that all employees that have a job that can be done remotely shall work remotely.

ACCEPT THE CHANGES TO THE COVID-19 PREPAREDNESS AND RESPONSE PLAN AT FULL BOARD ON NOVEMBER 10, 2020, AND ALL EMPLOYEES THAT HAVE A JOB THAT CAN BE DONE REMOTELY SHALL WORK REMOTELY

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-422 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $7,129,136.83 COVERING THE PERIOD OF OCTOBER 9, 2020 THROUGH OCTOBER 22, 2020 FOR CHECKS, AND PCARD PAYMENTS COVERING THE PERIOD SEPTEMBER 1, 2020 THROUGH SEPTEMBER 30, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/11-105

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, approve payment of the accounts payable of $7,129,136.83 covering the period of October 9, 2020 through October 22, 2020 for checks, and PCard payments covering the period September 1, 2020 through September 30, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: Rillastine R. Wilkins **Motion Carried**

2020-423 **APPROVE THE SELECTION OF UNIVERSAL CREDIT SERVICES, INC. FOR THE COUNTY'S DEBT COLLECTION AGENCY (RFP 20-2388) AND UTHORIZE THE NEGOTIATION OF A ONE YEAR CONTRACT WITH TWO OPTIONAL ONE YEAR RENEWALS TO BE EXECUTED BY THE BOARD CHAIR UPON COMPLETION OF A REVIEW BY CORPORATE COUNSEL**

WM20/11-106
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the selection of Universal Credit Services, Inc. for the County's Debt Collection Agency (RFP 20-2388) and authorize the negotiation of a one year contract with two optional one year renewals to be executed by the Board Chair upon completion of a review by corporate counsel.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-424 **APPROVE THE "THIRD AMENDED FAIRGROUNDS MANAGEMENT AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND THE MUSKEGON COUNTY FAIR ASSOCIATION" AND AUTHORIZE THE CHAIR TO EXECUTE THE AGREEMENT**

WM20/11-107
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the "Third Amended Fairgrounds Management Agreement Between the County of Muskegon and the Muskegon County Fair Association" and authorize the Chair to execute the agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-425 **DIRECT PUBLIC WORKS TO PURSUE GRANTS AND IDENTIFY SOURCES OF MATCHING FUNDS TO MITIGATE THE FLOODING AT VETERANS PARK NORTH.**

WM20/11-108
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to direct Public Works to pursue grants and identify sources of matching funds to mitigate the flooding at Veterans Park North.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

2020-426 **DIRECT THE PUBLIC WORKS DIRECTOR TO REPORT AT FULL BOARD ON TUESDAY, NOVEMBER 10, 2020, REGARDING THE COSTS AND FEASIBILITY OF MOVING THE DRAIN COMMISSIONER FROM SOUTH CAMPUS TO OAK STREET AND THE EMERGENCY SERVICES DEPARTMENT FROM OAK STREET TO SOUTH CAMPUS**

WM20/11-109

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to direct the Public Works Director to report at Full Board on Tuesday, November 10, 2020, regarding the costs and feasibility of moving the drain commissioner from South Campus to Oak Street and the Emergency Services Department from Oak Street to South Campus.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Hughes reminded everyone that tomorrow is Veteran's Day, and thanked those who served for our freedom.

2020-427 **AUTHORIZE BOARD CHAIR TO SEND THE ATTACHED LETTER TO THE BUREAU OF INDIAN AFFAIRS IN BLOOMINGTON, MINNESOTA, AGREEING WITH THE CONCLUSION OF THE FEIS THAT THE PROPOSED CASINO AND RELATED DEVELOPMENTS ARE THE BEST CHOICE FOR THIS LAND**

Chairman Hughes moved, seconded by Vice-Chair Foster, to authorize Board Chair to send the attached letter to the Bureau of Indian Affairs in Bloomington, Minnesota, agreeing with the conclusion of the FEIS that the proposed casino and related developments are the best choice for this land.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Susie Hughes

No: None

Excused: Rillastine R. Wilkins **Motion Carried**

ADMINISTRATOR'S REPORT

Administrator Mark Eisenbarth reminded the Board that there are no committee or Full Board meetings the weeks of Thanksgiving, Christmas, or New Years.

OLD BUSINESS

Commissioner Hovey-Wright moved, supported by Commissioner Mahoney, to accept a resolution to exempt Muskegon County property tax revenue from capture by Fruitport Charter Twp DDA and that we negotiate in good faith a revenue sharing agreement with DDA subject to approval by Board.

Corporate Counsel Homier informed the Board that Commissioner Hovey-Wright's motion is premature and has to be preceded by a motion for reconsideration under Rule 6, Section 5. Under said Board rule, the motion for reconsideration must be made by a member who voted no at the last preceding meeting and it needs to pass by simple majority.

2020-428 **RECONSIDER THE FAILED FULL BOARD MOTION 2020-403 OF OCTOBER 27, 2020, WHICH SOUGHT ADOPTION OF THE RESOLUTION TO OPT OUT OF THE FRUITPORT DDA AND COME BACK WITH A GOOD-FAITH REVENUE SHARING AGREEMENT AFTER 60 DAYS**

Moved by Commissioner Mahoney, seconded by Commissioner Nash, to reconsider the failed Full Board Motion 2020-403 of October 27, 2020, which sought adoption of the resolution to opt out of the Fruitport DDA and come back with a good-faith revenue sharing agreement after 60 days.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Susie Hughes

No: Zach Lahring, Robert Scolnik, I. John Snider II

Excused: Rillastine R. Wilkins **Motion Carried**

2020-429 **ADOPT A RESOLUTION TO EXEMPT MUSKEGON COUNTY PROPERTY TAX REVENUE FROM CAPTURE BY FRUITPORT CHARTER TOWNSHIP DDA AND THAT MUSKEGON COUNTY BOARD OF COMMISSIONERS NEGOTIATE IN GOOD FAITH A REVENUE SHARING AGREEMENT WITH THE DDA SUBJECT TO APPROVAL BY BOARD**

Moved by Marcia Hovey-Wright, supported by Commissioner Mahoney, to adopt a resolution to exempt Muskegon County property tax revenue from capture by Fruitport Charter Township DDA and that Muskegon County Board of Commissioners negotiate in good faith a revenue sharing agreement with the DDA subject to approval by Board.

Discussion ensued.

Commissioner Wilkins joined the meeting in progress at 4:18 p.m.

Commissioner Scolnik doesn't think it's right to reconsider after telling them yes.

Chairman Hughes indicated that Heidi Tice, Fruitport Charter Township Supervisor, led us to believe that her board would vote for 10-15 years, but last night the board met and there was no restriction.

Commissioner Nash agreed since we leave ourselves vulnerable for a 30-year TIFF. This way we can assure it is within a certain timeframe and a certain amount of dollars. The Board has had to cut a lot when they are also throwing away a lot of money in other DDAs. Commissioner Nash feels that there will still be opportunity for developers in that area.

Commissioner Lahring asked for more information from Public Works Director Matt Farrar. Mr. Farrar indicated that Fruitport submitted a 15 year model. Looking at a 25 year overview (based on historical growth-CPI) the county would net a $1.7 million increase due to taxable growth stimulated by the DDA. The DDA would build infrastructure big enough and deep enough to serve properties outside the DDA as well, which taxes would then be captured by the County.

Commissioner Lahring informed the Board that one current building project in that area will only build what the developer needs, he will not build bigger infrastructure unless the DDA goes through. The developer is building in a zoned community and has to pay off his loans for the infrastructure; the TIFF would end once the infrastructure is paid for.

Chairman Hughes invited Heidi Tice, Fruitport Charter Township Supervisor, to address the Board. Ms. Tice checked with an attorney to get a Sundown Clause in the DDA, however, she was told that one Board could not bind another board in that manner so that part of the motion would not be valid. The Fruitport Charter Township Board passed the ordinance to adopt the DDA at their meeting last night and there was overwhelming support for it. They are not opposed to a timeframe between 10-15 years. Ms. Tice asked for trust between the two boards.

Corporate Counsel advised the Board that they can always opt back in, but they can't always opt out.

Roll Call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Gary Foster, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

Attorney Homier advised the Board that in order for this Resolution to be effective, it needs to be immediately filed with the Fruitport Township Clerk before this Friday. Chairman Hughes agreed and requested that the Resolution be signed and filed on Thursday.

2020-430 **DIRECT CORPORATE COUNSEL TO WORK WITH FRUITPORT CHARTER TOWNSHIP IMMEDIATELY TO ESTABLISH A DDA THAT INVOLVES THE TOWNSHIP AND COUNTY**

Moved by Commissioner Nash, seconded by Vice-Chair Foster, to direct Corporate Counsel to work with work with Fruitport Charter Township immediately to establish a DDA that involves the Township and County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

Commissioner Lahring informed the Board that Muskegon County Treasurer Tony Moulatsiotis sent out an opinion letter using County letterhead stating his opinion, which isn't an official county-opinion. Commissioner Lahring asked Corporate Counsel if every director is allowed to use county letterhead to state their opinion and send them around the county?

Attorney Homier indicated that he has not seen letter so he can't comment on the content, but did say that in Mr. Moulatsiotis's function as County Treasurer, his opinion or views on the capture of taxes is relevant to his department and is probably an appropriate consideration.

NEW BUSINESS

None.

PUBLIC COMMENT

Tony Barnes, Dalton Township Supervisor, thanked the Board for recognizing that tomorrow is Veteran's Day and thanked all Veterans. Supervisor Barnes noted there is an entirely new board coming into Dalton Township. Supervisor Barnes the thanked Board of Commissioners for their support to Dalton and thanked Commissioner Snider and Commissioner Mahoney for their service on the Board of Commissioners.

Commissioners thanked Mr. Barnes for his service.

FINAL BOARD COMMENTS

None.

Meeting adjourned at 4:54 p.m.

_____
Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Regular Full Board Meeting Thursday, November 19, 2020
3:38 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Regular Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. The Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was recited by Vice-Chair Foster.

Roll Call and Location of Board Members:

Present: Gary Foster, Muskegon County, Michigan
Marcia Hovey-Wright, Muskegon County, Michigan
Susie Hughes, Muskegon County, Michigan
Kenneth Mahoney, Muskegon County, Michigan
Charles Nash, Muskegon County Michigan
Robert Scolnik, Muskegon County, Michigan
Rillastine R. Wilkins, Muskegon County, Michigan

Excused: Zach Lahring, I. John Snider

Also Present: Mark Eisenbarth, County Administrator
Kristin Barnhill, Executive Assistant
Kathy Tharp, Administrative Coordinator
Linda M. Larsen, Chief Deputy County Clerk
Michael D. Homier, Corporate Counsel

2020-431 **APPROVAL OF THE AGENDA**

Moved by Vice-Chair Foster, seconded by Commissioner Wilkins, to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring, I. John Snider II **Motion Carried**

2020-432 **APPROVE REGULAR FULL BOARD MINUTES OF NOVEMBER 10, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Wilkins, to approve the regular Full Board minutes of November 10, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring, I. John Snider II **Motion Carried**

PRESENTATION

Director of Public Health Kathy Moore updated the Board regarding COVID-19. As of November 18, 2020, there have been 5,501 positive cases, and 131 COVID-related deaths. (See attached.)

Vice-Chair Foster requested of Ms. Moore that she make the information available to the local municipalities. Ms. Moore agreed and also indicated that the information had been coming in so quickly that her office did not have time to check out each address.

Commissioner Nash requsted that the information also be sent to the Commissioners.

PUBLIC COMMENT (on an agenda item)

Joe Bush of Norton Shores, addressed the Board regarding the Proclamation for appreciation and admiration of election workers. He indicated that while he thought there were a number of election workers who did a fantastic job, there had been issues at some poling places with precinct workers and election inspectors.

COMMITTEE/BOARD REPORTS

2020-433 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $7,982,616.19 COVERING THE PERIOD OF OCTOBER 23, 2020 THROUGH NOVEMBER 5, 2020 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

WM20/11-110
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve payment of the accounts payable of $7,982,616.19 covering the period of October 23, 2020 through November 5, 2020 for checks as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring , I. John Snider II **Motion Carried**

2020-434 **AUTHORIZE MUSKEGON COUNTY TO CONTINUE MEMBERSHIP WITH THE MICHIGAN TRANSIT POOL FOR MATS AUTO LIABILITY INSURANCE COVERAGE FOR POLICY PERIOD 12/1/2020 THROUGH 11/30/2021 WITH AN ANNUAL CONTRIBUTION OF $110,956.00 PAID IN QUARTERLY INSTALLMENTS**

WM20/11-111
The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize Muskegon County to continue membership with the Michigan Transit Pool for MATS Auto Liability Insurance coverage for policy period 12/1/2020 through 11/30/2021 with an annual contribution of $110,956.00 paid in quarterly installments.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring , I. John Snider II **Motion Carried**

2020-435 **AUTHORIZE HUMAN RESOURCES TO PROCEED WITH THE PLAN PROVISION CHANGES REQUIRED BY MERS, EFFECTIVE JANUARY 1, 2021**

WM20/11-112

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize Human Resources to proceed with the plan provision changes required by MERS, effective January 1, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring , I. John Snider II **Motion Carried**

2020-436 **ENLIST THE SERVICES OF A TEMPORARY CONSULTANT TO PROVIDE FAA PART 139 DOCUMENTATION, AIRFIELD OPERATIONS REVIEW, STAFF TRAINING, AND STAFF SUPERVISION UNTIL AN AIRPORT MANAGER OR AIRPORT MANAGEMENT FIRM IS HIRED TO PROVIDE THOSE SERVICES FOR THE COUNTY, AT A NOT-TO-EXCEED CONTRACT COST OF $20,000 AND AMEND THE BUDGET ACCORDINGLY. PERMANENT MANAGEMENT IS EXPECTED TO BE IN PLACE BY JANUARY, 2021**

WM20/11-114

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to enlist the services of a temporary consultant to provide FAA Part 139 documentation, airfield operations review, staff training, and staff supervision until an Airport Manager or Airport Management firm is hired to provide those services for the County, at a not-to-exceed contract cost of $20,000 and amend the budget accordingly. Permanent management is expected to be in place by January, 2021.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring , I. John Snider II **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2020-437 **APPROVE THE FOLLOWING PEOPLE TO THE SPECIFIED BOARDS: JIM FISHER REAPPOINTED TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD, TERM THROUGH 12/31/23; JOHN DEWOLF REAPPOINTED TO THE ROAD COMMISSION BOARD, TERM THROUGH 12/31/26; ERIN SCHMITZ APPOINTED TO THE ACCOMMODATIONS TAX ADVISORY COMMITTEE AMUSEMENT/ ATTRACTION SLOT, TERM THROUGH 12/31/23; AND ANNETTE DAVIS AND GARY FOSTER APPOINTED TO THE VETERAN'S ADVISORY COMMITTEE OPEN SEATS, TERMS THROUGH 12/31/24**

Chairman Hughes moved, seconded by Commissioner Nash, to approve the following people to the specified boards: Jim Fisher reappointed to the Department of Health and Human Services Board, term through 12/31/23; John DeWolf reappointed to the Road Commission Board, term through 12/31/26; Erin Schmitz appointed to the Accommodations Tax Advisory Committee Amusement/Attraction Slot, term through 12/31/23; and Annette Davis and Gary Foster appointed to the Veteran's Advisory Committee open seats, terms through 12/31/24.

Roll call:

Yes: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Vice-Chair Foster voted yes on all appointments except for the Veteran's Advisory Committee, from which he abstained.

Excused: Zach Lahring , I. John Snider II **Motion Carried**

2020-438 **APPROVE THE ATTACHED PROCLAMATION FOR APPRECIATION AND ADMIRATION OF ELECTION WORKERS**

Moved by Vice-Chair Foster, seconded by Commissioner Mahoney, to approve the attached Proclamation for appreciation and admiration of election workers.

Chairman Hughes indicated that she would like each Commissioner to have copies of the Proclamation to give out to each of their precincts and local clerks.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring , I. John Snider II **Motion Carried**

2020-439 **APPROVE THE ATTACHED PROCLAMATION RECOGNIZING COVID-19 FRONTLINE WORKERS**

Moved by Vice-Chair Foster, seconded by Commissioner Hovey-Wright, to approve the attached Proclamation recognizing COVID-19 frontline workers.

Chairman Hughes recognized Kathy Tharp for her hard work putting this Proclamation together, along with Kristin Barnhill.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring , I. John Snider II **Motion Carried**

2020-440 **EXTEND THE ATTACHED DECLARATION OF A LOCAL STATE OF EMERGENCY THROUGH DECEMBER 8, 2020**

Moved by Commissioner Nash, seconded by Vice-Chair Foster, to extend the attached Declaration of a Local State of Emergency through December 8, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: Zach Lahring, I. John Snider II **Motion Carried**

ADMINISTRATOR'S REPORT

Deputy Administrator Beth Dick addressed WM20/11-113 which was tabled at the Ways & Means Committee meeting on November 17, 2020.

Commissioner Lahring joined the meeting in progress at 4:15 p.m.

2020-441 **REMOVE WM20/11-113 FROM THE TABLE AND OPEN IT UP FOR DISCUSSION**

Moved by Commissioner Nash, seconded by Vice-Chair Foster to remove WM20/11-113 from the table and open it up for discussion.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider II **Motion Carried**

2020-442 **APPROVE THE REPAYMENT OF $50,790.28 IN UNEXPENDED CDBG HOUSING GRANT FUNDS FROM PRIOR YEARS TO THE STATE OF MICHIGAN - MEDC AND AMEND THE BUDGET ACCORDINGLY**

WM20/11-113 as Amended
Recommended by Deputy Administrator Beth Dick, moved by Commissioner Nash, seconded by Vice-Chair Foster, to approve the repayment of $50,790.28 in unexpended CDBG Housing Grant funds from prior years to the State of Michigan - MEDC and amend the budget accordingly.

Discussion ensued.

Land Bank Coordinator Tim Burgess indicated that if the yearly accumulated CDBG funds exceed $35,000, they are considered Federal funds and must be returned. If the yearly amount is less than $35,000, the funds can be moved to the General Fund or used for emergencies.

Ms. Dick informed the Board that they have one year after they receive the funds to spend them.

Mr. Burgess indicated he is going to work with Mike Baauw at the Veteran's Administration who also fields calls for other needs.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider II **Motion Carried**

OLD BUSINESS

Chairman Hughes indicated that Corporate Counsel Homier provided the Board with information from the Fruitport Charter Township DDA.

Mr. Homier informed the Board that they have started working on a tri-party agreement between Fruitport Charter Township, the DDA, and Muskegon County to share revenue. He further indicated that they had a productive meeting with Heidi Tice, the Township Supervisor and the Township attorney. Mr. Homier will be circulating a draft of the agreement. Once the DDA Board is established, more specific terms will be discussed. The DDA could hire separate counsel or retain the Township's attorney. Within the next few months, something will come before the Township Board and the County Board and the DDA.

Vice-Chair Foster indicated that some townships are going to Zoom meetings (or other on-line meetings) and are looking to the County for guidance. Chairman Hughes asked IT Director Ivan Phillips to weigh in. Mr. Phillips indicated that IT would be happy to help the townships with best-practices and how to conduct Zoom meetings. Mr. Phillips informed the Board that the townships could reach out to IT individually.

NEW BUSINESS

None.

PUBLIC COMMENT

None.

FINAL BOARD COMMENTS

Commissioner Mahoney wished everyone a good Thanksgiving and to stay safe, supported by Vice-Chair Foster.

2020-443 **MOTION TO ADJOURN**

Voice vote. **Motion Carried**

Meeting adjourned at 4:36 p.m.

Linda M. Larsen, Chief Deputy County Clerk

LML/lss

To be approved at the next Full Board meeting.

Public Health
Prevent. Promote. Protect.

Muskegon County

As of November 18, 2020

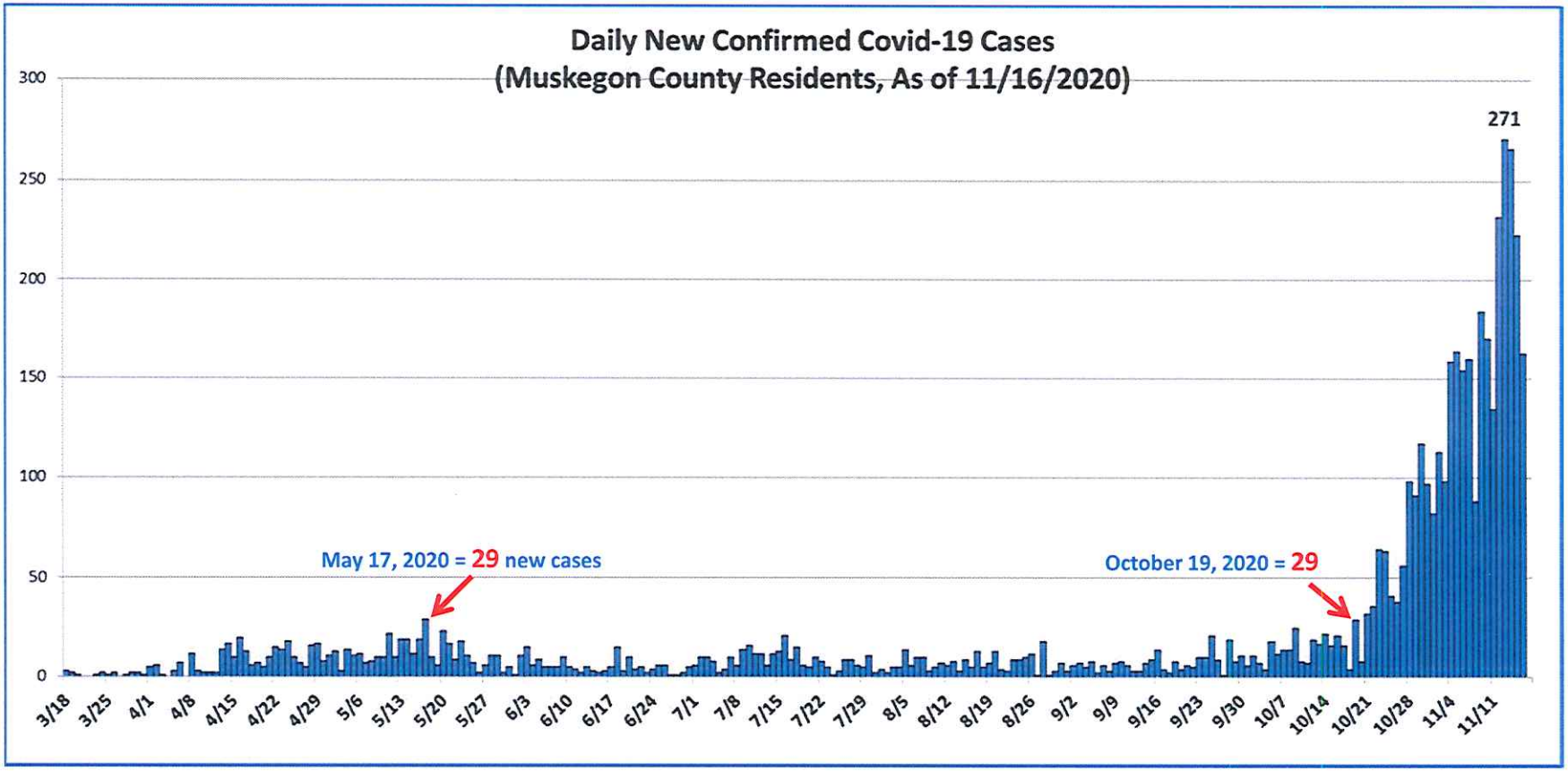
Total tests to date: **108,053**

Total positive cases to date: **5,501**

Total negatives: **102,663**

Total deaths to date: **131**

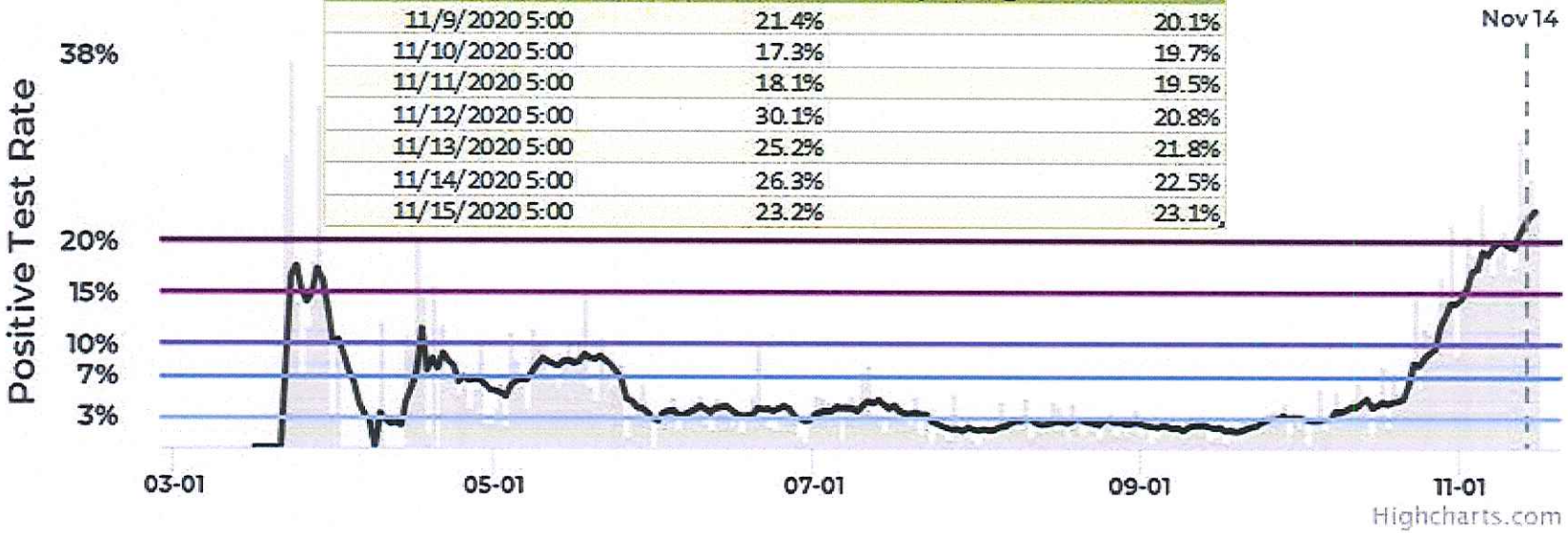
Total recovery: **1,660**



Percentage of Positive COVID-19 Tests = **23.1%** *(7 Day Average as of Nov. 15, 2020)*

Muskegon County Positive Test Rate Over Time

DateTime	Daily Positive Rate	7-Day Average of Positive Rate
11/9/2020 5:00	21.4%	20.1%
11/10/2020 5:00	17.3%	19.7%
11/11/2020 5:00	18.1%	19.5%
11/12/2020 5:00	30.1%	20.8%
11/13/2020 5:00	25.2%	21.8%
11/14/2020 5:00	26.3%	22.5%
11/15/2020 5:00	23.2%	23.1%



Regional hospital COVID-19 patients and occupancy as of November 19, 2020.

