

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*Don Aley  
Charles Buzzell  
Lew Collins  
James Derezinski  
Marvin Engle  
Bill Gill*

*Louis A. McMurray  
Robert Scolnik  
I. John Snider  
Roger C. Wade  
Stephen Wisniewski*

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

### **Organizational Meeting**

**January 4, 2007  
3:30 P.M.**

**County Clerk, Karen Buie, Presiding**

The Organizational Meeting of the Board of Commissioners was called to order by County Clerk, Karen Buie. The pledge of Allegiance was recited in unison followed by the invocation given by Commissioner Snider.

#### **Roll Call**

Present: Aley, Buzzell, Collins, Derezinski, Engle, Gill, Scolnik, Snider, Wade

Excused: McMurray, Wisniewski

Absent: None

#### 2007-1      **RESOLUTION AUTHORIZING THE ADOPTING OF THE RULES OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS FOR 2007**

Moved by Engle, seconded by Wade, to adopt the Resolution authorizing the adoption of the Rules of the Muskegon County Board of Commissioners for 2007.

#### Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

#### 2007-2      **NOMINATION OF DEREZINSKI FOR CHAIR**

Moved by Buzzell, seconded by Engle, to nominate James Derezinski for Chairman of the Muskegon County Board of Commissioners.

2007-3      **CLOSE NOMINATIONS AND CALL FOR UNANIMOUS VOTE**

Moved by Aley, seconded by Snider, to close Nominations and call for unanimous vote.

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

**There being no unanimous vote, Roll Call vote on item 2007-2 Election of Derezinski as Chairman** of the Muskegon County Board of Commissioners:

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Gill, Scolnik, Snider, Wade

Nays: None

**Motion Carried**

**Chairman Derezinski, Presiding at 3:42 p.m.**

Chairman Derezinski welcomed Lew Collins, new County Commissioner for District 6, and his guests.

2007-4      **NOMINATION OF JOHN SNIDER FOR VICE-CHAIR**

Moved by Scolnik, **seconded by Engle**, to nominate Engle **Snider** for Vice-Chairman of the Muskegon County Board of Commissioners.

2007-5      **CLOSE NOMINATION FOR VICE-CHAIRMAN**

Moved by Engle, seconded by Scolnik, to close Nomination for Vice-Chairman

**Motion Carried**

**Roll Call vote on item 2007-4 Election of Snider as Vice-Chair** of the Muskegon County Board of Commissioners:

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Gill, Scolnik, Snider, Wade

Nays: None

**Motion Carried**

2007-6      **ADOPT 2007 CALENDAR**

Moved by Engle, supported by Aley, to adopt the annual calendar.

**Motion Carried**

2007-7      **APPROVAL OF BOARD STANDING COMMITTEE APPOINTMENTS**

Moved by Engle, supported by Snider, to approve the Board standing committee appointments as presented.

Roll Call

Ayes: Wade, Scolnik, Buzzell, Derezinski, Engle, Snider, Collins, Aley

Nays: Gill

**Motion Carried**

Chairman Derezinski noted a questionnaire was sent to all Commissioners as to committee assignments. There is concern that some members are on several committees and some are on very few. There are some committee's that are lacking members that will need appointments soon – please review the list and make recommendations to Mary Villanueva.

Mary Villanueva, County Administration, noted citizen appointment applications are available for review and these appointments will be made at the second Full Board meeting of January, 2007. Appointments for Solid Waste Planning Committee has been advertised a couple times but very few applicants have come in - these appointments are designated by statute for certain areas.

Commissioner Aley, inquired as to County Commission representation on the Library Board now that the Library has been separated from the County. Discussion ensued as to the value of County representation, some positive, some negative. Corporate Counsel will investigate and report back to the Board.

**Audience Participation**

Mark Mangionie addressed the Board regarding Responsible Contractor Policy.

Adjourned at 3:52 p.m.

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Karen D. Buie, County Clerk

/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

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*Lew Collins*

*Bill Gill*

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*I. John Snider, Vice-Chairman*

*Robert Scolnik*

*Roger C. Wade*

*Marvin Engle*

*Stephen Wisniewski*

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

### **Regular Meeting**

**January 11, 2007**

**4:10 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

### **Roll Call**

Present: Aley, Buzzell, Collins, Derezinski, Engle, Gill, Wade

Excused: McMurray, Scolnik, Snider, Wisniewski

Absent: None

2007-8      **APPROVE AGENDA**

Moved by Engle, seconded by Aley, to approve the Agenda adding Public Works.

**Motion Carried**

2007-9      **APPROVE MINUTES OF DECEMBER 19, 2006**

Moved by Engle, seconded by Buzzell, to approve the minutes regular meeting of December 19, 2006.

### Roll Call

Ayes: Wade, Engle, Derezinski, Collins, Buzzell, Aley

Nays: Gill

**Motion Carried**

2007-10 **AUTHORIZE THE SHERIFF'S OFFICE TO APPLY FOR THE CALENDAR  
YEAR 2007 MARINE SAFETY GRANT**

CPS07/01-01

The Courts and Public Safety Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Sheriff's Office to apply for the calendar year 2007 Marine Safety grant from the Michigan Department of Natural Resources in the amount of \$212,145.00.

Roll Call

Ayes: Buzzell, Collins, Engle, Gill, Derezinski, Aley, Wade

Nays: None

**Motion Carried**

2007-11 **AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE FROM DON  
RYPMA CHEVROLET 3 CHEVROLET TAHOES**

CPS07/01-02

The Courts and Public Safety Committee recommends, moved by Buzzell, to authorize the Sheriff's Office to purchase from Don Rypma Chevrolet 3 Chevrolet Tahoes for \$101,850.00 to be paid out of the equipment revolving fund.

Roll Call

Ayes: Buzzell, Collins, Engle, Gill, Derezinski, Aley, Wade

Nays: None

**Motion Carried**

2007-12 **AUTHORIZE THE SHERIFF'S OFFICE TO BEGIN THE COUNTY'S BID  
PROCESS TO PROVIDE LOCAL AND LONG DISTANCE TELEPHONE  
SERVICES FOR INMATES AT THE MUSKEGON COUNTY JAIL**

CPS07/01-03

The Courts and Public Safety Committee recommends, moved by Buzzell, to authorize the Sheriff's Office to begin the County's bid process to provide local and long distance telephone services for inmates at the Muskegon County jail.

Roll Call

Ayes: Buzzell, Collins, Engle, Gill, Derezinski, Aley, Wade

Nays: None

**Motion Carried**

2007-13 **AUTHORIZE THE SHERIFF'S OFFICE TOP PURCHASE FROM DON RYPMA CHEVROLET 1 CHEVY IMPALA**

CPS07/01-04

The Courts and Public Safety Committee recommends, moved by Buzzell, to authorize the Sheriff's Office top purchase from Don Rypma Chevrolet 1 Chevy Impala for \$16,084.00 to be paid from the equipment rent revolving fund.

Roll Call

Ayes: Buzzell, Collins, Engle, Gill, Derezinski, Aley, Wade

Nays: None

**Motion Carried**

2007-14 **ACCEPT THE HOMELAND SECURITY GRANT PROGRAM INTERGOVERNMENTAL AGREEMENT BETWEEN THE WEST MICHIGAN SHORELINE REGIONAL DEVELOPMENT COMMISSION AND THE COUNTY OF MUSKEGON**

CPS07/01-05

The Courts and Public Safety Committee recommends, moved by Buzzell, to accept the Homeland Security Grant Program Intergovernmental Agreement between the West Michigan Shoreline Regional Development Commission and the County of Muskegon on behalf of the Sheriff Department/Emergency Services, and direct the Board Chair and appropriate staff to sign the agreement.

Roll Call

Ayes: Buzzell, Collins, Engle, Derezinski, Aley, Wade

Nays: Gill

**Motion Carried**

2007-15 **APPROVE COMMUNITY CORRECTIONS' REQUEST FOR THE BOARD TO AMEND THE AGREEMENT BETWEEN THE COUNTY AND GOODWILL INDUSTRIES, INCORPORATED**

CPS07/01-06

The Courts and Public Safety Committee recommends, moved by Buzzell, to approve Community Corrections' request for the Board to amend the agreement between the County and Goodwill Industries, Incorporated for provision of the Employment Initiative Program. The amendment would change the per unit structure of the agreement for reimbursement of \$8.75 per diem for classroom services and \$1.25 per diem for after care services, not to exceed \$40,000, to a per unit formula based upon participant outcomes: 1) completion of program (instructional phase) \$289.855 per completion); job placement (579.71 per placement);and Employed for 90 days (\$1,111.112 per completion), not to exceed \$40,000.

(Continued)

2007-15 **APPROVE COMMUNITY CORRECTIONS' REQUEST FOR THE BOARD TO AMEND THE AGREEMENT BETWEEN THE COUNTY AND GOODWILL INDUSTRIES, INCORPORATED**

Roll Call

Ayes: Buzzell, Collins, Engle, Gill, Derezinski, Aley, Wade

Nays: None

**Motion Carried**

2007-16 **AUTHORIZE THE BOARD CHAIR TO SIGN AN AGREEMENT WITH THE MUSKEGON COUNTY HEALTH DEPARTMENT AND LAKESHORE COORDINATING COUNCIL**

HR07/01-01

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Board Chair to sign an agreement with the Muskegon County Health Department and Lakeshore Coordinating Council for substance abuse prevention services, subject to final review and approval by Corporate Counsel, in the amount of \$135,106.00, effective from October 1, 2006 to September 30, 2007 with no effect on County General Fund.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle

Nays: Derezinski

**Motion Carried**

2007-17 **ACCEPT THE BIDS FOR THE PURPOSE OF PURCHASING VEHICLES FOR THE HEALTH DEPARTMENT**

HR07/01-02

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to accept the bids for the purpose of purchasing a Ford F150 at \$17,775.15 from Tony Betten & Sons; a Chevy Malibu at \$15,245.00 from Don Rypma; and a Ford Ranger at \$15,949.00 from Great Lakes Ford for Health Department services subject to availability of funds.

2007-18 **AMEND HR07/01-02 TO PURCHASE THE FORD F150 FROM BEST INTEREST BID GREAT LAKES FORD**

Moved by Aley, seconded by Gill, to amend HR07/01-02 to purchase the Ford F150 from **best interest bid** Great Lakes Ford at a price \$204 higher than low bidder Tony Betten & Sons.

(Continued)

2007-18 **AMEND HR07/01-02 TO PURCHASE THE FORD F150 FROM BEST INTEREST BID GREAT LAKES FORD**

Roll Call

Ayes: Aley, Buzzell, Collins, Gill, Wade

Nays: Derezinski, Engle

**Motion Carried**

2007-17 **ACCEPT THE BIDS FOR THE PURPOSE OF PURCHASING VEHICLES FOR THE HEALTH DEPARTMENT *amended to read***

HR07/01-02

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to accept the bids for the purpose of purchasing a Ford F150 at \$17,979.15 **from best interest bid** Great Lakes Ford; a Chevy Malibu at \$15,245.00 from Don Rypma; and a Ford Ranger at \$15,949.00 from Great Lakes Ford for Health Department services subject to availability of funds.

Roll Call on amended 2007-17

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle

Nays: Derezinski

**Motion Carried**

2007-19 **AUTHORIZE THE HEALTH DEPARTMENT TO COMMENCE BID PROCESS FOR THE PURPOSE OF CONTRACTING REQUIRED VETERINARIAN SERVICES**

HR07/01-03

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department with assistance of Purchasing to commence bid process for the purpose of contracting required veterinarian services for the Vector Control program.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**



2007-20      **AUTHORIZE THE HEALTH DEPARTMENT TO COMMENCE BID  
PROCESS FOR THE PURPOSE OF CONTRACTING PUBLIC HEALTH  
VETERINARIAN SERVICES**

HR07/01-04

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department with assistance of Purchasing to commence bid process for the purpose of contracting public health veterinarian services for the Vector Control program.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezhinski

Nays: None.

**Motion Carried**

2007-21      **AUTHORIZE THE HEALTH DEPARTMENT TO ESTABLISH AN ORAL  
TYPHOID VACCINE FEE**

HR07/01-05

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department to establish an Oral Typhoid Vaccine fee in the amount of \$32.00 which includes four capsules plus the administrative fee to take effect February 1, 2007.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezhinski

Nays: None.

**Motion Carried**

2007-22      **AUTHORIZE THE HEALTH DEPARTMENT TO APPLY FOR THE  
ENVIRONMENTAL PROTECTION AGENCY'S TARGETED GRANTS TO  
REDUCE CHILDHOOD LEAD POISONING PROGRAM**

HR07/01-06

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department to apply for the Environmental Protection Agency's Targeted Grants to Reduce Childhood Lead Poisoning program for the purpose of enhancing present activities to reduce incidences of childhood lead poisoning in vulnerable populations in Muskegon County in the anticipated amount of \$100,000, with no local match, and no effect on County General Funds.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezhinski

Nays: None.

**Motion Carried**

2007-23      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH HOMEWARD BOUND THERAPEUTIC SERVICES**

HR07/01-07

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign a contract with Homeward Bound Therapeutic Services, effective December 1, 2006, through September 30, 2007, at the rate of \$70 per hour for Individual Psychotherapy and \$30 per session for Group Psychotherapy, not to exceed \$5,000.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-24      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
THE AMENDED CONTRACTS WITH VARIOUS VENDORS TO PAY FOR  
PERSONAL CARE AND COMMUNITY LIVING SUPPORTS**

HR07/01-08

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign the amended contracts with American AFC, Bracey AFC, Clinton Street AFC, JBC Home, Kelly's Kare Home, Lakeview Manor, Lydia's AFC, Pioneer House, and Rocking Horse Ranch to pay for Personal Care and Community Living Supports based on the individual resident's score on the "Supports Intensity Scale" at the following rates: High Support SIS score of over 51 = \$75 per diem, Moderate Support SIS score of 49 to 51 = \$60 per diem, Low Support SIS score of 43 to 50 = \$44 per diem, Minimum Support SIS score of 39 to 42 = \$33 per diem, effective January 1, 2007, through September 30, 2007.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-25      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
THE LAKESHORE COORDINATING COUNCIL SUBSTANCE ABUSE  
BLOCK GRANT**

HR07/01-09

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign the Lakeshore Coordinating Council Substance Abuse Block Grant, with the MIChild and Adult Benefits Waiver Attachment Agreements, for a total of \$4,000 Block Grant funds, for the provision of outpatient substance abuse treatment services to dually diagnoses consumers for the period of October 1, 2006, through September 30, 2007.

(Continued)

2007-25 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN THE LAKESHORE COORDINATING COUNCIL SUBSTANCE ABUSE BLOCK GRANT**

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-26 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO RELEASE A REQUEST FOR PROPOSAL (RFP) TO DEVELOP ADDITIONAL SPECIALIZED RESIDENTIAL BEDS**

HR07/01-10

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to release a Request for Proposal (RFP) to develop additional Specialized Residential beds for individuals with a developmental disability to be paid at a rate for Personal Care and Community Living Supports based on each resident's Supports Intensity Scale (SIS) score. Per diems by SIS score would be paid at the following rates: SIS score of 50 or higher = \$75 per diem, SIS score of 46 to 49 = \$60 per diem; SIS score of 42 to 45 = \$42 per diem, SIS score of 38 to 41 = \$33 per diem.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-27 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO PURCHASE COMPUTER PROGRAMMING SERVICES FROM NETSMART, INC.**

HR07/01-11

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to purchase computer programming services from Netsmart, Inc. to import and manage State of Michigan insurance eligibility information in an amount not to exceed \$27,600.00.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-28      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
AN AMENDED CONTRACT WITH HERITAGE HOMES, INC.**

HR07/01-12

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign an amended contract with Heritage Homes, Inc., for respite services at the current rates to extend the expiration date to September 30, 2007.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-29      **EXTEND THE COMMUNITY MENTAL HEALTH CONTRACT WITH  
MORNING GLORY AFC**

HR07/0 -13

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to extend the Community Mental Health contract with Morning Glory AFC to March 31, 2007.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-30      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO  
RELEASE A REQUEST FOR PROPOSAL (RFP) FOR THE PURPOSE OF  
OBTAINING A CMH COMPLIANCE EXAMINATION**

HR07/01-14

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to release a Request for Proposal (RFP) for the purpose of obtaining a CMH Compliance Examination.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-31 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN THE CONTRACT TO EXTEND THE FISCAL YEAR 2005/2006 PSYCHIATRIC SERVICES FOR VAJENDRA DESAI, M.D. CHILD PSYCHIATRIST**

HR07/0 -15

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign the contract to extend the Fiscal Year 2005/2006 Psychiatric Services for Vajendra Desai, M.D. Child Psychiatrist, for up to ninety (90) days, ending March 31, 2007, in order to complete FY 2006/2007 rate negotiations. The contract ceiling will remain at the FY 2005/2006 amount.

Roll Call

Ayes: Wade, Buzzell, Aley, Collins, Gill, Engle, Derezinski

Nays: None.

**Motion Carried**

2007-32 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF DECEMBER 12, 2006, THROUGH DECEMBER 22, 2006**

WM07/1-1

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$6,662,955.03 covering the period of December 12, 2006, through December 22, 2006, as presented by the County Clerk.

Roll Call

Ayes: Engle, Aley, Buzzell, Wade, Derezinski, Collins

Nays: Gill

**Motion Carried**

2007-33 **APPROVE THE PURCHASE OF ADDITIONAL ITEMS, AS OUTLINED, FOR THE MSU EXTENSION OFFICES FROM LAKESHORE OFFICE FURNITURE**

WM07/1-2

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve the purchase of additional items, as outlined, for the MSU Extension offices from Lakeshore Office Furniture at a cost not to exceed \$10,457.84, to be paid from the Public Improvement Fund.

Roll Call

Ayes: Engle, Gill, Aley, Buzzell, Wade, Derezinski, Collins

Nays: None

**Motion Carried**

2007-34 **AWARD THE BID FOR DET/FM FLEET VEHICLES TO THE LOW BIDDER DON RYPMA**

WM07/1-3

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to award the bid for DET/FM Fleet Vehicles to the low bidder Don Rypma at a cost not to exceed \$16,084 for full-size sedans and \$15,245.00 for mid-size sedans, and to authorize the purchase of same.

Roll Call

Ayes: Engle, Gill, Aley, Buzzell, Wade, Derezinski, Collins

Nays: None

**Motion Carried**

2007-35      **ACCEPT THE LOW BID TO MEET SPECIFICATIONS ON THE DRAIN  
COMMISSIONER 1/2-TON TRUCK FROM DON RYPMA CHEVROLET**

WM07/1-4

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to accept the low bid to meet specifications on the Drain Commissioner 1/2-ton truck for RFB 07-1521 from Don Rypma Chevrolet for \$19,349.

Roll Call

Ayes: Engle, Gill, Aley, Buzzell, Wade, Derezinski, Collins

Nays: None

**Motion Carried**

2007-36      **ADOPT THE DEBT COLLECTION ORDINANCE**

WM07/1-5

Moved by Aley, seconded by Engle, to table the motion to adopt the Debt Collection Ordinance.

Roll Call

Ayes: Wade, Gill, Derezinski, Engle, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

- A.      MAC Legislative Updates of December 22, 2006 & January 4, 2007
- B.      Commissioner Committee Appointments

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS (Continued)**

Discussion ensued regarding Commissioner Committee appointments. Mary Villanueva will prepare recommendations for appointments to come before the next full Board. The West Michigan Shoreline Regional Development Commission will be having their organizational meeting prior to the next full Board so appointments to that committee follow.

2007-37      **APPOINT COMMISSIONERS WADE, MCMURRAY AND GILL TO THE WMSRDC COMMITTEE**

The Chairman recommends, moved by Engle, seconded by Aley, to appoint Commissioners Wade, McMurray and Gill to the WMSRDC Committee.

**Motion Carried**

- C. District Library Board Agreement
- D. NACo Conference Attendance - March 3 - 7, 2007; Washington, D.C.
- E. Tour of District 9 - Thursday, January 18, 2007 meeting at City of Muskegon Heights, City Hall, at 1:30 p.m.

**ADMINISTRATOR'S REPORT**

2007-38      **ADOPT THE ATTACHED RESOLUTION REGARDING THE S2 GRANT AGREEMENT FOR THE WASTEWATER COLLECTION SYSTEM CORROSION STUDY**

The Administrator recommends, moved by Engle, seconded by Buzzell, to adopt the attached Resolution regarding the S2 Grant Agreement for the Wastewater Collection System Corrosion Study, approve the associated Grant Agreement, authorize the County Board Chairman to sign the Agreement, and authorize the County Clerk to sign the Resolution.

Roll Call

Ayes: Gill, Engle, Derezinski, Wade, Buzzell, Aley, Collins

Nays: None

**Motion Carried**

2007-39      **ADOPT THE ATTACHED RESOLUTION REGARDING THE S2 GRANT  
AGREEMENT FOR THE WASTEWATER CELL #3 PAVING DESIGN**

The Administrator recommends, moved by Engle, seconded by Aley, to adopt the attached Resolution regarding the S2 Grant Agreement for the Wastewater Cell #3 paving design; approve the associated Grant Agreement, authorize the County Board Chairman to sign the Agreement, and authorize the County Clerk to sign the Resolution.

Roll Call

Ayes: Collins, Buzzell, Aley, Engle, Wade, Gill, Derezisnki

Nays: None

**Motion Carried**

**Old Business**

None.

**New Business**

Commissioner Aley inquired regarding applying for an award referenced from a communication from NACo for a health program presented by Vondie Woodbury. The communication will be referred to administration.

**Public Participation**

Students were in attendance from Muskegon High School.

Adjourned at 5:31 p.m.

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Karen D. Buie

KDB/jmp



# *M u s k e g o n   C o u n t y*

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*James Derezinski, Chairman*  
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*I. John Snider, Vice-Chairman*  
*Robert Scolnik*  
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*Stephen Wisniewski*

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

### **Regular Meeting**

**January 23, 2007**  
**3:37 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

### **Roll Call**

Present: Aley, Buzzell, Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Wade, Wisniewski

Absent: None

### 2007-40     **APPROVE AGENDA**

Moved by Aley, seconded by Engle, to approve the Agenda adding items to the Chairman's report: 1) Motion regarding resignation and appointment, 2) Schedule Work Session.