Health System/Hospital	COVID-19 Patients	COVID-19 Patients in ICU	Bed Occupancy %
Mercy Health - Hackley	0	0	42.0%
Mercy Health - Lakeshore	0	0	30.0%
Mercy Health - Sherman	131	37	97.0%
Mercy Health - St. Mary's	74	18	100.0%
North Ottawa Community	9	2	37.0%
Spectrum - Butterworth	109	23	84.0%

Mercy Health (local) hospital COVID-19 patient status as of November 19, 2020.

Mercy Health Sherman Campus	Nov. 15	Nov. 16	Nov. 17	Nov. 18	Nov. 19
Adult Confirmed-Positive COVID	121	129	125	124	136
Pediatric Confirmed - Positive COVID	0	0	0	0	0
ICU Adult Confirmed - Positive COVID	29	32	18	31	37
Hospitalized and Ventilated	11	14	14	15	17
Transfers in within past 24 hours	0	0	0	0	0
Transfers out within past 24 hours	3	1	2	3	2
Previous Day COVID Related ED Visits	82	54	68	59	59

Other COVID-19 Related Information

Prison Population *(2 Locations)*

Inmate #s are NOT included in Community Profile Report

as of 11/19/20

COVID-19 Tests re: Inmates	Tested	Positive	Negative	Active	Deaths	EmpPos	Deaths
E.C. Brooks Correctional	1,194	452	742	388	-	43	-
Muskegon Correctional	1,401	1,113	288	109	6	65	-
Total Prison Facilities	**2,595**	**1,565**	**1,030**	**497**	**6**	**108**	**-**

as of 11/16/20

COVID-19 Tests re: Inmates	Tested	Positive	Negative	Active	Deaths	EmpPos	Deaths
E.C. Brooks Correctional	1,194	432	762	409	-	42	-
Muskegon Correctional	1,401	1,113	288	110	5	65	-
Total Prison Facilities	2,595	1,545	1,050	519	5	107	-

as of 11/10/20

COVID-19 Tests re: Inmates	Tested	Positive	Negative	Active	Deaths	EmpPos	Deaths
E.C. Brooks Correctional	1,174	270	904	269	-	13	-
Muskegon Correctional	1,321	1,108	213	28	5	46	-
Total Prison Facilities	2,495	1,378	1,117	297	5	59	-

County of Muskegon

PROCLAMATION

WHEREAS, elections are the foundation of our democracy and election officials work tirelessly to protect this critical infrastructure while maintaining public confidence in the outcome of our electoral processes; and

WHEREAS, the COVID-19 pandemic had a profound effect on the 2020 elections, including keeping some of Muskegon County's experienced poll workers home; and

WHEREAS, the County Clerk, City Clerks, and Township Clerks and their teams steered our community through an unprecedented election season, including helping people navigate the absentee voting process and continuously improving their own internal processes to improve safety in our elections; and

WHEREAS, educating the public, recruiting, and training poll workers required long hours and creativity; and

WHEREAS, the COVID-19 pandemic created complexities in the administration of elections requiring election officials to conduct accurate and timely elections while protecting the safety of election workers and the voting public; and

WHEREAS, thanks to their valiant efforts, there were a record number of absentee ballots returned in Muskegon County from all of the busy polling sites on Election Day; and

WHEREAS, in order to recognize the heroic efforts made by election administrators and poll workers, the County of Muskegon urges voters, businesses, organizations, public officials, and all candidates for public office across our state to join in celebrating and thanking these individuals;

NOW, THEREFORE, BE IT RESOLVED that the Muskegon County Board of Commissioners extends its appreciation and admiration for the election officials and workers of this county and the vital services that they perform in conducting this country's elections.

Muskegon County Board of Commissioners

Susie Hughes, Chair
Gary Foster, Vice-Chair
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash
Robert Scolnik
I. John Snider, II
Rillastine Wilkins

Muskegon COUNTY

November 19, 2020

County of Muskegon

PROCLAMATION

Recognizing COVID-19 frontline workers

WHEREAS, our nation is experiencing one of the worst pandemics in its history as a result of the COVID-19 novel coronavirus; and

WHEREAS, those who have chosen the professions of healthcare, food service, childcare and transportation and more are on the frontlines and have answered the call to serve our community during this pandemic; and

WHEREAS, physicians, nurses, health aids, firefighters, EMTs, paramedics, and all medical professionals have put themselves in harm's way to care for their patients, COVID-19 or otherwise; and

WHEREAS, firefighters, EMTs, paramedics, emergency dispatchers, security guards, corrections officers, and law enforcement officers have continued to meet their existing responsibilities to maintain safety and public health while overcoming staggering new COVID-19 challenges; and

WHEREAS, farmers, farm workers, fast food workers, restaurant workers, food processing workers, and grocery store employees have ensured there is food available to put on the table to feed our families during this pandemic; and

WHEREAS, communication workers have maintained networks that are stressed beyond their limits so that we are able to access the best information and stay as connected as possible through phone, cable, and internet amidst physical isolation; and

WHEREAS, truck drivers, commercial pilots, and food and supply distribution center workers have maintained critical supply chains, supporting the production and distribution of medical supplies, personal protective equipment, medication, food, and more; and

WHEREAS, sanitation, custodial, janitorial, and cleaning service workers play a critical role in minimizing the spread of COVID-19, particularly in places that must remain open including hospitals, airports, and grocery stores; and

WHEREAS, local, State, and Federal employees have upheld key government functions and services, which have become more overwhelmed during COVID-19; and

WHEREAS, childcare workers have continued to care for the children of essential personnel, allowing them to meet their obligations and continue their critical work; and

WHEREAS, United States Postal Service employees and other carriers have maintained our nation's delivery and communications network, connecting millions of homes, supporting economic activity, and delivering critical goods, including prescription medications; and

WHEREAS, construction workers, electrical workers, steelworkers, carpenters, millwrights, utility workers, machinists, ironworkers, and other laborers have continued to work on infrastructure that must be constantly maintained; and

WHEREAS, the frontline workers are serving our community with a reverence for human life and individual dignity; and

WHEREAS, these professionals continue to perform critical and essential missions to protect the health and safety of our community;

WHEREAS, healthcare workers and many frontline workers are dedicated to relieving pain and suffering, while risking their own lives and the well-being of their families; and

WHEREAS, the sick of our community, whether afflicted with the COVID-19 novel coronavirus or suffering with another illness, are treated and tended to by devoted healthcare workers, who surround and support our sick loved ones when family is not allowed by their bedside; and

NOW, THEREFORE, BE IT RESOLVED, that the Muskegon County Board of Commissioners do hereby honor and extend our deepest thanks and gratitude to the frontline workers of our community for their heroic efforts; and recognize their spirit and love shown to their fellow man during the COVID-19 pandemic; and further encourage all residents of Muskegon County to acknowledge these workers for their devotion to the well-being of our citizens.

Muskegon County Board of Commissioners

Susie Hughes, Chair
Gary Foster, Vice-Chair
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash
Robert Scolnik
I. John Snider, II
Rillastine Wilkins

Muskegon COUNTY

November 19, 2020

Declaration of a Local State of Emergency
by the Chairperson of the County Board of Commissioners

To: Commanding Officer – Emergency Management and Homeland Security Division, MSP
District 6 Emergency Management and Homeland Security Division Coordinator

WHEREAS, Michigan is continuing to experience illnesses and deaths due to the COVID-19 pandemic, and the number of cases of COVID-19 within Muskegon County has increased in recent weeks.

WHEREAS, under Section 10 of the Emergency Management Act ("EMA"), Act 390 of 1976, MCL 30.401 et seq., I am authorized to declare a local state of emergency and am empowered to implement measures to provide for the health and safety of persons and property in the County, which will end 7 days after the date of this declaration unless the County Board of Commissioners consents to the continuation of the state of emergency for a designated period of time.

THEREFORE, as Chairperson of the Muskegon County Board of Commissioners, in accordance with Section 10 of the EMA, I hereby declare that a "state of emergency" exists within the County.

BE IT FURTHER DECLARED that the Muskegon County Administrator, or the Assistant County Administrator in his absence, is authorized to impose, modify, or authorize exceptions to any existing County policy or established practice as necessary to respond to the COVID-19 pandemic, including but not limited to strategies to reduce transmission among staff, protect people at higher risk for adverse health complications, and to balance the maintenance of essential and necessary governmental operations and services while minimizing the spread of the virus and the negative impacts to County residents. These powers include, but are not limited to, restricting access to facilities (including requiring members of the public to schedule an appointment for in-person services), reassigning employment duties, acquiring new software, authorizing County-funded work from remote locations, waiving or reducing certain approved County fees to the public, as well as making necessary emergency expenditures to acquire necessary facilities or supplies. The Administrator or the Assistant Administrator must document and report all such measures taken to the Board, which retains control to reverse or modify any such measures.

BE IT FURTHER DECLARED that this Local State of Emergency will end 7 days after the date of this declaration unless the County Board of Commissioners consents to the continuation of the state of emergency for a designated period of time.

Date: November 16, 2020

Susie Hughes, Chairperson
Muskegon County Board of Commissioners

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Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Regular Full Board Meeting Tuesday, December 8, 2020
3:36 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Regular Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. The Invocation was given by Commissioner Nash. The Pledge of Allegiance was recited by Commissioner Mahoney.

Roll Call and Location of Board Members:

Present: Marcia Hovey-Wright, Muskegon County, Michigan
Susie Hughes, Muskegon County, Michigan
Zach Lahring, Muskegon County, Michigan
Kenneth Mahoney, Muskegon County, Michigan
Charles Nash, Muskegon County Michigan
Robert Scolnik, Muskegon County, Michigan

Excused: Gary Foster, I. John Snider, Rillastine R. Wilkins

Also Present: Mark Eisenbarth, County Administrator
Kristin Barnhill, Executive Assistant
Kathy Tharp, Administrative Coordinator
Linda M. Larsen, Chief Deputy County Clerk
Linda Sue Schutter, Deputy County Clerk
Michael D. Homier, Corporate Counsel

2020-444 **APPROVAL OF THE AGENDA**

Moved by Commissioner Scolnik, seconded by Commissioner Mahoney to approve the agenda.

Roll call:

Yes: Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Susie Hughes

No: None

Excused: Gary Foster, I. John Snider, Rillastine R. Wilkins **Motion Carried**

2020-445 **APPROVE REGULAR FULL BOARD MINUTES OF NOVEMBER 19, 2020**

Moved by Commissioner Nash, seconded by Commissioner Hovey-Wright, to approve the regular Full Board minutes of November 19, 2020.

Roll call:

Yes: Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Susie Hughes

No: None

Excused: Gary Foster, I. John Snider, Rillastine R. Wilkins **Motion Carried**

PRESENTATION

Commissioner Foster joined the meeting in progress from Muskegon County, Michigan.

Director of Public Health Kathy Moore updated the Board regarding COVID-19. As of December 7, 2020, there are 8,014 positive cases, and 196 deaths (see attached).

Director Moore indicated that Muskegon County residents may contact 211 to find free testing sites.

Director Moore shared that Public Health is looking for another location to perform tests.

PUBLIC COMMENT (on an agenda item)

None.

COMMUNICATION

A. Kalkaska County Resolution Recommending Impeachment of Governor Whitmer

This Communication will be placed on file.

Commissioner Hovey-Wright strongly objected to this Communication and it being put on file. Chairman Hughes indicated it was a matter of business for Resolutions to be placed on file and as such, the Resolution will be put on file.

COMMITTEE/BOARD REPORTS

Commissioner Wilkins joined the meeting in progress from Muskegon County, Michigan.

2020-446 **AUTHORIZE THE CREATION OF AN ASSISTANT PUBLIC DEFENDER I POSITION AT PAY TABLE/GRADE NX-00288 $25,332/HR - $33.755/HR WITHIN THE MUSKEGON COUNTY PUBLIC DEFENDERS**

CPS20/12-44
The Courts and Public Safety Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize the creation of an Assistant Public Defender I position at pay table/grade NX-00288 $25,332/hr - $33.755/hr within the Muskegon County Public Defenders.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider

Motion Carried

2020-447 **TO AUTHORIZE THE CREATION OF TWO (2) ASSISTANT PUBLIC DEFENDER II POSITIONS AT PAY TABLE/GRADE NX-00308, $29.233/HR - $37.161/HR, WITHIN THE MUSKEGON COUNTY PUBLIC DEFENDERS**

CPS20/12 – 45

The Courts and Public Safety Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize the creation of two (2) Assistant Public Defender II positions at pay table/grade NX-00308, $29.233/hr - $37.161/hr, within the Muskegon County Public Defenders.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-448 **AUTHORIZE THE CREATION OF A LEGAL SECRETARY 1 POSITION AT PAY TABLE/GRADE GU-00160, $15.16/HR - $18.70/HR, WITHIN THE MUSKEGON COUNTY PUBLIC DEFENDERS**

CPS20/12-46

The Courts and Public Safety Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to authorize the creation of a Legal Secretary 1 position at pay table/grade GU-00160, $15.16/hr - $18.70/hr, within the Muskegon County Public Defenders.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-449 **REORGANIZE THE MUSKEGON COUNTY PUBLIC DEFENDERS BY PROMOTING RJ WINTER INTO THE POSITION ASSISTANT PUBLIC DEFENDER III, X09401, STEP 1, $38.251, EFFECTIVE DECEMBER 18, 2020**

CPS20/12-47

The Courts and Public Safety Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to reorganize the Muskegon County Public Defenders by promoting RJ Winter into the position Assistant Public Defender III, X09401, Step 1, $38.251, effective December 18, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-450 **REORGANIZE THE MUSKEGON COUNTY PUBLIC DEFENDERS BY PROMOTING KENDRAH ROBINSON FROM ASSISTANT PUBLIC DEFENDER I, STEP 5, $30.669/HR, TO ASSISTANT PUBLIC DEFENDER II, X09301, STEP 3, $32.176/HR, EFFECTIVE DECEMBER 18, 2020**

CPS20/12-48

The Courts and Public Safety Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, reorganize the Muskegon County Public Defenders by promoting Kendrah Robinson from Assistant Public Defender I, Step 5, $30.669/hr, to Assistant Public Defender II, X09301, Step 3, $32.176/hr, effective December 18, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-451 **ADVANCE NICHOLAS GOWINGS FROM ASSISTANT PUBLIC DEFENDER I AT PAY STEP 2, $26.57/HR, TO ASSISTANT PUBLIC DEFENDER I AT PAY STEP 5, $30.669/HR EFFECTIVE DECEMBER 18, 2020**

CPS20/12-49

The Courts and Public Safety Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to advance Nicholas Gowings from Assistant Public Defender I at pay Step 2, $26.57/hr, to Assistant Public Defender I at pay step 5, $30.669/hr effective December 18, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-452 **ACCEPT THE AGREEMENT WITH THE WESTERN MICHIGAN UNIVERSITY HOMER STRYKER M.D. SCHOOL OF MEDICINE AND REAPPOINT JOYCE DEJONG, D.O., TO THE CHIEF MEDICAL EXAMINER POST FOR MUSKEGON COUNTY FROM JANUARY 1, 2021 THROUGH DECEMBER 31, 2024 FOR THE MEDICAL EXAMINER SERVICES FOR THE SAME PERIOD; FURTHER AUTHORIZE THE BOARD CHAIR AND PUBLIC HEALTH DIRECTOR TO SIGN THE ASSOCIATED AGREEMENT**

HS20/12 – 38

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to accept the agreement with the Western Michigan University Homer Stryker M.D. School of Medicine and reappoint Joyce deJong, D.O., to the Chief Medical Examiner post for Muskegon County from January 1, 2021 through December 31, 2024 for the medical examiner services for the same period; further authorize the Board Chair and Public Health Director to sign the associated agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider **Motion Carried**

2020-453 **AUTHORIZE PUBLIC HEALTH TO RENEW ITS MEDICAL DIRECTOR AGREEMENT WITH DOUGLAS HOCH, M.D., FOR AN AMOUNT NOT TO EXCEED $60,000 PER FISCAL YEAR AND COVERING THE PERIOD OCTOBER 1, 2020, THROUGH SEPTEMBER 30, 2023, WITH NO FURTHER IMPACT ON PUBLIC HEALTH'S FY2020-2023 GENERAL FUND APPROPRIATION. FURTHER AUTHORIZE THE BOARD CHAIR AND PUBLIC HEALTH DIRECTOR TO SIGN THE ASSOCIATED AGREEMENT**

HS20/12 – 39

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize Public Health to renew its Medical Director agreement with Douglas Hoch, M.D., for an amount not to exceed $60,000 per fiscal year and covering the period October 1, 2020, through September 30, 2023, with no further impact on Public Health's FY2020-2023 General Fund appropriation. Further authorize the Board Chair and Public Health Director to sign the associated agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider **Motion Carried**

2020-454 **AUTHORIZE PUBLIC HEALTH TO CREATE AND FILL THREE POSITIONS; PUBLIC HEALTH EDUCATOR POSITION # NF570 (NO/00240), NURSING MANAGER POSITION (NX/00330), AND DEPUTY HEALTH OFFICER POSITION # XF275 (NX/00362), WITH NO CHANGE IN THE GENERAL FUND APPROPRIATION**

HS20/12 – 40

The Human Services Committee recommended, moved by Commissioner Nash, seconded by Vice-Chair Foster, to authorize Public Health to create and fill three positions; Public Health Educator position # NF570 (NO/00240), Nursing Manager position (NX/00330), and Deputy Health Officer position # XF275 (NX/00362), with no change in the general fund appropriation.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider **Motion Carried**

2020-455 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $13,184,918.62 COVERING THE PERIOD OF NOVEMBER 6, 2020 THROUGH NOVEMBER 19, 2020 FOR CHECKS, AND EFT AND PCARD PAYMENTS COVERING THE PERIOD OCTOBER 1, 2020 THROUGH OCTOBER 31, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/12 – 115

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve payment of the accounts payable of $13,184,918.62 covering the period of November 6, 2020 through November 19, 2020 for checks, and EFT and PCard payments covering the period October 1, 2020 through October 31, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-456 **AUTHORIZE THE SALE OF THE 2005 FORD TAURUS VIN# 1FAFP53205A245713 THROUGH MIEDEMA AUCTIONEERING, INC.**

WM20/12 – 116

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the sale of the 2005 Ford Taurus VIN# 1FAFP53205A245713 through Miedema Auctioneering, Inc.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider **Motion Carried**

2020-457 **AUTHORIZE STAFF TO SEEK PROCUREMENT LEVEL QUOTES TO REPLACE THE BOILERS AT BUILDING A**

WM20/12 – 117

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize staff to seek procurement level quotes to replace the boilers at Building A.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider **Motion Carried**

2020-458 **AUTHORIZE STAFF TO PARTNER WITH CONSUMERS ENERGY TO PROVIDE SPECS, SOLICIT BIDS, AND OVERSEE THE CONVERSION OF THE EXTERIOR LIGHTING AT SOUTH CAMPUS, HALL OF JUSTICE, HERITAGE LANDING, AND HEALTHWEST HALMOND FACILITIES TO LED. AUTHORIZE THE BOARD CHAIR TO SIGN ANY NECESSARY AGREEMENT WITH CONSUMERS ENERGY**

WM20/12 – 118

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize staff to partner with Consumers Energy to provide specs, solicit bids, and oversee the conversion of the exterior lighting at South Campus, Hall of Justice, Heritage Landing, and HealthWest Halmond facilities to LED. Authorize the Board Chair to sign any necessary agreement with Consumers Energy.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider **Motion Carried**

2020-459 **APPROVE THE REQUEST TO ESTABLISH A NEW JOB CLASSIFICATION OF "APPRAISAL TECHNICIAN/MCAO" AT PAY TABLE/GRADE GU-00185 ($17.16 - $21.14 PER HOUR) EFFECTIVE NOVEMBER 1, 2020 AND AMEND THE BUDGET ACCORDINGLY**

WM20/12 – 119

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the request to establish a new job classification of "Appraisal Technician/MCAO" at pay table/grade GU-00185 ($17.16 - $21.14 per hour) effective November 1, 2020 and amend the budget accordingly.

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-460 **AUTHORIZE HUMAN RESOURCES TO ACCEPT THE PROPOSAL FOR EXCESS WORKERS' COMPENSATION INSURANCE OF MIDWEST EMPLOYERS CASUALTY FOR THE PERIOD OF 1/1/21 TO 12/31/22 WITH A $650,000 SELF-INSURED RETENTION AND A PREMIUM RATE OF $0.13 PER $100 PAYROLL FOR 2021 AND $0.1321 PER $100 PAYROLL FOR 2022**

WM20/12 – 120

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize Human Resources to accept the proposal for Excess Workers' Compensation insurance of Midwest Employers Casualty for the period of 1/1/21 to 12/31/22 with a $650,000 self-insured retention and a premium rate of $0.13 per $100 payroll for 2021 and $0.1321 per $100 payroll for 2022.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider **Motion Carried**

2020-461 **APPROVE THE ATTACHED RESOLUTION PLEDGING THE COUNTY'S FULL FAITH AND CREDIT FOR THE BLACK CREEK CONSOLIDATED DRAIN DISTRICT BOND, SERIES 2021 (GENERAL OBLIGATION, LIMITED TAX) FOR AN AMOUNT NOT TO EXCEED $6 MILLION DOLLARS**

WM20/12 – 121

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the attached resolution pledging the county's full faith and credit for the Black Creek Consolidated Drain District bond, series 2021 (General Obligation, Limited Tax) for an amount not to exceed $6 million dollars.

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-462 **ADOPT THE ATTACHED STATE DRAIN COMMISSIONER'S ASSOCIATION RESOLUTION TO RENAME THE OFFICE OF THE DRAIN COMMISSIONER TO WATER RESOURCES COMMISSIONER TO RECOGNIZE THE CHANGING NATURE OF THE POSITION UNDER STATE LAW**

WM20/12 – 122

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to adopt the attached state Drain Commissioner's Association resolution to rename the office of the Drain Commissioner to Water Resources Commissioner to recognize the changing nature of the position under state law.