### **Motion Carried**

### 2007-41     **APPROVE MINUTES OF THE ORGANIZATIONAL MEETING OF JANUARY 4, 2007**

Moved by Snider, seconded by Engle, to approve the minutes of the Organizational meeting of January 4, correcting item 2007-4 to show the motion was seconded by Engle to nominate Commissioner Snider as Vice-Chair.

### **Motion Carried**

### 2007-42     **APPROVE MINUTES OF THE REGULAR MEETING OF JANUARY 11, 2007**

Moved by Engle, seconded by Collins, that the regular meeting of January 11, 2007, correcting Chairman Derezinski's vote on items 2007-18 through 2007-31.

### **Motion Carried**

2007-43 **PRESENTATION - POSTPONED**

MSU Extension - Vista Mentoring Program - Frank Cox has been postponed.

2007-44 **ADOPT THE MUSKEGON COUNTY ZONING ORDINANCE REVIEW  
POLICY AND PROCEDURE**

CD/SP07/01-01

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Engle, to adopt the Muskegon County Zoning Ordinance Review Policy and Procedure.

**Motion Carried**

2007-45 **ADOPT THE FISCAL YEAR 2008 – 2011 TRANSPORTATION  
IMPROVEMENT PROJECT RESOLUTION**

TR07/01-01

The Transportation Committee recommends, moved by Engle, seconded by Snider, to adopt the Fiscal Year 2008 – 2011 Transportation Improvement Project resolution and proposed project list as developed by the Muskegon Area Transit System for consideration by the West Michigan Shoreline Regional Development Commission.

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Derezinski, Aley, Buzzell, Collins

Nays: Gill

**Motion Carried**

2007-46 **APPROVE THE MUSKEGON AREA TRANSIT SYSTEM'S FY2008  
APPLICATION FOR \$1,257,952 IN STATE OPERATING AND CAPITAL  
ASSISTANCE**

TR07/01-02

The Transportation Committee recommends, moved by Engle, seconded by Snider, to approve the Muskegon Area Transit System's FY2008 application for \$1,257,952 in state 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

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Derezinski, Aley, Buzzell, Collins

Nays: Gill

**Motion Carried**

2007-47 **APPROVE CONTRACT MODIFICATION #3 – FINAL, IN THE AMOUNT OF \$195,267.89, TO CONTRACT NO. 61187-86944**

TR07/01-03

The Transportation Committee recommends, moved by Engle, seconded by Snider, to approve Contract Modification #3 – FINAL, in the amount of \$195,267.89, to contract No. 61187-86944 for the construction phase of the Airport runway 14/32 shift and extension project, Phase I, with the County's 2.5% share to be \$4,881.70, and further authorize the Chairman to sign said Contract Modification.

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Derezinski, Aley, Buzzell, Collins

Nays: Gill

**Motion Carried**

Commissioner Gill requested Corporate Counsel to investigate percentage of Federal funds involved in the previous contracts.

2007-48 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF DECEMBER 30, 2006, THROUGH JANUARY 12, 2007**

WM07/1 - 06

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$10,198,174.16 covering the period of December 30, 2006, through January 12, 2007, as presented by the County Clerk.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: Gill

**Motion Carried**

2007-49 **ESTABLISH AN HOURLY SUPPORT COORDINATOR/MI POSITION**

WM07/1 - 07

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to establish an hourly Support Coordinator/MI position to work at Community Mental Health in coordination with the Michigan Prisoner Reentry Initiative.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: Gill

**Motion Carried**

2007-50 **APPROVE CHANGE ORDER #1 TO THE VANDERVEN CONSTRUCTION CONTRACT**

WM07/1 - 08

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve Change Order #1 to the VanderVen Construction Contract for the Emergency Operations Center Renovation Project, in an amount not to exceed \$6,259.00, for a new contract total of \$89,924.00.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: Gill

**Motion Carried**

2007-51 **AWARD THE CONTRACT FOR THE REPLACEMENT OF THE OBSOLETE FIRE ALARM SYSTEM ON THE 1<sup>ST</sup>, 2<sup>ND</sup>, 4<sup>TH</sup> AND 6<sup>TH</sup> FLOORS**

WM07/1 - 09

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to award the contract for the replacement of the obsolete fire alarm system on the 1<sup>st</sup>, 2<sup>nd</sup>, 4<sup>th</sup> and 6<sup>th</sup> floors of the Michael E. Kobza Hall of Justice and in the Jail to Muskegon Quality Builders, in an amount not to exceed \$263,095.

Roll Call

Ayes: Gill, Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: None

**Motion Carried**

2007-52 **AWARD THE CONTRACT FOR THE REPLACEMENT OF THE DOMESTIC WATER SYSTEM WELLS AT THE JUVENILE DETENTION CENTER TO THE LOW BIDDER, ADVANTAGE MECHANICAL**

WM07/1 -10

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to award the contract for the replacement of the domestic water system wells at the Juvenile Detention Center to the low bidder, Advantage Mechanical, at a cost not to exceed \$68,000.00.

Roll Call

Ayes: Gill, Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: None

**Motion Carried**

2007-53 APPROVE A CONTRACT FOR ASBESTOS EVALUATION AND ABATEMENT BID SPECIFICATION DESIGN

WM07/1 - 11

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve a contract with Fishbeck, Thompson, Carr & Huber, Inc. (FTC&H) for asbestos evaluation and abatement bid specification design for the Hall of Justice 4<sup>th</sup> Floor Renovation Project, at a cost not to exceed \$6,165.00.

Roll Call

Ayes: Gill, Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: None

**Motion Carried**

2007-54 AUTHORIZE CREATION OF AN HOURLY GRANTS MONITOR POSITION

WM07/1 - 12

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize creation of an hourly Grants Monitor position with a salary range of \$14.26 to \$18.427, an approved classification previously established in the Family Court, funded within the Child Care Fund and the appointment of Debra Griffin to the position at her previous rate of pay at the 2006 salary range of \$16.626/hour.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: Gill

**Motion Carried**

2007-55 AUTHORIZE THE MUSKEGON COUNTY SHERIFF/EMERGENCY SERVICES TO ACCEPT THE BID FROM STATE ELECTRONICS COMPANY

WM07/1 - 13

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize the Muskegon County Sheriff/Emergency Services to accept the bid from State Electronics Company for the purpose of buying the communication equipment and having it installed for \$100,918.03, and purchasing 2 Catalyst 3750 24 10/100 PoE + 2 SFP Standard Image, 1 APC Smart-UPS RtT500VA RM 208V w/208V to 120V 2U Step Down Transformers, & 4 APC Smart UPS 1500VA 120Vrack mount 2U USB with AP9617 through bids/quote already obtained through Muskegon County Information Services for \$12,500.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: Gill

**Motion Carried**

2007-56 AUTHORIZE THE MUSKEGON COUNTY SHERIFF/EMERGENCY

**SERVICES TO ACCEPT THE BID FROM WILL-BURT AND FARBER  
SPECIALITY VEHICLES TO PURCHASE EQUIPMENT AND INSTALL  
THAT EQUIPMENT**

WM07/1 - 14

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize the Muskegon County Sheriff/Emergency Services to accept the bid from Will-Burt and Farber Speciality Vehicles to purchase the following equipment and install that equipment for a fee not to exceed \$25,000: 1 Espirit Positioning System Surveillance Camera 24X EXview lowlight Day/Night Pedestal Adapter (ES31CBW24-2N) and 1 Standard Duty Will-Burt 24 foot Mast with pneumatic systems, cable conduit, D-tec II safety system, shipping and handling, and installation.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: Gill

**Motion Carried**

2007-57 **APPROVE A RESOLUTION OF INTENT TO ISSUE UP TO \$1,500,000 IN  
REVENUE BONDS**

WM07/1 - 15

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve a Resolution of Intent to issue up to \$1,500,000 in revenue bonds through the Michigan Municipal Bond Authority of the Muskegon County Wastewater Management System for the purpose of rebuilding Cell 3. This bond issue is subject to a 45 day referendum period and must be published in the Muskegon Chronicle in large point type and take up no less than one-quarter of the page upon which it appears. The notice must be run as a display. Further, authorize the County Clerk to sign the document.

Roll Call

Ayes: Gill, Buzzell, Collins, Derezinski, Engle, Wisniewski, Scolnik, Wade, Snider, Aley

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

- A. Chairman Derezinski noted MAC Legislative Update of January 12, 2007, is included in agenda packets

2007-58 **APPROVE COMMISSIONER COMMITTEE APPOINTMENTS**

The Chairman recommends, moved by Snider, seconded by Buzzell, to approve Commissioner Committee Appointments as presented on attached table.

**Motion Carried**

2007-59 **APPROVE CITIZEN COMMITTEE APPOINTMENTS**

The Chairman recommends, moved by Snider, seconded by Engle, to approve Citizen Committee Appointments of: Ivory Morris to the Lakeshore Coordinating Committee; Lupe Alviar, Duane Buckner and Orville Sydnor to the Veteran's Advisory Committee and Thomas Maloy to the County Museum Board.

**Motion Carried**

2007-60 **PROCLAIM APRIL 22 - 28, 2007 AS NATIONAL COUNTY GOVERNMENT WEEK**

The Chairman recommends, moved by Engle, seconded by Aley, to proclaim April 22 - 28, 2007 as National County Government Week - "Protecting our Environment".

**Motion Carried**

2007-61 **APPOINT THEODORE N. WILLIAMS, JR., CORPORATE COUNSEL FOR THE COUNTY OF MUSKEGON**

The Chairman recommends, moved by Engle, seconded by Wisniewski, that Theodore N. Williams, Jr., of the Law Firm of Williams, Hughes & Cook, PLLC, be appointed Corporate Counsel for the County of Muskegon and that the attached contract be executed for a term to expire on December 31, 2007.

Roll Call

Ayes: Collins, Buzzell, Scolnik, Snider, Wade, Aley, Gill, Engle, Derezinski, Wisniewski

Nays: None

**Motion Carried**

2007-62 **APPOINT VERNON NASH AS INTERIM CRIMINAL JUSTICE DIRECTOR**

The Chairman recommends, moved by Wisniewski, seconded by Engle, to appoint Vernon Nash as Interim Criminal Justice Director effective February 1, 2007.

**Motion Carried**

A Commissioner's Planning session has been scheduled for Tuesday, February 27, 2007, 11:30 a.m. - 3:00 p.m.

**ADMINISTRATOR'S REPORT**

2007-63      **APPROVE THE RESOLUTION RECOMMENDING PROJECT TO COUNTY BOARD FOR THE BONDING OF UP TO \$6,000,000 FOR ANTICIPATED SANITARY SEWER CONSTRUCTION IN LAKETON TOWNSHIP**

The Administrator recommends, moved by Engle, seconded by Aley, to approve the Resolution Recommending Project to County Board for the bonding of up to \$6,000,000 for anticipated sanitary sewer construction in Laketon Township.

**Motion Carried**

2007-64      **ACCEPT THE RESIGNATION OF JIM BORUSHKO, COUNTY ADMINISTRATOR, EFFECTIVE JANUARY 31, 2007**

The Administrator recommends, moved by Aley, seconded by Engle, to accept the resignation of Jim Borushko, County Administrator, effective January 31, 2007.

**Motion Carried**

2007-64      **APPOINT JACK NIEMIEC AS INTERIM COUNTY ADMINISTRATOR**

Moved by Engle, seconded by Wisniewski, to appoint Jack Niemiec as Interim County Administrator and direct Ways and Means to address a compensation package for this position and ask staff to initiate a comprehensive search to fill this position.

**Motion Carried**

**Old Business**

None.

**New Business**

Commissioner Snider noted Nick Mason, Register of Probate, will be retiring with a celebration on Wednesday, January 31.



2007-65      **PREPARE A RESOLUTION IN RECOGNITION OF NICK MASON'S  
RETIREMENT AND SERVICE TO MUSKEGON COUNTY**

Moved by Snider, seconded by Engle, to prepare a resolution in recognition of Nick Mason's retirement and service to Muskegon County.

**Motion Carried**

Commissioner Scolnik announced his appointment as Chairman to the Michigan Association of Counties Taxation and Economic Development Committee.

**Public Participation**

Tony Moulatsiotis, Muskegon County Treasurer, addressed the Board expressing disappointment in the County Commissioners for not communicating with Elected Officials regarding important changes in the County. He further requested that Elected Officials and Department Heads be informed of any significant changes that reflect on County positions, staff and the people served by Muskegon County, rather than learning about such changes from the media.

Adjourned at 4:12 p.m.

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Karen D. Buie

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Bill Gill*  
*Louis A. McMurray*

*I. John Snider, Vice-Chairman*  
*Robert Scolnik*  
*Roger C. Wade*  
*Marvin Engle*  
*Stephen Wisniewski*

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

### **Regular Meeting**

**February 8, 2007**  
**3:59 p.m.**

### **Vice-Chairman Snider, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Vice-Chairman Snider. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

### **Roll Call**

Present: Aley, Buzzell, Collins, Engle, Scolnik, Snider, Wade, Wisniewski

Late Arrival: Gill arrived at 4:05

Excused: Derezinski, McMurray

Absent: None

### 2007-66     **APPROVE AGENDA**

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

**Motion Carried**

### 2007-67     **APPROVE MINUTES OF THE REGULAR MEETING OF JANUARY 23, 2007**

Moved by Engle, seconded by Scolnik, that the regular meeting of January 23, 2007.

**Motion Carried**

2007-68 **APPROVE THE HAZARDOUS MATERIALS AND TECHNICAL RESCUE  
TEAM MUTUAL AID AGREEMENT**

CPS07/02-07

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Engle, to approve the Hazardous Materials and Technical Rescue Team Mutual Aid Agreement between Muskegon, Ottawa and Kent Counties.

**Motion Carried**

2007-69 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE "YOUTH  
ALCOHOL ENFORCEMENT GRANT"**

CPS07/02-08

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Engle, to authorize the Sheriff's Office to accept the "Youth Alcohol Enforcement Grant" from the State Office of Highway Safety for special enforcement activities, in the amount of \$12, 478.00 for January 4, 2007 to September 30, 2007 and establish a budget.

**Motion Carried**

2007-70 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
THE GENERAL FUND CONTRACT WITH DCH**

HR07/02-16

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign the General Fund Contract with DCH.

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-71 **REQUEST COUNTY CANCELLATION OF THE BID AWARD TO GREAT  
LAKES FORD FOR ONE SEVEN PASSENGER MINIVAN, AND AWARD  
THE BID TO DON RYPMA CHEVROLET**

HR07/02-17

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to request County cancellation of the bid award to Great Lakes Ford for one seven passenger minivan, and award the bid to Don Rypma Chevrolet at a price of \$18,248.

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-72      **AUTHORIZE COMMUNITY MENTAL HEALTH TO PURCHASE THREE 12-PASSENGER VANS AND TWO 15-PASSENGER VANS**

HR07/02-18

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize Community Mental Health to purchase three 12-passenger vans (\$55,374) and two 15-passenger vans (\$38,508) from Great Lakes Ford of Muskegon, MI; two mid-sized sedans from Don Rypma of Whitehall, MI (\$30,498); and conversion of one 15-passenger van by Gresham Driving Aids of Wixom, MI (\$8,795).

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-73      **AUTHORIZE COMMUNITY MENTAL HEALTH TO INCREASE THE PETTY CASH FUND**

HR07/02-19

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize Community Mental Health to increase the petty cash fund at the Kenneth Brinks Facility from \$600 up to \$800.

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Collins, Buzzell

Nays: Aley

**Motion Carried**

2007-74      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH PHYSIOTHERAPY ASSOCIATES, INC.**

HR07/02-20

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with Physiotherapy Associates, Inc., effective February 1, 2007, through September 30, 2007, at the rate of \$85 per hour for physical therapy direct services to CMH consumers, up to a maximum of \$10,000.

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-75 **AUTHORIZE COMMUNITY MENTAL HEALTH OF MUSKEGON COUNTY TO ACCEPT THE REVISIONS TO THE LAKESHORE BEHAVIORAL HEALTH ALLIANCE/AFFILIATE DELEGATION AGREEMENTS**

HR07/02-21

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize Community Mental Health of Muskegon County to accept the revisions to the Lakeshore Behavioral Health Alliance/Affiliate Delegation Agreements.

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-76 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH HERITAGE HOMES, INC.**

HR07/02-22

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with Heritage Homes, Inc., for respite services at the child waiver screen rates of 1 aide to 1 child at \$3.56 per 15 minutes; 1 aide to multiple children at \$2.67 per 15 minutes, 1 aide to 1 child holiday at \$5.34 per 15 minutes, and 1 aide to multiple children holiday at \$4.01 per 15 minutes, from October 1, 2006, through September 30, 2007, with no increase in the annual cap.

Roll Call

Ayes: Wisniewski, Wade, Snider, Scolnik, Engle, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-77 **AUTHORIZE THE ADOPTION OF THE RESOLUTION ALLOWING THE COUNTY OF MUSKEGON TO BORROW UP TO TWELVE MILLION DOLLARS**

WM07/2-16

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize the adoption of the resolution allowing the County of Muskegon to borrow up to twelve million dollars (\$12,000,000) against anticipated 2006 delinquent taxes.

Roll Call

Ayes: Collins, Buzzell, Scolnik, Aley, Engle, Snider, Wade, Wisniewski

Nays: None

**Motion Carried**

2007-78 **ACCEPT \$2,000 IN FULL SETTLEMENT OF THE USS SILVERSIDES  
FOUNDATION LOAN**

WM07/2-17

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to accept \$2,000 in full settlement of the USS Silversides Foundation loan of \$10,000 plus all unpaid interest.

Roll Call

Ayes: Collins, Buzzell, Scolnik, Engle, Snider, Wade, Wisniewski

Nays: Aley

**Motion Carried**

2007-79 **AUTHORIZE STAFF TO SOLICIT PROPOSALS AND/OR BIDS FOR A  
HIGH SPEED DIGITAL COPIER IN OFFICE SERVICES**

WM07/2-18

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize staff to solicit proposals and/or bids for a high speed digital copier in Office Services.

Roll Call

Ayes: Collins, Buzzell, Scolnik, Aley, Engle, Snider, Wade, Wisniewski

Nays: None

**Motion Carried**

2007-80 **ESTABLISH A ONE-STEP SALARY RANGE OF \$130,639 AND TO PAY  
THE INTERIM COUNTY ADMINISTRATOR JACK NIEMIEC, AT THE  
ANNUAL RATE OF \$130,639, EFFECTIVE FEBRUARY 1, 2007**

WM07/2-19

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to establish a one-step salary range of \$130,639 and to pay the Interim County Administrator Jack Niemiec, at the annual rate of \$130,639, effective February 1, 2007. This rate of pay would be in effect until such time as the County Administrator position is filled. At that time, Mr. Niemiec's pay would revert back to the rate he was receiving in the position of Finance and Management Services Director and the position of Interim County Administrator will be eliminated.

Roll Call

Ayes: Collins, Buzzell, Scolnik, Aley, Engle, Snider, Wade, Wisniewski

Nays: None

**Motion Carried**

2007-81 **INCREASE THE SALARY OF VERN NASH, EEO OFFICER TO \$63,095 TO REFLECT THE ADDITIONAL DUTIES AND RESPONSIBILITIES ASSOCIATED WITH THE POSITION OF INTERIM CRIMINAL JUSTICE DIRECTOR, WITH AN EFFECTIVE DATE OF FEBRUARY 1, 2007**

WM07/2-21

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to increase the salary of Vern Nash, EEO Officer by ten (10) percent from the current level of \$57,358 to \$63,095 to reflect the additional duties and responsibilities associated with the position of Interim Criminal Justice Director, to which he was appointed to on January 23, 2007, with an effective date of February 1, 2007. This rate of pay would be in effect until such time as the Criminal Justice Director position be filled or the duties assigned elsewhere.

Roll Call

Ayes: Collins, Buzzell, Scolnik, Aley, Engle, Snider, Wade, Wisniewski

Nays: None

**Motion Carried**

2007-82 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JANUARY 13 - 26, 2007**

WM07/2-22

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$5,602,602.94 covering the period of January 13, 2007, through January 26, 2007, as presented by the County Clerk.

Roll Call

Ayes: Collins, Buzzell, Scolnik, Aley, Engle, Snider, Wade, Wisniewski

Nays: None

**Motion Carried**

2007-83 **CONCUR WITH THE WAYS AND MEANS COMMITTEE ON DEFEATED MOTION WM07/2-20**

Moved by Aley, seconded by Engle, to concur with the Ways and Means Committee on defeated motion WM07/2-20.

**Motion Carried**

## **CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Vice-Chairman Snider noted the MAC Legislative Updates of January 19 and 26, 2007, were included in agenda packets for review.

2007-84 **APPOINT DON ALEY TO THE VETERAN'S ADVISORY COMMITTEE**

The Chairman recommends, moved by Buzzell, seconded by Collins, to appoint Don Aley to the Veteran's Advisory Committee for the term 1/1/07 - 12/31/08.

**Motion Carried**

2007-85 **APPOINT KATHY MOORE TO THE SENIOR RESOURCES BOARD**

The Chairman recommends, moved by Engle, seconded by Wade, to appoint Kathy Moore to the Senior Resources Board for the term 1/1/07 - 12/31/08.

**Motion Carried**

2007-86 **APPOINT RALPH CHRISTIANSEN AND DUANE GAULTNEY;  
COMMUNITY MENTAL HEALTH SERVICES BOARD**

The Chairman recommends, moved by Gill, seconded by Wade, to appoint Ralph Christiansen and Duane Gaultney; Community Mental Health Services Board for the term 4/1/07 - 3/31/10.

**Motion Carried**

2007-87 **APPOINT JAMES DEREZINSKI TO THE REGION 3 SMART**

The Chairman recommends, moved by Wisniewski, seconded by Aley, to appoint James Derezinski to the Region 3 SMART for the term 1/1/07 - 12/31/08.