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-463 **APPROVE A SALARY RANGE ADJUSTMENT THE DEPUTY DRAIN COMMISSIONER'S POSITION X27001 FROM NX-00280 WITH A RANGE OF ($25.712-$32.443/HR) TO NX-00300 WITH A RANGE OF ($28.188 - $35.635/HR) AND AMEND THE BUDGET ACCORDINGLY**

WM20/12 – 123

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve a salary range adjustment the Deputy Drain Commissioner's position X27001 from NX-00280 with a range of ($25.712-$32.443/hr) to NX-00300 with a range of ($28.188 - $35.635/hr) and amend the budget accordingly.

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider **Motion Carried**

2020-464 **APPROVE THE PAYMENT OF $35,736.27 TO THE STATE OF MICHIGAN FOR SEPTEMBER STATE PSYCHIATRIC HOSPITAL SERVICES**

WM20/12 – 124

The Ways & Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the payment of $35,736.27 to the State of Michigan for September state psychiatric hospital services.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

A. Muskegon County Administrator's Annual Evaluation and Employment Agreement Renewal.

Chairman Hughes indicated that the renewal is usually a 3-5 year contract, but because this is an election year they could only extend the agreement for one year. The contract can be extended any time after this year.

2020-465 **APPROVE THE ADMINISTRATOR'S ANNUAL EVALUATION AND EMPLOYMENT AGREEMENT RENEWAL**

Chairman Hughes moves, seconded by Commissioner Nash, to approve the Administrator's Annual Evaluation and Employment Agreement Renewal.

Chairman Hughes, Commissioners Nash, Hovey-Wright, and Wilkins indicated their support and appreciation for the Administrator.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider II **Motion Carried**

Administrator Eisenbarth shared with the Board that it has been a privilege and honor to work with this Board and community for the last six years. He further stated that he is proud of the Directors and staff and what they have accomplished, including their dedication in the last eight months working through COVID. Admionistrator Eisenbarth said he will continue to take care of the community by being fiscally responsible.

B. Commissioner Hovey-Wright read the attached Declaration Recognizing HealthWest staff.

ADMINISTRATOR'S REPORT

Administrator Eisenbarth discussed the dates of extension for the Local State of Emergency based on the diverse dates from MDHHS, SCAO, Public Health, and the Legislature.

2020-466 **EXTEND THE ATTACHED DECLARATION OF A LOCAL STATE OF EMERGENCY THROUGH JANUARY 11, 2021**

Moved by Chairman Hughes, seconded by Commissioner Nash, to extend the attached Declaration of a Local State of Emergency through January 11, 2021.

Discussion ensued.

Commissioner Lahring opposed extending the declaration into the new year and indicated the decision should be placed on the new 2021 Board of Commissioners.

Commissioner Nash supported the extension due to upcoming holidays; if the new board decides to change the date, they could vote to change it at that time. He further stated it is good to be overly-cautious to save lives.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring

Excused: I. John Snider II **Motion Carried**

2020-467 **APPROVE THE SHERIFF'S OFFICE TERMINATE THE CURRENT CONTRACT WITH WELLPATH SERVICES**

Moved by Commissioner Nash, supported by Vice-Chair Foster to approve the Sheriff's Office terminate the current contract with Wellpath Services.

Discussion ensued.

Commissioner Mahoney asked if there was another vendor in place.

Commissioner Lahring asked if there were any issues that precipitated this decision.

Sheriff Poulin responded that they have been moving toward an integrated delivery system for inmates since 2017. Their plan is to partner with HealthWest, Muskegon County helping Muskegon County residents.

Commissioner Scolnik shared his concern about the costs. Commissioner Scolnik also responded to Commissioner Lahring that there were a few things that had happened with the current health care provider. Commissioner Hovey-Wright indicated that there had recently been three deaths.

Chairman Hughes stated that HealthWest is anticipated to become an authority so the Sheriff's Office would not be working with the County. Chairman Hughes further asked HealthWest how the authority was coming along. Chairman Hughes also asked if HealthWest can perform medical services along with mental health services.

Julia Rupp, HealthWest Director, responded that HealthWest is partnered with Hackley Community Care and has had medical care providers on staff for years. Director Rupp indicated that they are required to have integrated primary care and behavioral health care and are already contracted with the Sheriff's office for mental health care. She further stated that there is a plan in place with their Board and they are one month into the three month timeframe to come up with a transition plan for Authority status.

Commissioner Lahring is in favor of terminating the contract with Wellpath Services, but stated he is not in favor of turning the contract over to HealthWest.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: None

Excused: I. John Snider II **Motion Carried**

OLD BUSINESS

None.

NEW BUSINESS

None.

PUBLIC COMMENT

Tony Barnes, Dalton Township resident, spoke to the Board about activity on social media regarding horses and other animals that are being affected by COVID-19, such as horses being malnourished. Mr. Barnes asked if there was a budget in fairgrounds or the Sheriff's Department to help, are we trying to save these horses, or are they being surrendered?

FINAL BOARD COMMENTS

Vice-Chair Foster apologized for his tardiness.

Chairman Hughes shared with the Board that she is glad to see the Public Defender's Office moving forward; they are doing a wonderful job and have far-exceeded her expectations.

2020-468 **MOTION TO ADJOURN**

Voice vote. **Motion Carried**

Meeting adjourned at 4:39 p.m.

_____
Linda M. Larsen, County Clerk

LML/lss

To be approved at the next Full Board meeting.

Public Health
Prevent. Promote. Protect.

Muskegon County

As of December 7, 2020

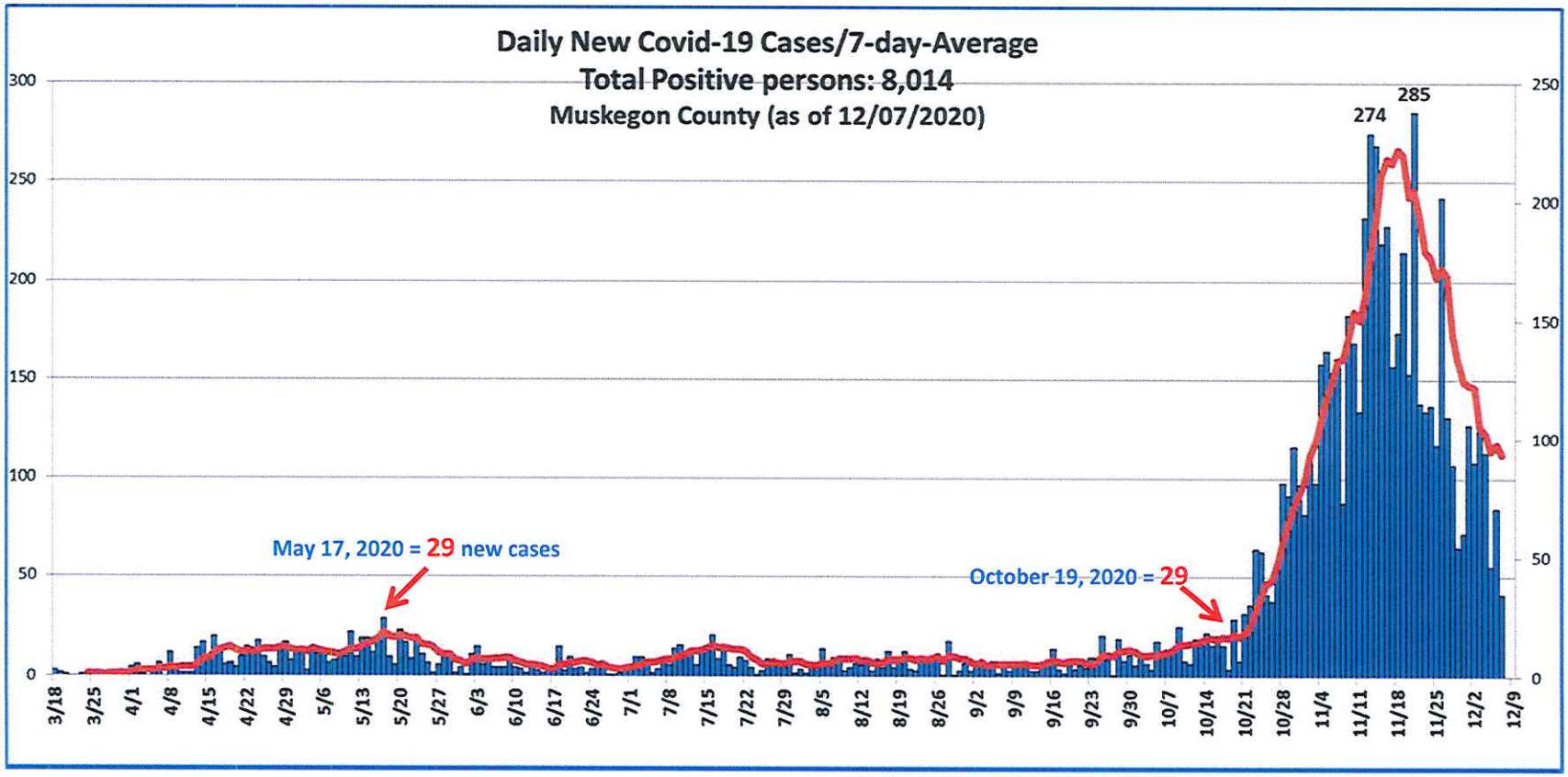
Total tests to date: **126,819**

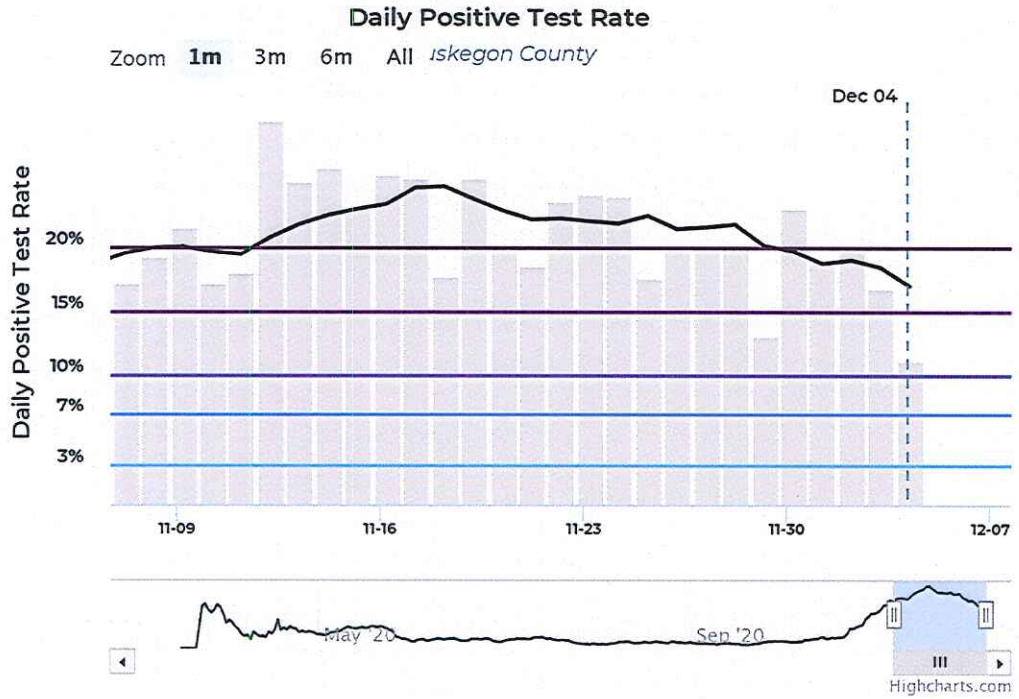
Total positive cases to date: **8,014**

Total negatives: **118,846**

Total deaths to date: **196**

Total recovery: **3,242**





7 Day Average Positive Test Rate

Lowest 1.6% *on* 9/19/20

Highest 24.9% *on* 11/18/20

Current **17.0% *on* 12/04/20**

DateTime	Daily Positive Rate	7-Day Average of Positive Rate
11/28/2020 5:00	20.0%	21.9%
11/29/2020 5:00	13.1%	20.2%
11/30/2020 5:00	23.2%	19.8%
12/1/2020 5:00	18.8%	18.8%
12/2/2020 5:00	19.9%	19.1%
12/3/2020 5:00	16.9%	18.5%
12/4/2020 5:00	11.3%	17.0%

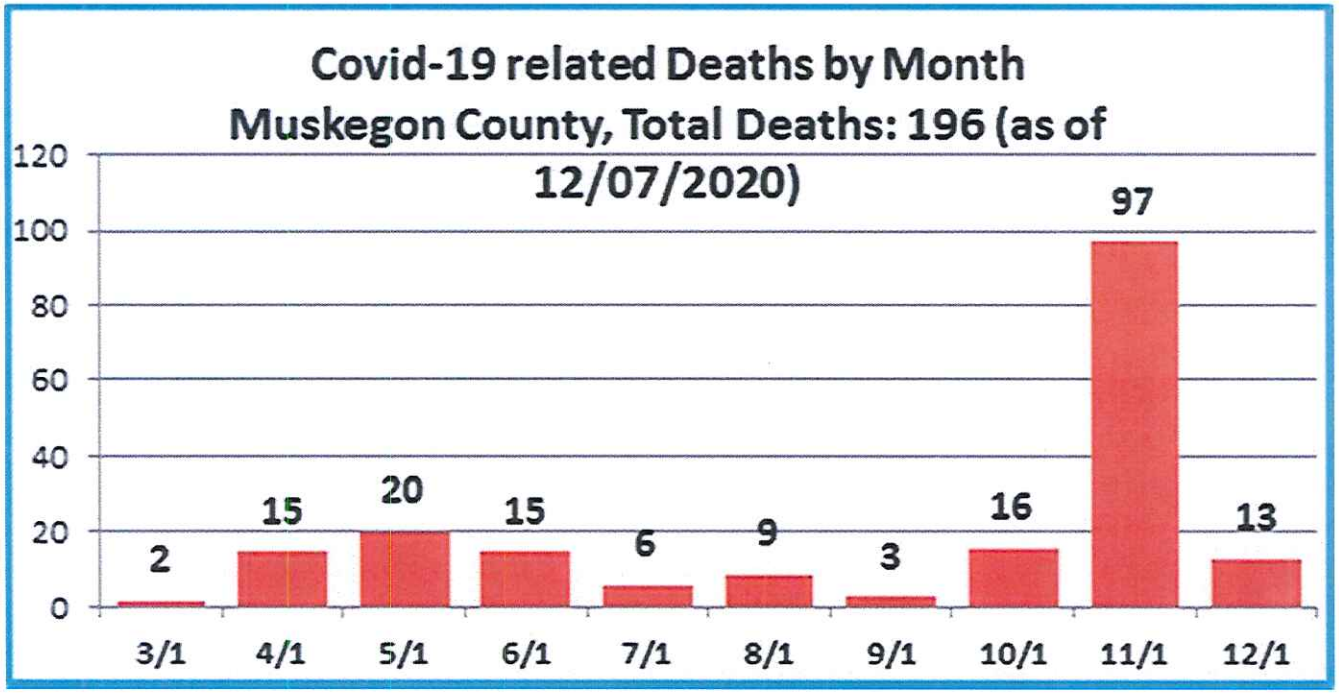
Mi Safe Start Map: Epidemic Spread		
Excluding probable cases		
7-Day Average	Positive Tests *as of* 12/04/20	New Cases per Million *as of* 12/07/20
Michigan	**14.5%**	**277**
Local (GR) Region	**15.2%**	**370**
Muskegon	**17.0%**	**334**
Kent	15.4%	392
Ottawa	16.0%	439

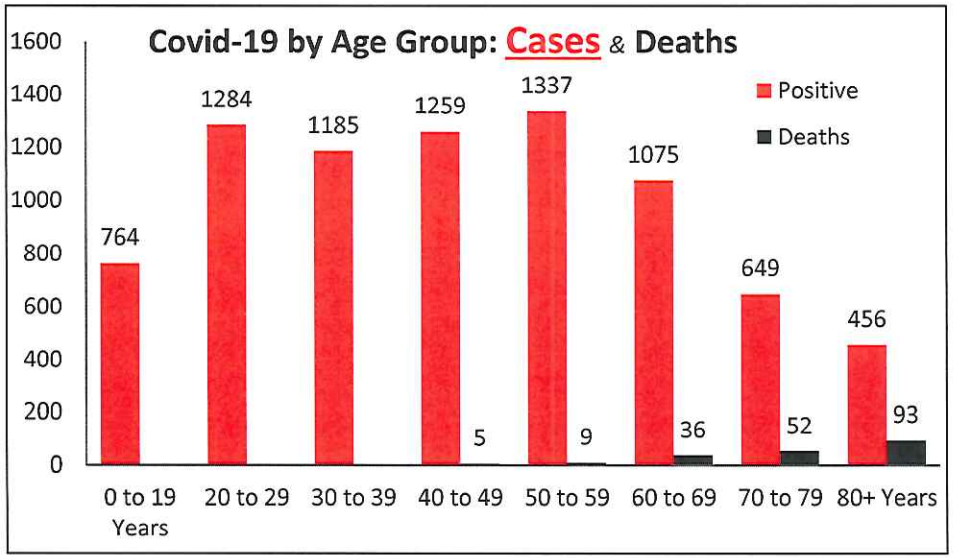
Regional hospital COVID-19 patients and occupancy as of December 7, 2020

Health System/Hospital	COVID-19 Patients	COVID-19 Patients in ICU	Bed Occupancy %
Mercy Health - Hackley	0	0	42.0%
Mercy Health - Lakeshore	0	0	20.0%
Mercy Health - Sherman	94	22	85.0%
Mercy Health - St. Mary's	45	6	97.0%
North Ottawa Community	6	4	26.0%
Spectrum - Butterworth	81	31	78.0%

Mercy Health (local) hospital COVID-19 patient status as of December 8, 2020

Mercy Health Sherman Campus	29-Nov	30-Nov	1-Dec	2-Dec	3-Dec	4-Dec	5-Dec	6-Dec	7-Dec	8-Dec
Adult Confirmed-Positive COVID	112	108	108	94	100	98	94	---	91	99
Pediatric Confirmed - Positive COVID	0	0	0	0	0	0	0	---	0	0
ICU Adult Confirmed - Positive COVID	29	27	27	22	24	23	20	---	22	24
Hospitalized and Ventilated	17	14	13	12	15	15	15	---	16	14
Transfers in within past 24 hours	0	0	0	0	0	0	0	---	0	0
Transfers out within past 24 hours	0	0	0	0	0	0	0	---	0	0
Previous Day COVID Related ED Visits	42	46	34	36	45	28	28	---	40	42


Covid-19 related Deaths by Month
Muskegon County, Total Deaths: 196 (as of 12/07/2020)
120
100
80
60
40
20
0
2
15
20
15
6
9
3
16
97
13
3/1
4/1
5/1
6/1
7/1
8/1
9/1
10/1
11/1
12/1


Covid-19 by Age Group: Cases & Deaths
Positive
Deaths
1600
1400
1200
1000
800
600
400
200
0
764
1284
1185
1259
5
1337
9
1075
36
649
52
456
93
0 to 19 Years
20 to 29
30 to 39
40 to 49
50 to 59
60 to 69
70 to 79
80+ Years

Other COVID-19 Related Information

Prison Population *(2 Locations)*

Inmate #s are NOT included in Community Profile Report

as of 12/07/20

COVID-19 Tests re: Inmates	Tested	Positive	Negative	Active	Deaths	EmpPos	Deaths
E.C. Brooks Correctional	1,213	717	496	281	1	63	-
Muskegon Correctional	1,398	1,114	284	32	9	78	-
Total Prison Facilities	**2,611**	**1,831**	**780**	**313**	**10**	**141**	-

as of 11/23/20

COVID-19 Tests re: Inmates	Tested	Positive	Negative	Active	Deaths	EmpPos	Deaths
E.C. Brooks Correctional	1,198	505	693	441	-	51	-
Muskegon Correctional	1,401	1,113	288	110	7	72	-
Total Prison Facilities	**2,599**	**1,618**	**981**	**551**	**7**	**123**	-

Consent to Extend Local State of Emergency by the County Board of Commissioners

To: Commanding Officer – Emergency Management and Homeland Security Division, MSP
District 6 Emergency Management and Homeland Security Division Coordinator

WHEREAS, Michigan is continuing to experience illnesses and deaths due to the COVID-19 pandemic, and the number of cases of COVID-19 within Muskegon County has increased in recent weeks.

WHEREAS, on November 16, 2020, pursuant to Section 10 of the Emergency Management Act ("EMA"), Act 390 of 1976, MCL 30.401 et seq., the Chairperson of the Muskegon County Board of Commissioners declared a local state of emergency and implemented certain measures to provide for the health and safety of persons and property in the County, which would end 7 days after the date of the declaration unless the County Board of Commissioners consented to the continuation of the state of emergency for a designated period of time.

WHEREAS, at an open meeting on November 19, 2020, the County Board of Commissioners consented to the declaration of the local state of emergency and extended it through December 8, 2020.

WHEREAS, at an open meeting on December 8, 2020, the County Board of Commissioners consented to the declaration of the local state of emergency and extended it through January 1, 2021.

THEREFORE, in accordance with Section 10 of the EMA, a local state of emergency exists within the County.

BE IT FURTHER DECLARED that the Muskegon County Administrator, or the Assistant County Administrator in his absence, is authorized to impose, modify, or authorize exceptions to any existing County policy or established practice as necessary to respond to the COVID-19 pandemic, including but not limited to strategies to reduce transmission among staff, protect people at higher risk for adverse health complications, and to balance the maintenance of essential and necessary governmental operations and services while minimizing the spread of the virus and the negative impacts to County residents. These powers include, but are not limited to, restricting access to facilities (including requiring members of the public to schedule an appointment for in-person services), reassigning employment duties, acquiring new software, authorizing County-funded work from remote locations, waiving or reducing certain approved County fees to the public, as well as making necessary emergency expenditures to acquire necessary facilities or supplies. The Administrator or the Assistant Administrator must document and report all such measures taken to the Board, which retains control to reverse or modify any such measures.

BE IT FURTHER DECLARED that this local state of emergency will expire at 11:59 P.M. on January 11, 2021, unless it is further extended by the County Board of Commissioners.

Date: December 8, 2021

Susie Hughes, Chairperson
Muskegon County Board of Commissioners

County of Muskegon

PROCLAMATION

WHEREAS, on March 11, 2020, the World Health Organization declared the outbreak of Coronavirus disease 2019 (referred to as COVID-19) a pandemic; and

WHEREAS, on March 13, 2020, a national emergency was declared; mobilizing the entire United States in the fight against COVID-19; and

WHEREAS, the professionals of Muskegon County's HealthWest facility have worked tirelessly to provide top-notch care to individuals while inspiring hope and wellness in partnership with individuals, families, and the community; and

WHEREAS, every individual in the HealthWest facility, which includes nearly 350 employees, working in the areas of case management, recovery coaches, peer support, clinicians, therapists, crisis response, nurses, administration, clerical, finance, information systems, psychiatrists, nurse practitioners, physician assistants, licensed clinicians, clinical supervisors, social workers, psychologists, behavioral analysts, and coordinators, has acted with excellence and professionalism to ensure that the citizens of Muskegon County receive the care they need; and

WHEREAS, these professionals are dedicated to providing essential behavioral health services as well as services in the areas of development disabilities, substance use, physical health, and early intervention and prevention; and

WHEREAS, these professionals have continued to provide excellent therapy and counseling services, even in the face of the unique challenges presented by social distancing across Muskegon County; and

WHEREAS, these mental health professionals have worked to educate our community and implement policies that will curb the communal spread of COVID-19 while having to face the adversity of decreased staff capacity due to COVID positive cases, the need to quarantine, and the tragic deaths of multiple colleagues; and

NOW, THEREFORE, BE IT RESOLVED, that the Muskegon County Board of Commissioners do hereby honor and extend our deepest gratitude to the staff at HealthWest for remaining resilient in the face of the crisis caused by COVID-19.

Muskegon County Board of Commissioners

Susie Hughes, Chair
Gary Foster, Vice-Chair
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash
Robert Scolnik
I. John Snider, II
Rillastine Wilkins

Muskegon COUNTY

December 8, 2020

County Board of Commissioners
County of Muskegon, State of
Michigan

RESOLUTION PLEDGING FULL FAITH AND CREDIT
FOR THE BLACK CREEK CONSOLIDATED DRAIN DRAINAGE
DISTRICT DRAINAGE DISTRICT BONDS, SERIES 2021
(GENERAL OBLIGATION LIMITED TAX)

A RESOLUTION TO PROVIDE FOR:

- County Pledge of Full Faith and Credit as secondary security for Drainage District Bonds.
- This pledge will allow the Drainage District to sell the bonds at a lower rate of interest, lowering the financing cost for property owners in the Drainage District.

WHEREAS, the Black Creek Consolidated Drain Drainage District (the "Drainage District") has previously been established as an intra-county drain within the County of Muskegon (the "County"), pursuant to the provisions of Act 40, Public Acts of Michigan, 1956, as amended (the "Drain Code"); and

WHEREAS, pursuant to the Drain Code, the Drain Commissioner of the County (the "Drain Commissioner") is in the process of preparing a roll providing for assessments (the "Assessments") to be levied in the Drainage District in the approximate principal amount of
$6,000,000 to pay for the construction and financing of improvements to the Black Creek Drain (the "Project"); and

WHEREAS, the Assessments shall be paid by Moorland Township, Casnovia Township, Egelston Township, Ravenna Township, the County, the Michigan Department of Transportation, and the benefited lands, according to apportionments determined by the Drain Commissioner acting pursuant to the Drain Code, in annual principal installments over a period of not to exceed thirty (30) years as determined by the Drain Commissioner, with interest thereon at such interest rate as shall be calculated to be sufficient to pay interest on any bonds to be payable from the Assessments; and

WHEREAS, the Drain Commissioner, by order, will authorize the issuance of bonds by the Drainage District to be designated as the Drainage District Bonds, Series 2021 (General Obligation Limited Tax) in the aggregate principal amount of not-to-exceed $6,000,000 (the "Bonds") in anticipation of the payment of the Assessments; and

WHEREAS, the Drain Code authorizes the County to pledge its full faith and credit for the payment of the Bonds if the Board of Commissioners of the County has adopted a resolution by a majority vote of its total membership; and

WHEREAS, it is in the best interest of the County, the Drainage District, and those property owners being assessed for the Project, that the Bonds be secured by a pledge of the full faith and credit of the County as authorized by Section 276 of the Drain Code in order that the Bonds may be sold at the lowest and most favorable interest cost.

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY, AS FOLLOWS:

1. Public Purpose; Full Faith and Credit Pledge of County. The Board of Commissioners of the County does hereby determine that the Project is necessary for the protection of the public health, safety and welfare of the County and its residents. Pursuant to the authorization provided in the Drain Code, the Board of Commissioners of the County does hereby irrevocably pledge the full faith and credit of the County for the prompt payment of the principal of and interest on the Bonds when due, and pursuant to said pledge, in the event that the collection of the Assessments is insufficient to pay the Bonds or the interest thereon when due, the amount unpaid shall be promptly advanced from County funds as a first budget obligation, and the County Treasurer is directed to immediately make such advancement to the extent necessary.

2. Reimbursement of Advance from Assessment Roll. In the event that pursuant to the pledge of its full faith and credit the County advances out of County funds all or any part of the principal of and interest on the Bonds, it shall be the duty of the County Treasurer and the Drain Commissioner, for and on behalf of the County, to take all actions and proceedings and pursue all remedies permitted or authorized by law for the enforcement and collection of the Assessments, and the reimbursement of such advances so paid by the County, including without limitation the reassessment by the Drain Commissioner of the assessment roll as provided in Section 276 of the Drain Code.

3. Tax Covenant. To the extent permitted by law, the County shall take all actions within its control necessary to maintain the exclusion of the interest on the Bonds from adjusted gross income for general federal income tax purposes under the Internal Revenue Code of 1986, as amended, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure of proceeds of the Bonds and moneys deemed to be proceeds of the Bonds.

4. Application to Michigan Department of Treasury. The County Administrator, Director of Finance, Drain Commissioner, Deputy Drain Commissioner or other appropriate official are each hereby authorized to complete, execute and file any and all applications or requests for waivers with the Michigan Department of Treasury necessary to effectuate the sale and delivery of the Bonds, including, if necessary, an application for prior approval to the Bonds, and to pay any necessary fees.

5. Official Statement and Continuing Disclosure. The County hereby agrees to cooperate in preparation of preliminary and final official statements or other marketing circular describing the Bonds, and in any application for bond ratings and municipal bond insurance for the Bonds. The County hereby agrees to enter into a Continuing Disclosure Undertaking in order to enable the underwriters of the Bonds to comply with the requirements of Rule 15c212, as amended, promulgated by the Securities and Exchange Commission. The County Administrator, Director of Finance, Drain Commissioner, or Deputy Drain Commissioner are each individually authorized to offer such assistance and to execute and deliver final official statements, or other marketing circulars, and a Continuing Disclosure Undertaking.

6. Act 34 Notice Posting. The County hereby confirms that the posting required pursuant to Act 34, Public Acts of Michigan, 2001, as amended, as set forth in Exhibit A attached hereto, was done in due time and form as required by said act.

7. Rescission. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby repealed. This resolution shall become effective immediately upon its passage.

I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the County Board of Commissioners of the County of Muskegon, Michigan at a Regular meeting held on December 8, 2020 at 3:30 p.m., Eastern Time, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act 267.

I further certify that Notice of this meeting was posted pursuant to the requirements of Section 308, Act 34, Public Acts of Michigan, 2001, as amended, not less than 24 hours prior to the meeting, in the form attached hereto as Exhibit A.

I further certify that the following Members were present at said meeting:

Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins

And that the following Members were absent:

I. John Snider

I further certify that Member Robert Scolnik moved for adoption of said resolution and Member Gary Foster supported said motion.

I further certify that the following Members voted for adoption of said resolution:

Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

And that the following Member voted against adoption of said resolution:

Zach Lahring

I further certify that the Members voting for adoption of said resolution constitute at least a majority of the total membership of the Board of Commissioners.

Nancy A. Waters

Nancy A. Waters, Muskegon County Clerk

MUSKEGON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO RENAME
OFFICE OF THE MUSKEGON COUNTY DRAIN COMMISSIONER

WHEREAS, Michigan Public Act 40 of 1956 (the "Drain Code"), Section 21(8) provides that a county board of commissioners may, by resolution of the majority of the members elected and serving on the board of commissioners and with the consent of the drain commissioner, change the name of the office of the drain commissioner to the office of the water resources commissioner if the drain commissioner performs functions other than acting as a drain commissioner under the Drain Code; and

WHEREAS, Section 21(8) of the also provides that a water resources commissioner shall be elected in the same manner as a drain commissioner and carry out the powers and duties of a drain commissioner as provided in the Drain Code; and

WHEREAS, the Muskegon County Drain Commissioner performs functions other than acting as a drain commissioner under Michigan Public Act 40 of 1956 (the "Act"); and

WHEREAS, the functions other than acting as a drain commissioner performed by the Muskegon County Drain Commissioner include: Lake Board membership and facilitating compliance with federal clean water act mandates; and

WHEREAS, the Muskegon County Drain Commissioner consents to changing the name of the Office of the Muskegon County Drain Commissioner to the Office of the Muskegon County Water Resources Commissioner.

NOW, THEREFORE, BE IT RESOLVED:

1. The Board directs that the Office of the Muskegon County Drain Commissioner be renamed the Office of the Muskegon County Water Resources Commissioner.

2. The Muskegon County Water Resources Commissioner shall be elected in the same manner as the Muskegon County Drain Commissioner and carry out the powers and duties of the Muskegon County Drain Commissioner.

3. All resolutions and parts of resolutions insofar as the same may be in conflict herewith are hereby rescinded.

At a regular meeting of the County Board of Commissioners for the County of Muskegon, State of Michigan, held in said County on the 8th day of December, 2020, at 3:30 p.m.

PRESENT: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins

ABSENT: I. John Snider

The following resolution was offered by Commissioner Scolnik and seconded by Commissioner Vice-Chair Foster.

ADOPTED: YEAS: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

NAYS: Zach Lahring

The Resolution was declared adopted.

MUSKEGON COUNTY BOARD OF COMMISSIONERS

Dated: 12/14/2020

By: Susie Hughes
Its: Board Chairman

Dated:_____

_____
By:
Its:

As authorized by its government body on:_____

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
Muskegon, MI 49442

Susie Hughes, Chairman
Marcia Hovey-Wright
Zach Lahring
Kenneth Mahoney
Charles Nash

Gary Foster, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins

Board Minutes may be found on the web at https://www.co.muskegon.mi.us/AgendaCenter/Board-of-Commissioners-2

Electronic/Zoom Regular Full Board Meeting Thursday, December 17, 2020
3:30 p.m.

Chairman Susie Hughes, Presiding

The Electronic/Zoom Regular Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes via Zoom. The Invocation was given by Commissioner Wilkins. The Pledge of Allegiance was recited by Commissioner Mahoney.

Roll Call and Location of Board Members:

Present: Gary Foster, Muskegon County, Michigan
Marcia Hovey-Wright, Muskegon County, Michigan
Susie Hughes, Muskegon County, Michigan
Zach Lahring, Muskegon County, Michigan
Kenneth Mahoney, Muskegon County, Michigan
Charles Nash, Muskegon County Michigan
Robert Scolnik, Muskegon County, Michigan
I. John Snider, Muskegon County, Michigan
Rillastine R. Wilkins, Muskegon County, Michigan

Also Present: Mark Eisenbarth, County Administrator
Kristin Barnhill, Executive Assistant
Kathy Tharp, Administrative Coordinator
Nancy A. Waters, County Clerk
Linda Sue Schutter, Deputy County Clerk
Michael D. Homier, Corporate Counsel

2020-469 **APPROVAL OF THE AGENDA**

Moved by Commissioner Mahoney, seconded by Vice-Chair Foster to approve the agenda.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-470 **APPROVE REGULAR FULL BOARD MINUTES OF DECEMBER 8, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Wilkins, to approve the regular Full Board minutes of December 8, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

PRESENTATION

Director of Public Health Kathy Moore updated the Board regarding COVID-19. As of December 16, 2020, there were 8691 positive cases, and 227 deaths (see attached). Mercy Health received 86,400 doses of the Pfizer vaccine. Director Moore indicated that 168,750 doses of the Moderna vaccine are expected soon.

Commissioner Scolnik asked when the vaccines would be available to the public. Director Moore replied that the vaccine will be distributed in phases starting the end of February or beginning of March.

Commissioner Mahoney shared that a county in Illinois has started a registry of people who wanted to have the vaccine. Director Moore indicated that Michigan is expanding their vaccine registry to include this vaccine.

Commissioner Hovey-Wright asked Director Moore how the public would have access to the vaccine. Director Moore indicated that she is working with Affinia Health Network (Spectrum) and Mercy Health providers to see if their doctors have the capacity to reach out to their own clients, or if they will need to have a central location.

Vice-Chair Foster asked Director Moore about the cost of the vaccine. Director Moore responded that per federal requirements, no one will pay out of pocket for the vaccine; however, doctors are allowed to bill insurance.

PUBLIC COMMENT (on an agenda item)

Karla Betten, City of Muskegon, Senior Resources Grants Manager, informed the Board that in Item 11. A., the number should be $28,116.67 per month. The number currently indicated on the agenda is the quarterly amount.

Kim Cyr wanted to show his appreciation for President Trump and his administration.

Malinda Pego addressed a statement regarding Michigan taking over the vaccine by Public Health Director Kathy Moore, and asked what that means and how much money is Michigan receiving for that. Chairman Hughes indicated she would have someone get back with her regarding this.

DJ Hilson, Muskegon County Prosecutor, addressed the outgoing Commissioners Foster, Snider, and Mahoney and thanked them for their service and their support of himself and his office. Prosecutor Hilson also stated that he is looking forward to working with the new Commissioners and providing information on the operation of the prosecutor's office.

COMMITTEE/BOARD REPORTS

2020-471 **APPROVE THE LAKESHORE MUSEUM CENTER'S FY2021 BUDGET**
CD/SP20/12-08
The Community Development/Strategic Planning Committee recommended, moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the Lakeshore Museum Center's FY21 budget.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-472 **REALLOCATE $250,000 FROM THE PARKS FUND BALANCE TO A NEW BUDGET CALLED "DUNE HARBOR PARK" FOR THE PURPOSE OF MATCHING PRIVATE FOUNDATION, AND MDNR GRANTS AND TO ESTABLISH A BUDGET TO OPEN THE DUNE HARBOR PARK (NUGENT SAND PROPERTY) AFTER ACQUISITION BY THE COUNTY**

CD/SP20/12-09

The Community Development/Strategic Planning Committee recommended, moved by Commissioner Nash, seconded by Commissioner Mahoney, to reallocate $250,000 from the Parks fund balance to a new budget called "Dune Harbor Park" for the purpose of matching private, foundation, and MDNR grants and to establish a budget to open the Dune Harbor Park (Nugent Sand property) after acquisition by the County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-473 **AWARD RFP 21-2398 FOR A THREE YEAR PERIOD OF CUSTODIAL AND CLEANING SERVICES AT MATS SITES TO BLU PERSPECTIVES (DBA BLU CLEANING) AND TO AUTHORIZE THE CHAIR TO SIGN THE NECESSARY VENDOR AGREEMENTS**

TR20/12-35

The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to award RFP 21-2398 for a three year period of Custodial and Cleaning Services at MATS Sites to Blu Perspectives (dba Blu Cleaning) and to authorize the Chair to sign the necessary vendor agreements.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-474 **MODIFY THE PAY TABLE/GRADE OF THE AIRPORT OPERATIONS SUPERVISOR POSITION, X06502, FROM NX-00362, $32.855/HR - $41.404/HR, TO PAY TABLE/GRADE NX-00300, $28.188/HR - $35.635/HR, EFFECTIVE DECEMBER 1, 2020, CREATE AN ASSISTANT AIRPORT MANAGER POSITION AT PAY TABLE/GRADE NX-00310, $29.54/HR - $37.352/HR, AND PROMOTE MERITA FOWLER-BIERMAN INTO THE POSITION EFFECTIVE JULY 1, 2019. IN ADDITION TO THE PROMOTION, MS. FOWLER-BIERMAN WILL RECEIVE AN ADDITIONAL STEP INCREASE, RETROACTIVE TO JULY 1, 2019, TO COMPENSATE HER FOR THE ADDITIONAL DUTIES SHE PERFORMED IN THE ABSENCE OF THE AIRPORT MANAGER**

TR20/12-36

The Transportation Committee recommended, moved by Commissioner Wilkins, seconded by Vice-Chair Foster, to modify the pay table/grade of the Airport Operations Supervisor position, X06502, from NX-00362, $32.855/hr - $41.404/hr, to pay table/grade NX-00300, $28.188/hr - $35.635/hr, effective December 1, 2020, create an Assistant Airport Manager position at pay table/grade NX-00310, $29.54/hr - $37.352/hr, and promote Merita Fowler-Bierman into the position effective July 1, 2019. In addition to the promotion, Ms. Fowler-Bierman will receive an additional step increase, retroactive to July 1, 2019, to compensate her for the additional duties she performed in the absence of the Airport Manager.

Discussion ensued.

Commissioner Lahring indicated he does not see the need for the creation of an airport manager if they are looking to hire an airport management firm. Chairman Hughes echoed that concern. Chairman Hughes agrees that Ms. Bierman should be compensated for the extra time she put it in, but not increase her wage at this time or do anything with her position because of the airport management firm.

Administrator Mark Eisenbarth shared with the Board that this is for more than what Ms. Bierman has done in the past, but the help she would provide during the transition.

Commissioner Mahoney indicated that even though the Board is looking at an airport management firm, it may not be in place immediately and there are still managerial duties needed to satisfy various regulations.

Commissioner Snider is concerned about a retroactive pay increase for a year and a half when we are having budget issues at that location. Commissioners Lahring and Wilkins agreed.

Administrator Eisenbarth indicated they went back that far with the increase because that is when the previous manager left and we have historically provided such an increase when a director position was not filled.

Chairman Hughes indicated that we have provided this in the past, but we have also not provided such an increase.

Commissioner Lahring called for the question to close the discussion. It was not seconded.

Vice-Chair Foster asked what this comes to in actual dollars for retroactive pay.

Commissioner Lahring indicated point of order, that he called for the question and asked for Corporate Counsel to weigh in.

Corporate Counsel Michael Homier indicated that once a motion is made to call for the question, the motion has to be seconded, it is not debatable and it goes to vote. Mr. Homier further indicated that in this case, there was a motion made, but no second was given and the Chair has asked for additional comments by other members.

Robert Lukens, Community Development Director, indicated that the retroactive pay would be $10,882.60.

Commissioner Scolnik reminded the Board that Ms. Bierman was there by herself for more than a year and we also did not pay for an airport manager during this time.

Commissioner Lahring asked if there a quid pro quo, would Ms. Bierman get an advancement in pay to stick around or does she just like her job.

Mr. Lukens indicated that Ms. Bierman does like her job but she is overwhelmed, it has been very challenging for the last year being at the office by herself, there was no quid pro quo.

Commissioner Hovey-Wright indicated Ms. Bierman has done the job, been responsible working for same pay; Ms. Bierman is essential to the airport and we cannot lose her. She should be paid appropriately.

Commissioner Scolnik indicated that the Board just recently hired a consultant for $20,000 to come in and do an application that has to be done every year. Ms. Bierman should be compensated for the additional duties she performed.

Commissioner Mahoney indicated that Ms. Bierman's extra work came as a result of this Board's decision, therefore, she deserves the extra pay.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring, I. John Snider **Motion Carried**

2020-475 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF $15,666,148.03 COVERING THE PERIOD OF NOVEMBER 20, 2020 THROUGH DECEMBER 3, 2020 FOR CHECKS AND EFT PAYMENTS FOR THE PERIOD COVERING NOVEMBER 1 THROUGH NOVEMBER 30, 2020 AS PRESENTED BY THE COUNTY CLERK**

WM20/12-125

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, approve payment of the accounts payable of $15,666,148.03 covering the period of November 20, 2020 through December 3, 2020 for checks and EFT payments for the period covering November 1 through November 30, 2020 as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-476 **AUTHORIZE THE RELEASE OF A REQUEST FOR PROPOSALS FOR TEMPORARY STAFFING SERVICES**

WM20/12-126

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the release of a request for proposals for temporary staffing services.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-477 **WAIVE THE PURCHASING POLICY AND PURCHASE A TEMPORARY GABLE BUILDING FOR THE FRONT ENTRANCE OF THE HALL OF JUSTICE FROM ALASKA STRUCTURES CONTINGENT ON GRANT FUNDING FOR 100% OF THE COST**

WM20/12-127

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to waive the purchasing policy and purchase a temporary gable building for the front entrance of the Hall of Justice from Alaska Structures contingent on grant funding for 100% of the cost.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-478 **APPROVE THE TERMINATION OF THE PROCUREMENT CARD SERVICES CONTRACT WITH US BANK ALLOWING FOR A 90 DAY TRANSITION PERIOD AND FURTHER AUTHORIZE WAIVING THE PROCUREMENT POLICY TO ENTER INTO THE ATTACHED AGREEMENT WITH BANK OF AMERICA FOR CORPORATE CARD SERVICES PENDING CORPORATE COUNSEL REVIEW**

WM20/12-128

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the termination of the procurement card services contract with US Bank allowing for a 90 day transition period and further authorize waiving the procurement policy to enter into the attached agreement with Bank of America for corporate card services pending corporate counsel review.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-479 **ENTER INTO AN AGREEMENT WITH BANK OF AMERICA FOR CORPORATE CARD SERVICES PENDING CORPORATE COUNSEL REVIEW WHILE STAFF REVIEWS OTHER PROCUREMENT OPTIONS**

WM20/12-129

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to enter into an agreement with Bank of America for corporate card services pending corporate counsel review while staff reviews other procurement options.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-480 **AUTHORIZE THE BOARD CHAIR TO SIGN THE LETTER OF INTEREST FOR COMMUNITY DEVELOPMENT BLOCK GRANT REIMBURSEMENT OF COVID EXPENDITURES INDICATING IT HAS AGREED NOT TO PROCEED WITH THE PURSUIT OF THESE GRANT FUNDS**

WM20/12-130

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the Board Chair to sign the Letter of Interest for Community Development Block Grant Reimbursement of COVID Expenditures indicating it has agreed not to proceed with the pursuit of these grant funds.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-481 **AUTHORIZE REINSTATING THE UNFUNDED DEEDS RECORD TECHNICIAN POSITION G31204, WITH THE PAY TABLE/GRADE OF GU-00160 ($15.16-$18.70/HR) AND RECLASSIFY THE POSITION TO A MICROFILM RECORDS TECHNICIAN WITH THE IDENTICAL SALARY GRADE OF GU-00160 ($15.16-$18.70/HR) TO BE FUNDED BY 80% GENERAL FUND AND 20% DEEDS AUTOMATION FUND AND ALSO UNFUND THE VACANT DEEDS RECORD COORDINATOR POSITION G31001 AND AMEND THE BUDGET ACCORDINGLY**

WM20/12-131

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize reinstating the unfunded Deeds Record Technician position G31204, with the pay table/grade of GU-00160 ($15.16-$18.70/hr) and reclassify the position to a Microfilm Records Technician with the identical salary grade of GU-00160 ($15.16-$18.70/hr) to be funded by 80% General Fund and 20% Deeds Automation Fund and also unfund the vacant Deeds Record Coordinator position G31001 and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-482 **APPROVE THE SIGNING OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SHERIFF'S OFFICE AND HEALTHWEST TO IMPLEMENT A MODEL OF CARE FOR THE RESIDENTS OF THE MUSKEGON COUNTY JAIL**

WM20/12-132

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the signing of the Memorandum of Understanding between the Sheriff's Office and HealthWest to implement a model of care for the residents of the Muskegon County Jail.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: Zach Lahring **Motion Carried**

2020-483 **APPROVE THE INTERGOVERNMENTAL CONTRACT WITH THE LAKESHORE REGIONAL ENTITY FOR SUBSTANCE ABUSE TREATMENT AND SERVICE THROUGH DECEMBER 31, 2022, AND AUTHORIZE THE COUNTY ADMINISTRATOR TO SIGN**

WM20/12-133

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the Intergovernmental Contract with the Lakeshore Regional Entity for Substance Abuse Treatment and Service through December 31, 2022, and authorize the County Administrator to sign.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

2020-484 **AUTHORIZE THE ADMINISTRATOR TO SEEK A PROPOSAL FROM F3 FOR THE MUSKEGON COUNTY AIRPORT**

WM20/12-134

The Ways and Means Committee recommended, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the Administrator to seek a proposal from F3 for the Muskegon County Airport.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: Charles Nash **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

A. Senior Activities Committee (term through 12/31/2023)
- Greg Scott (Reappointment)

2020-485 **APPROVE SENIOR ACTIVITIES COMMITTEE REAPPOINTMENT OF GREG SCOTT (TERM THROUGH 12/31/2023)**

The Chairman recommends, moved by Commissioner Wilkins, seconded by Commissioner Mahoney, to approve Senior Activities Committee Reappointment of Greg Scott (term through 12/31/2023).

Commissioner Scolnik asked if Pioneer Resources received any money from Senior Activities. Chairman Hughes indicated yes, but Mr. Scott abstains from those votes.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

B. The Organizational Meeting will be held Tuesday, January 5, 2021, at 3:30 p.m.
- Swearing in begins at 3:00 p.m. if you have not already done so.

C. Commissioner Appreciation

Chairman Hughes shared her appreciation for Commissioner Snider, Commissioner Mahoney, and Vice-Chair Foster, adding personal comments for each outgoing Commissioner.

Chairman Hughes also welcomed the incoming Commissioners, Kim Cyr, Doug Brown, and Malinda Pego.

ADMINISTRATOR'S REPORT

Administrator Mark Eisenbarth shared his appreciation for the outgoing Commissioners.

A. To approve the FY21 Senior Millage funding awards to Senior Resources for continuation of the Medicare/Medicaid Assistance Program, In-Home Care and Supports Coordination on a month-to-month basis in the amount of $28,116.67 per month.

2020-486 **APPROVE THE FY21 SENIOR MILLAGE FUNDING AWARDS TO SENIOR RESOURCES FOR CONTINUATION OF THE MEDICARE/MEDICAID ASSISTANCE PROGRAM, IN-HOME CARE AND SUPPORTS COORDINATION ON A MONTH-TO-MONTH BASIS IN THE AMOUNT OF $28,116.67 PER MONTH**

Administration recommends, moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the FY21 Senior Millage funding awards to Senior Resources for continuation of the Medicare/Medicaid Assistance Program, In-Home Care and Supports Coordination on a month-to-month basis in the amount of $28,116.67 per month.

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider, Rillastine R. Wilkins, Susie Hughes

No: None **Motion Carried**

B. SB1246 – Remote OMA (Open Meetings Act) Extension is waiting on the Governor's signature.

OLD BUSINESS

None.

NEW BUSINESS

None.

PUBLIC COMMENT

None.