**Motion Carried**

2007-88 **TABLE APPOINTS TO THE COMMUNITY CORRECTIONS ADVISORY  
BOARD**

The Chairman recommends, moved by Aley, seconded by Engle, to table appoints to the Community Corrections Advisory Board.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Gill, Scolnik, Snider, Wade, Wisniewski

Nays: None

**Motion Carried**



**INTERIM ADMINISTRATOR'S REPORT**

2007-89      **APPROVE A RESOLUTION OF INTENT TO ISSUE UP TO \$2,500,000 IN REVENUE BONDS**

The Administrator recommends, moved by Engle, seconded by Aley, to approve a Resolution of Intent to issue up to \$2,500,000 in revenue bonds through the Michigan Municipal Bond Authority of the Muskegon County Wastewater Management System for the purpose of rebuilding Cell 3. This bond issue is subject to a 45 day referendum period and must be published in the Muskegon Chronicle in large point type and take up no less than one-quarter of the page upon which it appears. The notice must be run as a display. Further, authorize the County Clerk to sign the document This motion replaces and updates board motion 2007-57.

Roll Call

Ayes: Wisniewski, Wade, Snider, Collins, Buzzell, Engle, Gill, Scolnik, Aley

Nays: None

**Motion Carried**

2007-90      **APPROVE A BOND ORDINANCE TO ISSUE UP TO \$2,500,000 IN REVENUE BONDS**

The Administrator recommends, moved by Engle, seconded by Wisniewski, to approve a Bond Ordinance to issue up to \$2,500,000 in revenue bonds through the Michigan Municipal Bond Authority of the Muskegon County Wastewater Management System for the purpose of rebuilding Cell 3. This bond ordinance must be published in its entirety in the Muskegon Chronicle. Further, authorize the County Clerk to sign the document

Roll Call

Ayes: Gill, Scolnik, Wade, Aley, Snider, Engle, Collins, Wisniewski, Buzzell

Nays: None

**Motion Carried**

**Old Business**

None.

**New Business**

None.

**Public Participation**

Mark Mangionie addressed the Board and distributed information regarding a Responsible Contractor Policy.

Students were in attendance from Muskegon Community College.

Commissioner Engle noted Fruitport won the City-wide Girls Volleyball Championship.

2007-91      **RECESS THEN GO INTO CLOSED SESSION RE: PROPERTY ACQUISITION**

Moved by Aley, seconded by Wisniewski, to take five minute recess, then go into Closed Session re: Property Acquisition.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Scolnik, Snider, Wade, Wisniewski

Nays: Gill

**Motion Carried**

Returned to Open Session at 4:44 p.m.

Adjourned at 4:44 p.m.

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Karen D. Buie

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Bill Gill*  
*Louis A. McMurray*

*I. John Snider, Vice-Chairman*  
*Robert Scolnik*  
*Roger C. Wade*  
*Marvin Engle*  
*Stephen Wisniewski*

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

### **Regular Meeting**

**February 20, 2007**  
**4:34 p.m.**

### **Vice-Chairman Snider, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Vice-Chairman Snider. The pledge of Allegiance was recited followed by the invocation given by Commissioner McMurray.

### **Roll Call**

Present: Aley, Buzzell, Collins, Engle, Gill, McMurray, Scolnik, Snider, Wade

Excused: Derezinski, Wisniewski

Absent: None

### 2007-92     **APPROVE AGENDA**

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

**Motion Carried**

### 2007-93     **APPROVE MINUTES OF THE REGULAR MEETING OF FEBRUARY 8, 2007**

Moved by Collins, seconded by Engle, to approve the minutes of the regular meeting of February 8, 2007.

**Motion Carried**

### 2007-94     **APPROVE MINUTES OF THE CLOSED SESSION MEETING OF FEBRUARY 8, 2007**

Moved by Engle, seconded by Wade, to approve the minutes of the Closed Session meeting of February 8, 2007.

**Motion Carried**

2007-95 **AUTHORIZE THE COMMUNITY DEVELOPMENT DIRECTOR TO ENTER INTO AN EIGHTEEN MONTH CONTRACT WITH WILLIAM BARKER**

CD/SP07/02-02

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Engle, to authorize the Community Development Director to enter into an eighteen month contract with William Barker to perform services to the Convention & Visitors Bureau according to contract. Payment for these services would be at the rate of \$1,000 per month commencing April 1, 2007.

Roll Call

Ayes: Scolnik, Snider, Wade, Collins, Buzzell, Engle, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-96 **APPROVE MDOT PROJECT AUTHORIZATION 2002-0072/Z15 WITH THE MUSKEGON AREA TRANSIT SYSTEM**

TR07/02-04

The Transportation Committee recommends, moved by Engle, seconded by Scolnik, to approve MDOT Project Authorization 2002-0072/Z15 with the Muskegon Area Transit System providing \$94,794 in FY 2006 state toll credits, and to authorize the Chairperson to execute the contract.

Roll Call

Ayes: Buzzell, Collins, Snider, Engle, McMurray, Scolnik, Wade, Aley

Nays: Gill

**Motion Carried**

Commissioner Gill asked that the record reflect that his vote was based on concern about a feasibility study.

2007-97 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JANUARY 27, 2007 THROUGH FEBRUARY 13, 2007**

WM07/2-23

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$9,317,667.87 covering the period of January 27, 2007 through February 13, 2007, as presented by the County Clerk.

(Continued)

2007-97 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JANUARY 27, 2007 THROUGH FEBRUARY 13, 2007**

Roll Call

Ayes: Aley, Collins, Engle, Buzzell, Scolnik, McMurray, Snider, Wade

Nays: Gill

**Motion Carried**

2007-98 **WAIVE HIRING FREEZE TO FILL VACANT CLERK II POSITION**  
WM07/2-24

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, that the hiring freeze be waived to fill vacant Clerk II position, position #G200036, posting with current Union employees. If the position cannot be filled with the Union posting, the position will be posted to all current County employees.

Roll Call

Ayes: Gill, Aley, Collins, Engle, Buzzell, Scolnik, McMurray, Snider, Wade

Nays: None

**Motion Carried**

2007-99 **AWARD THE THREE YEAR CONTRACTS TO: MOORE & BRUGGINK, WESTSHORE CONSULTING AND DRIESENKA & ASSOCIATES, INC.**

WM07/2 - 25

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to award the three year contracts to: Moore & Bruggink for a total of \$83,997, to Westshore Consulting for a total of \$83,997 and to Driesenga & Associates, Inc. for a total of \$83,997 for surveyor services for the Remonumentation Program.

Roll Call

Ayes: Gill, Aley, Collins, Engle, Buzzell, Scolnik, McMurray, Snider, Wade

Nays: None

**Motion Carried**

2007-100 **ADOPT THE FESTIVAL EVENT LEASE TO BE USED BY ORGANIZATIONS LEASING HERITAGE LANDING**

WM07/2 - 26

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to adopt the Festival Event Lease to be used by organizations leasing Heritage Landing.

(Continued)

2007-100 ADOPT THE FESTIVAL EVENT LEASE TO BE USED BY ORGANIZATIONS LEASING HERITAGE LANDING

Roll Call

Ayes: Gill, Aley, Collins, Engle, Buzzell, Scolnik, McMurray, Snider, Wade

Nays: None

**Motion Carried**

2007-101 THAT THE MICHIGAN MUNICIPAL LEAGUE BE RETAINED TO CONDUCT AN EXECUTIVE SEARCH

WM07/2-27

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, that the Michigan Municipal League be retained to conduct an executive search for a fee based on ten percent (10%) of the base salary of the appointee, plus expenses and that the Chairman be authorized to sign the contract, as amended.

Roll Call

Ayes: Aley, Collins, Engle, Buzzell, Scolnik, McMurray, Snider, Wade

Nays: Gill

**Motion Carried**

2007-102 APPROVE THE MINUTES OF THE WAYS AND MEANS CLOSED SESSION MEETING ON FEBRUARY 8, 2007

WM07/2-28

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve the minutes of the Closed Session meeting on February 8, 2007.

Roll Call

Ayes: Aley, Collins, Engle, Buzzell, Scolnik, McMurray, Snider, Wade

Nays: Gill

**Motion Carried**

## **INTERIM ADMINISTRATOR'S REPORT**

The motion to appoint a screening committee was withdrawn. Administrator Candidate requirements will be discussed by the Board at the Full Board Work Session scheduled on February 27, 2007, to be held at the MSU Extension Office at 11:30 a.m.

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

- A. MAC Legislative Updates of February 2 and 9, 2007
- B. Emergency Services Open House - Thursday, March 1<sup>st</sup> - 1 p.m. - 3 p.m.  
1611 Oak Avenue, Muskegon

**Old Business**

None.

**New Business**

2007-103     **PREPARE A RESOLUTION FOR JOANN HUGHES**

Moved by Scolnik, seconded by McMurray, to prepare a resolution for Joann Hughes in recognition of her retirement.

**Public Participation**

Mark Mangionie addressed the Board regarding a Responsible Contractor Policy.

Adjourned at 5:07 p.m.

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Karen D. Buie

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**March 13, 2007**

**3:30 p.m.**

### **Chairman Derezinski, Presiding**

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

### **Roll Call**

Present: Aley, Buzzell, Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Wade

Excused: Snider

Absent: None

### 2007-104    **APPROVE AGENDA**

Moved by Engle, seconded by Wade, to approve the Agenda, adding Item 5 a. Appoint Ken Mahoney to Commission District 1, Bob Scolnik moved to appoint Derric Roesler; and 5 b. Election Options.

### **Motion Carried**

### 2007-105    **APPOINT KENNETH MAHONEY TO COUNTY COMMISSION DISTRICT 1, PENDING SPECIAL ELECTION**

Moved by Aley, seconded by Buzzell, to appoint Kenneth Mahoney to County Commission District 1, pending special election.

### Roll Call

Ayes: Wade, McMurray, Gill, Derezinski, Collins, Buzzell, Aley

Nays: Scolnik, Engle

### **Motion Carried**



2007-106 **APPROVE MINUTES OF THE REGULAR MEETING OF FEBRUARY 20, 2007**

Moved by Engle, seconded by Aley, to approve the minutes of the regular meeting of February 20, 2007.

**Motion Carried**

2007-107 **PRESENTATION**

Father Jack LaGoe of the Department of Human Services Board presented a resolution to Bill Gill in recognition of his years of service on the Human Service Board and to Muskegon County.

2007-108 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE "ENFORCEMENT" GRANT FROM THE STATE OFFICE OF HIGHWAY SAFETY**

CPS07/03-09

The Courts and Public Safety Committee recommends, moved by Collins, seconded by Engle, to authorize the Sheriff's Office to accept the "Enforcement" grant from the State Office of Highway Safety for enforcement projects in the amount of \$51,834.00 and amend the budget accordingly.

Roll Call

Ayes: Collins, Derezinski, Gill, Scolnik, Wade, McMurray, Mahoney, Engle, Buzzell, Aley

Nays: None

**Motion Carried**

2007-109 **APPROVE THE HIRING FREEZE BE WAIVED TO FILL DISTRICT COURT ADMINISTRATOR POSITION**

CPS07/03-10

The Courts and Public Safety Committee recommends, moved by Collins, seconded by Engle, to approve the hiring freeze be waived to fill District Court Administrator position with a salary to fall within the table/grade NX00424 (\$69,869.28 - \$88,976.16).

Roll Call

Ayes: Collins, Derezinski, Gill, Scolnik, Wade, McMurray, Mahoney, Engle, Buzzell, Aley

Nays: None

**Motion Carried**

2007-110 **WAIVE THE HIRING FREEZE TO FILL THE VACANT CLERK II POSITION #20019**

CPS07/03-11

The Courts and Public Safety Committee recommends, moved by Collins, seconded by Engle, to waive the hiring freeze to fill the vacant Clerk II position #20019, posting with current Union employees. If the position can not be filled with the Union posting, the position will be posted to all current County employees.

Roll Call

Ayes: Collins, Derezinski, Gill, Scolnik, Wade, McMurray, Mahoney, Engle, Buzzell, Aley

Nays: None

**Motion Carried**

2007-111 **ALLOW THE 60<sup>TH</sup> DISTRICT COURT FOR THE SOBRIETY COURT PROGRAM TO APPLY FOR THE FEDERAL DRUG COURT DISCRETIONARY GRANT**

CPS07/03-12

The Courts and Public Safety Committee recommends, moved by Collins, seconded by Engle, to allow the 60<sup>th</sup> District court for the Sobriety Court Program to apply for the Federal Drug Court Discretionary Grant for a total of \$124,000 with a 25% (\$31,000) local match requirement covered by a current State Court Administrative Office (SCAO) grant, and current program coordination through the 60<sup>th</sup> District Court.

Roll Call

Ayes: Collins, Derezinski, Scolnik, Wade, McMurray, Mahoney, Engle, Buzzell, Aley

Nays: Gill

**Motion Carried**

2007-112 **AUTHORIZE THE PROSECUTOR TO APPLY FOR THE 2007-2008 VOCA (VICTIMS OF CRIME ACT) GRANT**

CPS07/03-13

The Courts and Public Safety Committee recommends, moved by Collins, seconded by Engle, to authorize the Prosecutor to apply for the 2007-2008 VOCA (Victims of Crime Act) grant from the Michigan Department of Community Health, for the purpose of continuing funding for the Domestic Violence Specialist, in the amount of \$65,088 with a local match obligation of volunteer hours resulting in no impact on the General Fund, and for the Chairman of the Board to affix his signature to the certifications page.

Roll Call

Ayes: Collins, Derezinski, Gill, Scolnik, Wade, McMurray, Mahoney, Engle, Buzzell, Aley

Nays: None

**Motion Carried**

2007-113 **AUTHORIZE THE HEALTH DEPARTMENT TO AMEND ITS FY07 BUDGET**  
HR07/03-23

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department to amend its FY07 budget (revenue and expenditures) from \$7,660,550 to \$7,737,021 to include grant funding changes, program line item adjustments, and staff/funding transfers.

Roll Call

Ayes: Aley, Buzzell, Engle, McMurray, Scolnik, Mahoney, Wade, Gill, Derezinski, Collins

Nays: None

**Motion Carried**

2007-114 **SIGN AMENDMENT NO. 2 OF THE FY06/07 CPBC AGREEMENT**  
HR07/03-24

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to sign Amendment No. 2 of the FY06/07 CPBC agreement, subject to final review and approval by Corporate Counsel, with the Michigan Department of Community Health with no effect on County General Funds.

Roll Call

Ayes: Aley, Buzzell, Engle, McMurray, Scolnik, Mahoney, Wade, Derezinski, Collins

Nays: Gill

**Motion Carried**

2007-115 **AUTHORIZE THE INTERIM ADMINISTRATOR OF BROOKHAVEN MCF TO SIGN A CONTRACT WITH PHARMERICA FOR PHARMACEUTICAL SERVICES**

HR07/03-25

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the interim administrator of Brookhaven MCF to sign a contract with PharMerica for Pharmaceutical Services to include prescribed medications and related supplies as well as pharmacist consultation services for a period of three years and cancel contract with Saint Mary's Pharmacy by 30 days written notice of termination for existing pharmaceutical services.

Roll Call

Ayes: Aley, Buzzell, Engle, McMurray, Scolnik, Mahoney, Wade, Derezinski, Collins

Nays: Gill

**Motion Carried**

2007-116 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF FEBRUARY 14, THROUGH 23, 2007**

WM07/3-30

The Ways and Means Committee recommends, moved by Scolnik, seconded by Collins, to approve payment of the accounts payable of \$4,388,501.61 covering the period of February 14, 2007 through February 23, 2007, as presented by the County Clerk.

Roll Call

Ayes: Derezinski, Buzzell, Aley, Collins, Mahoney, Wade, McMurray, Scolnik, Engle

Nays: Gill

**Motion Carried**

2007-117 **ACCEPT AND PLACE ON FILE THE COMPREHENSIVE ANNUAL FINANCIAL REPORT**

WM07/3-31

The Ways and Means Committee recommends, moved by Scolnik, seconded by Collins, to accept and place on file the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2006 as submitted by the Finance and Management Services/Accounting department.

Roll Call

Ayes: Derezinski, Buzzell, Aley, Collins, Mahoney, Wade, McMurray, Scolnik, Engle

Nays: Gill

**Motion Carried**

2007-118 **ACCEPT AND PLACE ON FILE THE COST ALLOCATION PLAN**

WM07/3-32

The Ways and Means Committee recommends, moved by Scolnik, seconded by Collins, to accept and place on file the Cost Allocation Plan for the fiscal year ended September 30, 2006 as submitted by the Finance and Management Services/Accounting department.

Roll Call

Ayes: Derezinski, Buzzell, Aley, Collins, Mahoney, Wade, McMurray, Scolnik, Engle

Nays: Gill

**Motion Carried**

2007-119 **AUTHORIZE BROOKHAVEN MCF TO COMMENCE BID PROCESS FOR PURCHASE AND INSTALLATION OF NECESSARY EQUIPMENT TO AIR CONDITION BROOKHAVEN**

WM07/3-33

The Ways and Means Committee recommends, moved by Scolnik, seconded by Collins, to authorize Brookhaven MCF, with assistance of Purchasing, to commence bid process, with specifications obtained from an architectural firm, for purchase and installation of necessary equipment to air condition Brookhaven.

Roll Call

Ayes: Gill, Derezinski, Buzzell, Collins, Mahoney, Wade, McMurray, Scolnik, Engle

Nays: Aley

**Motion Carried**

2007-120 **PROPOSE A RESOLUTION IN SUPPORT OF MUSKEGON BIKE TIME  
EVENT**

WM07/3-34

The Ways and Means Committee recommends, moved by Scolnik, seconded by Collins, to propose a Resolution in support of Muskegon Bike Time Event being held July 20 - 22, 2007.

Roll Call

Ayes: Gill, Derezinski, Buzzell, Aley, Collins, Mahoney, Wade, McMurray, Scolnik, Engle

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Commissioner Buzzell thanked Wendy Ohst, James Koens and Marti Piette for the tour of the Airport facility for Commissioner Buzzell and Collins.

MAC Legislative Updates of February 23 and March 2, 2007. Chairman Derezinski reported on the recent trip by himself and Commissioner Gill to Washington D.C. Chairman Derezinski noted he will be preparing a packet for Commissioners regarding Walter Reid, Brookhaven and the Veterans.

2007-121 **APPROVAL OF DONATION TO BILL GILL**

The Chairman recommends, moved by Engle, seconded by Collins, to authorize a replica of the 2005 Muskegon County Board of Commissioners group photo be made funded by the Commissioners Flower Fund and donated to Bill Gill for his collection at his Pine Street address.

(Continued)

2007-121 **APPROVAL OF DONATION TO BILL GILL**

Roll Call

Ayes: Collins, Aley, Derezinski, Engle, McMurray, Scolnik, Wade, Mahoney

Abstain: Gill

Nays: Buzzell

**Motion Carried**

2007-122 **APPOINT ED GARNER TO THE FOREIGN TRADE ZONE**

The Chairman recommends, moved by Gill, seconded by Wade, to appoint Ed Garner to the Foreign Trade Zone contingent upon his accepting the appointment.

**Motion Carried**

2007-123 **APPOINT JOHN KOENS TO THE MUSKEGON COUNTY DISTRICT LIBRARY BOARD**

The Chairman recommends, moved by Scolnik, seconded by McMurray, to appoint John Koens to the Muskegon County District Library Board.

Roll Call

Ayes: Scolnik, McMurray, Engle, Derezinski, Buzzell

Nays: Mahoney, Wade, Gill, Collins, Aley

**Motion Failed**

2007-124 **APPROVE APPOINTMENTS TO THE SOLID WASTE PLANNING COMMITTEE**

The Chairman recommends, moved by Aley, seconded by Wade, to approve the following appointments to the Solid Waste Planning Committee: Marvin Engle, Gerald Wing, Harold Drake, Adam Schultz, Jill Montgomery, Vicki Webster, Erin Kuhn, Bob Kuhn, Doug Wood, Scott David, Louie Fincher, Steve Bolhuis, Charles Krepps, Russell Jones; for the term January 1, 2007 - December 31, 2008.

**Motion Carried**

(taken out of numeric order)

2007-126 **PREPARE A RESOLUTION FOR NATIONAL CLEAN BEACHES WEEK**

The Chairman recommends, moved by Aley, seconded by Engle, to prepare a resolution for National Clean Beaches Week - June 29, 2007.

**Motion Carried**

**INTERIM ADMINISTRATOR'S REPORT**

2007-125 **APPROVE A PUBLIC HEARING ON MARCH 27, 2007, AT 3:30 P.M. TO RECEIVE WRITTEN AND ORAL COMMENTS FROM THE PUBLIC ON THE PROPOSED MICHIGAN NATURAL RESOURCES TRUST FUND GRANT APPLICATION**

The Interim Administrator recommends, moved by Buzzell, seconded by Engle, to approve a public hearing to be held at the Full Board Meeting on March 27, 2007, at 3:30 p.m. in the Board of Commissioners Chambers, 4<sup>th</sup> Floor, Michael E. Kobza Hall of Justice, 990 Terrace, Muskegon, MI 49442 to receive written and oral comments from the public on the proposed Michigan Natural Resources Trust Fund grant application for partial funding for the construction of the Berry Junction Bike Trail.

**Motion Carried**

2007-127 **AUTHORIZE BOND RESOLUTION WITH LAKETON TOWNSHIP**

The Interim Administrator recommends, moved by Engle, seconded by Wade, to authorize the Bond Resolution with the Township of Laketon for bonding to a maximum limit of \$6,000,000 for improvements to the sewage collection and disposal system for the Township of Laketon.

**Motion Carried**

2007-128 **ESTABLISH A PERSONNEL HEARING BOARD**

The Interim Administrator recommends, moved by Aley, seconded by Scolnik, to establish a Personnel Hearing Board as requested by Donna Frietsch.

**Motion Carried**

The names were drawn for the hearing board as follows: Louis McMurray - Chairman, Kenneth Mahoney - Vice-Chair, and Bill Gill - Member.

**Old Business**

Commissioner Aley requested clarification regarding County Commissioner appointment to the District Library Board.

**New Business**

None.

**Public Participation**

Students were in attendance from Muskegon High School.

Adjourned at 4:31 p.m.

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Karen D. Buie

KDB/jmp



# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Special Meeting**

**March 20, 2007**

**3:48 p.m.**

### **Vice-Chairman Snider, Presiding**

The Special Meeting of the Board of Commissioners was called to order by Vice-Chairman Snider.