FINAL BOARD COMMENTS

Commissioner Mahoney shared that it has been a pleasure to work and serve with the members of the Board and he appreciates their dedication to the residents of this county.

Commissioner Hovey-Wright shared her appreciation for the Board members who are leaving.

Vice-Chair Foster shared that it has been an honor and privilege working with this Board, they accomplished a lot and there is a lot more to do in the future.

Commissioner Snider wished all of the Board members good health and long lives; it was a pleasure to get to know everyone.

Commissioner Nash shared that the outgoing members were a great set of guys to work with and he learned a lot from them; it was a great experience. Commissioner Nash further stated that Commissioner Foster's dedication to the constituents was spectacular.

Commissioner Wilkins shared that she enjoyed working with all of the outgoing Commissioners.

2020-487 **MOTION TO ADJOURN**

Voice vote. **Motion Carried**

Meeting adjourned at 4:31p.m.

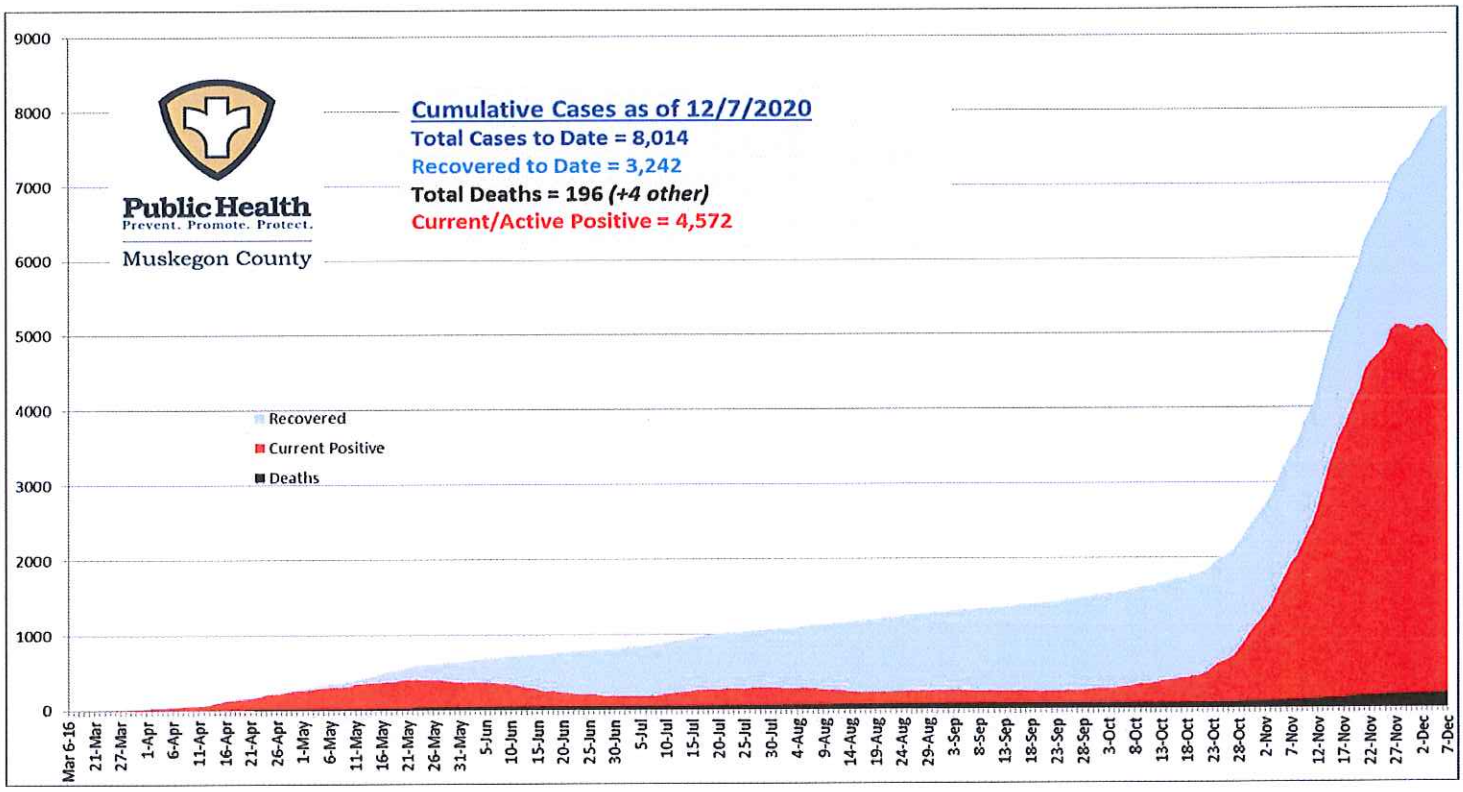
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Nancy A. Waters, County Clerk

NAW/lss

To be approved at the next Full Board meeting.

1. COVID-19 Trend Data

a. Cases (# of laboratory confirmed positive individuals)



i. Cumulative to date *(from March 2020 to present)* = **8,014**

ii. Total cases Week#43 (Oct. 18 – Oct. 24) = **235**

iii. Total cases Week#44 (Oct. 24 – Oct. 31) = **536**

iv. Total cases Week #45 (Nov. 1 – Nov. 7) = **939**

v. Total cases Week #46 (Nov. 8 – Nov. 14) = **1,345**

vi. Total cases Week #47 (Nov. 15 – Nov. 21) = **1,434**

vii. Total cases Week #48 (Nov. 22 – Nov. 28) = **1,016**

viii. Total cases Week #49 (Nov. 29 – Dec. 5) = **665**

Yr2020	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Summary	Past 7 Days	Past 14 Days
Week #43	Oct. 18	Oct. 19	Oct. 20	Oct. 21	Oct. 22	Oct. 23	Oct. 24	Week Total	% Change	% Change
	4	29	8	32	35	64	63	**235**	**99.2%**	**65.7%**
Week #44	Oct. 25	Oct. 26	Oct. 27	Oct. 28	Oct. 29	Oct. 30	Oct. 31	Week Total	% Change	% Change
	41	37	56	99	91	117	95	**536**	**128.1%**	**118.4%**
Week #45	Nov. 1	Nov. 2	Nov. 3	Nov. 4	Nov. 5	Nov. 6	Nov. 7	Week Total	% Change	% Change
	84	110	101	159	167	156	162	**939**	**75.2%**	**317.8%**
Week #46	Nov. 8	Nov. 9	Nov. 10	Nov. 11	Nov. 12	Nov. 13	Nov. 14	Week Total	% Change	% Change
	87	184	170	135	232	271	266	**1345**	**43.2%**	**196.2%**
Week #47	Nov. 15	Nov. 16	Nov. 17	Nov. 18	Nov. 19	Nov. 20	Nov. 21	Week Total	% Change	% Change
	224	228	157	173	214	151	287	**1434**	**6.6%**	**88.4%**
Week #48	Nov. 22	Nov. 23	Nov. 24	Nov. 25	Nov. 26	Nov. 27	Nov. 28	Week Total	% Change	% Change
	139	135	137	119	247	130	109	**1016**	**-29.1%**	**7.3%**
Week #49	Nov. 29	Nov. 30	Dec. 1	Dec. 2	Dec. 3	Dec. 4	Dec. 5	Week Total	% Change	% Change
	65	74	125	108	126	113	54	**665**	**-34.5%**	**-39.5%**
Week #50	Dec. 6	Dec. 7	Dec. 8	Dec. 9	Dec. 10	Dec. 11	Dec. 12	Week Total	% Change	% Change
	86	41						**127**	**-80.9%**	**-67.7%**

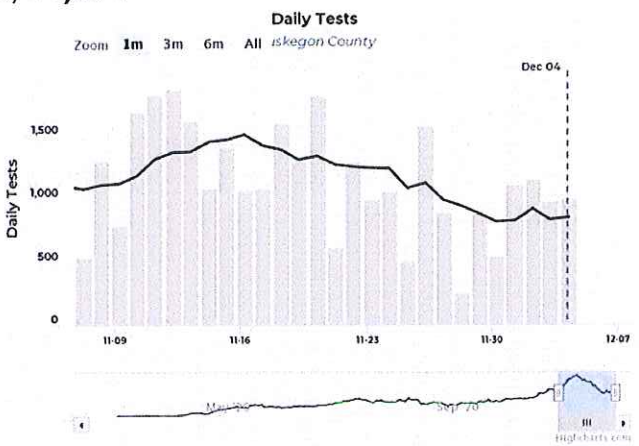
Cumulative Totals by School Age				
Age (in Yrs)	# Confirmed as of 11/17/20	# Confirmed as of 11/24/2020	# Confirmed as of 12/01/20	# Confirmed as of 12/07/202
0	8	11	13	16
1	9	10	13	17
2	11	15	17	18
3	6	9	10	11
4	13	14	15	16
5	12	14	14	15
6	13	14	16	18
7	10	13	14	21
8	6	9	11	14
9	16	19	23	28
10	10	14	19	23
11	19	23	30	31
12	21	22	25	29
13	30	36	36	43
14	34	43	48	53
15	27	31	38	43
16	35	48	55	63
17	65	80	87	100
18	78	88	103	108
19	75	80	91	97
Total	**498**	**593**	**678**	**764**
Note: Column differences = new cases				

b. Tests (7 day average) as of 12/04/20 [*Source: State of Michigan MI Start Map 12/07/20*]

i. Daily tests administered *(as of Dec. 4)* = **843**

ii. Tests per million population *(as of Dec. 4)* = **4,874**

DateTime	Daily Tests	7-Day Average of Daily Tests
11/28/2020 5:00	255	935.0
11/29/2020 5:00	877	876.6
11/30/2020 5:00	543	812.1
12/1/2020 5:00	1108	819.9
12/2/2020 5:00	1151	912.7
12/3/2020 5:00	970	827.1
12/4/2020 5:00	1000	843.4



c. Hospitalizations due to COVID-19 as of **December 2, 2020** [10:00 AM]

Mercy Health Sherman Campus	29-Nov	30-Nov	1-Dec	2-Dec	3-Dec	4-Dec	5-Dec	6-Dec	7-Dec	8-Dec
Adult Confirmed-Positive COVID	112	108	108	94	100	98	94	---	91	99
Pediatric Confirmed - Positive COVID	0	0	0	0	0	0	0	---	0	0
ICU Adult Confirmed - Positive COVID	29	27	27	22	24	23	20	---	22	24
Hospitalized and Ventilated	17	14	13	12	15	15	15	---	16	14
Transfers in within past 24 hours	0	0	0	0	0	0	0	---	0	0
Transfers out within past 24 hours	0	0	0	0	0	0	0	---	0	0
Previous Day COVID Related ED Visits	42	46	34	36	45	28	28	---	40	42

d. Deaths (# of deaths resulting from COVID-19, including co-morbidity)

i. Cumulative to date *(from March 2020 to present)* = **196**

ii. Total deaths Week#43 (Oct. 18 – Oct. 24) = **6**

iii. Total deaths Week#44 (Oct. 25 – Oct. 31) = **3**

iv. Total deaths Week#45 (Nov. 1 – Nov. 7) = **13**

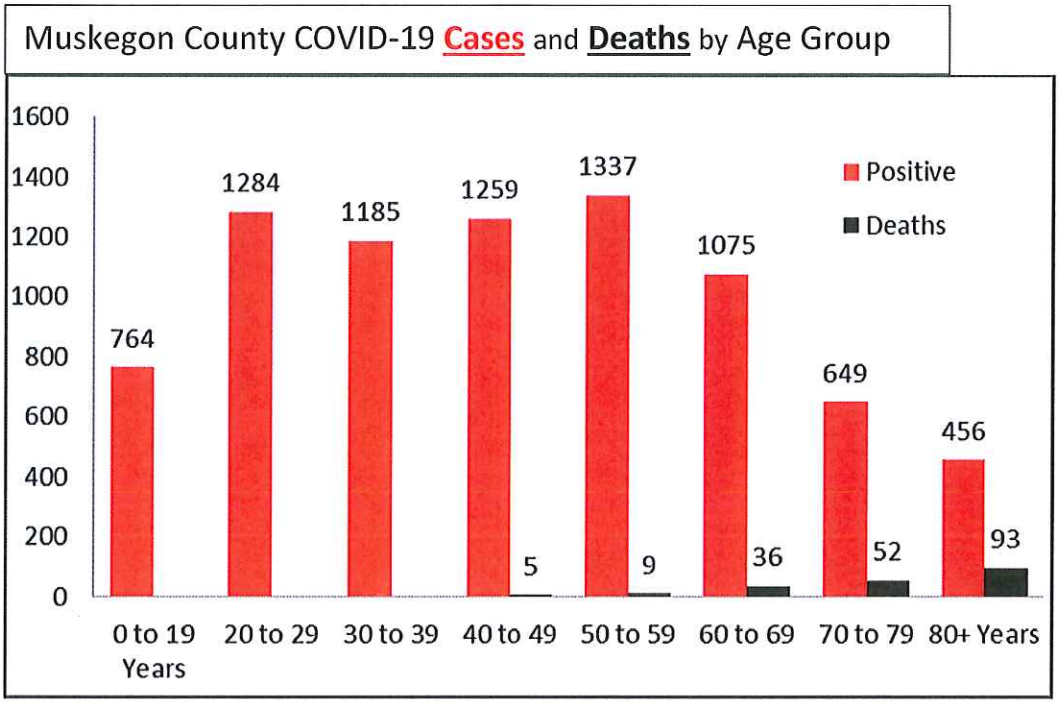
v. Total deaths Week#46 (Nov. 8 – Nov. 14) = **20**

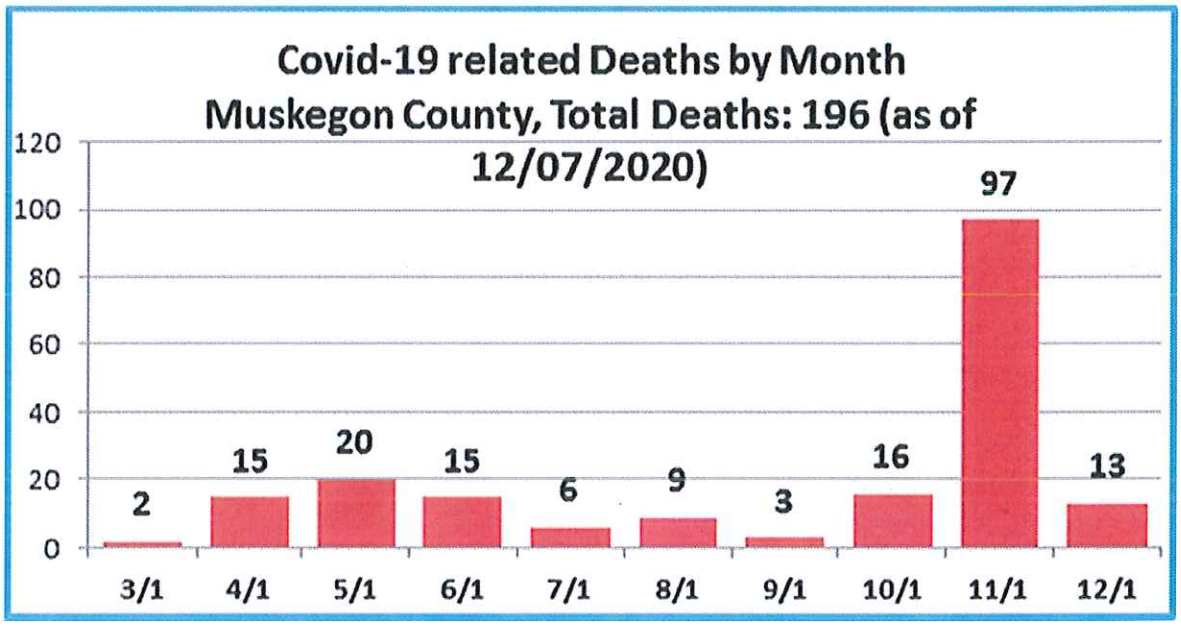
vi. Total deaths Week#47 (Nov. 15 – Nov. 21) = **36**

vii. Total deaths Week#48 (Nov. 22 – Nov. 28) = **22**

viii. Total deaths Week#49 (Nov. 29 – Dec. 5) = **17**

ix. Total deaths Week#50 (Dec. 6 – Dec. 12) = **2** *(as of 12/07/20)*





e. Prison Population as of 12/07/20 – 2 Locations *(Inmate #s are not included in community COVID-19 statistics)*

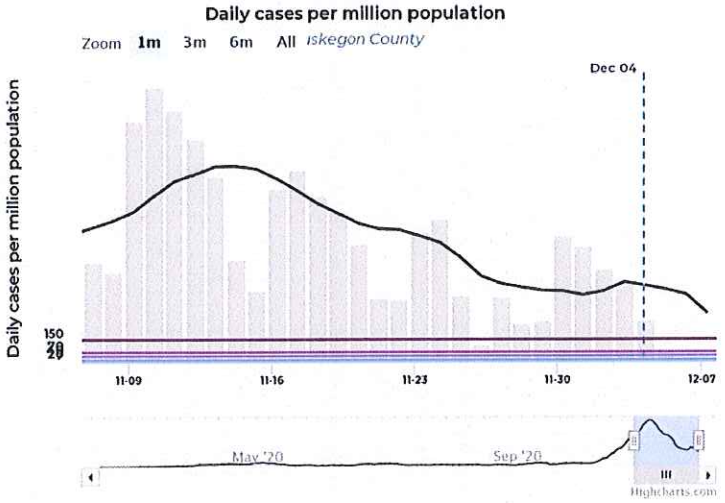
COVID-19 Tests re: Inmates	Tested	Positive	Negative	Active	Deaths
E.C. Brooks Correctional	1,213	717	496	281	1
Muskegon Correctional	1,398	1,114	284	32	9
Total Prison Facilities	2,611	1,831	780	313	10

EmpPos	Deaths
63	-
78	-
141	-

2. COVID-19 cases for each day for every 1 million individuals.

a. 7 Day Average of Cases Per Million Population = **515.1** *(as of December 4, 2020)*

b. Daily Average New Case Rate = **89.1** (*as reported by MDHHS on 12/08/20)*



DateTime	Cases per million population	7-Day Average of cases per million
11/28/2020 5:00	260.1	504.4
11/29/2020 5:00	277.4	483.0
11/30/2020 5:00	849.5	478.8
12/1/2020 5:00	780.2	452.4
12/2/2020 5:00	624.1	478.0
12/3/2020 5:00	537.4	538.3
12/4/2020 5:00	277.4	515.1

Mi Safe Start Map: Epidemic Spread *Excluding probable cases*		
7-Day Average	Positive Tests *as of* 12/04/20	New Cases per Million *as of* 12/04/20
Michigan	14.5%	447.6
Local (GR) Region	15.2%	549.3
Muskegon	17.0%	515.1
Kent	15.4%	557.3
Ottawa	16.0%	632.2

3. Percentage of Positive COVID-19 Tests = **17.0%** *(7 Day Average as of December 4, 2020)*

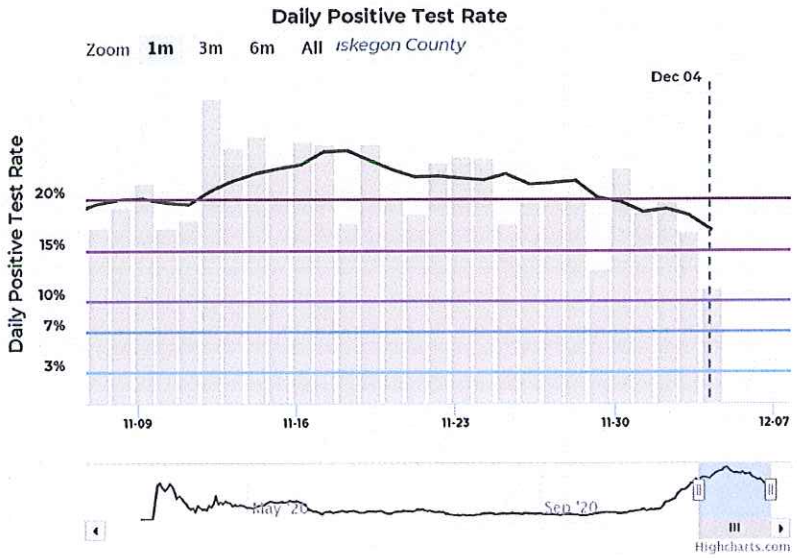
7 Day Average Positive Test Rate

Lowest 1.6% *on* 9/19/20

Highest 24.9% *on* 11/18/20

Current 17.0% *on* 12/04/20

DateTime	Daily Positive Rate	7-Day Average of Positive Rate
11/28/2020 5:00	20.0%	21.9%
11/29/2020 5:00	13.1%	20.2%
11/30/2020 5:00	23.2%	19.8%
12/1/2020 5:00	18.8%	18.8%
12/2/2020 5:00	19.9%	19.1%
12/3/2020 5:00	16.9%	18.5%
12/4/2020 5:00	11.3%	17.0%



4. Health Care Capacity Strength

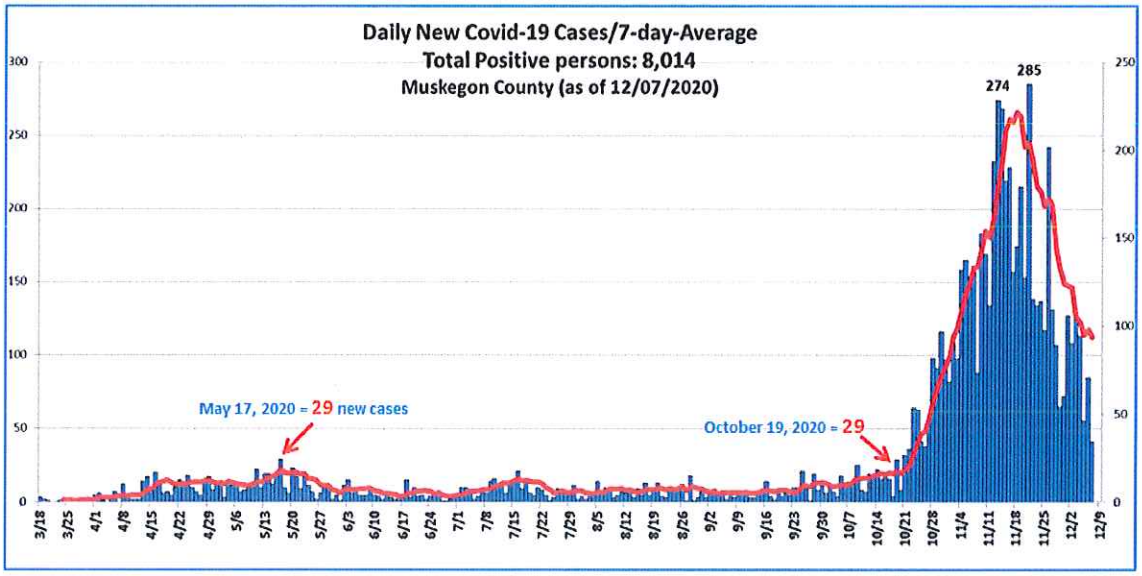
a. Regional hospital COVID-19 patients and occupancy as of December 7, 2020.

Health System/Hospital	COVID-19 Patients	COVID-19 Patients in ICU	Bed Occupancy %
Mercy Health - Hackley	0	0	42.0%
Mercy Health - Lakeshore	0	0	20.0%
Mercy Health - Sherman	94	22	85.0%
Mercy Health - St. Mary's	45	6	97.0%
North Ottawa Community	6	4	26.0%
Spectrum - Butterworth	81	31	78.0%

5. Testing, Tracing and Containment Infrastructure

a. Testing capacity = **Steady;** Daily number of tests decreased after the holiday and fluctuated from 250 – 1150 tests administered. Testing is available by physician referral, walk-up community testing site, at retail pharmacies, and specific worksites for employees (e.g. long-term care centers). HealthWest continues to serve as primary public health liaison for county-wide testing and PPE supply coordination for Adult Foster Care (AFC) facilities.

b. Case Investigations and Contact Tracing= **Improving;** It appears that daily case numbers are trending downward. Several staff from other County departments signed up to assist with case investigations and contact tracing. We are also adding temporary staff to build capacity. Staff absences due to COVID-19 diagnosis and/or close contact exposure declined greatly. We plan to prioritize investigations on outbreaks in schools, vulnerable populations, and businesses. HealthWest continues to serve as primary public health liaison for county-wide case investigations and contract tracing for Adult Foster Care (AFC) facilities. Lack of a reliable, centralized, electronic database of outbreak-associated information poses our biggest challenge to tracking the outbreak, monitoring and assessing the outbreak response, and meeting information needs in a timely and complete manner.



2020-478

Schedule of Fees, Charges and Rebates

General Fees	
Annual Card Fee	Waived
Logo Fee: *(single, standard color only)*	Fee Waived
Unique Custom Design Fee (*Custom Card and Logo designs are subject to review and approval based on product capabilities, customization may not be supported for all programs.)*	As quoted
Return Payment Fee	Waived
International Transaction Fee	1% of USD amount
Expedited Card Delivery Fee	➢ U.S. Mail/Bulk Mail (Default)=No Fee ➢ Overnight=$35.00 ➢ 2-day=$20.00
Executive Cards	Fee Waived (maximum of 10 Cards)
Premium Rewards (Travel and Corporate One Card only)	$75.00 Annual Fee per card
Overlimit Fee	Waived
Corporate Billed Fees	
Late Fee (assessed 3 days after cycle date when account is past due) *(Assessed as a % of the past due amount for the current month's charges and any unpaid balances)*	2% of total due (minimum $35; no maximum)
Cash Advance Fee	2.5% of transaction amt ($5 min/no max)
Individual Billed Fees	
Late Fee (assessed 3 days after due date when account is past due)	$35.00 per occurrence
Cash Advance Fee	2.5% of transaction amt ($5 min/no max)

If you make a transaction in currency other than U.S. dollars, Visa or MasterCard will convert the charge or credit into a U.S. dollar amount. The conversion rate on the processing date may differ from the rate on the date of your transaction.

The exchange rate used by Visa will either be (i) a rate selected by Visa from a range of rates available in wholesale currency markets for the applicable central processing date, which rate may differ from the rate Visa receives, or (ii) the government-mandated rate in effect for the central processing date. MasterCard will use an exchange rate of either (i) a wholesale market rate or (ii) a government-mandated rate. We may add a 2% fee to the U.S. dollar amount of any transaction that is made in foreign currency or that is made outside the United States even if you pay in U.S. dollars (the "International Transaction Fee").

I. ELECTRONIC PRODUCTS SCHEDULE OF FEES AND CHARGES

Reporting and Data	
Works	Fee Waived
Payment Center	Fee Waived
Data File Feeds To Customers / Third Parties: • Statement Billing File • EDI 811 • Travel Agency File • Visa Commercial Format (VCF) • MC Commercial Data Format (CDF) • 1099 & Socioeconomic Reporting	Fee Waived

Custom Requests	
Custom Development and/or Maintenance	$150.00 per hour

END OF SCHEDULES I AND II

II. US SCHEDULE OF REBATES
(Cycle and Grace Days)

REBATE DEFINITIONS
Capitalized terms, which are not defined in this Section III have the meanings ascribed in the applicable Card Agreement.

"Calculation Period" means, initially, the fourteen (14) month period commencing on the first day of the month after Bank of America receives a fully executed original of the Agreement and thereafter, each subsequent twelve (12) month period.

"Credit Losses" means any balances which remain unpaid by Company, Participant or a Cardholder six (6) billing periods after the closing date on the Billing Statement in which the Transactions, fees and charges appeared for the reporting period.

"Cycle Days" means the number of days from the start of the billing period to the Billing Statement date.

"Grace Days" means the number of days after the Billing Statement closing date within which payment is due.

"Large Ticket Transactions" means certain Transactions in the Transaction Volume which, based upon the type of merchant and/or transaction dollar amount, are subject to a Visa or MasterCard large ticket interchange program, as determined by and amended by Visa and MasterCard from time to time.

"Partner Program Transactions" means certain Transactions in the Transaction Volume which, based upon the merchant and/or transaction dollar amount, are subject to a Visa or MasterCard partner program, as determined by and amended by Visa and MasterCard from time to time.

"Rebate Multiplier" means the multiplier corresponding to the Standard Transactions volume, Cycle Days and Grace Days as set forth in the Standard Transactions Rebate Multiplier Table below.

"Standard Transactions" means the Transaction Volume not meeting the criteria for Large Ticket Transactions and/or Partner Program Transactions.

"Total Credit Losses" means, for any Calculation Period, the sum of (i) Bank of America's Credit Losses on the Card Accounts for the Calculation Period and (ii) Bank of America's Credit Losses on the Card Accounts for any previous Calculation Period which have not been applied against any rebate payable under the Agreement.

"Transaction Volume" means, for any Calculation Period, the total dollar amount of purchase Transactions made with the Cards during the Calculation Period, less the total dollar amount of: returned purchases, credit adjustments, Transactions resulting from Unauthorized Use, and disputed charges. Cash advances and Convenience Checks are not included in Transaction Volume.

REBATE CONDITIONS
During the Calculation Period, the program must meet all of the following conditions in order to qualify for a rebate:

i. Company and Participant pay Bank of America the total amount of the new balance shown as due on each Billing Statement on or before the Payment Due Date; and
ii. Company and Participant complied with terms in this Agreement; and
iii. Calculation Period Transaction Volume meets the minimum volume requirement as set out in the Standard Transactions Rebate Multiplier Table; and

I. The Agreement has not been terminated by either party prior to the completion of a rebate calculation period.
ii. The four conditions above, together being the "Rebate Conditions".

REBATE CALCULATION AND PAYMENT
In the event that all of the above Rebate Conditions are met with respect to the Calculation Period, Bank of America will pay a rebate to Company, which shall be calculated at the end of the Calculation Period in accordance with the Standard Transactions Rebate Multiplier Table and using the following equation:

(Transaction Volume for Standard Transactions x Standard Transactions Rebate Multiplier) + ((Transaction Volume for Large Ticket + Transaction Volume for Partner Programs) x Large Ticket/Partner Program Rebate Multiplier) – Total Credit Losses

The Standard Transactions rebate multiplier will be determined based on the Calculation Period cumulative total of all Standard Transactions volume, including Standard Transactions volume from Premium Rewards participants, however, Standard Transactions volume that is applied to Premium Rewards points will not be included in the rebate payout calculation. *This paragraph is applicable for products with Premium Rewards only.*

Payment of any rebate will be made by ACH credit or other means determined by Bank of America, within ninety (90) days following the end of the Calculation Period. No rebate will be paid to any Participant.

Should one or more of the above Rebate Conditions not be met, Bank of America will be under no obligation to pay any rebate, although Bank of America may, in its sole discretion, determine to pay a rebate in an amount determined by Bank of America. Bank of America's payment of a rebate in such circumstance will in no way obligate Bank of America to pay a rebate with respect to any subsequent Calculation Period

STANDARD TRANSACTIONS REBATE MULTIPLIER TABLE*

Annual US Volume Tiers Excludes Large Ticket and Partner Program Transactions		Cycle days	7	14	14	30	30	30	30	30
		Grace days	3	3	7	3	7	14	20	25
			REBATE BASIS POINTS							
$10,000,000	$19,999,999		171	169	167	165	163	160	157	154
$20,000,000	$29,999,999		190	188	186	184	182	179	176	173
$30,000,000	$39,999,999		203	201	199	197	195	192	189	186
$40,000,000	$49,999,999		212	210	208	206	204	201	198	195
$50,000,000	+		228	227	225	223	221	217	214	211.5

Large Ticket/Partner Program Transaction Volume		Cycle Days	7	14	14	30	30	30	30	30
		Grace Days	3	3	7	3	7	14	20	25
			REBATE BASIS POINTS							
$0	+		110	108	106	104	102	99	96	93

The Calculation Period cumulative Standard Transaction Volume from all Cooperative member Standard Transaction Volume will determine the rebate volume tier for each rebate-qualfied Cooperative member.

Nothing in these schedules is intended to state a term for the Agreement. For the avoidance of doubt, any period of time set forth in the Schedules applies solely to pricing terms, but only to the extent the Agreement has not been terminated as set forth in the Agreement.

Notwithstanding anything to the contrary in the Agreement or any of its Schedules all fees, charges and rebates are subject to change upon 60 days' prior written notice to you if, in connection with us providing this card program, or any Services to you:

i. An event external to us increases the cost or decreases the revenue to us;
ii. There is any decrease to the interchange rates paid to us by a card network; or
iii. There is an increase to funding costs due to interest rate changes;
iv. There is any deterioration in your financial condition

END OF US SCHEDULE III

Bank of America Corporate Card Service Agreement

This Bank of America Corporate Card Service Agreement (the "Agreement") is made by and between Bank of America, N.A., a Bank of America company, ("Bank of America"), and <INSERT FULL LEGAL NAME> ("Company") and shall be effective as of _____ ("Effective Date").

The terms "we", "us" and "our" refer to Bank of America. The terms "you" and "your" refer to Company.

With our Corporate Card Services you are allowed to open Card Accounts for your business purposes. You may select one or more of the following card programs: purchasing card program, travel and entertainment card program, accounts payable card program or fleet card program, and the ancillary services set out in Section 18 of this Agreement (each a "Service", collectively, the "Services"). You may begin using a Service once we have approved such use and we have received all required and properly executed forms and you have successfully completed any testing or training requirements. Whenever you use a Service, you agree to be bound by this Agreement, as amended from time to time, and to follow the procedures in the applicable Materials.

1. DEFINITIONS

AML/Sanctions Laws. All applicable laws relating to client identification, the prevention of money-laundering, terrorism, the use of proceeds of crime, economic or political sanctions, including Sanctions, and any other similar matter.

Applications. Proprietary Software and/or Materials accessed through our digital platforms or through any of our third party vendor sites; and any related services used to provide the Services, including (i) the Global Reporting Management System ("GRAM") hosted by MasterCard, (ii) a pin platform run by us, (iii) a payment center for US cardholders run by Total Systems, (iv) the Works System, and (v) any other third party vendor we may use from time to time .

Authorized User. Any person or entity, including any Cardholder, with your actual, implied or apparent authorization to use the Services and/or Applications.

Billing Statement. The official invoice provided to you, Participant and/or Cardholder which identifies each Transaction posted during the billing cycle, the date of each Transaction and the applicable fees and charges, payment amount due and Payment Due Date.

Business Day. Each day on which we are open for business related to the Services.

Card. Each plastic card which we issue for your Card Account using a Service.

Card Account. Each MasterCard® or Visa® account which we issue to you or to a Cardholder with respect to a Service, including a Cardless Account.

Cardholder. Your employee or any other person who you designate in writing and who we approve to receive a Card. If you or a Cardholder makes a Card Account number, Convenience Check, or a number associated with a Cardless Account available to another party, that person will also be considered a Cardholder.

Cardholder Account. A sub-account of your Card Account, which is set up by us for each Cardholder (at your request) for reporting and/or billing purposes.

Cardless Account. An Account for which we assign only an account number, but no Card is issued.

Cash Advance. Use of a Card Account through a Card or Convenience Check to obtain cash from a participating financial institution, merchant or automated teller machine. "Cash" for these purposes includes currency, and any other, items readily convertible into cash, such as money orders, travelers checks, foreign currency, lottery tickets, casino chips and race-track wagers, regardless of whether you allow Cardholders to purchase such items.

Client Proprietary Information or CPI. All the data of a Client stored on our database systems related to the Services that constitute Confidential Information, including Personal Data.

Confidential Information. All information concerning or relating to a party or any of its affiliates, employees, agents or representatives, including:

i. a party's business practices and strategies or information concerning business practices or strategies, including any documents prepared by a party or any of its employees, agents or representatives (including lawyers, accountants and financial advisors); and

ii. any other information which is manifestly confidential by virtue of its nature or description or which a party expressly designates as being confidential.

Convenience Check. A check which we may provide to you, upon your request, to draw on a Card Account.

Data Protection Laws. Collectively, all U.S. national and state laws and regulations, the EU Data Protection Directive (Directive 95/46/EC), the EU General Data Protection Regulation (Regulation 2016/679), and the United Kingdom Data Protection Act 1998, and all other applicable laws regarding the collection, use, storage, transfer and processing of data, including Personal Data, relating to individuals (or, where applicable, legal persons). The term Data Protection Laws includes any laws, regulations or decrees promulgated by a financial regulator governing the use and/or disclosure of customer data, including bank secrecy obligations.

Data Protection Authority. The competent authority for regulating the processing of Personal Data in a relevant jurisdiction.

De-identification or **De-identified.** Removing, obscuring, masking, or obfuscating enough Personal Data from a record to ensure that the remaining information does not directly or indirectly identify an individual.

E-Commerce Laws. All applicable laws for or on the regulation of commerce and business via electronic means.

Employee Misuse. Use of a Card Account, Convenience Check or Card where: (i) the person or entity using the Card Account, Convenience Check or Card is your employee or agent; (ii) that person or entity has actual, implied or apparent authority to use the Card Account, Convenience Check or Card; and (iii) that use does not benefit you directly or indirectly.

Extended Workforce. Any of our subcontractors or vendors with access to CPI.

Financial Services Industry Best Practices. The standards, policies and practices generally used in the corporate card issuing business by banks of comparable size and scope to us, including appropriate mitigating controls.

Fraud. Misuse or theft of card information by individuals that are not your employees or agents that involves, but is not limited to, account takeover, counterfeit cards, lost/stolen cards, fraudulent card not present Transactions, skimming, database hacking, franchise software hacking, or phishing

Grace Days. The number of days after the Billing Statement closing date within which payment is due.

Guarantor. A person or entity, other than you or a Participant, that agrees to assume responsibility for the obligations of this Agreement, including payment of any amounts owed.

Information Processing System(s). The individual and collective electronic, mechanical, and software components of our and our Extended Workforce's operations that store, access, process or protect data related to the Services.

Information Security Event. Any situation where there is unauthorized access, acquisition, unauthorized use or disclosure of unencrypted CPI or encrypted electronic CPI and the relevant confidential process(es) or key(s), that is capable of compromising the security, confidentiality or integrity of the CPI maintained by us and, with respect to Personal Data, that we have determined creates a substantial risk of identity theft or fraud against an individual.

Information Security Policy. Our written information security policy, which may be amended from time to time by us in our discretion.

License. A non-transferable, nonexclusive, worldwide, revocable, limited license to access and use the Applications and any related services, in a manner intended for authorized use, and to the extent authorized by us.

Materials. The Software, user identification codes, passwords, codes, keys, test keys, security devices, authenticators, personal identification numbers,embedded algorithms, digital signatures and certificates, other similar devices and information, User Documentation and any documentation we provide to you in connection with the Services.

Notifiable Event. Any actual or suspected loss or theft of a Card, Convenience Check or Card Account or any actual or suspected Unauthorized Use or Fraud.

Participant. A Subsidiary, affiliate or division of yours which you designate in writing on a Participant Account Form and which we approve, for us to issue a Card Account with its own account number. A Participant Account Form, upon completion by you and approval by us, will be made a part of this Agreement.

Payment Due Date. The payment due date shown on the Billing Statement which date shall be the last day of the Grace Days or such other agreed between us in writing.

PCI-DSS. The Payment Card Industry - Data Security Standard as amended from time to time and any successor standard adopted by the payment card industry establishing security standards for payment cards.

Personal Data. Means (i) any "non-public personal information" as such term is defined under Title V of the U.S. Gramm-Leach-Bliley Act, 15 U.S.C. § 6801 et seq. and the rules and regulations issued thereunder; (ii) any "personal data" as defined in EU Directive 95/46/EC, EU Regulation 2016/679, the United Kingdom Data Protection Act 1998 or any equivalent or similar concept of personal data or personal information under any applicable law; or (iii) any other information that can specifically identify an individual, such as name, address and social security number ("SSN"), together, in each case, with any other information that relates to an individual who has been so identified.

Program Administrator. One or more individuals designated by you, as our primary contact for the Card Accounts, who is authorized to take actions necessary or appropriate to maintain the Card Accounts, including without limitation designating persons to receive Card Accounts, receiving communications from us related to the Card Accounts, requesting the closure of Card Accounts and otherwise communicating with us with respect to the Card Accounts.

Program Data. Any Software, Materials, data, technical assistance, training and related technical data, and any media in which any of the foregoing is contained.

Sanctions. Any sanctions administered or enforced by the United States Government (including the U.S. Department of the Treasury's Office of Foreign Assets Control), the United Nations Security Council, the European Union, Her Majesty's Treasury, or any other relevant sanctions authority.

Software. Web-based applications accessed via a Website and/or the programs and data files provided by us for use on a computer in connection with the Services.

Subsidiary. Any entity in which more than 50% of the ownership interest is owned or controlled, directly or indirectly, by you. The term "Subsidiary" does not include affiliates or other entities in which 50% or less of the ownership interest is owned, directly or indirectly, by you.

Transaction. The purchase or reservation of goods or services or a Cash Advance made or facilitated by use of a Convenience Check or Card Account.

Unauthorized Use. Use of a Card Account, Card or Convenience Check by a person or entity (i) who is not your Cardholder, employee or agent, (ii) who does not have actual, implied or apparent authority to use the Card Account, Convenience Check or Card and (iii) whose use does not benefit you directly or indirectly.

User Documentation. Any written information we provide you, including information in electronic format, as amended from time to time, which contains detailed instructions regarding the use of a Service. Current User Documentation is available upon your request.

Website. Any internet website and/or online access channel for use in accessing the Services.

Workforce. Our employees with access to CPI.

2. OUR OBLIGATIONS

2.1 Card Accounts. We will open Card Accounts upon your request which Cardholders may use to conduct Transactions for your business. All Transactions made on a Card Account are considered authorized by you unless we receive and have had a reasonable period of time to act upon written notice from you that the Cardholder is no longer authorized to use the Card, Convenience Checks or the Card Account.

Upon your request, we may also provide Convenience Checks with respect to your Card Accounts. At your request, we may also establish a Cardless Account. If you so request, we will provide to the Cardholder, at the address you or the Cardholder specifies, a Billing Statement reflecting the Cardholder's use of the relevant Card Account. We may deny authorization of any Transaction if we suspect fraudulent activity or Unauthorized Use or for any other reason. Notwithstanding anything to the contrary in the "Limitations of Liability" section of this Agreement, we will not be liable for any failure to authorize a Transaction.

2.2 Qualifications. We are responsible only for performing the Services expressly provided for in this Agreement. We may contract with an outside vendor in performing the Services, however we will remain responsible for their performance of any services under this Agreement.

2.3 Compliance with law. We will provide the Services in a manner which is materially compliant with all laws to which we may be subject (including all AML/Sanctions Laws and Data Protection Laws). We represent and warrant to you on and as of each day on which we provide a

Service to you that our performance of our obligations does not materially violate any law applicable to us or facilitate illegal Transactions in the United States.

2.4 OFAC. We will implement reasonable systemic protocols to decline attempted Transactions that would violate Sanctions, or that would result in a violation by any person (including any person participating in the Transaction, whether as advisor, investor or otherwise) of Sanctions. We will monitor activity on your Card Accounts for activity that may be expected to lend, contribute, or otherwise fund any activities of a business or person in countries subject to Sanctions and may review such activity with you as may be necessary.

2.5 External Fraud. We will assume the financial liability for Fraud, including Unauthorized Use, subject to Sections 9.2 and 11.3 if you, or a Cardholder has not authorized or participated in the specific Transaction and you give us notice as soon as practicable but not later than 60 days after you receive the Billing Statement on which the Transaction occurs or the Business Day after discovery of the Fraud, whichever is earlier.

2.6 Internal Fraud. We are not responsible for internal fraud or collusion, including Employee Misuse. However, we offer misuse insurance which may to help you with recovery from card networks.

3. YOUR OBLIGATIONS

3.1 Use of accounts. You shall use, and shall ensure each Cardholder uses, each Card Account solely for your business purposes in accordance with the terms of the relevant Service. You agree to have at least 10 Cards or reusable Cardless Account numbers issued to you at any given time.

3.2 Management of the Services. You must actively manage, monitor and review your program activity, Billing Statements, Transactions and Services. You agree to use commercially reasonable fraud prevention control tools as provided by us.

3.3 Obligation to pay. Except for Unauthorized Use that has been properly reported to us (when such report is necessary),you shall pay for each Transaction, regardless of its purpose or whether the Cardholder signed a sales draft or received a receipt. In addition, you shall pay our fees and charges as set forth in the schedule of charges currently in effect for you.

3.4 Status of Cardholders. You represent and warrant to us that each Cardholder is a current employee or agent of the Company. Each Cardholder will be acting as your agent in connection with the receipt of the Services by you. If a Cardholder ceases to be your employee or agent, or otherwise becomes ineligible to use a Card, you must immediately inform us and destroy or return to us as soon as practicable the Card allocated to that Cardholder.

3.5 Your ability to perform your obligations. You will promptly furnish such financial and other information as we request for the purpose of reviewing your ability to perform your obligations to us. You represent and warrant to us that, on the date of the Agreement and on each day that you use the Services or provide any information, all such information about your employees, agents and your company is true, accurate and complete.

3.6 Verification of details. You must check, and must ensure that each Cardholder checks, to ensure that the information embossed on each new Card or printed on each Convenience Check is correct, and you will contact us immediately if there is an error.

3.7 Change in Program Administrator. You acknowledge that the Program Administrator(s) is authorized to manage all changes to your Cardholder Accounts. You assume and accept all responsibility for the actions, authorized or unauthorized, of your Program Administrator. You must give us prompt written notice upon any Program Administrator being added, replaced or removed.

3.8 Security of your data. You are responsible for protecting and maintaining the security and confidentiality of your data and the data of your Cardholders (including any and all user IDs, passwords and card personal identification numbers (PINs) issued in connection with a Service), for ensuring that it is adequately backed-up and that no person makes such data available to any other person or for any unauthorized purpose. We are not responsible for your loss of your data or the data of your Cardholders that is not maintained on our or our vendors' systems.

3.9 Compliance with law. You must comply, and you must ensure that your Cardholders and all Transactions comply, with all laws to which you, that Cardholder or that Transaction may be subject, including all AML/Sanctions Laws and Data Protection Laws. You must do all things and provide all information which we may request from you to allow us to comply with our obligations under any AML/Sanctions Laws, including (if necessary) providing us with any information required to establish and verify the identity and background of any Cardholder. You represent and warrant to us on and as of each day on which we provide a Service to you that your performance of your obligations do not and will not violate any law applicable to you or facilitate illegal transactions, including those prohibited by the Unlawful Internet Gambling Enforcement Act, 31 U.S.C. Section 5361 et seq.

3.10 OFAC Covenant. You covenant that you will not use or permit any Cardholder to use, any Card, Cardless Account, Cash Advance or Convenience Check to transact, lend, contribute, or otherwise make available funds to any Subsidiary, joint venture partner or other individual or entity ("Person"), to fund any activities of or business with any Person, in Cuba, Iran, North Korea, Sudan, Syria, or in any country or territory, that, at the time of such funding, is the subject of any Sanctions, or in any other manner that will result in a violation by any Person (including any Person participating in the transaction, whether as advisor, investor or otherwise) of Sanctions.

3.11 Binding on Participants. If you are a Participant, you agree and acknowledge that the Company has executed the Agreement for and on behalf of you, and that by using the Services, you agree to be bound by all provisions of the Agreement, including this Agreement and authorize the Company to take any and all actions on your behalf in respect of the Agreement, including entering into this Agreement on your behalf.

3.12 Approvals. In addition to any approvals you are required to obtain pursuant to Section 21.3, you must obtain any governmental or regulatory mandated approvals necessary for you to use the Services, including any labor relations related approvals.

3.13. Security over Real Property. Unless we agree with you in writing, we will not take real property as collateral for amounts you owe us.

4. CREDIT LIMITS

4.1 Credit limit. For each Service, we will establish one total credit limit for all your Card Accounts issued to the Company and all Participants. The Company shall determine an individual credit limit for each Cardholder Account which is part of any of your Card Accounts issued to the Company and all Participants. The individual credit limits for each Cardholder Account, when aggregated, may exceed the total credit limit for all Card Accounts issued to the Company and all Participants. However, this will not increase the total credit limit. Upon your request and if approved by us, we may increase the total credit limit or any individual limit. We may, without prior notice, decrease the total credit limit or any individual limit in our reasonable discretion. We also may, at our discretion, delay in crediting payments received from you against your credit limit if you have only made a partial payment of amounts due or if your payment has not cleared.

4.2 Transactions exceeding the credit limit. You agree not to incur obligations which would cause the total credit limit for all your Card Accounts to be exceeded. We may make available online tools and standard reporting for you to monitor cardholder activity. If you do exceed the total credit limit for all of your Card Accounts, we may refuse any Transactions on all of your Card Accounts. We also may require the entire balance owing on your most recent Billing Statement to be immediately due and payable before we allow for further use of your Card Accounts. If an individual Card limit is exceeded, we may (i) refuse any Transactions as applicable on that Cardholder Account that is individually billed, until a payment is made to reduce the balance below the individual Cardholder's credit limit or, for centrally billed Cardholders, until you increase that Cardholder's credit limit or wait until the next billing cycle for the account credit limit to refresh; and/or (ii) charge you a fee as set out in the schedule of charges currently in effect for you.