### **Roll Call**

Present: Aley, Buzzell, Collins, Engle, Mahoney, Scolnik, Snider, Wade

Excused: Derezinski, Gill, McMurray

Absent: None

### 2007-129    **APPROVE THE 90% S2 66-INCH STUDY GRANT APPLICATION AND ADOPT THE ASSOCIATED RESOLUTION**

The Board of Public Works recommends, moved by Aley, seconded by Engle, to approve the 90% S2 66-inch study grant application and adopt the associated Resolution, all for the Wastewater System; and authorize the Board Chairman to sign same.

### Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Collins, Buzzell, Aley

Nays: None

### **Motion Carried**

Adjourned at 3:49 p.m.

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Karen D. Buie

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**March 27, 2007**

**3:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

### **Roll Call**

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

Absent: None

### 2007-130    **APPROVE AGENDA**

Moved by Engle, seconded by Aley, to approve the Agenda adding the Addendum, add an item F to the Chairman's Report for Resolution by Mahoney and switch the order of items 7 and 8 to allow the presentation before the public hearing.

**Motion Carried**

### 2007-131    **APPROVE MINUTES OF THE REGULAR MEETING OF MARCH 13, 2007**

Moved by Engle, seconded by Collins, to approve the minutes of the regular meeting of March 13, 2007, correcting the Liaison Report to reflect that Commissioner Wade, not Buzzell, thanked Wendy Ohst.

**Motion Carried**

### 2007-132    **PRESENTATION - MUSKEGON BIKE TIME RESOLUTION**

Chairman Derezinski presented a resolution to Gary Smith in support of the upcoming Muskegon Bike Time event. Mr. Smith thanked Commissioners and noted the State Helmet law is working against this event and causes loss of revenue to our area and state.

2007-133 **PUBLIC HEARING - MICHIGAN NATURAL RESOURCES TRUST FUND -  
BERRY JUNCTION BIKE TRAIL**

Moved by Snider, seconded by Engle, to open the Public Hearing regarding the Michigan Natural Resources Trust Fund - Berry Junction Bike Trail.

**Motion Carried**

John Warner, Public Works Department, noted a resolution to allow the County to apply for the Michigan Natural Resources Trust Fund Grant on behalf of the member local units of the Berry Junction Trail Commission. All five local units have passed resolutions for this grant. Mr. Warner introduced representatives from Johnson/Anderson Engineers, Terri Braymer, Katherine Mackey who gave an explanation of the project. It was noted the construction season would be 2009.

Commissioner McMurray asked about the distance from private property and it was noted that this portion is on existing rights-of-way.

Gary Rice, addressed concerns for advocating for snowmobile use on bike trails. It was noted the trails are designated as a non-motorized. Mr. Rice reported on maintenance and grooming projects that snowmobilers have contributed to other bike trail areas and asked that this issue be considered. Snowmobile funds go toward the very grant that is being requested. There are economic benefits from snowmobilers that would come to the area to ride these trails. It was noted that snowmobile studs may cause damage to the trail and bridges. Mr. Rice noted that newer belts don't require studs and would not cause that problem and that belting from belting from gravel pits are frequently donated and when screwed to the bridge prevents bridge damage. It was further noted that bikers and rollerbladers appreciate this addition.

Greg Scott, Pioneer Resources, noted frequent trips are taken to local bike trails by the leisure and recreation club for people with disabilities. Mr. Scott gave non-motorized support to the trails.

Dean Rosler, Undersheriff, noted support both for his own family activities and for the added safety of moving bikers off the roads and the decrease in auto/bicycle accidents.

Harry Wierenga voiced his support for the development of this bike trail as he has frequently rides the bike trails in Michigan.

Scott Hladki, Dalton Township Supervisor, presented petitions with 822 signatures in support of development of this project.

2007-134 **CLOSE THE PUBLIC HEARING**

Moved by Aley, seconded by Scolnik, to close the Public Hearing.

**Motion Carried**

2007-135 **APPROVE THE RESOLUTION BETWEEN THE COUNTY OF MUSKEGON**

**AND LOCAL MUNICIPALITIES PROVIDING FOR THE ACQUISITION ,  
CONSTRUCTION, FINANCE AND OPERATION OF THE FRED MEIJER  
BERRY JUNCTION TRAIL PROJECT AND TO ADOPT THE ATTACHED  
RESOLUTION ACCEPTING THE ASSIGNMENT OF THE ATTACHED  
LEASE BETWEEN DALTON TOWNSHIP AND THE MICHIGAN  
DEPARTMENT OF NATURAL RESOURCES**

Moved by Snider, seconded by Collins, to approve the Resolution between the County of Muskegon and the Townships of Laketon, Dalton, Muskegon, Fruitland and the City of North Muskegon providing for the acquisition , construction, finance and operation of the Fred Meijer Berry Junction Trail Project and to adopt the attached Resolution accepting the assignment of the attached Lease between Dalton Township and the Michigan Department of Natural Resources to cover property, commonly known as the former CSX Railroad property, extending from Section 32 Dalton Township to the pont where the former railroad grade crosses White Lake Drive at the Fruitland Township-City of Whitehall boundary for the purpose of constructing a bicycle/pedestrian trail, and as more particularly described in Attachment A to the Lease.

Roll Call

Ayes: Mahoney, McMurray, Scolnik, Snider, Wade, Gill, Engle, Derezsinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-136 **APPROVE OPERATION OF THE 2007 TROLLEY ROUTE PROGRAM**

TR07/03-05

The Transportation Committee recommends, moved by Collins, seconded by Engle, to approve operation of the 2007 Trolley Route Program as proposed.

Roll Call

Ayes: Aley, Buzzell, Collins, Derezsinski, Engle, Mahoney, Scolnik, Snider, Wade

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-137 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO ESTABLISH  
A 2007 SUMMER "HAUL PASS"**

TR07/03-06

The Transportation Committee recommends, moved by Collins, seconded by Engle, to authorize the Muskegon Area Transit System to establish a 2007 Summer "HAUL PASS" promotion for students, as proposed.

(Continued)

2007-137 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO ESTABLISH  
A 2007 SUMMER "HAUL PASS"**

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, Scolnik, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2007-138 **APPROVE AMENDMENT NO. 2 TO THE AGREEMENT FOR  
PROFESSIONAL ENGINEERING SERVICES**

TR07/03-07

The Transportation Committee recommends, moved by Collins, seconded by Engle, to approve Amendment No. 2 to the Agreement for Professional Engineering Services dated September 27, 2005, between the County and Prein & Newhof, establishing a fee, in the amount of \$323,000, for services to be performed during Phase II of runway extension construction and relocation of navigational aids associated with the extension of the runway, with the County's 2.5% share to be \$8,075, and further authorize the Chairman to sign said Amendment.

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Mahoney, Scolnik, Snider, Wade

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-139 **APPROVE THE EXTENSION OF SEVEN (7) T-HANGAR LEASE  
AGREEMENTS AT MUSKEGON COUNTY AIRPORT**

TR07/03-08

The Transportation Committee recommends, moved by Collins, seconded by Engle, to approve the extension of seven (7) T-Hangar Lease Agreements at Muskegon County Airport expiring in the second quarter of 2007 as follows: Scott Kelley, \$190/month; Richard Smith, \$160/month; Larry Duthler, \$180/month; Jim Fishel, \$170/month; Doug Parker, \$170/month; Fred Riplo, \$170/month; and Mark Cybulski, \$170/month.

(Continued)

2007-139 **APPROVE THE EXTENSION OF SEVEN (7) T-HANGAR LEASE AGREEMENTS AT MUSKEGON COUNTY AIRPORT**

Roll Call

Ayes: Aley, Buzzell, Collins, Derezsinski, Engle, Gill, Mahoney, Scolnik, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2007-140 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF FEBRUARY 24, 2007 THROUGH MARCH 13, 2007**

WM07/3-35

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$7,191,685.91 covering the period of February 24, 2007 through March 13, 2007, as presented by the County Clerk.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Derezsinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-141 **ENTER INTO A LIBRARY MANAGEMENT CONTRACT WITH THE MUSKEGON AREA DISTRICT LIBRARY BOARD**

WM07/3-36

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, that the County enter into a Library Management contract (Administrative Services Agreement) with the Muskegon Area District Library Board for the period beginning on January 1, 2007, and ending on September 30, 2007, and that the Chairman be authorized to sign.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Derezsinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-142 **APPROVE THE PURCHASE AGREEMENT FOR 125 E. SOUTHERN AVENUE BETWEEN THE COUNTY OF MUSKEGON (SELLER) AND**

**HACKLEY HOSPITAL (BUYER)**

WM07/3-37

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Purchase Agreement for 125 E. Southern Avenue between the County of Muskegon (seller) and Hackley Hospital (buyer) for the purchase price of \$1,136,337.23 and that the Chairman be authorized to sign said Purchase Agreement.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Dereziński, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-143 **ADOPT THE LEASE BETWEEN COMMUNITY MENTAL HEALTH AND HACKLEY HOSPITAL FOR THE RENTAL OF SPACE AT 125 E. SOUTHERN AVENUE**

WM07/3-38

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to adopt the Lease between Community Mental Health and Hackley Hospital for the rental of space at 125 E. Southern Avenue and that the Chairman be authorized to execute said Lease.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Dereziński, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-144 **APPROVE THE MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF MUSKEGON AND LAKESHORE COORDINATING COUNCIL**

WM07/3-39

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Memorandum of Understanding between the County of Muskegon and Lakeshore Coordinating Council and authorize the Board Chair to sign the agreement.

(Continued)

2007-144 **APPROVE THE MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF MUSKEGON AND LAKESHORE COORDINATING COUNCIL**

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Gill, Engle, Dereziński, Collins, Buzzell, Aley

Abstain: McMurray

Nays: None

**Motion Carried**

2007-145 **APPROVE A RESOLUTION APPROVING AMENDMENT TO AN INSTALLMENT PURCHASE CONTRACT**

WM07/3-40

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve a Resolution Approving Amendment to an Installment Purchase Contract and the Amended Installment Purchase Agreement for Muskegon Central Dispatch and authorize the County Clerk and the Interim County Administrator to sign the document.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Dereziński, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-146 **APPOINT JACK NIEMIEC AS THE COUNTY GRANT ADMINISTRATOR FOR THE STATE SURVEY AND REMONUMENTATION GRANT**

WM07/3-41

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to appoint Jack Niemiec as the County Grant Administrator for the State Survey and Remonumentation Grant retroactive back to February 1, 2007.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Dereziński, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**



2007-147 **AUTHORIZE ADMINISTRATION STAFF TO RESERVE A TROLLEY FOR THE BOARD OF COMMISSIONERS FOR THE MUSKEGON SUMMER CELEBRATION PARADE**

WM07/03-42

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Administration staff to reserve a trolley for the Board of Commissioners for the Muskegon Summer Celebration Parade and to process payment of the \$50 entry fee to be paid from the Board's budget.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Derezhinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-148 **APPROVE LAKESHORE OFFICE FURNITURE TO DISSEMBLE, RELOCATE, RECONFIGURE AND REASSEMBLE MODULAR EQUIPMENT**

WM07/03-43

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve Lakeshore Office Furniture, at a cost of \$5,720.00 to disassemble, relocate, reconfigure and reassemble modular equipment as required to temporarily relocate current Hall of Justice 4<sup>th</sup> floor occupants during the renovation project. The cost to be charged to the overall project budget.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Gill, Engle, Derezhinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: None

**Motion Carried**

2007-149 **APPROVE THE HALL OF JUSTICE USE PROPOSAL SUBMITTED BY CENTRAL DISPATCH TO PLACE ANTENNA, SATELLITE DISHES, AND SUPPORTING EQUIPMENT ON THE ROOF OF THE HALL OF JUSTICE**

WM07/03-44

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Hall of Justice Use Proposal submitted by Central Dispatch to place antenna, satellite dishes, and supporting equipment on the roof of the Hall of Justice (HOJ), and further to authorize Central Dispatch to create a secure, environmentally controlled space within the south penthouse, with the cost to be paid by Central Dispatch. County Departments and other entities which currently have equipment on the roof of the HOJ, that would like to move that equipment to the new space, will do so at their own expense.

(Continued)

2007-149 **APPROVE THE HALL OF JUSTICE USE PROPOSAL SUBMITTED BY  
CENTRAL DISPATCH TO PLACE ANTENNA, SATELLITE DISHES, AND  
SUPPORTING EQUIPMENT ON THE ROOF OF THE HALL OF JUSTICE**

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-150 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE "MACP AWARD  
GRANT"**

WM07/03-45

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize the Sheriff's Office to accept the "MACP Award Grant" from the State Office of Highway Safety for equipment in the amount of \$6,000.00 from February 23, 2007 to September 30, 2007 and establish a budget.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Gill, Engle, Derezinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: None

**Motion Carried**

2007-151 **ESTABLISH 2 ADDITIONAL POSITIONS OF BUILDING SECURITY  
OFFICER - HOURLY**

WM07/03-46

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to establish 2 additional positions of Building Security Officer - Hourly, pay grade NO 00138 (\$13.229/hr - \$15.875/hr), for the Hall of Justice and South Campus security with no additional funding required.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Gill, Engle, Derezinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: None

**Motion Carried**

2007-152 **APPROVE THE ONE-YEAR AGREEMENT FOR THE PARTNERSHIP IN**

**NEIGHBORHOOD SAFETY PROGRAM**

WM07/03-47

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the one-year agreement for the Partnership in Neighborhood Safety Program between the townships of Laketon, Fruitland and Whitehall, the Muskegon County Sheriff and the Board of Commissioners, and authorize the Board Chair to sign the document, contingent on the approval of each of the townships.

Further, that the following funding transfers be approved:

Position	From	To
S05010	1240-0303 (PINS)	1010-0301 (Sheriff)
S05005	1010-0301 (Sheriff)	1010-0355 (Courtroom)

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

2007-153 **WAIVE THE CURRENT HIRING FREEZE TO FILL THE POSITION #G02006 ACCOUNT CLERK II**

WM07/03-48

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to waive the current hiring freeze to fill the position #G02006 Account Clerk II - Full Time through the current posting procedures as set forth in the Teamsters Local 214 general employees unit labor contract.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Gill, Engle, Derezinski, Collins, Buzzell, Aley

Abstain: McMurray

Nays: None

**Motion Carried**

2007-154 **AUTHORIZE CMHS OF MUSKEGON COUNTY STAFF TO APPLY FOR FUNDING**

WM07/03-49

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize CMHS of Muskegon County staff to apply for funding in conjunction with the Sheriff's Department from SAMHSA (CFDA 93.243) through its Targeted Expansion Capacity Program for Jail Diversion in the amount of \$254,862.

(Continued)

2007-154 **AUTHORIZE CMHS OF MUSKEGON COUNTY STAFF TO APPLY FOR**

**FUNDING**

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Gill, Engle, Dereziński, Collins, Buzzell, Aley

Abstain: McMurray

Nays: None

**Motion Carried**

2007-155 **FOREGO THE CHRONICLE AD IN THE MUSKEGON CHRONICLE FOR COUNTY GOVERNMENT WEEK**

WM07/03-50

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to forego the Chronicle ad in *The Muskegon Chronicle* for County Government Week.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Dereziński, Collins, Buzzell, Aley

Abstain: McMurray

Nays: Gill

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Commissioner Scolnik, regarding the DHS Board, noted a State-level movement to privatize foster care functions now being handled by DHS. Commissioner Scolnik asked Interim Administrator about the impact on the County.

Interim Administrator, Jack Niemiec, noted the Governor's Executive Order and the Republican's Supplemental Bill contain several items that are detrimental to the County, one of those being privatizing Foster Care and Juvenile Detention Facilities. The County impact would be on the Child Care Fund \$270,000 and \$135,000 to General Fund. Governor's proposed to reduce the liquor tax by 50%, which is money we already have that we may have to pay back or would reduce other incoming funds. Additional \$216,000 cuts to District Court Assessment Program and the Health Department Substance Abuse Prevention Program. Additional undetermined cuts to Community Mental Health, Health Department and Medicaid rates which would affect Brookhaven, Community Corrections, Court Equity Fund and the

Transit Operating and Capital. It was noted we are already working at a \$250,000 deficit. Commissioner Aley urged everyone to contact legislators about this issue. Commissioner Scolnik noted the issue is quality of life and should not be taken out on the most vulnerable. Commissioner McMurray asked about shared information between both public and private foster care.

Commissioner Aley noted the new President of Muskegon Area First, Ed Garner, is on the job.

Chairman Derezinski referenced the following items:

- A. MAC Legislative Updates of March 9 and 16, 2007
- B. Notice of Public Hearing Before City Commission Regarding Michigan Natural Resources Trust Fund Grant Application for Smith-Ryerson Park
- C. Antrim County Board of Commissioners Resolution #13-07

2007-156     **APPOINT KENNETH MAHONEY TO LISTED COMMITTEES**

The Chairman recommends, moved by Buzzell, seconded by Engle, to appoint Kenneth Mahoney: Hilt's Landing, Michigan Association of Local Public Health Officials, Accommodations Tax Advisory Committee, Muskegon County Board of Public Works, and the Water Board Policy Board (SMART Committee)

**Motion Carried**

2007-157     **TO SCHEDULE A SPECIAL ELECTION IN MUSKEGON COUNTY, COMMISSION DISTRICT 1**

The Chairman recommends, moved by Aley, seconded by Collins, to schedule a special election in Muskegon County, Commission District 1 to be held on November 6, 2007, with a primary, if necessary, on August 7, 2007, and that the filing date for all candidates be June 19, 2007.

**Motion Carried**

2007-158     **PREPARE A RESOLUTION IN HONOR OF FIRE FIGHTER, MIKE HOLMAN**

The Chairman recommends, moved by Mahoney, seconded by Gill, to prepare a resolution in honor of fire fighter, Mike Holman, Fire Fighter of the Year from Montague.

**Motion Carried**

**INTERIM ADMINISTRATOR'S REPORT**

2007-158     **APPROVE AN ADDITIONAL EXPENDITURE TO LAKESHORE OFFICE  
FURNITURE FOR THE 4<sup>TH</sup> FLOOR RENOVATION PROJECT**

The Administrator recommends, moved by Engle, seconded by Aley, to approve an additional expenditure of \$4,400.00 to Lakeshore Office Furniture, to disassemble/reassemble the remaining modulars on the 4<sup>th</sup> floor of the Hall of Justice and \$4,200.00 for the rental and placement of trailers to store all furnishings and equipment for the duration of the 4<sup>th</sup> floor renovation project.

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

**Old Business**

None.

**New Business**

Commissioner McMurray asked Corporate Counsel, Ted Williams, about the Personnel Hearing Board. Corporate Counsel Williams noted the meeting was adjourned to April 23.

Discussion ensued when Commissioner Aley asked about rescheduling the Ways & Means Board Work Session and it was determined to reschedule to April 24, at 11:30.

Commissioners Scolnik and Buzzell reminded Commissioners about the Jail Committee trip to Jackson, leaving Hall of Justice at 9:30 a.m.

**Public Participation**

Mark Mangione addressed the Board regarding responsible contractor policy.

Adjourned at 4:48 p.m.

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Karen D. Buie

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**April 10, 2007**

**3:30 p.m.**

### **Vice-Chairman Snider, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Vice-Chairman Snider.

### **Roll Call**

Present: Aley, Buzzell, Collins, Engle, Mahoney, Scolnik, Snider

Excused: Derezinski, McMurray, Wade

Absent for Roll Call: Gill

The pledge of Allegiance was recited followed by the invocation given by Commissioner Snider.

### 2007-159    **APPROVE AGENDA**

The Agenda was approved with added New Business items by Buzzell - Resolution for Michigan Adventure and by Aley - a) Proclaim July 15 - 21, 2007 as Road Rage Awareness Week and b) possible smoking ban for Muskegon County beaches.

### 2007-160    **APPROVE MINUTES OF THE SPECIAL MEETING OF MARCH 20, AND THE REGULAR MEETING OF MARCH 27, 2007**

Moved by Aley, seconded by Collins, to approve the minutes of the Special Meeting of March 20, and the Regular Meeting of March 27, 2007.

**Motion Carried**

Commissioner Gill arrived at 3:35 p.m.

2007-161 **PRESENTATION - KNIGHT CONSULTING**

Mickey Knight introduced Bill Burke and Marilyn Plummer. Mr. Knight explained some of the problems and need for solutions to the \$900 million State deficit.

2007-162 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE MARINE SAFETY OPERATION GRANT**

CPS07/04-14

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Sheriff's Office to accept the Marine Safety Operation Grant from the DNR for marine patrol in the amount of \$84,847 for January 1, 2007 to December 31, 2007 and amend the budget.

Roll Call

Ayes: Aley, Snider, Scolnik, Mahoney, Gill, Collins, Buzzell,

Abstain: Engle

Nays: None

**Motion Carried**

2007-163 **AUTHORIZE THE SHERIFF'S OFFICE TO REHIRE SEASONAL MARINE OFFICERS**

CPS07/04-15

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Sheriff's Office to rehire the following seasonal marine officers: Casey Bringedahl, Step #2; Timothy Loveland, Step #2; David Vanderlaan, Step #3; Nate Stephenson, Step #2; Michael VanDam, Step #2; and recruit for the remaining position.

Roll Call

Ayes: Aley, Snider, Scolnik, Mahoney, Gill, Collins, Buzzell,

Abstain: Engle

Nays: None

**Motion Carried**

2007-164 **APPROVE WAIVING THE HIRING FREEZE TO POST LEGAL SECRETARY**

CPS07/04-16

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to approve waiving the hiring freeze to post Legal Secretary position #G49007 to GEU bargaining employees.



(Continued)

2007-164 **APPROVE WAIVING THE HIRING FREEZE TO POST LEGAL SECRETARY**

Roll Call

Ayes: Aley, Snider, Scolnik, Mahoney, Gill, Collins, Buzzell,

Abstain: Engle

Nays: None

**Motion Carried**

2007-165 **APPROVE WAIVING THE HIRING FREEZE TO ALLOW THE PROSECUTOR TO FILL ASSISTANT PROSECUTOR POSITION**

CPS07/04-17

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to approve waiving the hiring freeze to allow the Prosecutor to fill Assistant Prosecutor position #XO8006 effective immediately.

Roll Call

Ayes: Aley, Snider, Scolnik, Mahoney, Gill, Collins, Buzzell,

Abstain: Engle

Nays: None

**Motion Carried**

2007-166 **AUTHORIZE THE PROSECUTOR TO APPLY FOR THE FY2008 CRIME VICTIMS RIGHTS GRANT**

CPS07/04-18

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Prosecutor to apply for the FY2008 Crime Victims Rights grant from the Michigan Department of Community Health, for the purpose of continuing funding for the Crime Victim Rights Unit of the Prosecutor's Office, in the amount of \$135,100.

Roll Call

Ayes: Aley, Snider, Scolnik, Mahoney, Gill, Collins, Buzzell,

Abstain: Engle

Nays: None

**Motion Carried**

2007-167 **AUTHORIZE THE PROSECUTOR TO ACCEPT THE JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT**

CPS07/04-19

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Prosecutor to accept the Juvenile Accountability Incentive Block Grant from the Bureau of Juvenile Justice, administered by the Michigan Department of Human Services, for the purpose of providing prosecution and clerical services in carrying out various juvenile delinquency programs in the amount of \$10,985 with a local match obligation of \$1,121 for a total grant amount of \$12,206.

Roll Call

Ayes: Aley, Snider, Scolnik, Mahoney, Gill, Collins, Buzzell,

Abstain: Engle

Nays: None

**Motion Carried**

2007-168 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO ACCEPT THE CONTRIBUTION FROM THE YES IT MATTERS PROJECT**

HR07/04-26

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of Health and Community Resources to accept the contribution from the YES It Matters Project in the amount of \$400 for the purpose of conducting the Beach Cleanup and Native Replanting of the Muskegon Lake Shoreline Project for Health Department Anger Management program students.

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-169 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO SIGN THE AGREEMENT WITH MUSKEGON AREA INTERMEDIATE SCHOOL DISTRICT HEAD START PROGRAM**

HR07/04-27

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of Health and Community Resources to sign the agreement, subject to final review and approval by Corporate Counsel, with Muskegon Area Intermediate School District Head Start Program for the purpose of the Provision of Nutritional Services for Head Start Children for an amount of \$6,000, effective from July 1, 2007 to June 30, 2008 with no effect on County General Fund.

(Continued)

2007-169 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO SIGN THE AGREEMENT WITH MUSKEGON AREA INTERMEDIATE SCHOOL DISTRICT HEAD START PROGRAM**

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-170 **ACCEPT THE BID FROM AIRLINE PET CLINIC PC FOR THE PURPOSE OF VETERINARIAN SERVICES FOR THE VECTOR CONTROL PROGRAM**

HR07/04-28

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to accept the bid from Airline Pet Clinic PC for the purpose of veterinarian services for the Vector Control Program and sign the Agreement, subject to final review and approval by Corporate Counsel, effective upon approval to September 30, 2007 with no effect on County General Funds.

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-171 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO SIGN AGREEMENTS WITH BREAST AND CERVICAL CANCER CONTROL PROGRAM MEDICAL PROVIDERS**

HR07/04-29

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of Health and Community Resources to sign agreements with Breast and Cervical Cancer Control Program medical providers as required through the Michigan Department of Community Health's Comprehensive Planning, Budgeting, and Contract Agreement, to provide screening and treatment services for low income women between the ages of 40 and 64, subject to final review and approval by Corporate Counsel, effective upon Board approval with no effect on County General Funds.

(Continued)  
2007-171 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY  
RESOURCES TO SIGN AGREEMENTS WITH BREAST AND CERVICAL  
CANCER CONTROL PROGRAM MEDICAL PROVIDERS**

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-172 **APPOINT NANCY GRIFFES AS THE SEASONAL ANIMAL CENSUS  
WORKER**

HR07/04-30

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to appoint Nancy Griffes as the Seasonal Animal Census Worker effective May 14, 2007 at a salary table/grade of TS00100 and at Step 2 (\$7.75/hour).

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-173 **AUTHORIZE THE HEALTH DEPARTMENT TO ESTABLISH A ZOSTAVAX  
VACCINE FEE**

HR07/04-31

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Health Department to establish a Zostavax Vaccine fee in the amount of \$146.00 and Flumist fee in the amount of \$18.00 (both plus the administrative fee) to take effect May 1, 2007.

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-174 **AUTHORIZE THE HEALTH DEPARTMENT TO ESTABLISH FEES FOR A LEAD INSPECTION**

HR7/04-32

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Health Department to establish fees for a Lead Inspection at \$360.00, Lead Risk Assessment/Lead Inspection Combination at \$450.00, and Lead Clearance at \$300.00 to take effect May 1, 2007.

Roll Call

Ayes: Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: Gill

**Motion Carried**

2007-175 **AUTHORIZE THE HEALTH DEPARTMENT TO INCREASE THE FEE FOR RABIES VACCINATION FOR DOGS**

HR07/04-33

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Health Department to increase the fee for rabies vaccination for dogs from \$10.00 to \$12.00 effective April 11, 2007.

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-176 **AMEND THE MENTAL HEALTH FY2007 BUDGET**

HR07/04-34

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to amend the Mental Health FY2007 Budget proposed to the County of Muskegon from \$71,342,473 up to \$71,713,149 for revenues and from \$71,272,473 up to \$71,912,107 for expenditures, to approve CMH personnel position changes list on the CMH Budget Amendment, and approve use of Adult Benefit Waiver Fund balance and/or the Internal Service Fund to cover any revenue shortfalls.

(Continued)

2007-176 **AMEND THE MENTAL HEALTH FY2007 BUDGET**

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-177 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH VAJENDRA DESAI, M.D.**

HR07/04-35

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with Vajendra Desai, M.D., Child Psychiatrist, for \$136.72 per hour, effective April 1, 2007, through September 30, 2007. The contract ceiling will remain at the FY2005/2006 amount.

Roll Call

Ayes: Gill, Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: None

**Motion Carried**

2007-178 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE  
PERIOD OF MARCH 14, 2007 THROUGH MARCH 27, 2007**

WM07/4-51

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$3,495,535.60 covering the period of March 14, 2007 through March 27, 2007, as presented by the County Clerk.

Roll Call

Ayes: Collins, Buzzell, Snider, Scolnik, Mahoney, Aley

Abstain: Engle

Nays: Gill

**Motion Carried**

2007-179 **ACCEPT AND PLACE ON FILE THE SINGLE AUDIT PRESENTED BY  
FINANCE AND MANAGEMENT SERVICES**

WM07/4-52

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to accept and place on file the Single Audit report for the fiscal year ended September 30, 2006 as presented by Finance and Management Services.

Roll Call

Ayes: Collins, Buzzell, Snider, Scolnik, Mahoney, Aley

Abstain: Engle

Nays: Gill

**Motion Carried**

2007-180 **ACCEPT THE GRANT FOR 2007 SURVEY AND REMONUMENTATION  
GRANT OFFER**

WM07/4-53

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to accept the grant for 2007 Survey and Remonumentation Grant Offer and authorize the Interim County Administrator to sign the grant agreement and Request for Payment form and return it to the State of Michigan.

Roll Call

Ayes: Collins, Buzzell, Snider, Scolnik, Mahoney, Gill, Aley

Abstain: Engle

Nays: None

**Motion Carried**

2007-181 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO ENTER INTO AN  
AGREEMENT WITH THE HURON-MANISTEE NATIONAL FOREST**

WM07/4-54

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to grant permission to the Sheriff's Office to enter into an agreement with the Huron-Manistee National Forest from May 1, 2007 to September 30, 2007 to enhance State and local law enforcement on National Forest Service lands. Patrolling will be reimbursed up to \$4,000.00.

(Continued)

2007-181 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO ENTER INTO AN AGREEMENT WITH THE HURON-MANISTEE NATIONAL FOREST**

Roll Call

Ayes: Collins, Buzzell, Snider, Scolnik, Mahoney, Gill, Aley

Abstain: Engle

Nays: None

**Motion Carried**

2007-182 **PREPARE A RESOLUTION REGARDING THE STATE BUDGET CRISIS WM07/4-56**

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to prepare a Resolution regarding the State Budget Crisis, after verifying information provided, and forward to Governor Granholm, Senator VanWoerkom, and Representatives Bennett and Valentine.

Roll Call

Ayes: Collins, Buzzell, Snider, Scolnik, Mahoney, Aley

Abstain: Engle

Nays: Gill

**Motion Carried**

2007-183 **VOTE NO ON WAYS AND MEANS ITEM WM07/4-55**

Moved by Aley, seconded by Engle, to vote no on Ways and Means item WM07/4-55.

Roll Call

Ayes: Snider

Abstain: Gill

Nays: Buzzell, Collins, Aley, Engle, Mahoney, Scolnik

**Motion Failed**



2007-184 **RECONSIDER WAYS AND MEANS ITEM WM07/4-55**

Moved by Snider, seconded by Gill, to reconsider Ways and Means item WM07/4-55.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, Scolnik, Snider

Abstain: Gill

Nays: None

**Motion Carried**

2007-185 **APPROVE THE LETTER OF UNDERSTANDING BETWEEN THE CITY OF WHITEHALL AND THE COUNTY OF MUSKEGON REDUCING THE NOTICE OF TERMINATION PERIOD**

WM07/4-55

Moved by Aley, seconded by Collins, to approve the Letter of Understanding between the City of Whitehall and the County of Muskegon reducing the notice of termination period from ninety (90) days to thirty (30) days.

Roll Call

Ayes: None

Abstain: Gill

Nays: Snider, Scolnik, Mahoney, Engle, Collins, Buzzell, Aley,

**Motion Failed**

2007-186 **APPROVE THE LETTER OF UNDERSTANDING OF THE PROPERTY ASSESSMENT ADMINISTRATION PROGRAM AGREEMENT WITH THE CITY OF WHITEHALL**

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve the Letter of Understanding of the Property Assessment Administration Program Agreement with the City of Whitehall, specifically to give the City of Whitehall the opportunity to provide us with a thirty (30) day notice of termination provision during the term of the Agreement.

Roll Call

Ayes: Scolnik, Engle, Gill, Mahoney, Snider, Aley, Buzzell, Collins

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

- A. MAC Legislative Updates of March 23 and 30, 2007

2007-187

The Chairman recommends, moved by Scolnik, seconded by Engle, to appoint Marianne Harris Darnell to the Muskegon County Jury Board with a term expiration date of 4/30/11, as recommended by Circuit Court Judges.

Roll Call

Ayes: Engle, Scolnik, Snider

Nays: Aley, Buzzell, Collins, Mahoney, Gill

**Motion Failed**

2007-188 **APPROVE REAPPOINTMENTS TO THE COMMUNITY CORRECTIONS ADVISORY BOARD**

The Chairman recommends, moved by Aley, seconded by Collins, to approve the following reappointments to the Community Corrections Advisory Board - Clifton Johnson, Brianna Scott, Louis Churchwell - 1/1/07 - 12/31/09

**Motion Carried**

2007-189 **APPROVE APPOINTMENTS OF KENNETH MAHONEY**

The Chairman recommends, moved by Gill, seconded by Aley, to approve the following appointments of Kenneth Mahoney: City of Whitehall Local Development Finance Authority (LDFA); Vice-Chair, Muskegon County Board of Commissioners Human Resources Committee

**Motion Carried**

**INTERIM ADMINISTRATOR'S REPORT**

Interim Administrator, Jack Niemiec, reported on the Jail Master Planning Project and a visit made by Commissioners to the Prison and Jail in Jackson County. Several alternatives are being considered.

**Old Business**

Commissioner Aley asked Corporate Counsel for an update regarding a Responsible Contractor Policy. Corporate Counsel Williams noted discussions have taken place to determine what is currently being done and what will be needed in a Policy.

**New Business**

2007-190     **PREPARE A RESOLUTION TO RECOGNIZE MICHIGAN'S ADVENTURE  
AND IN PARTICULAR CAMILLE JORDAN MARC FOR BEING AWARDED  
THE #1 ATTRACTION IN MICHIGAN**

Moved by Buzzell, seconded by Engle, to prepare a resolution to recognize Michigan's Adventure and Camille Jourdan-Mark for being named the #1 attraction in Michigan by the State of Michigan Travel Bureau and State Hotel/Motel/Resort Association.

**Motion Carried**

2007-191     **PROCLAIM JULY 7 - 21, 2007, AS ROAD RAGE AWARENESS WEEK**

Moved by Aley, seconded by Gill, to proclaim July 7 - 21, 2007, as Road Rage Awareness Week.

**Motion Carried**

2007-192     **REQUEST STAFF RECOMMENDATIONS FOR A POLICY TO BE  
CONSIDERED TO BAN SMOKING ON COUNTY-OWNED BEACHES**

Moved by Aley, seconded by Mahoney, to refer to Health Department and Corporate Counsel to prepare recommendations for a policy to be considered to ban smoking on County-owned beaches.

**Motion Carried**

**Public Participation**

Doug Bennett, 92<sup>nd</sup> State House Representative, addressed the Board regarding the State's \$900 million deficit.

Adjourned at 4:54 p.m.

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Karen D. Buie

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**April 24, 2007**

**3:30 p.m.**

**Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner McMurray.

### **Roll Call**

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

Absent: None

Junior Commissioners were in attendance for Government Week. Dave Kendrick, Annoesjka Steinman Kathy Herman, Donna Powell, Rob Witcher and Gina Brown mentor some of the participants from the Math and Science Academy in Muskegon Heights.

### 2007-193    **APPROVE AGENDA**

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

**Motion Carried**

### 2007-194    **APPROVE MINUTES OF THE REGULAR MEETING OF APRIL 10, 2007**

Moved by Wade, seconded by Engle, to approve the minutes of the Regular Meeting of April 10, 2007.

**Motion Carried**

2007-195 **AUTHORIZE THE BOARD CHAIR TO EXECUTE A LAND CONTRACT**  
CD/SP07/04-03

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to authorize the Board Chair to execute a Land Contract and the Community Development Director to execute all other documents needed to close transaction as prepared by Corporate Counsel for real property commonly referred to as "Hilt's Landing" for \$300,000 with a \$50,000 down payment and balance of \$250,000 to be paid at \$25,000 per year for ten years with no interest; and to support the Hilt's Landing Advisory Committee consisting of: 1 - County Commissioner, 1 - White Lake elected official, 1 - Hilt's Foundation representative, 1 - County Museum representative, and 1 - Conservation District representative.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: Gill

**Motion Carried**

2007-196 **AUTHORIZE A \$3,000.00 CONTRIBUTION TO THE MISS MICHIGAN SCHOLARSHIP PAGEANT**

CD/SP07/04-05

to authorize a \$3,000.00 contribution to the Miss Michigan Scholarship Pageant for the 2007 pageant held in Muskegon. Funds to be allocated from the Convention and Visitors Bureau promotional budget.

Roll Call

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

Nays: None

**Motion Carried**

2007-197 **AUTHORIZE THE CONTRIBUTION OF \$3,500.00 TO THE CITY OF MUSKEGON HEIGHTS FOR USE IN THEIR 2007 FESTIVAL IN THE PARK**

CD/SP07/04-06

to authorize the contribution of \$3,500.00 to the City of Muskegon Heights for use in their 2007 Festival in the Park. Funding to come from the Convention & Visitors Bureau promotional budget.

Roll Call

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

Nays: Aley

**Motion Carried**

2007-198 **AWARD THE PLACEMENT OF RECYCLED ASPHALT PAVEMENT MATERIAL ON PIONEER PARK ROADS TO RICK'S EXCAVATING**

CD/SP07/04-07

to award the placement of recycled asphalt pavement material on Pioneer Park roads to Rick's Excavating for \$9,564.50 for the Option II work, minus any credit for existing slag hauled away, per his quote dated March 28, 2007, with the costs being paid from Parks funds 2080-0691.

Roll Call

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

Nays: Aley

**Motion Carried**

2007-199 **APPROVE THE CONCEPT OF GRANTING AN EASEMENT TO THE CITY OF MUSKEGON FOR A BIKE PATH**

CD/SP07/04-8

to approve the concept of granting an easement to the City of Muskegon for a bike path across the southern most end of Heritage Landing, contingent upon the City's successful negotiations with the railroad for their easement, and authorize staff to develop the necessary easement documents for final Board approval.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell,  
Aley

Nays: Gill

**Motion Carried**

2007-200 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE PUBLIC NOTICE REGARDING THE FY2007 FEDERAL OPERATING AND CAPITAL APPLICATION**

TR07/04-09

The Transportation Committee recommends, moved by Wade, seconded by Engle, to authorize the Muskegon Area Transit System to publish the public notice regarding the FY2007 Federal Operating and Capital application and to authorize staff to execute the electronic grant application if there is no request for public hearing.

Roll Call

Ayes: McMurray, Scolnik, Buzzell, Aley, Collins, Derezinski, Engle, Mahoney, Snider,  
Wade

Nays: Gill

**Motion Carried**

2007-201 **APPROVE THE PROPOSED MATS BUDGET STABILIZATION PLAN  
OUTLINE**

TR07/04-10

The Transportation Committee recommends, moved by Wade, seconded by Engle, to approve the proposed MATS Budget Stabilization Plan Outline; to authorize an immediate change in hours for the vacant Transit Attendant position G85701, from Full Time to Hourly; and to authorize the concept of a GoBus fare increase, the public notice, and a public hearing on the GoBus fare increase, to be held at 3:30pm, May 17, 2007, before the Transportation Committee.

Roll Call

Ayes: McMurray, Scolnik, Buzzell, Aley, Collins, Derezinski, Engle, Mahoney, Snider, Wade

Nays: Gill

**Motion Carried**

2007-202 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE  
PERIOD OF MARCH 29, THROUGH APRIL 10, 2007**

WM07/4 - 58

The Ways and Means Committee recommends, moved by Junior Commissioner Hannah for Commissioner Aley, seconded by Engle, to approve payment of the accounts payable of \$4,910,390.90 covering the period of March 29, 2007 through April 10, 2007, as presented by the County Clerk.

Roll Call

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

Nays: None

**Motion Carried**

2007-203 **AUTHORIZE STAFF TO ACCEPT THE BID/PROPOSAL FOR A HIGH  
SPEED DIGITAL COPIER**

WM07/4 - 59

The Ways and Means Committee recommends, moved by Junior Commissioner Hannah for Commissioner Aley, seconded by Engle, to authorize staff to accept the bid/proposal for a high speed digital copier in Office Services from IKON Office Solutions.

Roll Call

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

Nays: None

**Motion Carried**

2007-204 **AUTHORIZE LESLIE BOWEN, TRIAL LAWYER, CHIEF, TO PURCHASE THREE (3) YEARS, ELEVEN (11) MONTHS GENERIC SERVICE CREDIT**

WM07/4 - 60

The Ways and Means Committee recommends, moved by Junior Commissioner Hannah for Commissioner Aley, seconded by Engle, to authorize Leslie Bowen, Trial Lawyer, Chief, to purchase three (3) years, eleven (11) months generic service credit at a cost of \$89,784 as provided by the MERS Plan Document and in keeping with the County policy regarding purchase of generic service credit with 100 percent of the total actuarial cost being paid by the employee.

Roll Call

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

Nays: None

**Motion Carried**

2007-205 **APPROVE THE RESOLUTION ESTABLISHING THE 2007 EQUALIZED VALUATION FOR MUSKEGON COUNTY**

WM07/4 - 61

The Ways and Means Committee recommends, moved by Junior Commissioner Hannah for Commissioner Aley, seconded by Engle, to approve the resolution establishing the 2007 equalized valuation for Muskegon County as determined and submitted by the Muskegon County Equalization Department.

Roll Call

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

Nays: None

**Motion Carried**

2007-206 **APPROVE CHANGE ORDER #2 TO THE VANDERVEN CONSTRUCTION CONTRACT FOR THE EMERGENCY OPERATIONS CENTER RELOCATION PROJECT**

WM07/4 - 62

The Ways and Means Committee recommends, moved by Junior Commissioner Hannah for Commissioner Aley, seconded by Engle, to approve Change Order #2 to the VanderVen Construction Contract for the Emergency Operations Center Relocation Project in an amount not to exceed \$15,395.00 for a new contract total of \$105,319.00, and to increase the Architect fees for the project by \$3,500 to a new total of \$28,500.



(Continued)

2007-206 **APPROVE CHANGE ORDER #2 TO THE VANDERVEN CONSTRUCTION CONTRACT FOR THE EMERGENCY OPERATIONS CENTER RELOCATION PROJECT**

Roll Call

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

Nays: None

**Motion Carried**

2007-207 **APPROVE A CONTRACT WITH PRO-TECH ENVIRONMENTAL, INC. FOR ASBESTOS ABATEMENT**

WM07/4 - 63

The Ways and Means Committee recommends, moved by Junior Commissioner Hannah for Commissioner Aley, seconded by Engle, to approve a contract with Pro-Tech Environmental, Inc. for asbestos abatement for the Michael E. Kobza Hall of Justice 4<sup>th</sup> Floor Renovation Project, at a cost not to exceed \$74,430.00; and to approve a contract with Fishbeck, Thompson, Carr & Huber, Inc., (FTC&H) for contract management and the environmental testing during the asbestos abatement phase of the project, at a cost of \$22,640.00.

Roll Call

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

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

- A. MAC Legislative Updates of April 6 and 13, 2007
- B. Board Planning Session
- C. 4<sup>th</sup> Floor Renovation/Relocation - deferred to Interim Administrator

**INTERIM ADMINISTRATOR'S REPORT**

Interim Administrator, Jack Niemiec, reported that the last of the boxes and office staff will relocate to South Campus tomorrow, April 25, 2007, with Mary Villanueva and Lisa Chalko located on the 2<sup>nd</sup> Floor and his office located on the 1<sup>st</sup> Floor of the Central Services Building. It was also noted that all relocated office staff will retain their telephone numbers with the move. Renovations are expected to be completed by the end of September. For the duration of the renovations, all Board Meetings will be held in the Louis McMurray Conference and Transit Center.

**Old Business**

Commissioner Engle asked, following several telephone calls from constituents, that the Commission consider revisiting the dog license issue regarding late fees.