5. TRANSACTIONS IN OTHER CURRENCIES

5.1 Currency conversion. If you make a Transaction in currency other than U.S. dollars, Visa or MasterCard will convert the charge or credit into a U.S. dollar amount. The conversion rate on the processing date may differ from the rate on the date of your Transaction. The exchange rate used by Visa will either be (i) a rate selected by Visa from a range of rates available in wholesale currency markets for the applicable central processing date, which rate may differ from the rate Visa receives, or (ii) the government-mandated rate in effect for the central processing date. MasterCard will use an exchange rate of either (i) a wholesale market rate or (ii) a government-mandated rate.

5.2 International Transaction Fee We may add a fee to the U.S. dollar amount of any Transaction that is made in a foreign currency (the "International Transaction Fee"). The International Transaction Fee is set forth in the schedule of charges currently in effect for you and will be rounded up to the nearest penny, cent or centime (as applicable).

6. DISPUTES WITH MERCHANTS AND SUPPLIERS

6.1 Disputes with merchants and suppliers. We will have no liability for goods or services purchased using a Service, or for a merchant's or supplier's failure to honor purchases made with, or for a merchant's or supplier's failure to deliver goods or services purchased using, a Service. If you have any questions, problems or disputes concerning the quality of any goods or services purchased using a Service, a purchase price discrepancy, warranty or other performance issues or any other purchase matter, you must contact the merchant or supplier directly. You may not rely on any claim or dispute concerning the purchase of goods or services using a Service to avoid your payment obligations under the Agreement.

Notwithstanding the foregoing, where we processes any request for a Transaction refund through a card network on your behalf, which for the avoidance of doubt shall be processed in accordance with the operating rules and regulations of such card network, you agree that in a dispute with a merchant or supplier, we will be subrogated to your rights and each Cardholder's rights against the merchant or supplier and you will assign (and cause the Cardholder to assign) to us the right to assert a billing error against the merchant or supplier. You will, and will cause the Cardholder to, do whatever is necessary to enable us to exercise those rights. We may reverse from any Card Account any Transactions relating to the dispute.

6.2 Authorization for Transactions. A merchant or supplier may seek prior authorization from us before completing a Transaction. If you advise us in writing that you desire to prevent Transactions from merchants falling within certain categories we designate in our User Documentation, we will take reasonable steps to prevent authorization of Transactions from other types of merchants. We, however, will not be liable to you if merchants or suppliers nonetheless accept a Card, Convenience Check or Card Account for other types of Transactions, or if authorization for a Transaction is not given. We may also refrain from authorizing a Transaction for any reason whatsoever in our reasonable discretion.

6.3 Forms of Consent. You need to consent to each Transaction (whether by a Cardholder giving consent or otherwise) so that we can verify that it is genuine. A Transaction can be consented to by:

i. using a Card with the relevant card PIN or a signature;
ii. using the account number and other details requested;
iii. presenting a Card to the supplier's terminal if the Transaction is made using contactless technology; or
iv. such other means as you and we may from time to time agree.

We may deem Transactions which have not been consented to in one of the above manners to be unauthorized and we may decline to process such Transactions. This is in addition to any other rights we have to decline Transactions.

7. CONVENIENCE CHECKS

If we provide Convenience Checks with regard to a Card Account, they may not be used to make payment on the Card Account. We may pay a Convenience Check and post its amount to the Card Account regardless of any restriction on payment, including a Convenience Check that is post-dated, that states it is void after a certain date or that states a maximum or minimum amount for which it may be written. Once paid, Convenience Checks will not be returned to you or the Cardholder.

If you wish to stop payment on a Convenience Check, you must call us at the customer service number shown on your Billing Statement and provide such information as we request or is required under the relevant User Documentation. We will stop payment if we receive your request on or before the Business Day before the Business Day on which we would otherwise pay the Convenience Check. The date on which we would pay a Convenience Check may be prior to the date it would post to your Card Account. A stop payment order will remain in effect for up to six months.

8. CARDLESS ACCOUNTS; ACCOUNTS NOT IN NAME OF INDIVIDUAL

We may, at your request, establish a Cardless Account or establish a Card Account with a designation which is not an actual individual, including, designation of a vehicle identification number, license number, department name or "Authorized Representative" on the Card Account. You may provide the number associated with the Cardless Account to your employees and agents.

9. STATEMENTS

9.1 Issue of statements. We will provide to the Program Administrator, or other person you designate in writing to us, a Billing Statement for centrally or corporate billed accounts which will identify each Transaction posted during the billing cycle and the date of the Transaction. The Billing Statement will also list any applicable fees and charges for a Service. For individually billed Cardholder Accounts, we will provide a copy of the Billing Statement covering the use of the relevant Cardholder Account to the appropriate Cardholder at the address which you or the Cardholder provides to us at no additional cost and we will not provide any Billing Statements for those accounts to the Program Administrator. The Program Administrator will have the ability in the online application tool to review and sort all Cardholder activity.

9.2 Review of statements. Once you receive a Billing Statement, you must review it and notify us by telephone (using the appropriate telephone number set out in the Billing Statement), electronic mail, or other method that may be agreed upon by you and us, of any Transaction appearing on that Billing Statement which you consider may have resulted from any Fraud, including Unauthorized Use. You must give us this notice as soon as practicable but in any event not later than 60 days after you receive the Billing Statement. If you opt to have individual statements sent to individual Cardholders, you must ensure that each relevant Cardholder complies with the provisions of this Section 9.2. Subject to the requirements of any applicable laws, if you do not (or if a relevant Cardholder does not) give us notice in accordance with this Section 9.2, we will not be liable for refunding any amounts relating to that Transaction.

9.3 Electronic disclosures. You agree that we may provide or make available Billing Statements and any other disclosures or information by electronic means, including by way of electronic mail or a Website.

10. PAYMENT OF CARD ACCOUNTS; SET-OFF

10.1 Payment of statement amount. You will pay to us the total amount shown as due on each Billing Statement on or before the Payment Due Date shown on the statement. Where we have agreed with you in writing to take payments from Cardholders you must ensure that the relevant Cardholder pays on your behalf. If we do not receive payment in full by the specified due date, in addition to our other rights, we may assess a late fee and finance charge as set forth in the schedule of charges currently in effect for you. You have no right to defer any payment due on any Card Account. For the avoidance of doubt, even if we have agreed to take payments from Cardholders, you will remain solely responsible for and we will collect from you for any amount due which is not paid by a Cardholder.

10.2 Service Fees and Charges. You will pay us each of the fees and charges we assess you, including the fees for each Service, as set out in the schedule of charges currently in effect for you, except as we agree otherwise (in writing) from time to time.

10.3 Electronic management information fees and charges. You will pay us for Software support in excess of that contemplated in the Section 16 of this Agreement. The charges for such extra support will be as specified by us before such charges are incurred or as otherwise agreed by you and us from time to time in writing.

10.4 Account identification. If you or any Cardholder makes any payment to us in connection with a Card Account, you must, or ensure that they must, at the same time provide us with either the account number or the Card number. We shall not be liable for any delay in crediting any such payment or recording any Transaction, or for failing to do so, where this information is not provided to us in accordance with this Section 10.4.

10.5 Payment method. Unless otherwise agreed by us, payments must be made using an Automated Clearing House (ACH) service. As specified by you, we may initiate ACH debits to any deposit account at any financial institution. If you arrange for direct payment by Cardholders, such an arrangement will not change your responsibilities under the Agreement, including your obligation for payment.

10.6 Set-off. Notwithstanding Section 10.8, you grant us a contractual right of set-off in and to all deposits or credit balances now or subsequently maintained with us or any of our affiliates or Subsidiaries. In addition to any other rights of set-off we may have, we may without consulting you set-off any amount you owe us for any recurring or on-going non-payment under the Agreement against such deposit or credit balance whether or not that deposit or credit balance is matured. In connection with this right, you authorize us to enter into an agreement with our affiliates obtaining their authorization to effect such a set-off.

10.7 Transactions outside normal processing hours. If we receive any payment from you or a Cardholder in respect of any statement amount outside our normal processing hours in any jurisdiction to which that payment relates, that payment shall be deemed to have been received by us on the next Business Day. We will provide you with a list of our normal processing hours upon your request.

10.8 Credit balances not permitted on a Card Account. You are not permitted to have a credit balance on any Card Account. If any such credit balance arises (for example, by a refund), then in addition to our rights of set-off, we may retain the credit balance in or towards prepayment of any amount you owe us in the future under the Agreement, or if the amount of the credit balance is material we may, at our option, pay it to you using any method mutually agreed upon between you and us. You also may request that we refund such credit balances to you.

11. LOST OR STOLEN CARDS; UNAUTHORIZED USE

11.1 Unauthorized Use. We may refrain from authorizing any Transaction if:

i. we suspect that the Transaction is or might be fraudulent or unlawful or for the purpose of any fraudulent or unlawful activity;
ii. we suspect that the Transaction constitutes or might constitute Unauthorized Use; or
iii. to authorize that Transaction would cause us to breach any law (including any AML/Sanctions Laws by which we must abide).

11.2 Failure to authorize. Subject to applicable law, we will not be liable to you if we or any other party fails to authorize or declines any Transaction for any reason. If a Transaction is not authorized or declined, you may seek, and we will provide, reasonable assistance in investigating and resolving the declined or unauthorized Transaction.

11.3 Reporting a loss, theft or unauthorized use; assisting with investigations. If you become aware of any Notifiable Event, including actual or suspected loss or theft of a Card, Convenience Check or Card Account or any actual or suspected Fraud, including Unauthorized Use, you must notify us. You must ensure that, if any Cardholder or user of a Card Account becomes aware of any Notifiable Event, that person notifies us.

Any notice to be given by you, a Cardholder or a user of a Card Account must be given to us as soon as practicable but in any event no later than the Business Day after discovering the Notifiable Event, provided that if a Notifiable Event is discovered on a Billing Statement, Section 9.2 will apply. The notice must contain as much information relating to the Notifiable Event as the person giving the notice is able to provide.

Upon a Notifiable Event occurring, you must provide us, and you must ensure that each relevant Cardholder or a user of a Card Account provides us, with such information and assistance as we may request to: (i) investigate that Unauthorized Use; and (ii) (to the extent applicable or required by any relevant Data Protection Laws) communicate the fact of that Unauthorized Use to the relevant Cardholder.

If we receive notice and assistance in accordance with this Section 11.3 (including obtaining any witness statement or similar written, signed statement which we may require from any relevant Cardholders or other users of a Service), then you will not be liable for Transactions resulting from the Notifiable Event. If we do not receive notice or assistance in accordance with this Section 11.3, we may not refund any amounts relating to that Unauthorized Use.

12. LICENSE TO USE YOUR MARKS

Upon your written request, we may place your trademark, tradename, service mark and/or designs ("Company's Marks") on Cards and collateral materials. You will provide the graphics to us in sufficient time to allow for review and approval by us and, if necessary, the respective card association. You grant us a non-exclusive license to use, during the term of the Service, Company's Marks on the Cards and on other materials related to the Card Accounts. If, as you request, we place or amend your Company Marks on the cards or collateral materials, you must pay us in advance any agreed fees, and you agree that the indemnity under Section 24 (Protection from Third Parties-) of this Agreement covers any claim that the use of any Company Marks infringes the intellectual property right of any third party.

13. EXTENSION OF CORPORATE CARD SERVICE TO AFFILIATES

Upon your request and submission of a Participant Account form, we may approve one or more affiliates of which you are majority owner for participation in a Service. Each participating affiliate will have the same rights and obligations as you except that no separate charge limit will be assigned. Your charge limit will apply to Transactions on all Card Accounts, including those of your participating affiliates.

You may terminate an affiliate's participation by giving us written notice and a reasonable time to act on such notice. If an approved Participant is, or will no longer be, majority-owned by you, you agree to notify us immediately, and we may immediately terminate the Card Accounts of such Participant.

14. TERMINATION

14.1 Termination upon notice. We may terminate the Agreement or a Service, or withdraw or suspend any Card or Card Account, upon 60 calendar days' written notice to you, or such longer period as prescribed by applicable law. You may terminate the Agreement or a Service upon 30 calendar days' written notice to us.

14.2 Termination upon specific events. Notwithstanding Section 14.1, we may to the extent permitted by law terminate the Agreement or a Service in respect of you and/or any Participant, or withdraw or suspend any Card or Card Account, with immediate effect, (in which case we may send you notice of the termination, withdrawal or suspension) if any of the following occurs with respect to you, a Participant or a Guarantor:

- You fail to pay any amount pursuant to the Agreement as and when due (whether upon demand, at maturity or by acceleration);
- You breach any other term or condition of the Agreement or any other agreement with us or any of our affiliates or Subsidiaries, including any representation, warranty or failure to deliver information;
- You enter or are placed into liquidation, insolvency, administration, receivership, administrative receivership, bankruptcy, reorganization, judicial management or any other similar procedure (other than in the context of a solvent re-structuring), or any step is taken to do so, or you cease to carry on all or a substantial part of your business or dispose of all or a substantial part of your assets;
- You fail generally to pay your debts as they become due;
- You initiate or enter into any composition or arrangement with your creditors;
- You experience a material adverse change in your financial condition or your ability to perform your obligations under the Agreement;
- You fail to pay or perform any other obligation, liability or indebtedness to any other party;
- There is an entry of a judgment against you which we deem to be of a material nature;
- You experience seizure or forfeiture of, or the issuance of any writ of possession, garnishment or attachment, or any turnover order for any property;
- You fail to comply with any material law or regulation, including any AML/Sanctions Laws.
- You fail to have at least 10 Cards or reusable Cardless Account numbers issued to you at any given time.

14.3 Consequences of termination. Upon any termination of a Service or the Agreement as a whole for any reason set forth in section 14.2: (i) the entire balance outstanding on all Card Accounts with respect to that Service or the Agreement as a whole (as applicable) shall, at our option, become immediately due and payable; otherwise your payment will be due in accordance with the agreed upon payment cycle including any grace period; and (ii) you will immediately destroy, and will instruct all Cardholders to immediately destroy, all Cards and Convenience Checks. Notwithstanding any termination, you will continue to be responsible for paying all Transactions on all of your Card Accounts. After termination, neither you nor any Cardholder may make any further Transactions on any Card Account. If, however, such Transactions are made, you will be liable for them.

14.4 Return/deletion of Materials and Software. If a Service you are using and/or the Agreement is terminated for any reason, you will do the following:

- Stop using any Materials relating to that Service immediately;
- If applicable, erase or delete any Software we have provided relating to the terminated Service to the extent it is stored in your systems; and
- At our option, either return to us or destroy all Materials relating to that Service and certify to us that you have done so.

These obligations will continue after a Service you are using has been terminated.

15. APPLICATIONS LICENSE

15.1 Application of this section. The terms of this Section govern the provision and use of the Applications. Your, and your Cardholders', use of the Applications and any related services means you have read, acknowledge and agree to the terms and the conditions of this Section. You will

ensure that your Cardholders comply with these provisions. We are entitled to grant you licenses (including to your affiliates and Subsidiaries) to access and use the Applications.

15.2 License. The license granted under this Section is a non-transferable, nonexclusive, worldwide, revocable, limited license to access and use the Applications and any related services in accordance with the terms of this Section, in a manner intended for authorized use, and to the extent authorized by us (the "License"). Software provided by us or a third party may be subject to separate license terms, including "click-wrap" terms that you will be required to agree to in order to utilize such services. The License shall terminate upon the occurrence of any one of the following events: (i) the Agreement is terminated for any reason; or (ii) this License is terminated pursuant to Section 15.11 below. Additionally, unless such use is promptly stopped after we have notified you of it, we reserve the right to revoke the License granted hereunder if you or your Cardholders use the Applications and any related services in an illegal or unauthorized manner, including in contravention of these terms. We reserve the right to suspend your and your Cardholders' access to, and use of, the Applications upon prior written notice of a violation of any of these terms. In addition, we may suspend your access to, and/or use of, the Applications immediately without notice where such action may be required to prevent interference with or disruption to services to our other customers, to protect the integrity of our systems, or as may be required by law or regulation.

15.3 Disclaimers. THE APPLICATIONS, RELATED SERVICES, AND INFORMATION PROVIDED PURSUANT TO THE APPLICATIONS ARE PROVIDED "AS IS" AND "AS AVAILABLE." WE AND OUR THIRD PARTY PROVIDERS HEREBY EXPRESSLY DISCLAIM ALL EXPRESS AND IMPLIED WARRANTIES.

15.4 Modifications. We may modify, withdraw or suspend the Applications or any part of it without notice at any time.

15.5 Protection of Software. The Software and all copyright, patent, trademark, trade secret and other rights in them are and will remain the exclusive property of us or our licensors. All such intellectual property in the Software and the related services is protected by applicable copyright, patent, trademark or other intellectual property law. The entire content of the Software is subject to our and our third party providers' intellectual property rights, including copyright with all rights reserved. You acknowledge that the License does not convey or grant any intellectual property or other proprietary right to you, except for the limited license granted hereunder. You will follow our instructions concerning access to the Software through our third party vendor platforms. You will ensure that all Participants and Cardholders comply with instructions provided by us and are responsible for any and all acts and omissions of Participants and Cardholders. You further agree not to engage, and will ensure that your employees and agents do not engage, in unacceptable use of the Applications, including the following activities: (i) creating a false identity or otherwise attempting to mislead any person as to your identity or the origin of any communication transmitted through the Applications; (ii) using accounts, account numbers, or attempting to authorize transactions through accounts for which you do not have full authority to conduct such activities; (iii) disseminating or transmitting any materials or messages that do not pertain to the intended use of the Applications or that contain anything that is obscene, defamatory, harassing, offensive, or malicious; (iv) disseminating or transmitting files, graphics, software, or other material that actually or potentially infringes the intellectual property right of any person or entity; or (v) interfering with, disrupting, or attempting to gain unauthorized access to information or other accounts through the Applications hosted by us or our third party vendors and made accessible to you. We may rely on the instructions of any Authorized Users and we will have no liability following any such instruction. You are responsible for all actions taken by Authorized Users with regard to the Applications.

15.6 Accessibility - Your computer systems. Subject to the terms of this Section 15, we will make the Applications available over either the internet or through an intranet site to allow you to electronically and remotely access the Applications. You will provide at your own expense, all necessary telephone lines, internet connections, equipment, software (including a compatible web browser), and services for you to effectively access the Applications. Your access to the Applications will be controlled by a user name and password, as well as the authorization approved by your Program Administrator.

15.7 Infringement Protection. Notwithstanding Section 22 of this Agreement and except as otherwise provided in this Agreement, we will defend at our own expense or settle any action brought against you to the extent it is based your use of the Applications and the Software including, our entitlement to allow your use of the Applications or your use of the Applications infringe any copyright, patent, trade secret or trademark of any third party in the jurisdictions where you are using the Applications, and we will pay all actual and direct costs and damages finally awarded in any such action. Our obligations under this protection are subject to (i) prompt notice from you of any such claim or action; (ii) your not having made any admission of liability or agreed to any settlement or compromise; (iii) your providing to us, in a prompt and timely manner, the documents, information and assistance we reasonably request; (iv) our having sole control of defending such claim or action; (v) your having used the current version of the Applications, as provided to you by us, in compliance with this Agreement; (vi) your using the Applications only in the manner for which the Applications were designed; (vii) your not modifying the Applications; (viii) your not incorporating the Applications with products not approved by us; and (ix) the claim or action is not due to your negligence or willful misconduct. You acknowledge and agree that our obligations under this infringement protection are our only obligations to you with respect to any infringement claim in connection with your use of the Applications.

15.8 Software updates. We may provide upgrades or new releases of Software which we make generally available to our other customers to whom we license the same Software, which will be deemed part of the Applications once we have delivered or made it accessible through our third party vendors to you.

15.9 Training. At your request, we will use commercially reasonable efforts to train persons to use the Software, but we will not bear any responsibility for such training. You will be deemed to have accepted the Software upon its installation, once it is made available to you, or on your use of the Software.

15.10 Software problems. You will inform us of all errors, difficulties or other problems with the Software of which you become aware. We will make all reasonable efforts to promptly fix or promptly provide workarounds for any material errors reported to us. We may request your reasonable cooperation in resolving any such errors, difficulties or other problems by providing us an overview of input, output and all other data we may reasonably request in order to reproduce operating conditions similar to those present when such errors, difficulties or other problems were discovered.

15.11 Termination of license. Your license to use the Applications will terminate automatically if you breach a term of this Section 15. If, for whatever reason, we cease to be entitled or permitted to license any Applications to you, the License shall immediately terminate. Where possible we shall provide you with reasonable prior notice of this. In addition, if you breach any of your confidentiality obligations with respect to the Applications, we may seek any and all remedies provided by law or equity.

15.12 Limitations. You acknowledge that the Applications have not been produced to meet your specific requirements and have not been tested in every possible combination and operating environment. You agree that the United Nations Convention on Contracts for the International Sale of Goods shall not apply to our provision to you or your use of any Software and/or Materials.

16. CHANGES TO A SERVICE

16.1 Requests for changes. You may request us at any time to change the processing instructions for a Service. We are not obligated to implement any requested changes until we have had a reasonable opportunity to act upon them. In making changes, we are entitled to rely on requests purporting to be from you. For certain changes, we may require that your requests be in writing, in a form and manner acceptable to us, or be from an authorized person you designate. In addition, certain requests for changes may be subject to our approval.

16.2 Our right to make changes. If due to events outside of our control (including regulatory, card network or market conditions), we may change, add or delete any of the terms of the Agreement (including the schedule of charges currently in effect for you) and/or any terms, conditions and/or pricing and/or rebates applicable to a Service by providing 60 days' notice to you in writing or by electronic means. All such changes will be effective as of the date set forth in such notice. Your continued use of or failure to terminate the Service after the effective date of the change will indicate your agreement to the change. Any other changes shall be mutually agreed upon in writing between the parties.

16.3 Right to terminate. If you disagree with our proposed changes, you may terminate the Agreement in accordance with its terms by providing us with 30 days' advance written notice as set out in Section 14.1 at no additional cost.

If you serve notice on us under this Section 16.3 at least 30 days before our proposed changes are due to come into effect, then unless required by law our proposed changes will not take effect and the Agreement will continue unamended until it terminates pursuant to your notice.

If you serve notice on us under this Section 16.3 less than 30 days before our proposed changes are due to come into effect, then we are entitled (in our absolute discretion) to choose that:

i. our proposed changes will not apply to the Agreement and the Agreement will terminate on the date on which those changes would otherwise have come into effect (as long as that date is no later than 30 days after the date of your notice); or
ii. our proposed changes will not apply to the Agreement and the Agreement will terminate 30 days after the date of your notice; or
iii. our proposed changes will apply to the Agreement with effect from the date on which they are due to come into effect and the Agreement will terminate 30 days after the date of your notice, but, if as a result of the changes you incur any additional fee, charge, expense or other liability, we will promptly apply a corresponding credit to your account with us so as to put you in the same position in which you would have been had the proposed changes never taken effect.

17. ANCILLARY SERVICES

17.1 Adding services. Upon your request and our approval we may provide additional services to you and such participants as we may agree from time to time. Such services may be subject to additional terms and conditions.

17.2 Receipts imaging service. You may elect to use our receipts imaging service whereby you send us copies of your transaction receipts, which we will electronically store for you (the "receipts imaging service"). It is your obligation to send us legible copies of your transaction receipts. You acknowledge and agree that we will not review the transaction receipts and that you are responsible for retaining the original receipts. Notwithstanding Section 22, we will not be liable for damages if the images are illegible or blank or for failure to provide copies by a given time or for failure to provide copies we are not reasonably able to provide. Images will be made available to you by website at such times as may be set forth in the applicable user documentation or as otherwise established by us. There is no charge for this service. We may delete any images we hold for you after seven (7) years from our receipt of the relevant Transaction receipt without notice to you. Upon termination of this Agreement you will no longer have access to any images we hold for you, and we may delete all images we hold for you without notice.

17.3 File feeds to third parties. You may request us to send certain program data to your third party servicers. We will do so on the basis that you have reviewed and accepted our standard file layout and you agree that any file transfer shall only be in such standard file layout. You agree to indemnify, defend and hold us, our successors and permitted assigns, our affiliates and their respective directors, officers, agents and employees harmless from and against every claim, demand, proceeding or suit, and from every liability, loss, damage, cost, charge, expense (including any

actions or expenditures required by law or regulations, reasonable attorney, auditor and other fees, and costs) whether or not material, liquidated, contingent or prospective in nature, arising out of, resulting from or related to our compliance with your data transfer request.