Commissioner Snider requested follow-up on county receivable past due obligation with regard to insurance amounts owed by former employees.

**New Business**

Commissioner Aley thanked and recognized Mary Villanueva and Lisa Chalko for Administrative Professionals Week, in appreciation of the work and help they provide for Commissioners.

**Public Participation**

Dennis Babcock, Whitehall Township Supervisor addressed the Board and thanked them for vote of confidence for Hilts Landing.

Dave Kendrick noted Donna Powell was now in the audience and thanked her for her work as a mentor at the Academy.

Adjourned at 3:59 p.m.

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Karen D. Buie

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**May 8, 2007**

**3:30 p.m.**

**Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Snider.

### **Roll Call**

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

Absent: None

### 2007-208    **APPROVE AGENDA**

Moved by Snider, seconded by Engle, to approve the Agenda, adding a recommendation to appoint Ivory Morris to the Community Corrections Committee and Addendum item 11. C. to the Interim Administrators report.

**Motion Carried**

### 2007-209    **APPROVE MINUTES OF THE REGULAR MEETING OF APRIL 24, 2007**

Moved by Buzzell, seconded by Aley, to approve the minutes of the Regular Meeting of April 24, 2007.

**Motion Carried**

2007-210 **PRESENTATION**

Sean Dey - West Michigan Shoreline Regional Development Committee, and Paul Roy - Muskegon County Public Facilities Directory, presented the Transit Facility/Transportation Plan History Overview.

2007-211 **COMMUNICATIONS**

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

- A. Huron County Resolution #07-065; Senate Bill 232
- B. Huron County Resolution #07-066; Alternative Energy Development

**Motion Carried**

2007-212 **ADOPT THE "RESOLUTION RECOGNIZING THE UNREASONABLE ADVERSE EFFECTS ON THE ENVIRONMENT AND PUBLIC HEALTH CAUSED BY THE SALE AND USAGE OF FERTILIZER CONTAINING PHOSPHORUS"**

CD/SP07/05-09

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to adopt the "Resolution Recognizing the Unreasonable Adverse Effects on the Environment and Public Health Caused by the Sale and Usage of Fertilizer Containing Phosphorus" and that once adopted it be forwarded to the Michigan Department of Agriculture.

**Motion Carried**

2007-213 **APPROVE THE HIRING FREEZE BE WAIVED TO FILL DISTRICT COURT CLERK POSITION**

CPS07/05 -20

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to approve the hiring freeze be waived to fill District Court Clerk position D15003 and D15006, through the current posting procedures as set forth in the Teamsters Local 214 labor contract.

Roll Call

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

Nays: None

**Motion Carried**

2007-214 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO APPLY FOR THE HEALTHY PEOPLE AND HEALTHY COMMUNITIES THROUGH IMPROVED ENVIRONMENTAL HEALTH SERVICE DELIVERY GRANT**

HR07/05 -36

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of Health and Community Resources to apply for the Healthy People and Healthy Communities through Improved Environmental Health Service Delivery grant from the Center for Disease Control and Prevention with no local match or effect on County General Funds.

Roll Call

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

Nays: None

**Motion Carried**

2007-215 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO APPLY FOR THE HEALTH AND HUMAN SERVICES COMPASSION CAPITAL FUND DEMONSTRATION PROGRAM**

HR07/05 - 37

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of Health and Community Resources to apply for the Health and Human Services Compassion Capital Fund Demonstration Program in the anticipated amount of \$300,000 with an anticipated local match obligation of \$60,000 with no effect on County General Funds.

Roll Call

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

Nays: None

**Motion Carried**

2007-216 **AUTHORIZE THE CMH DIRECTOR TO SIGN A CONTRACT WITH KATHERINE JAWOR, D.O.**

HR07/05 - 38

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the CMH Director to sign a contract with Katherine Jawor, D.O., effective June 1, 2007, through September 30, 2007, at the rate of \$114.40 per hour, for up to 16 hours per week of psychiatric services, and effective October 1, 2007, through September 30, 2008, to contract with Dr. Jawor to provide 32 hours per week of psychiatric services at the rate of \$91.06 per hour, for a total yearly salary of \$151,523, with limited benefits.

(Continued)

2007-216 **AUTHORIZE THE CMH DIRECTOR TO SIGN A CONTRACT WITH  
KATHERINE JAWOR, D.O.**

Roll Call

Ayes: Collins, Engle, Gill, Mahoney, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Abstain: McMurray

Nays: None

**Motion Carried**

2007-217 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH BONNIE VOKITS, LMSW, ACSW**

HR07/05 - 39

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with Bonnie Vokits, LMSW, ACSW, to provide outpatient mental health services at a rate of 80 per hour, not to exceed \$5,000, for the 17-month period of May 1, 2007, through September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-218 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
AMENDMENT #5**

HR07/05 - 40

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign Amendment #5 to the contract with the Michigan Department of Community Health for Medicaid Managed Specialty Supports and Services, effective April 1, 2007, through September 30, 2007, and to accept the additional General Fund allocation of \$4,495.

Roll Call

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

Nays: None

**Motion Carried**

2007-219 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH THE NEWAYGO COUNTY MENTAL HEALTH AUTHORITY FOR THEIR PURCHASE OF GROUP HOME TRAINING SERVICES**

HR07/05 - 41

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with the Newaygo County Mental Health Authority for their purchase of group home training services for their group home staff from the Community Mental Health Services of Muskegon County at a rate of \$12.31 per hour per staff person trained. This contract will be effective October 1, 2006, through September 30, 2007.

Roll Call

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

Nays: None

**Motion Carried**

2007-220 **AUTHORIZE COMMUNITY MENTAL HEALTH TO APPLY FOR RENTAL ASSISTANCE**

HR7/05 - 42

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize Community Mental Health to apply for rental assistance through the 2007 HUD SuperNofa, Continuum of Care Program for Supportive Housing for the grant originated in FY 2005.

Roll Call

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

Nays: None

**Motion Carried**

2007-221 **APPROVE COMMUNITY MENTAL HEALTH'S APPLICATION FOR RENTAL ASSISTANCE**

HR07/05 - 43

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to approve Community Mental Health's application for rental assistance through the 2007 HUD SuperNofa, Continuum of Care Program for Supportive Housing for the grant originated in FY 2006.

(Continued)

2007-221 **APPROVE COMMUNITY MENTAL HEALTH'S APPLICATION FOR RENTAL ASSISTANCE**

Roll Call

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

Nays: None

**Motion Carried**

2007-222 **APPROVE COMMUNITY MENTAL HEALTH'S PARTICIPATION WITH WEST MICHIGAN THERAPY, INC.**

HR07/05 - 44

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to approve Community Mental Health's participation with West Michigan Therapy, Inc., in an application to seek funds from the Substance Abuse and Mental Health Services Administration (SM-07-014) for Services in Supportive Housing Programs.

Roll Call

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

Nays: None

**Motion Carried**

2007-223 **AUTHORIZE THE COMMUNITY MENTAL HEALTH (CMH) DIRECTOR TO SIGN THE REVISED CMH MEDICAID SERVICE PROVIDER AGREEMENT WITH THE LAKESHORE COORDINATING COUNCIL (LCC)**

HR07/05 - 45

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health (CMH) Director to sign the revised CMH Medicaid Service Provider Agreement with the Lakeshore Coordinating Council (LCC) that allows CMH to bill LCC for substance abuse services provided to our agency's Medicaid consumers who have both mental illness and substance abuse problems. This revised agreement has an effective date of March 22, 2007.

Roll Call

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

Nays: None

**Motion Carried**



2007-224 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO  
ACCEPT THE EXECUTIVE SUMMARY OF THE 2007 CMHS FACILITIES  
MASTER PLAN**

HR07/05 - 46

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to accept the Executive Summary of the 2007 CMHS Facilities Master Plan from TowerPinkster Architects and to proceed with the process outlined in this Executive Summary.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: Gill

**Motion Carried**

2007-225 **APPROVE THE LAKESHORE BEHAVIORAL HEALTH ALLIANCE'S  
APPLICATION FOR FY 2008 MENTAL HEALTH BLOCK GRANTS**

HR07/05 - 47

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to approve the Lakeshore Behavioral Health Alliance's application for FY 2008 Mental Health Block Grants to fund further implementation of Evidence-Based Practices and/or Director Services projects.

Roll Call

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

Nays: None

**Motion Carried**

2007-226 **APPROVE THE MUSKEGON COUNTY PROCLAMATION RECOGNIZING  
MAY 2007 AS MENTAL HEALTH AWARENESS MONTH**

HR07/05 - 48

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to approve the Muskegon County Proclamation Recognizing May 2007 as Mental Health Awareness Month.

Roll Call

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

Nays: None

**Motion Carried**

2007-227 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF APRIL 11, THROUGH APRIL 24, 2007**

WM07/5 - 63

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve payment of the accounts payable of \$6,765,958.96 covering the period of April 11, 2007 through April 24, 2007, as presented by the County Clerk.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: Gill

**Motion Carried**

2007-228 **APPROVE THE FY 2007 TRUTH-IN-TAXATION HEARING SCHEDULE**

WM07/5 - 64

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve the FY 2007 Truth-in-Taxation Hearing Schedule.

Roll Call

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

Nays: None

**Motion Carried**

2007-229 **WAIVE THE HIRING FREEZE FOR YOUTH SPECIALIST AT THE JUVENILE DETENTION CENTER**

WM07/5 - 65

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to waive the hiring freeze for Youth Specialist at the Juvenile Detention Center in order to maintain regulatory staffing requirements.

Roll Call

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

Nays: None

**Motion Carried**

2007-230 **AUTHORIZE MUSKEGON COUNTY SHERIFF/EMERGENCY SERVICES TO APPLY FOR THE U.S. DEPARTMENT OF HOMELAND SECURITY - 2007 COMPETITIVE GRANT PROGRAM**

WM07/5 - 67

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to authorize Muskegon County Sheriff/Emergency Services to apply for the U.S. Department of Homeland Security - 2007 Competitive Grant Program.

Roll Call

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

Nays: None

**Motion Carried**

2007-231 **REJECT ALL BIDS SUBMITTED FOR THE HALL OF JUSTICE, 4<sup>TH</sup> FLOOR RENOVATION PROJECT AND SOLICIT NEW BIDS**

WM07/5-68

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to reject all bids submitted for the Hall of Justice, 4<sup>th</sup> Floor Renovation Project and solicit new bids to be presented to the Full Board at their May 22, 2007 meeting.

Roll Call

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

Nays: None

**Motion Carried**

2007-232 **MOVE THE AUGUST 2, 2007 WAYS & MEANS COMMITTEE MEETING TO AUGUST 7, 2007**

WM07/5-69

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to move the August 2, 2007 Ways & Means Committee meeting to August 7, 2007.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: Gill

**Motion Carried**

## CHAIR'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Derezinski noted the Smart Committee was hosted by Muskegon County. Chairman Derezinski believes it was a success and thanked Mary Villanueva for her work on coordinating that event.

Commissioner Snider reported that he and Commissioner Collins participated in the Lakeshore Coordination Counsel in Douglas and they continue to move forward combating substance abuse.

Chairman Derezinski reminded Commissioners that the MAC Legislative Updates of April 20, and 27, 2007, were included in agenda packets.

Chairman Derezinski gave an update regarding the Administrator Search, recommending that Jack Niemiec be appointed to that position.

2007-233     **OFFER JACK NIEMIEC THE POSITION OF COUNTY ADMINISTRATOR WITH CONTRACT TO BE NEGOTIATED**

The Chairman recommends, moved by Aley, seconded by Scolnik, to offer Jack Niemiec the position of County Administrator with contract to be negotiated.

Discussion ensued regarding the procedure that was established for filling this position. Several Commissioners expressed an interest in reviewing the resumes and applications as well as to interview Mr. Niemiec. There is a cost savings advantage to appointing Mr. Niemiec to County Administrator as opposed to going through the consultant.

2007-234     **TABLE THE MOTION TO ALLOW COMMISSIONERS TO REVIEW APPLICANTS, INTERVIEW MR. NIEMIEC AND RETURN TO THIS MOTION AT THE NEXT FULL BOARD MEETING**

Moved by Snider, seconded by McMurray, table the motion to allow Commissioners to review applicants, interview Mr. Niemiec and place this on the agenda for the next full Board Meeting.

Roll Call

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

Nays: Scolnik, Aley, Buzzell, Derezinski

**Motion Carried**

2007-235     **ALLOW INTERVIEW OF ANY CANDIDATE COMMISSIONERS MIGHT WANT TO CONSIDER**

Moved by Engle, seconded by Mahoney, to look at other resumes and interview other viable candidates.

Discussion continued regarding the parameters of the contract with the consultants, picking who is interviewed is not the County's option. It was also noted that there is additional cost to the contract for interviews conducted with any applicants presented by the consultants.

Recessed for 10 minutes at 4:30 p.m.

Reconvened at 4:40 p.m.

Roll Call on item 2007-235

Ayes: Gill, Mahoney, McMurray, Engle

Nays: Scolnik, Snider, Wade, Aley, Buzzell, Collins, Derezinski

**Motion Defeated**

2007-236 **APPOINT IVORY MORRIS TO THE COMMUNITY CORRECTIONS COMMITTEE**

The Chairman recommends, moved by McMurray, seconded by Engle, to appoint Ivory Morris to the Community Corrections Committee.

**Motion Carried**

#### **INTERIM ADMINISTRATOR'S REPORT**

Interim Administrator, Jack Niemiec, expressed his honor and intent to serve the Board and the Community to the best of his ability in whatever capacity they decide whether it be as Director of Finance & Management Services or as the County Administrator.

2007-237 **APPOINT MATT KALEY AS JUVENILE DETENTION CENTER SUPERINTENDENT**

The Administrator recommends, moved by Snider, seconded by Mahoney, to appoint Matt Kaley as Juvenile Detention Center Superintendent, effective April 28, 2007, at Step 4 (or \$57,358) of the salary range of \$49,704 - \$63,095.

Roll Call

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

Nays: None

**Motion Carried**

2006-238 **REAFFIRM THE COUNTY BOARD'S PREVIOUS ACTION APPROVING THE APPLICATION TO THE FEDERAL TRANSPORTATION ADMINISTRATION FOR A NEW TERMINAL/PARKING STRUCTURE IN DOWNTOWN MUSKEGON**

The Administrator recommends, moved by Engle, seconded by Snider, to reaffirm the County Board's previous action approving the application to the Federal Transportation Administration for a new terminal/parking structure in Downtown Muskegon, and to authorize staff to continue working on the project.

Roll Call

Ayes: McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Collins, Engle, Mahoney, Derezinski,

Nays: Gill

**Motion Carried**

2006-239 **APPROVE THE PRESENTED RESOLUTION REGARDING PUBLIC ACT 2 (LIQUOR TAX) FUNDS**

The Administrator recommends, moved by Snider, seconded by Buzzell, to approve the presented Resolution regarding Public Act 2 (Liquor Tax) funds and that the resolution be forwarded to the governor and legislature.

Roll Call

Ayes: Scolnik, Snider, Wade, Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Derezinski,

Nays: Gill

**Motion Carried**

**Old Business**

None.

**New Business**

2006-240 **PREPARE A RESOLUTION IN SUPPORT OF 911 FUNDING, SB 410 AND SB 411**

Moved by Aley, seconded by Mahoney, to prepare a resolution in support of 911 funding, SB 410 and SB 411 to be forwarded to legislators.

**Motion Carried**

**Public Participation**

Mike Doyle, Beckering Advisory Incorporated, contractor requested reconsideration to approve their contract for the Michael E Kobza Hall of Justice 4<sup>th</sup> Floor Renovation Project and expressed disappointment in the way this bid was handled.

Michael Redman, 2288 Macarthur, addressed the board regarding flooding and being displaced from the pipeline break on Macarthur Road. Interim Administrator Niemiec noted Dave Kendrick and Steve Barnard with Wastewater are the point people regarding this situation. Mr. Redman expressed great displeasure with the handling during this situation.

Steve Warmington, City of Muskegon Mayor, thanked the 10 Commissioners that reaffirmed the downtown transit project.

Adjourned at 5:05 p.m.

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Marianne L. Hathaway, Deputy County Clerk

MLH/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**May 22, 2007**

**3:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

### **Roll Call**

Present: Aley, Buzzell, Collins, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Excused: Gill

Absent: None

### 2007-241    **APPROVE AGENDA**

Moved by Aley, seconded by Wade, to approve the Agenda with Addendum, adding a resolution for the Chronicle for 150 years.

**Motion Carried**

### 2007-242    **APPROVE MINUTES OF THE REGULAR MEETING OF MAY 8, 2007**

Moved by Engle, seconded by Collins, to approve the minutes of the Regular Meeting of May 8, 2007.

**Motion Carried**



2007-243 **ADOPT THE AMENDED ACCOMMODATIONS ORDINANCE AND THE ACCOMMODATION ORDINANCE RULES AND REGULATIONS**

CD/SP07/05-10

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to adopt the Amended Accommodations Ordinance and the Accommodation Ordinance Rules and Regulations.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Nays: None

**Motion Carried**

2007-244 **APPROVE THE REMOVAL OF THE TREES AT HERITAGE LANDING ACCORDING TO THE MARCH 28, 2007, PLAN SUBMITTED BY THE COUNTY'S FORESTER**

CD/SP07/05-12

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to approve the removal of the trees at Heritage Landing according to the March 28, 2007, plan submitted by the County's forester. All costs for tree removal to be paid by Summer Celebration.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Nays: None

**Motion Carried**

2007-245 **APPROVE A CONTRACT WITH HOOKER DEJONG ARCHITECTS AND ENGINEERS TO DESIGN THE BID SPECIFICATIONS FOR THE PHASE I ELECTRIC WORK AT HERITAGE LANDING**

CD/SP07/05-13

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to approve a contract with Hooker DeJong Architects and Engineers to design the bid specifications for the Phase I electric work at Heritage Landing, at a cost NTE, \$4,800.00, and to release bids for completion of the work, all costs to be paid with ticket surcharge funds reserved for that purpose.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Nays: None

**Motion Carried**

2007-246 **SUPPORT THE MUSKEGON ROTARY PROPOSAL TO CREATE A  
MEMORIAL AT THE HERITAGE LANDING ENTRANCE**

CD/SP07/05-14

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to support the Muskegon Rotary proposal to create a memorial at the Heritage Landing entrance.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Nays: None

**Motion Carried**

2007-247 **ESTABLISH A COMMITTEE TO DISCUSS AND STUDY THE ROAD  
COMMISSION MEMBERSHIP**

CD/SP07/05-15

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to establish a Committee to discuss and study the Road Commission membership. The Committee will consist of the Board Chairman, the Public Works Committee Vice-Chair, the Ways & Means Committee Chair, the Human Resources Committee Chair and the Community Development/Strategic Planning Committee Chair.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Nays: None

**Motion Carried**

2007-248 **AUTHORIZE A FARE INCREASE FOR THE MUSKEGON AREA TRANSIT  
SYSTEM GOBUS SERVICE**

TR07/05-11

The Transportation Committee recommends, moved by Wade, seconded by Mahoney, to authorize a fare increase for the Muskegon Area Transit System GoBus service, as presented, from \$1.50 to \$2.00 for a Metro Zone trip, from \$1.70 to \$3.00 for a Zone One trip (per revised zone), and from \$2.10/\$3.00 to \$5.00 for a Zone Two trip (per revised zone), to be effective July 1, 2007.

Roll Call

Ayes: Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Wade, Aley, Derezinski

Nays: Snider

**Motion Carried**

2007-249 **APPROVE A DEED OF RELEASE FROM THE FEDERAL AVIATION  
ADMINISTRATION (FAA)**

TR07/05-12

The Transportation Committee recommends, moved by Wade, seconded by Mahoney, to approve a Deed of Release from the Federal Aviation Administration (FAA), releasing from Federal obligations approximately 0.73 acres of County Airport property, and subsequently, allow staff to prepare necessary documents to transfer said property to the City of Norton Shores for compensation in the amount of \$14,000, and further authorize the Chairman to execute the Deed of Release and pending transfer document, pending Counsel review of said transfer documents.

Roll Call

Ayes: Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Derezinski

Nays: None

**Motion Carried**

2007-250 **APPROVE THE MUSKEGON COUNTY PARKING AGREEMENT INTENT  
TO LEASE**

TR07/05-14

The Transportation Committee recommends, moved by Wade, seconded by Mahoney, to approve the Preliminary Muskegon County Parking Agreement Intent to Lease, and authorize staff to begin using the document.

Roll Call

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

Nays: Aley

**Motion Carried**

2007-251 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE  
PERIOD OF APRIL 25, THROUGH MAY 8, 2007**

WM07/5 - 68

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$4,613,742.67 covering the period of April 25, 2007 through May 8, 2007, as presented by the County Clerk.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: None

**Motion Carried**

2007-252 **AUTHORIZE TOWER PINKSTER TITUS TO STUDY AND INVESTIGATE  
THE SUITABILITY OF THREE COUNTY-OWNED SITES FOR LOCATING  
THE NEW JAIL AND JUVENILE DETENTION CENTER**

WM07/5 - 69

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Tower Pinkster Titus to study and investigate the suitability of three County-owned sites for locating the new Jail and Juvenile Detention Center at a cost of \$18,000.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: None

**Motion Carried**

2007-253 **CONTRACT WITH IC SOLUTIONS FOR THE SHERIFF'S JAIL PAY  
PHONE SYSTEM**

WM07/5 - 70

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to contract with IC Solutions for the Sheriff's jail pay phone system for three years with an optional renewal for an additional two years in one-year increments, with the commission rate of 56.1%.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: None

**Motion Carried**

2007-254 **WAIVE THE HIRING FREEZE FOR THE SHERIFF'S OFFICE EFFECTIVE  
MAY 26, 2007**

WM07/5 - 71

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to waive the hiring freeze for the Sheriff's Office effective May 26, 2007 for the opening of Lieutenant, position #C02502; the opening of a Sergeant position and the opening of either a Deputy or Corrections Officer position.

Roll Call

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

Nays: Aley

**Motion Carried**

2007-255 **APPROVE SUBMISSION OF THE PROSECUTOR'S FY 2008  
COOPERATIVE REIMBURSEMENT CONTRACT APPLICATION**

WM07/5 - 72

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve submission of the Prosecutor's FY 2008 Cooperative Reimbursement Contract application in the amount of \$351,973.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: None

**Motion Carried**

2007-256 **WAIVE THE HIRING FREEZE TO FILL VACANT SENIOR APPRAISER  
POSITION #G09008 AND ADDITIONALLY FILL CLERK II POSITION  
#G20030 WITH A TEMPORARY EMPLOYEE**

WM07/5 - 73

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to waive the hiring freeze to fill vacant Senior Appraiser position #G09008 and additionally fill Clerk II position #G20030 with a temporary employee.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Commissioner Wade reported on Monday's WMSRDC meeting in Baldwin, noting projects are proceeding at a good pace and reported that former County Commissioner, Nancy Waters, was appointed to the board.

Commissioner Mahoney gave an update on the Convention and Visitor's Bureau meeting.

Commissioner Buzzell noted Road Commission controversy to be worked out between the Road Commission and local municipalities regarding repair costs of drains running under local roads.

Chairman Derezinski noted MAC Legislative Updates of May 4 and 11, 2007, were included in agenda packets.

Mary Villanueva reported the County Employee Picnic is scheduled to be held at Pioneer Park on June 30<sup>th</sup>, tickets to be available early June.

2007-257 PREPARE A RESOLUTION RECOGNIZING THE MUSKEGON CHRONICLE FOR 150 YEARS

The Chairman recommends, moved by Wade, seconded by Mahoney, to prepare a resolution recognizing the Muskegon Chronicle for 150 years.

**Motion Carried**

**INTERIM ADMINISTRATOR'S REPORT**

2007-258 APPROVAL TO WAIVE THE HIRING FREEZE FOR CLERK II POSITION IN COMMUNITY CORRECTIONS

The Administrator recommends, moved by Engle, seconded by Snider, to waive the hiring freeze for the Clerk II position (G20043) in Community Corrections in order to meet State and Court reporting requirements.

**Motion Carried**

2007-259 ADOPTION OF THE TRUTH IN TAXATION RESOLUTION

The Administrator recommends, moved by Aley, seconded by Snider, to adopt the attached resolution setting June 12, 2007 as the date for the Truth In Taxation public hearing for the purpose of discussing and receiving testimony regarding the proposed tentative levy of 5.6984 mills for Muskegon County general operating in July 2007, the proposed tentative levy of 0.3221 mills for Muskegon County Museum operating in December 2007, the proposed tentative levy of 0.0752 mills for Department of Veterans Affairs operating in December 2007, the proposed tentative levy of 0.3000 mills for Muskegon County Central Dispatch operating in December 2007 and the proposed tentative levy of 0.3400 mills for Quality of Life Bond repayment in December 2007.

**Motion Carried**

2007-260 APPROVE A CONSTRUCTION CONTRACT FOR THE MICHAEL E. KOBZA HALL OF JUSTICE 4<sup>TH</sup> FLOOR RENOVATION PROJECT WITH THE LOW BIDDER, VANDERVEN CONSTRUCTION COMPANY

The Administrator recommends, moved by Buzzell, seconded by Snider, to approve a construction contract for the Michael E. Kobza Hall of Justice 4<sup>th</sup> Floor Renovation Project with the low bidder, VanderVen Construction Company, at a cost not to exceed \$813,861.00; and a contract with Video-Tech-Tronics for the security and access control systems, at a cost not to exceed \$41,496.00.

(Continued)

2007-260 APPROVE A CONSTRUCTION CONTRACT FOR THE MICHAEL E. KOBZA HALL OF JUSTICE 4<sup>TH</sup> FLOOR RENOVATION PROJECT WITH THE LOW BIDDER, VANDERVEN CONSTRUCTION COMPANY

Roll Call

Ayes: Engle, Mahoney, Scolnik, Snider, Wade, Aley, Buzzell, Collins, Derezinski

Nays: McMurray

**Motion Carried**

2007-261 APPROVE EXPENDITURE \$14,883 FOR WASTEWATER CONTRACT #2 OF PHASE I COLLECTION SYSTEM UPGRADE

The Administrator recommends, moved by Buzzell, seconded by Snider, to approve expenditure \$14,883 for Wastewater Contract #2 of Phase I Collection System Upgrade, to bridge a deep muck area near Black Creek on Airline Road, with this item to be brought to next Public Works Board for ratification.

Roll Call

Ayes: Mahoney, Scolnik, Snider, Wade, Aley, Buzzell, Collins, Engle, Derezinski

Abstain: McMurray

Nays: None

**Motion Carried**

### **Old Business**

2007-262 HIRE JACK NIEMIEC AS COUNTY ADMINISTRATOR

Moved by Aley, seconded by Snider, to hire Jack Niemiec as County Administrator and form a committee to negotiate an employment contract for approval by this board and to terminate the search contract with MML.

Roll Call

Ayes: Scolnik, Snider, Wade, Aley, Buzzell, Collins, Engle, Mahoney, Derezinski

Abstain: McMurray

Nays: None

**Motion Carried**

### **New Business**

None.

**Public Participation**

Tom Stark, Michigan Regional Council of Carpenters and Millrights, requested review by the board regarding the recently approved Muskegon County Responsible Contractor Policy. The current policy does not address: ratio of local workers; any requirement for fitness for duty regarding drug and/or alcohol use; safety training; apprenticeship programs; ratio of journeymen on jobs.

2007-263     **CLOSED SESSION - PROPERTY ACQUISITION**

Moved by Engle, seconded by Snider, go into Closed Session re: Property Acquisition.

Roll Call

Ayes: Wade, Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Derezinski

Nays: None

**Motion Carried**

Returned to Open Session at 4:42 p.m.

2007-264     **AUTHORIZE ENVIRONMENTAL RESOURCE MANAGEMENT TO PROCEED WITH THE PHASE II ENVIRONMENTAL ASSESSMENT ACTIVITIES**

Moved by Aley, seconded by Snider, to authorize Environmental Resource Management to proceed with the Phase II Environmental Assessment activities, specifically to include additional sampling and retaining underground storage tank subcontractor to access the underground storage tanks which include accessing the waste tanks found on the property at a cost not to exceed \$8,500.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Nays: None

**Motion Carried**



Adjourned at 4:45 p.m.

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Marianne L. Hathaway, Deputy County Clerk

MLH/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**June 12, 2007**

**3:30 p.m.**

### **Chairman Derezinski, Presiding**

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

### **Roll Call**

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

Excused: Scolnik

Absent: None

### 2007-265    **APPROVE AGENDA**

Moved by Aley, seconded by Wade, to approve the Agenda, adding a resolution to New Business.

**Motion Carried**

### 2007-266    **APPROVE MINUTES OF THE REGULAR MEETING OF MAY 22, 2007**

Moved by Engle, seconded by Collins, to approve the minutes of the Regular Meeting of May 22, 2007.

**Motion Carried**

### 2007-267    **OPEN PUBLIC HEARING - RE: TRUTH IN TAXATION**

Moved by Engle, seconded by Snider, to open the Public Hearing regarding Truth in Taxation

(Continued)

2007-267 **OPEN PUBLIC HEARING - RE: TRUTH IN TAXATION**

Roll Call

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

Nays: None

**Motion Carried**

Beth Dick, Budget Manager, explained that Truth in Taxation requires a Public Hearing and publishing of the Public Hearing with wording of a Tax Increase, when, due to other funding sources, taxes will be maintained at the previous years rate.

Many Commissioners noted being contacted by constituents regarding the published notice of tax increase for Muskegon County. County Treasurer, Tony Moulatsiotis, addressed the Board stating his office received many calls regarding the publication and that it was confusing to most everyone.

2007-268 **CLOSE PUBLIC HEARING - RE: TRUTH IN TAXATION**

Moved by Aley, seconded by Engle, to close the Public Hearing re: Truth in Taxation.

**Motion Carried**

2007-269 **COMMUNICATIONS**

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

- A. City of Muskegon Public Hearing re: Resolution Approving Brownfield Plan Amendment
- B. City of Muskegon re: Application for Issuance of an Industrial Facilities Exemption Certificate
- C. City of Muskegon re: Planned Unit Development Amendment Request

**Motion Carried**

2007-269 **AUTHORIZE THE BOARD CHAIR TO ACCEPT THE FY 2007 HOMELAND SECURITY GRANT EMERGENCY MANAGEMENT PERFORMANCE GRANT**

CPS07/06 -22

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to authorize the Board Chair to accept the FY 2007 Homeland Security Grant Emergency Management Performance Grant from State of Michigan on behalf of the Muskegon County Sheriff Department/Emergency Services in the amount of \$32,061.

(Continued)

2007-269 **AUTHORIZE THE BOARD CHAIR TO ACCEPT THE FY 2007 HOMELAND SECURITY GRANT EMERGENCY MANAGEMENT PERFORMANCE GRANT**

Roll Call

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

Nays: Gill

**Motion Carried**

2007-270 **AUTHORIZE THE BOARD CHAIR TO SIGN THE AGREEMENT WITH WEST MICHIGAN HAZARDOUS MATERIALS ASSOCIATION**

CPS07/06-23

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to authorize the Board Chair to sign the agreement with West Michigan Hazardous Materials Association effective from October 1, 2007 to September 30, 2009.

Roll Call

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

Nays: None

**Motion Carried**

2007-271 **AUTHORIZE THE PROSECUTOR TO APPLY FOR THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)**

CPS07/06-24

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to authorize the Prosecutor to apply for the Edward Byrne Memorial Justice Assistance Grant (JAG) from the Office of Justice Programs, U.S. Department of Justice, for the purpose of continuing the community prosecution program, in the amount of \$75,564 and to affix the signature of the Chairman of the Board to the inter-local agreement between Muskegon County, the City of Muskegon and the City of Muskegon Heights.

Roll Call

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

Nays: None

**Motion Carried**

2007-272 **APPROVE WAIVING THE HIRING FREEZE TO ALLOW THE PROSECUTOR TO MAKE AN APPOINTMENT TO THE POSITION OF CHIEF TRIAL LAWYER**

CPS07/06-25

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve waiving the hiring freeze to allow the Prosecutor to make an appointment to the position of Chief Trial Lawyer, X9001, effective immediately.

Roll Call

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

Nays: None

**Motion Carried**

2007-273 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A 17-MONTH CONTRACT, EFFECTIVE MAY 1, 2007, THROUGH SEPTEMBER 30, 2008, WITH DEVELOPMENT CENTERS, INC.**

HR07/06-49

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to sign a 17-month contract, effective May 1, 2007, through September 30, 2008, with Development Centers, Inc., 17421 Telegraph Road, Detroit, MI 48219, for the provision of authorized Outpatient Mental Health Services including Psychiatric Services for a Muskegon County youth, with varying rates not to exceed \$5,000 in total.

Roll Call

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

Nays: None

**Motion Carried**

2007-274 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO RELEASE A REQUEST FOR INFORMATION FOR COMMUNITY LIVING SUPPORTS**

HR07/06-50

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to release a Request for Information for Community Living Supports to empanel all willing and qualified providers to deliver Community Living Support Services at the market value rate for Fiscal Year 2008, effective October 1, 2007 through September 30, 2008. Services at the market value rate for Fiscal Year 2008, effective October 1, 2007 through September 30, 2008.

(Continued)

2007-274 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO RELEASE A REQUEST FOR INFORMATION FOR COMMUNITY LIVING SUPPORTS**

Roll Call

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

Nays: None

**Motion Carried**

2007-275 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN THE SECOND AMENDMENT TO THE 2006/2007 CONTRACT WITH BEACON SPECIALIZED LIVING SERVICES INC.**

HR07/06-51

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to sign the Second Amendment to the 2006/2007 Contract with Beacon Specialized Living Services Inc. (555 Railroad Street, Bangor, MI 49013), to include their two homes in the Traverse City area (Silverview AFC, 4024 Wyatt Road, Traverse City, MI and Mission Point AFC, 604 Ash Street, Kingsley, MI) at the current per diem of \$229.11 with no change in the annual cap.

Roll Call

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

Nays: None

**Motion Carried**

2007-276 **AUTHORIZE THE HEALTH DEPARTMENT TO INCREASE THE FEE FOR CHLAMYDIA (CT) TESTING AND ESTABLISH A FEE FOR BOTH CHLAMYDIA (CT) AND GONORRHEA (GC) TESTING**

HR07/06-52

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Health Department to increase the fee for chlamydia (CT) testing from \$13.50 to \$32.00 and establish a fee of \$36.00 from both chlamydia (CT) and gonorrhea (GC) testing effective June 13, 2007.

Roll Call

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

Nays: Gill

**Motion Carried**

2007-277 **AUTHORIZE THE HEALTH DEPARTMENT TO PILOT A SHARPS  
CONTAINER DISPOSAL AND EXCHANGE PROGRAM**

HR07/06-53

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Health Department to pilot a Sharps Container Disposal and Exchange program and establish a fee of \$20 per member per year to take effect July 1, 2007.

Roll Call

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

Nays: Gill

**Motion Carried**

2007-278 **AUTHORIZE KEN KRAUS, DIRECTOR OF HEALTH AND COMMUNITY  
RESOURCES, TO SIGN THE RENEWAL OF THE CLEAN MICHIGAN  
INITIATIVE INLAND BEACH MONITORING GRANT**

HR07/06-54

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize Ken Kraus, Director of Health and Community Resources, to sign the renewal of the Clean Michigan Initiative Inland Beach Monitoring grant contract with the Michigan Department of Environmental Quality to provide funding in exchange for work to be performed for inland bathing beach monitoring effective from April 1, 2007 to October 31, 2007, with no effect on County General Funds.

Roll Call

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

Nays: None

**Motion Carried**

2007-279 **WRITE-OFF THE RECEIVABLES FOR: LAVISTA TEX-MEX GRILL,  
MICHAEL'S II, HARBOR THEATRE, SHERMAN BOWLING CENTER AND  
TINA WRITE**

HR07/06-55

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to write-off the receivables for: Lavista Tex-Mex Grill - \$159.00, Michael's II - \$1,224.60, Harbor Theatre - \$160.50, Sherman Bowling Center - \$315.00 and Tina Write - \$38.48.

Roll Call

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

Nays: Gill

**Motion Carried**

2007-280 **AUTHORIZE THE HEALTH DEPARTMENT TO COMMENCE THE BLUE BIKE PROGRAM**

HR07/06-56

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Health Department to commence the Blue Bike Program, establishing a \$5.00 annual registration fee and a refundable deposit of \$20.00, effective June 18, 2007.

Roll Call

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

Nays: Gill

**Motion Carried**

2007-281 **AUTHORIZE THE HEALTH DEPARTMENT, TO ACCEPT \$6000 FROM MERCY GENERAL HEALTH PARTNERS STRATEGIC INITIATIVE**

HR07/06-57

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Health Department, to accept \$6000 from Mercy General Health Partners Strategic Initiative for the Poor for the purpose of administration of six complete tobacco treatment seminars, with no effect on County General Funds.

Roll Call

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

Nays: None

**Motion Carried**

2007-282 **AMEND THE MUSKEGON COUNTY BOARD OF COMMISSIONERS RULE, NO. 1, SECTION II**

HR07/07-58

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to move that the Notice of Proposed Amendment to Muskegon County Board Rule 1 be made a part of the official Board minutes.

Roll Call

Ayes: Mahoney, McMurray, Wade, Buzzell, Engle

Nays: Gill, Snider, Aley, Collins, Derezinski

**Motion Failed**



2007-283 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF MAY 9, 2007 THROUGH MAY 30, 2007**

WM07/6-74

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$6,135,935.51 covering the period of May 9, 2007 through May 30, 2007, as presented by the County Clerk.

Roll Call

Ayes: Mahoney, McMurray, Snider, Wade, Aley, Buzzell, Collins, Engle, Dereziński

Nays: Gill

**Motion Carried**

2007-284 **WRITE OFF HUMAN RESOURCES BAD DEBTS IN THE INSURANCE FUND PLUS FINANCE CHARGES**

WM07/6-76

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to write off Human Resources bad debts in the Insurance fund (6770): Acct # 030430 (\$55.70), Acct. # 054950 (\$861.47), Acct # 080504 (\$1,143.36), Acct. # 220259 (\$38.84), Acct # 378565 (\$1,286.20), Acct # 530000 (\$196.56), Acct # 548000 (\$574.23) plus finance charges of \$3,587.00.

Roll Call

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

Nays: None

**Motion Carried**

2007-285 **AMEND THE TERM LOAN AGREEMENT AND PROMISSORY NOTE TO GOLD SHIELD SHUTTLE BY MOVING THE FIRST LOAN PAYMENT DATE FROM JANUARY 14, 2002, TO OCTOBER 14, 2002**

WM07/6-77

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to amend the term loan agreement and promissory note to Gold Shield Shuttle by moving the first loan payment date from January 14, 2002, to October 14, 2002 as prepared by Corporate Counsel and to have the Board Chairman sign the amendments.

Roll Call

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

Nays: None

**Motion Carried**

2007-286 **APPROVE A RESOLUTION TO APPOINT THE COUNTY ADMINISTRATOR AS THE SIGNATORY ON ALL FEDERAL TRANSIT GRANTS AND AWARDS**

WM07/6-78

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve a resolution to appoint the County Administrator as the signatory on all Federal Transit grants and awards.

Roll Call

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

Nays: None

**Motion Carried**

2007-287 **APPROVE THE SUMMER TAX COLLECTION BOND FROM 7/1/07 THROUGH 3/31/08 WITH HARTFORD INSURANCE COMPANY**

WM07/6-79

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Summer Tax Collection Bond from 7/1/07 through 3/31/08 with Hartford Insurance Company in the amount of \$7,379.

Roll Call

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

Nays: None

**Motion Carried**

2007-288 **ACCEPT THE 2007-2008 RENEWAL RATE FROM DELTA DENTAL PLAN OF MICHIGAN**

WM07/6-80

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to accept the 2007-2008 renewal rate from Delta Dental Plan of Michigan, which is \$55.03 for group 2993-001 (all eligible County employees) effective July 1, 2007.

Roll Call

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

Nays: None

**Motion Carried**

2007-289 APPROVE CHANGE ORDER #1 TO THE JUVENILE DETENTION CENTER WELL PROJECT

WM07/6-81

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve Change Order #1 to the Juvenile Detention Center Well Project, in the amount of \$1,035.00, increasing the project total to \$69,035.

Roll Call

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

Nays: None

**Motion Carried**

2007-290 APPROVE A \$3,500 CONTRIBUTION TO THE MUSKEGON AREA LABOR-MANAGEMENT COMMITTEE TO ASSIST WITH THE 30<sup>TH</sup> "TRIBUTE TO INDUSTRY & LABOR" DINNER

WM07/6-82

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve a \$3,500 contribution to the Muskegon Area Labor-Management Committee to assist with the 30<sup>th</sup> "Tribute to Industry & Labor" dinner to be paid from the Miscellaneous Contingency budget (1010-0941-956.020)

Roll Call

Ayes: Mahoney, McMurray, Wade, Aley, Buzzell, Collins, Engle, Gill, Derezinski

Nays: Snider

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Chairman Derezinski noted the MAC Legislative Updates of May 25 and June 1, 2007

2007-291 APPOINT KENNETH MAHONEY TO THE MUSKEGON AREA DISTRICT LIBRARY BOARD

The Chairman recommends, moved by Aley, seconded by Snider, to appoint Kenneth Mahoney to the Muskegon Area District Library Board.

**Motion Carried**

2007-292 **APPOINT THE COUNTY ADMINISTRATOR TO FOREIGN TRADE ZONE**

The Chairman recommends, moved by Engle, seconded by Aley, to appoint the County Administrator to Foreign Trade Zone.

**Motion Carried**

2007-293 **APPOINT JUDY WISNIEWSKI TO JURY COMMISSION**

The Chairman recommends, moved by Engle, seconded by Snider, to appoint Judy Wisniewski to Jury Commission; term expiration of 4/30/2011.

Roll Call

Ayes: Snider, Aley, Buzzell, Engle, Derezinski

Nays: Wade, Collins, Gill, Mahoney, McMurray

**Motion Failed**

2007-294 **ADOPT THE EMPLOYMENT AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND JACK NIEMIEC**

The Chairman recommends, moved by Buzzell, seconded by Wade, approval to adopt the Employment Agreement between the County of Muskegon and Jack Niemiec and that the Chairman be authorized to sign the Agreement.

Discussion ensued regarding the fact that this agreement is the same as the previous Administrator's. It was further noted that, though Mr. Niemiec will get the same compensation, in addition to Administrator responsibilities, he will also continue much of his responsibilities of Director of Finance & Management Services. Discussion continued as to long-term costs to the County.

Roll Call

Ayes: Wade, Aley, Buzzell, Collins, Engle, Mahoney, Derezinski

Nays: Gill, McMurray, Snider

**Motion Carried**

**INTERIM ADMINISTRATOR'S REPORT**

2007-295 **APPOINT BETH DICK, BUDGET MANAGER, TO THE MUSKEGON COUNTY BUILDING AUTHORITY**

The Administrator recommends, moved by Engle, seconded by Snider, to appoint Beth Dick, Budget Manager, to the Muskegon County Building Authority effective immediately with a term expiration date of June 30, 2008.

**Motion Carried**

2007-296 **APPROVE OPERATING LEVIES**

The Administrator recommends, moved by Engle, seconded by Snider, to approve the operating levy of 5.6984 mills for Muskegon County to be levied in July 2007, the operating levy of 0.3221 mills for the Muskegon County Museum to be levied in December 2007, the operating levy of 0.0752 mills for the Department of Veteran's Affairs to be levied in December 2007, the operating levy of 0.3000 mills for Muskegon County Central Dispatch to be levied in December 2007 and the debt repayment levy of 0.3400 mills for the Quality of Life bond issuance to be levied in December 2007 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

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

Nays: None

**Motion Carried**

**Old Business**

None.

**New Business**

2007-297

Moved by Gill, seconded by Snider, to prepare a resolution in recognition of Charles Johnson III, Chairman of SPX

**Public Participation**

John Jurkas addressed the Board regarding requests for public information and expressing disappointment in Board's lack of awareness the cost to promote Mr. Niemiec

Ted Davis, Muskegon Community Solidarity, addressed the Board requesting the right to review applications for the New Human Resources Director.