17.4 Fee Increases. You acknowledge and agree that any changes to the services which you request and use pursuant to this Agreement may increase the fees which you are required to pay to us in accordance with the Payment of Card Accounts section of this Agreement.

18. ADDITIONAL COSTS AND TAXES

18.1 Relevant taxes. You and we agree that the issuance of any Card Account to you or any Card to a Cardholder or any other person pursuant to the Agreement shall be deemed exclusive of any applicable value added tax, any tax or duty that applies or is levied on the issue of any Card, or any similar tax, levy, duty or impost (a "Relevant Tax") and that, where any Relevant Tax is levied on the issue of any Card or Card Account (or on any other Service or product provided by us under or pursuant to the Agreement), we may issue an appropriate invoice for the Relevant Tax addressed to you, and you must promptly pay to us the amount specified in that invoice.

18.2 Other duties and taxes. Where any tax, levy, duty or impost of any kind is applied or levied on the issue or import of any Card into any territory (an "Import Tax"), you must promptly indemnify, keep us indemnified and hold us harmless in full against and for the amount of the Import Tax applied or levied. Where any tax, levy, duty or impost of any kind is applied or levied on the execution, delivery or performance of the Agreement (a "Contract Tax"), you must promptly indemnify and keep us indemnified and hold us harmless in full against and for the amount of the Contract Tax applied or levied.

18.3 Withholding tax. You may be required to make withholding tax payments or other deductions on account of tax from any amounts which you are required to pay to us under the Agreement (a "Withholding Deduction"). Where any individual Cardholder or any individual who holds a Cardless Account makes any payment to us under the Agreement, that person may also be required to make a Withholding Deduction. You must ensure that you (or the relevant Cardholder or other relevant individual) make all Withholding Deductions where required to do so. You must also inform all individual Cardholders and all persons holding a Cardless Account who use or may use a Service of the circumstances in which they must make a Withholding Deduction. You must indemnify us, keep us indemnified and hold us harmless against all losses, costs, expenses and damages which we incur or are reasonably likely to incur as a result of you, any individual Cardholder and/or any other relevant individual failing to make any Withholding Deduction when required.

18.4 Gross-up. If any sum payable to us under the Agreement is subject to any tax, impost, duty, levy, deduction, set-off, counterclaim, contribution or withholding of any nature whatsoever (wherever in the world imposed), including any and all related penalties, charges and interest (in each case a "Tax Deduction"), the amount of the payment due shall be increased to an amount which (after making any Tax Deduction) leaves an amount equal to the payment which would have been due if no Tax Deduction had been required.

19. COMMUNICATIONS; NOTICES

19.1 Giving notices. Any written notice or other written communication to be given under the terms of this Agreement will be sent to us at the address we specify in writing. Notices are effective upon receipt, except as otherwise provided in this Agreement or any Materials. If you are a Participant, you agree and acknowledge that any notice we provide to the Company shall be deemed to be given to you.

19.2 Monitoring of phone calls. You agree that we may electronically monitor and/or record any telephone or other electronic communications (whether by telephone, short message service (SMS) message, multimedia messaging service (MMS) message or any other form of telephonic text message, electronic mail or otherwise) with you in those jurisdictions which permit that practice. If our records about any such communication are different from yours, our records are presumed to be correct, but such presumption may be rebutted by you.

19.3 E-mail Communications. If you choose to use unencrypted electronic mail to initiate payment requests or other instructions or otherwise communicate with us, your use of such electronic mail with respect to a Service will be subject to the terms and conditions of this Agreement and will comply with the applicable User Documentation. In addition, you agree to bear the risk that such electronic mail may be corrupted, modified, garbled or hacked or its confidentiality may be breached by a third party and the risk that we will rely on such mail, which appears to be from you but which is unauthorized, and that such reliance may result in a loss. In addition, you agree that we may rely on the integrity of facsimile transmissions that you send us, and you agree to bear the risk that the information we receive differs from that sent to us, and that such reliance may result in a loss. In the event that an electronic transmission or facsimile transmission is unclear or if we become aware that it is not an authorized communication from you, we will not act on such transmission and will contact you to clarify any intended content of such transmission.

20. CONFIDENTIALITY AND MATERIALS

20.1 General. We acknowledge that information we obtain from you in connection with a Service we provide to you under the terms of the Agreement may be Confidential Information. You acknowledge that the Agreement, our pricing information, and the Materials shall be considered to be our Confidential Information. You also acknowledge our claim to proprietary rights in the Materials and our Confidential Information and that the Materials and our Confidential Information constitutes our "trade secrets" or trade secrets of our licensors or vendors.

20.2 Restrictions. In respect of a party's Confidential Information, the other party will:

i. Safeguard the Confidential Information at all times;
ii. Establish and maintain procedures to assure the confidentiality of the Confidential Information and any password or code;
iii. Use the Confidential Information only for the purposes for which we provide them; and
iv. Notify the other promptly by telephone, confirmed in writing, if any Confidential Information is lost or its confidentiality is compromised.

Neither party will, nor will allow anyone else to, do any of the following without the other party's prior consent:

i. Disclose any Confidential Information of the other party to any person or entity, except to its employees and agents with a need to know the Confidential Information.
ii. Make any copies, in whole or in part, of Confidential Information of the other party in whatever form or medium (electronic, printed or otherwise) in which they may exist from time to time, except as provided in this Agreement.
iii. Translate, reverse engineer, disassemble or decompile any Software or security devices of the other party.

20.3 Use of the Materials. You have sole responsibility for the custody, control and use of all Materials. You must ensure that no individual will be allowed to initiate a request or other instruction contemplated in the Agreement or to have access to any Materials without proper supervision and strict security controls to ensure that the Materials are only used in accordance with this Agreement. If the Service requires use of user identification codes or passwords, we will be entitled to rely on the correct user identification codes and passwords, as described in the relevant User Documentation and shall not be responsible for any loss resulting from our correct use of such data.

20.4 Exceptions. This section does not limit either your or our ability to disclose information (i) that the other party has approved by prior writing for disclosure; (ii) that is disclosed to its professional advisors or auditors; (iii) that becomes public other than through a breach of these confidentiality obligations; (iv) that was in its possession or available to it from a third party prior to its receipt of it in connection with a Service; (v) which is obtained by it from a third party who is not known by it to be bound by a confidentiality agreement with respect to that information; (vi) as required or requested by any securities exchange or regulatory body to which you or we are subject or submits, or (vii) as otherwise required to be disclosed by law or by legal or governmental process. In addition, either party may disclose to its offices, affiliates, officers, employees and agents (and those offices, affiliates, officers, employees and agents may disclose) such information as permitted under this Section or to otherwise carry out its duties or exercise its rights under the Agreement. This section also does not limit our ability or that of our affiliates to access and use transaction data related to a Service provided to you in connection with the management of our or their business.

20.5 No Use of Name. Neither you nor we will use the other's name or refer to the other directly or indirectly in any solicitation, marketing material, advertisement, news release or other release to any publication without receiving the other's specific prior written approval for each such use or release, except that we may use your name as a reference in service proposals if we obtain your prior written approval for use.

20.6 Damages insufficient remedy. You and we acknowledge that damages may not be an adequate remedy to protect the other party against breach of this Section 20 of the Agreement. You and we agree that the other party may seek injunctive or other equitable relief in respect of a breach of Section 20 of the Agreement.

20.7 Survival. The obligations enumerated in this Section 20 continue after the Service you are using and/or the Agreement is terminated.

21. INFORMATION SECURITY/DATA PROTECTION

21.1 Overall Data Security Regulations. As a financial institution, we are required to comply with the information security standards established under national and international legal and regulatory requirements applicable to us. We are evaluated regularly for compliance with these obligations by various US and international regulators as applicable.

21.2 Security and Confidentiality. We maintain an Information Security Policy that:

i. contains appropriate administrative, technical and physical safeguards designed to protect against Information Security Events;
ii. conforms as required to the requirements of applicable Data Protection Laws; and
iii. sets forth policies and procedures that are designed to be consistent with, to the extent applicable to the Services, PCI-DSS standards; the card networks rules and regulations; and Financial Services Industry Best Practices.

21.3 Data Protection. You hereby represent and warrant to us now and on each day on which we provide a Service to you that you are in compliance with all Data Protection Laws and where required under such Data Protection Laws you will maintain at all times during the term of the Agreement a valid registration or authorization with any applicable Data Protection Authority. You shall inform us of any requirement of which you are aware which would require us to be registered or authorized with any applicable Data Protection Authority in order to provide the Services to you. You shall obtain on your and, as applicable, our behalf all necessary and valid consents, including Cardholder consents, and provide all necessary data protection notices in order for us to process the Personal Data using such forms as we may prescribe for the purposes described in the Agreement, and to disclose the Personal Data to the types of recipients described in the Agreement, including if applicable where the recipients are located outside of the EEA . You shall retain, and upon request provide us with, copies of such notices and consents. With regard to our processing of Personal Data, we will comply with our obligations as a financial institution as set out in Section 21.1 and all applicable Data Protections Laws.

We may process Personal Data for the following purposes:

i. to provide and manage the Services;
ii. to help monitor, assess and carry out statistical product analysis and development;
iii. to develop for our own use internal data on the types of clients and the markets we service;
iv. to perform system testing and training;
v. to manage our business;
vi. as part of any internal or external audit or compliance review that we or any of our affiliates may undertake;
vii. to help prevent crime, fraud and terrorism; and
viii. to comply with card networks rules and all applicable laws and other legal and regulatory requirements.

We will never use Personal Data for direct marketing to Cardholders.

You agree that we may disclose Personal Data to:

i. our affiliates, agents, auditors and service providers;
ii. card networks and fraud prevention agencies;
iii. to any other person if legally required, including to law enforcement agencies, authorities, regulators and courts; and
iv. any other person to whom we may transfer or intend to transfer, assign or sell any of our rights or obligations under the Agreement.

Any disclosures of Personal Data that we make will be made in compliance with applicable Data Protection Laws.

Where we are deemed to be processing Personal Data on your behalf, we agree to the following:

i. We will process the Personal Data only as required for the purposes providing the Services or as otherwise set out in the Agreement. We will only act on your instructions in relation to the processing of the Personal Data in accordance with the terms of the Agreement. You are responsible for providing us with any relevant instructions concerning the Processing of Personal Data in connection with Services.
ii. During the term of the Agreement, we take appropriate technical and organizational measures to protect the Personal Data against accidental or unlawful destruction or accidental loss, alteration, unauthorized disclosure or access and against other unlawful forms of processing having regard to the state of technological developments and the cost of implementing those measures, so as to ensure a level of security appropriate to the harm that may result from breach of those measures and the nature of the Personal Data to be protected. In addition, we will ensure that our staff processing Personal Data hereunder keep any Personal Data strictly confidential and not use such Personal Data for any other purposes other than for the provision of Services to you or as otherwise set out in the Agreement.

You acknowledge and agree that data processing related to a Service and your Card Accounts may take place in countries other than those where you and your accounts with us are located. You further understand that information concerning your relationship with us may be available on our electronic data system both for information management purposes and in order to enable you to benefit from our electronic banking services. You understand and agree that, as a result, your banking relationship information may be available to some of our officers outside the country or countries where you and your accounts are located. You authorize us to transmit your banking relationship information across national borders, notwithstanding the banking secrecy laws of any of the countries involved, as necessary or appropriate to provide a Service.

21.4 Security Policy. Our Information Security Policy has been approved by our management and is published and communicated to our Workforce. We have procedures designed to ensure that our Extended Workforce are subject to similar policies and processes. We conduct periodic risk assessments to identify and assess reasonably foreseeable internal and external risks to the security, confidentiality and integrity of electronic, paper and other records containing CPI. We require our Extended Workforce to have a similar risk assessment process. The remainder of this Section 21 sets out the key aspects of our Information Security Policy.

21.5 Organizational Security. All information is stored in the United States for programs in the United States and Canada. Such information may be accessed by our Workforce and any Extended Workforce from locations within or outside the United States. Our Information Security Policy applies to all such access. We include, as part of our agreements with any Extended Workforce that has access to CPI, provisions that are consistent with those set out in this Section 21.

21.6 Human Resources Security. We take reasonable steps to ensure that our Workforce is aware of our obligations in the provisions of the Services and Applicable Data Protection Laws, including that any unauthorized processing or disclosure of the CPI may lead to disciplinary action under their contract of employment or other contractual arrangements. Prior to receiving access to CPI, the Workforce and any Extended Workforce receive appropriate security awareness training and recurring security awareness training at appropriate intervals. The access rights of our Workforce with access to Information Processing System(s) or media containing CPI are removed upon termination of their employment, contract or agreement, or adjusted upon change of job function in accordance with the Information Security Policy.

21.7 Physical and Environmental Security. We protect all areas that contain Information Processing System(s) or media containing CPI by the use of security controls deemed appropriate by us.

21.8 Communications and Operations Management. We use detection, prevention, and recovery controls which are consistent with Financial Services Industry Best Practices to protect against malicious software and attacks, and train our Workforce on the prevention and detection of

malicious software and attacks. We dispose of any paper, electronic or other record containing CPI using all reasonable steps to destroy (based on our determination of the sensitivity of the information) the CPI. To protect the confidentiality and integrity of CPI in transit, we use encryption tools that are consistent with Financial Services Industry Best Practices, to encrypt records and files containing CPI that we: (i) transmit or send wirelessly across public networks; (ii) store on our laptops; (iii) where technically practicable, store on allowed portable devices; and (iv) store on any device that we authorize to be transported outside of our physical or logical controls. We use appropriate measures to safeguard the security and confidentiality of all encryption keys associated with encrypted CPI.

21.9 Access Control. To protect CPI from the risks inherent in mobile computing and remote access, we perform a risk assessment which, at a minimum, is designed to identify and mitigate risks to CPI from mobile computing and remote access, maintain a policy and procedures for managing mobile computing and remote access, and use security controls that are consistent with Financial Services Industry Best Practices to manage authentication of mobile and remote users.

21.10 Information Systems Acquisition, Development and Maintenance. To protect Information Processing System(s) and system files containing CPI, we restrict access to source code to authorized users whom we have determined have a need to know such CPI in the performance of their duties.

To protect Information Processing System(s) and system files containing CPI, we:

i. Use a change control process which is consistent with Financial Services Industry Best Practices to implement Information Processing System(s) changes; and
ii. Use security controls which are consistent with Financial Services Industry Best Practices.

21.11 Information Security Event Management. We maintain an incident response plan that addresses handling of Information Security Events. In accordance with such incident response plan, we will:

i. Provide you prompt, but in no event later than (2) Business Days of becoming aware thereof, notice of any Information Security Event documented and verified by us as part of our standard incident response process that involves, or which we reasonably believe involves, the unauthorized access, use or disclosure of your CPI.
ii. Such notice shall, to the extent we are legally allowed, summarize in reasonable detail the Information Security Event and the corrective action taken or to be taken by us, if known at that time. We will promptly take all corrective action deemed necessary or appropriate by us.

21.12 Business Continuity Management. In order to protect the confidentiality and availability of CPI, we maintain a business continuity management program that is consistent with Financial Services Industry Best Practices which we update and test at planned intervals and as required.

21.13 Security Assessments. We permit your representatives to perform one on-site or written assessment of the security controls used at our data processing and business facilities. Such assessments will be performed during regular business hours, at a date and time agreed to by both parties, and will not require access to Information Processing System(s). Such assessments will be subject to our security policies, procedures, and restrictions, including restrictions on access to data centers, the ability to perform hands-on testing, and copying of certain materials.

We scan internal and external facing Information Processing System(s) with applicable industry standard security vulnerability scanning software (including network, server, application and database scanning tools) at a minimum once per month and perform mitigations that we deem appropriate to address issues identified.

We perform a comprehensive application penetration test and security evaluation of all websites used to store, access, or process CPI prior to use and at least annually thereafter.

21.14 De-identification of Personal Data Used in Non-Production Environments. We perform De-identification of all Personal Data prior to storing, accessing, or processing the information in environments other than in our production environments or those of our Extended Workforce, provided that we do not do so if:

i. The security controls used in the environment are equivalent to the security controls used in the production environment.
ii. De-identification would interfere with the resolution of a current production failure.
iii. De-identification would interfere with an atypical, short-term, non-production activity (e.g., near-production final testing) where De-identification would distort the results of the activity; or
iv. De-Identification would interfere with our legal or regulatory obligations.

22. LIMITATION OF LIABILITY

22.1 Indirect and other loss. Subject to the remaining provisions of this Section 22, we are liable to you only for actual damages incurred as a direct result of our failure to exercise reasonable care in providing a service. In no event will either party be liable for any indirect, consequential or punitive loss, damage, cost or expense of any nature. In addition, to the extent permitted by applicable law, in no event shall either party be liable for any economic loss or damage, expense and loss of business, profits or revenue, goodwill and anticipated savings, loss of or corruption to the other party's data, loss of operation time or loss of contracts, even if advised of the possibility of such loss, damage, cost or expense.

22.2 Failure to authorize. You acknowledge that we shall have no obligation or liability to you or any Cardholder where:

i. any third party fails to honor any payment or transaction requested in connection with a Card, Card Account or Convenience Check (if applicable); or

ii. we refuse or fail to authorize the use of any Card, Card Account or Convenience Check (if applicable).

22.3 Acts and omissions. Neither party will be responsible for the acts or omissions of the other's officers, employees or agents (including but not limited to the amount, accuracy, timeliness or authorization of any instructions or information received). We will not be responsible for the acts or omissions of any other person or entity, including any clearing-house, card network or processor, any U.S. Federal Reserve Bank or any other country's central bank, any other financial institution or any supplier (except for our suppliers providing the Services under this Agreement), and no such person or entity will be deemed our agent.

22.4 Subsidiaries and other persons. If you permit any Subsidiary or other person to access one of our Service installations on your premises through use of a remote-access software package, we will not be responsible or liable for such Subsidiary or person's use or misuse of our Service or access to accounts owned by you and for which you did not authorize that Subsidiary or person to have access via your installation. We may and will treat all instructions and information received by us through this arrangement as provided by and for the benefit of you and subject to all our rights under this Agreement with respect to a Service.

22.5 Force majeure. Neither you nor we will be liable for and will be excused from any failure or delay in performing our respective obligations for a Service if such failure or delay is caused by circumstances beyond the control of the other party, including any natural disaster (such as earthquakes or floods), emergency conditions (such as war, riot, fire, theft or labor dispute), legal constraint or governmental action or inaction, or for the act, omission, negligence or fault of the other.

22.6 Compliance with law. Neither party will be liable for any failure to act on its part if such party reasonably believed that its action would have violated any law, rule or regulation.

23. PROTECTION FROM THIRD PARTIES

You will indemnify us, keep us indemnified and hold us harmless from and against any and all liabilities, claims, costs, expenses and damages of any nature (including legal expenses) arising out of or relating to disputes or legal actions by parties other than you and us concerning a Service, including your negligence or willful misconduct. The obligations contained in the preceding sentence will continue after the Service you are using and/or the Agreement is terminated for claims that arise based on events occurring during the use of the Services. This Section 23 does not apply to any cost or damage attributable to our gross negligence or intentional misconduct.

24. GOVERNING LAW

The Agreement and the Services are governed by the United States laws respecting national banking associations and, to the extent not covered by those laws, by the laws of the State of North Carolina, without reference to that state's principles of conflicts of law, regardless of where you reside or where a Cardholder resides or uses a Card Account.

25. RESOLUTION OF DISPUTES

Any dispute or controversy concerning your use of a Service or the Agreement will be decided by binding arbitration conducted in the United States of America (except as you and we expressly agree otherwise) in accordance with the United States Arbitration Act (Title 9, U.S. Code) under the Commercial Arbitration Rules of the American Arbitration Association. Under these procedures, the dispute is submitted to a neutral person for determination in place of a trial before a judge or jury. Judgment upon the award made by the arbitrator may be entered in any court having jurisdiction. Either you or we may exercise self-help remedies or obtain provisional or ancillary remedies from a court. You or we may exercise or obtain these remedies at any time, even while the arbitration or trial by a judge is pending. By exercising or obtaining any such remedies, neither you nor we waive the right to request that a dispute or controversy be decided by arbitration or trial by a judge.

26. SEVERABILITY

If any provision of the Agreement or its application to any person or set of circumstances is determined to be invalid, unlawful, void or unenforceable to any extent, the remaining provisions of the Agreement and their application to any other persons or circumstances shall not be impaired or otherwise affected and shall continue to be valid and enforceable to the fullest extent permitted by law.

27. WAIVER

No delay or failure to exercise any right or remedy under the Agreement shall be deemed a waiver of such right or remedy. No waiver of a single breach or default under the Agreement shall be a waiver of any other breach or default. Any waiver under the Agreement must be in writing.

28. YOUR REPRESENTATIONS AND WARRANTIES

You represent and warrant to us now and on each day on which we provide a Service to you that:

(i) you are a body corporate acting within the scope of your ordinary course of business and you are not a "consumer" for the purposes of any consumer credit legislation, or regulatory guidance or codes of conduct applicable to consumers (and, if you believe that you have or may become a "consumer" for any of those purposes, you will notify us immediately of that fact). Further, you acknowledge that you will not be treated as a consumer for purposes of the Agreement, and laws and regulations relating to consumer protection shall not apply;

(ii) the Agreement and its provisions constitute and create legal, valid and binding obligations on you which are enforceable in accordance with their terms;

(iii) your performance of your obligations will not violate any law applicable to you or facilitate any unlawful transactions, for example those prohibited by the Unlawful Internet Gambling Enforcement Act, 31 U.S.C. Section 5361 et seq;

(iv) you are in compliance with all AML/Sanctions Laws and are not aware of any breach by you or your Cardholders of any such laws;.;

(v) the debiting of any account as provided in the Agreement is not inconsistent with any restriction on the use of that account;

(vi) you have obtained all approvals and authorizations required to enable you to enter into, deliver and perform the Agreement and the transactions contemplated under it, including but not limited to any authorizations required from any applicable third party to allow you to transfer funds and access information from that party's account; and

(vii) there are no bona fide proceedings, tax claims or disputes pending or threatened against you in respect of which, if judgment is given against you, would materially affect your financial condition or ability to pay us under the terms of this Agreement;

(viii) if you are a Participant, you have authorized the Company to take any and all actions on your behalf related to the Agreement and any Services you receive, including binding you to the terms of this Agreement; and

(ix) the person executing the Agreement has full authority, permission and approval to execute and bind the Company and Participants. You will not dispute such authority, permission and approval regardless of whether you have provided board resolutions or similar documentation to us.

29. ASSIGNMENT

You may not assign the Agreement, or transfer any right or delegate any duty or performance under the Agreement, without our prior written consent, which shall not be unreasonably withheld. Any purported assignment by you of rights or delegation by you of obligations contrary to the provisions of the Agreement shall be void. We may assign our rights and delegate our obligations to a third party. If we do so, we will provide notice to you.

30. AGREEMENT

30.1 Entire agreement. The Agreement and the schedule of charges in effect for you, as amended from time to time, constitute and represent the entire agreement between you and us regarding a Service we provide to you anywhere in the world and supersede and extinguish all prior agreements, understandings, representations, warranties and arrangements of any nature (including requests for proposals and other sales material), whether oral or written, between the parties relating to a Service. The Agreement controls in the event of any conflict between it and any relevant User Documentation or any other document.

30.2 Successors and assigns. The Agreement shall be binding upon and inure to your and our benefit and to the benefit of your and our respective successors and permitted assigns.

30.3 Third parties. Except for any person or entity to whom this Agreement provides any express indemnity or covenant, you and we do not intend that the Agreement shall confer any right or benefit on any person or entity who is not a party to the Agreement (including any right or requirement to consent to any variation, amendment or termination of the Agreement), and any and all laws or regulations conferring such rights or benefits are hereby excluded (to the maximum extent permissible). Nothing contained in the Agreement shall create any agency, fiduciary, joint venture or partnership between you and us.

IN WITNESS WHEREOF, each of the parties has caused this Agreement to be executed as of the Effective Date, by its duly authorized officer(s).

COMPANY

_____
(COMPANY'S LEGAL NAME)

By: _____
(Signature)

Name: _____
(Print or Type)

Title: _____
(Print or Type)

Address for Notices:

_____

_____

_____

_____

BANK OF AMERICA, N.A.

_____

By: _____
(Signature)

Name: _____
(Print or Type)

Title: _____
(Print or Type)

Address for Notices:

Bank of America

Bank of America Office Park

Mail Code FL9-200-02-04 Resolution Services

JACKSONVILLE, FL, 32256