Adjourned at 4:32 p.m.

\_\_\_\_\_

\_\_\_\_\_  
Marianne L. Hathaway, Deputy County Clerk

MLH/jmp

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

*Board of Commissioners*

*James Derezinski, Chairman  
Don Aley  
Charles Buzzell  
Lew Collins  
Marvin Engle  
Bill Gill*

*I. John Snider, Vice-Chairman  
Kenneth Mahoney  
Louis A. McMurray  
Robert Scolnik  
Roger C. Wade*

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

**Regular Meeting**

**June 19, 2007  
3:43 p.m.**

**Vice-Chairman Snider, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Vice-Chairman Snider. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

**Roll Call**

Present: Aley, Buzzell, Collins, Engle, Gill, Mahoney, Scolnik, Snider, Wade

Excused: Derezinski, McMurray

Absent: None

2007-298 **APPROVE AGENDA**

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

**Motion Carried**

2007-299 **APPROVE MINUTES OF THE REGULAR MEETING OF JUNE 12, 2007**

Moved by Engle, seconded by Wade, to approve the minutes of the Regular Meeting of June 12, 2007, and correct a numbering error by changing the second item # 2007-269 to 2007-269A.

**Motion Carried**

2007-300 **ADOPT THE MUNICIPAL MASTER PLAN REVIEW POLICY AND PROCEDURE**

CD/SP07/06 - 16

The Community Development/Strategic Planning Committee recommends, moved by Collins, seconded by Engle, to adopt the Municipal Master Plan Review Policy and Procedure as presented.

**Motion Carried**

2007-301 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE PUBLIC NOTICE REGARDING THE FY2007 FEDERAL CMAQ FUNDS APPLICATION**

TR07/06-15

The Transportation Committee recommends, moved by Engle, seconded by Wade, to authorize the Muskegon Area Transit System to publish the public notice regarding the FY2007 Federal CMAQ funds application and to authorize staff to execute the electronic grant application if there is no request for public hearing.

Roll Call

Ayes: Buzzell, Collins, Aley, Engle, Mahoney, Scolnik, Wade, Snider

Nays: Gill

**Motion Carried**

2007-302 **APPROVE MDOT CONTRACT NO. 2007-0537 BETWEEN THE COUNTY OF MUSKEGON AND THE STATE OF MICHIGAN**

TR07/06-16

to approve MDOT Contract No. 2007-0537 between the County of Muskegon and the State of Michigan, providing the State's 2.5% share (\$101,290) of the estimated \$4,051,620 for the Airport runway 14/32 extension project Phase II expenses in FY2007, and further authorize the Chairman to execute the contract and the Clerk to authorize the resolution.

Roll Call

Ayes: Buzzell, Collins, Aley, Engle, Mahoney, Scolnik, Wade, Snider

Nays: Gill

**Motion Carried**

2007-303 **APPROVE MDOT CONSTRUCTION CONTRACT NO. FM 61-1-C89 BETWEEN MEAD BROTHERS, INC.**

TR07/06-17

to approve MDOT Construction Contract No. FM 61-1-C89 between Mead Brothers, Inc. and the County for the construction of the Airport Runway 14/32 Extension Project – Phase II, at \$2,980,932, with the County's share of 2.5%, or \$74,524.

Roll Call

Ayes: Buzzell, Collins, Aley, Engle, Mahoney, Scolnik, Wade, Snider

Nays: Gill

**Motion Carried**



2007-304 **APPROVE MDOT CONSTRUCTION CONTRACT NO. FM 61-1-C90  
BETWEEN WINDEMULLER**

TR07/06-18

to approve MDOT Construction Contract No. FM 61-1-C90 between Windemuller and the County for the relocation of Airport navigational aids associated with the Airport Runway 14/32 Extension Project – Phase II, at \$399,925, with the County's share of 2.5%, or \$9,999.

Roll Call

Ayes: Buzzell, Collins, Aley, Engle, Mahoney, Scolnik, Wade, Snider

Nays: Gill

**Motion Carried**

2007-305 **APPROVE THE EXTENSION OF SIX (6) T-HANGAR LEASE  
AGREEMENTS AT MUSKEGON COUNTY AIRPORT EXPIRING IN THE  
THIRD QUARTER OF 2007**

TR07/06-19

to approve the extension of six (6) T-Hangar Lease Agreements at Muskegon County Airport expiring in the third quarter of 2007 as follows: Roger Babb, \$190/month; Frank VanKempen, \$160/month; Mark Malnor, \$180/month; Jack DeHorn, \$180/month; Rex Vanderlinde, \$180/month; and Brad Oostindie, \$180/month.

Roll Call

Ayes: Buzzell, Collins, Aley, Engle, Gill, Mahoney, Scolnik, Wade, Snider

Nays: None

**Motion Carried**

2007-306 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE  
PERIOD OF MAY 31, 2007, THROUGH JUNE 12, 2007**

WM07/6-83

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$16,307,799.66 covering the period of May 31, 2007, through June 12, 2007, as presented by the County Clerk.

Roll Call

Ayes: Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: Gill

**Motion Carried**

2007-307 **ADOPT THE RESOLUTION OPPOSING HOUSE BILL 4780**

WM07/6-84

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to adopt the Resolution Opposing House Bill 4780 and that copies be forwarded to our Michigan Legislators.

Roll Call

Ayes: Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: Gill

**Motion Carried**

2007-308 **ACCEPT THE RESIGNATION OF DENIS POTUZNIK, CHIEF PUBLIC DEFENDER**

WM07/6-85

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to accept the resignation of Denis Potuznik, Chief Public Defender.

Roll Call

Ayes: Gill, Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: None

**Motion Carried**

2007-309 **APPOINT J. CHRISTOPHER WILSON AS THE NEW CHIEF PUBLIC DEFENDER**

WM07/6-85A

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to appoint J. Christopher Wilson as the new Chief Public Defender, to approve the Public Defender Agreement with Potuznik, Carrozza, Wilson Fisher and Pannucci and to authorize the Board Chairman to sign the agreement.

Roll Call

Ayes: Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: Gill

**Motion Carried**

2007-310 **AUTHORIZE BROOKHAVEN MCF TO RECLASSIFY REGISTERED NURSE POSITION N62001 TO REGISTERED NURSE CASE MANAGER**

WM07/6-86

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Brookhaven MCF to reclassify Registered Nurse position N62001 (pay range \$18.426 to \$23.313) to Registered Nurse Case Manager (pay range #20.738 to \$26.30).

(Continued)

2007-310 **AUTHORIZE BROOKHAVEN MCF TO RECLASSIFY REGISTERED NURSE POSITION N62001 TO REGISTERED NURSE CASE MANAGER**

Roll Call

Ayes: Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: Gill

**Motion Carried**

2007-311 **AUTHORIZE FINANCE AND MANAGEMENT SERVICES/PURCHASING OFFICE TO SELL COUNTY SURPLUS VEHICLES**

WM07/6-87

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Finance and Management Services/Purchasing Office to sell County surplus vehicles through the sealed bid process.

Roll Call

Ayes: Gill, Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: None

**Motion Carried**

2007-312 **AUTHORIZE FINANCE AND MANAGEMENT SERVICES TO ISSUE A REQUEST FOR PROPOSAL FOR OVER-THE-COUNTER CREDIT CARD PROCESSING SERVICES**

WM07/6-88

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Finance and Management Services to issue a Request for Proposal for over-the-counter credit card processing services.

Roll Call

Ayes: Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: Gill

**Motion Carried**

2007-313 **APPROVE THE EQUALIZATION DEPARTMENT'S CONTRACT TO PROVIDE ASSESSMENT ADMINISTRATION SERVICES TO EGELSTON TOWNSHIP**

WM07/6-89

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Equalization Department's contract to provide Assessment Administration

(Continued)

2007-313 **APPROVE THE EQUALIZATION DEPARTMENT'S CONTRACT TO PROVIDE ASSESSMENT ADMINISTRATION SERVICES TO EGELSTON TOWNSHIP**

Services to Egelston Township in the amount of \$55,000 for the first 12 months; to purchase Pictometry Software and corresponding dataset from Pictometry International Corporation at a cost of \$15,772; and to allow the Equalization Department to establish and fill two part time Appraisals Technicians at a pay range of \$12.64-\$15.69/hr for a two-year period to accommodate the additional workload from the Assessment contract.

Roll Call

Ayes: Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: Gill

**Motion Carried**

2007-314 **AUTHORIZE THE MUSKEGON COUNTY EQUALIZATION DEPARTMENT TO APPLY FOR THE UNITED STATES GEOLOGICAL SURVEY (USGS) RESEARCH AND DATA COLLECTION GRANT PROGRAM**

WM07/6-90

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize the Muskegon County Equalization Department to apply for the United States Geological Survey (USGS) Research and Data Collection Grant Program (Catalog of Federal Domestic Assistance Number 15-808) to be used toward the funding of the Spring 2008 digital color aerial orthophography for Muskegon County as recommended in the FY 2008 Equalization Budget, and to authorize the Board Chair to sign the grant application forms.

Roll Call

Ayes: Gill, Buzzell, Collins, Snider, Scolnik, Wade, Mahoney, Engle, Aley

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Vice-Chairman Snider noted the MAC Legislative Update of June 8, 2007 was included in agenda packets.

It was noted that the Muskegon County Employee Picnic; June 30<sup>th</sup> - Tickets on Sale Now @ Treasurer's Office

**INTERIM ADMINISTRATOR'S REPORT**

2007-315 **APPOINT DEBBIE GROENEVELD AS INTERIM HUMAN RESOURCES DIRECTOR**

The Administrator recommends, moved by Engle, seconded by Buzzell, to appoint Debbie Groeneveld as the Interim Human Resources Deirector, effective July 2, 2007, with a ten (10) percent increase in salary from the current level of \$73,467 to \$80,814.

Roll Call

Ayes: Wade, Snider, Scolnik, Mahoney, Engle, Collins, Buzzell, Aley

Nays: Gill

**Motion Carried**

**Old Business**

None.

**New Business**

None.

**Public Participation**

None.

Adjourned at 3:56 p.m.

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Karen D Buie, County Clerk

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**July 10, 2007**

**3:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

### **Roll Call**

Present: Aley, Buzzell, Collins, Derezinski, Engle, Mahoney, McMurray, Scolnik, Wade

Excused: Gill, Snider

Absent: None

### 2007-316    **APPROVE AGENDA**

Moved by Engle, seconded by McMurray, to approve the Agenda, adding an item for discussion under new business regarding gas prices.

**Motion Carried**

### 2007-317    **APPROVE MINUTES OF THE REGULAR MEETING OF JUNE 19, 2007**

Moved by Engle, seconded by Aley, to approve the minutes of the Regular Meeting of June 19, 2007.

**Motion Carried**

2007-318 **COMMUNICATIONS**

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

- A. Antrim County Resolution Re: SB 410 and 411
- B. Huron County Resolutions Re: HB 4780 and P.A. 2 Reductions  
(Continued)
- C. Lake County Resolutions Re: Opposition of HB 4398, Support of HB 410 and 411, Taxable Values on Residential Properties and Prepaid Wireless Communication Services and Wireless 9-1-1 Emergency Service Fees

**Motion Carried**

2007-319 **AUTHORIZE THAT THE CIRCUIT COURT CLERK-BAILIFF POSITION  
NUMBER N19001, BE RECLASSIFIED**

CPS07/07-26

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize that the Circuit Court Clerk-Bailiff Position Number N19001, be reclassified from the present NO-00170 Grade, Step 6 at \$17.955 per hour to the Recorder-Bailiff Grade NO-00190, Step 6 at \$18.769 per hour.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-320 **WAIVE THE HIRING FREEZE AND ALLOW THE CIRCUIT COURT,  
FAMILY DIVISION TO FILL THE VACANT SURVEILLANCE OFFICER  
POSITION**

CPS07/07-27

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to waive the hiring freeze and allow the Circuit Court, Family Division to fill the vacant Surveillance Officer position #G80005.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-321 **AUTHORIZE THE CHAIR TO SIGN THE 2008 TITLE IV-D COOPERATIVE REIMBURSEMENT PROGRAM APPLICATION**

CPS07/07-28

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Chair to sign the 2008 Title IV-D Cooperative Reimbursement Program application in the amount of \$2,079,819.72.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-322 **WAIVE THE HIRING FREEZE WITH RESPECT TO CLERK-BAILIFF POSITION NO. N19004**

CPS07/07-29

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to waive the hiring freeze with respect to Clerk-Bailiff position No. N19004, and permit the Circuit Court to fill the position upon the incumbent's retirement.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-323 **CHANGE THE TITLE OF JURY CLERK (#D17501) TO JURY CLERK/ASSIGNMENT CLERK ASSISTANT AND MOVE TO WAIVE THE HIRING FREEZE FOR THIS POSITION**

CPS07/07-30

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to change the title of Jury Clerk (#D17501) to Jury Clerk/Assignment Clerk Assistant and move to waive the hiring freeze for this position and the subsequent Court Clerk position expected to become vacant resulting from the filling the Jury Clerk/Assignment Clerk Assistant through the current positing procedures as set forth in the Teamsters Local 214 labor contract.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**



2007-324 **APPROVE THE PURCHASE OF A KEYCARD LOCK FOR THE DISTRICT COURT**

CPS07/07-31

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to approve the purchase of a keycard lock for the District Court in the amount of \$3,500.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-325 **WAIVE THE HIRING FREEZE FOR THE DISTRICT COURT CHIEF CLERK POSITION #D07503**

CPS07/07-32

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to waive the hiring freeze for the District Court Chief Clerk position #D07503 and the subsequent Court Clerk position expected to become vacant resulting from the filling of the District Court Chief Clerk position through the current posting procedure as set forth in the Teamsters Local 214 labor contract.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-326 **AUTHORIZE THE SHERIFF'S OFFICE TO BEGIN THE COUNTY'S BID PROCESS FOR 1 FOUR-DOOR SEDAN FOR THE DETECTIVE BUREAU**

CPS07/07-33

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Sheriff's Office to begin the County's bid process for 1 four-door sedan for the Detective Bureau.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-327 **AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE A TRAILER FROM CLIFF'S AUTO & TRAILER SALES**

CPS07/07-34

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Sheriff's Office to purchase a trailer from Cliff's Auto & Trailer Sales for \$5,815.00 for the dive team and to reimbursed by the Muskegon Community Foundation.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-328 **ADOPT THE CONCURRENT RESOLUTION AUTHORIZING THE ADOPTION OF THE INTERGOVERNMENTAL AGREEMENT PROVIDING FOR THE CONTINUATION OF PREPAID INPATIENT HEALTH PLAN FOR FUNDING THE COMMUNITY MENTAL HEALTH SYSTEM KNOWN AS "LAKESHORE BEHAVIORAL HEALTH ALLIANCE"**

HR07/07-59

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to adopt the Concurrent Resolution authorizing the adoption of the Intergovernmental Agreement providing for the continuation of Prepaid Inpatient Health Plan for funding the community Mental Health System known as "Lakeshore Behavioral Health Alliance" and authorize the Chairperson to sign the Agreement.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-329 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH REHMAN ROBISON, CPA, FOR PROFESSIONAL AUDITING SERVICES**

HR07/07-60

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to authorize the Community Mental Health Director to sign a contract with Rehman Robison, CPA, for professional auditing services for FY 2007 through FY 2009 at a cost not to exceed \$31,800 for FY 2007, \$32,700 or FY 2008, and \$33,700 for FY 2009.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-330 **GRANT APPROVAL FOR THE COMMUNITY MENTAL HEALTH**

**DIRECTOR TO PASS ON TO ELIGIBLE PROVIDERS THE REMAINING .7% OF THE STATE'S MANDATED 2% WAGE INCREASE FOR DIRECT-CARE WORKERS**

HR07/07-61

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to grant approval for the Community Mental Health Director to pass on to eligible providers the remaining .7% of the State's mandated 2% wage increase for direct-care workers, as a lump-sum payment.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-331 **AUTHORIZE BROOKHAVEN MEDICAL CARE FACILITY TO ESTABLISH THE POSITION OF INTERIM ADMIN ASST CLINICAL SERVICES (DIRECTOR OF NURSING)**

HR07/07-62

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to authorize Brookhaven Medical Care Facility to establish the position of Interim Admin Asst Clinical Services (Director of Nursing) and place Sue Ames, current Nursing Director Assistant, in the position effective July 6, 2007 with a 5% increase in salary from \$57,358.08 to \$60,225.98 until such time the Admin Asst. Clinical Services (Director of Nursing) position (X05001) is filled.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-332 **AUTHORIZE THE HEALTH DEPARTMENT TO RE-ESTABLISH AND MAINTAIN A CASH FUND FOR THE 2007 FARMER'S MARKET NUTRITION PROGRAM "PROJECT FRESH"**

HR07/07-63

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to authorize the Health Department to re-establish and maintain a cash fund with an initial and maintenance level of \$2,000.00 not to exceed \$20,000.00 for the 2007 Farmer's Market Nutrition Program "Project Fresh", to reimburse local contracted farmers for fresh fruits and vegetables sold to eligible WIC program participants. Further authorize the Health Department to enter into an agreement with the State of Michigan and with each of the local farmers and authorize these agreements to be signed by the Director of Health and Community Resources.

(Continued)

2007-332 **AUTHORIZE THE HEALTH DEPARTMENT TO RE-ESTABLISH AND MAINTAIN A CASH FUND FOR THE 2007 FARMER'S MARKET NUTRITION PROGRAM "PROJECT FRESH"**

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-333 **AUTHORIZE THE HEALTH DEPARTMENT TO AMEND ITS FY07 BUDGET**

HR07/07-64

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to authorize the Health Department to amend its FY07 budget (revenue and expenditures) from \$6,737,021 to \$6,816,423 to include grant funding changes, program line item adjustments, staff/funding transfers, and no change to the general fund appropriation.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-334 **APPROVE A PUBLIC HEARING ON AUGUST 9, 2007 RELATED TO ADOPTION OF THE MUSKEGON COUNTY HEALTH DEPARTMENT VECTOR CONTROL REGULATION 2007**

HR07/07-65

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to approve a public hearing on August 9, 2007 offering any person an opportunity to present data, views, and arguments related to adoption of the Muskegon County Health Department Vector Control Regulation 2007.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-335 **APPROVE THE ESTABLISHMENT OF THE ANIMAL CONTROL PROGRAM ENFORCEMENT AND ISSUANCE OF MONETARY CIVIL PENALTIES POLICY AND FEE SCHEDULE**

HR07/07-66

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to approve the establishment of the Animal Control Program Enforcement and Issuance of Monetary Civil Penalties Policy and Fee Schedule, to take effect September 1, 2007, pending Corporate Counsel final review, for the County of Muskegon Animal and Vector Control program.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-336 **APPROVE THE AMENDMENT TO THE ANIMAL AND VECTOR CONTROL ORDINANCE NO. 2006-463**

HR07/07-67

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to approve the amendment to the Animal and Vector Control Ordinance No. 2006-463, subject to final review and approval by Corporate Counsel, effective upon approval.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-337 **AUTHORIZE POUND BUDDIES RESCUE TO IMPROVE THE OUTDOOR DOG EXERCISE AREA AT VECTOR CONTROL**

HR07/07-68

The Human Resources Committee recommends, moved by Buzzell, seconded by Mahoney, to authorize Pound Buddies Rescue to improve the outdoor dog exercise area at Vector Control by September 2007 using grant funding obtained by Pound Buddies Rescue to complete the project.

Roll Call

Ayes: Collins, Buzzell, Engle, Scolnik, Wade, McMurray, Mahoney, Derezinski, Aley

Nays: None

**Motion Carried**

2007-338 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JUNE 13, 2007 THROUGH JUNE 26, 2007**

WM07/7-91

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$4,503,334.41 covering the period of June 13, 2007 through June 26, 2007, as presented by the County Clerk.

Roll Call

Ayes: Mahoney, Aley, Scolnik, McMurray, Wade, Collins, Buzzell, Derezinski, Engle

Nays: None

**Motion Carried**

2007-339 **APPROVE THE FY 2008 BUDGET HEARING SCHEDULE**

WM07/7-92

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the FY 2008 Budget Hearing Schedule.

Roll Call

Ayes: Mahoney, Aley, Scolnik, McMurray, Wade, Collins, Buzzell, Derezinski, Engle

Nays: None

**Motion Carried**

2007-340 **APPROVE THE LETTER OF UNDERSTANDING BETWEEN THE COUNTY OF MUSKEGON AND THE MUSKEGON BREWING AND DISTILLING COMPANY (TRUNEK) FOR USE OF UP TO 30 PARKING SPACES IN THE EMPLOYEE PARKING LOT ADJACENT TO THE HALL OF JUSTICE**

WM07/7-93

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Letter of Understanding between the County of Muskegon and the Muskegon Brewing and Distilling Company (Trunek) for use of up to 30 parking spaces in the employee parking lot adjacent to the Hall of Justice and authorize the County Administrator to sign the document.

Roll Call

Ayes: Mahoney, Aley, Scolnik, McMurray, Wade, Collins, Buzzell, Derezinski, Engle

Nays: None

**Motion Carried**

2007-341 **APPROVE RENEWAL OF ASSESSMENT ADMINISTRATION SERVICES PROVIDED BY THE EQUALIZATION DEPARTMENT TO THE TOWNSHIPS OF MONTAGUE AND MOORLAND**

WM07/7-94

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

Roll Call

Ayes: Mahoney, Aley, Scolnik, McMurray, Wade, Collins, Buzzell, Derezinski, Engle

Nays: None

**Motion Carried**

2007-342 **APPROVE CHANGE ORDER #1 TO THE CONTRACT WITH PRO-TECH ENVIRONMENTAL, INC., FOR THE MICHAEL E. KOBZA HALL OF JUSTICE 4<sup>TH</sup> FLOOR RENOVATION**

WM07/7-95

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve Change Order #1 to the contract with Pro-Tech Environmental, Inc., for the Michael E. Kobza Hall of Justice 4<sup>th</sup> Floor Renovation Asbestos Abatement Project in an amount not to exceed \$20,628.00, for a new contract total of \$95,058.00.

Roll Call

Ayes: Mahoney, Aley, Scolnik, McMurray, Wade, Collins, Buzzell, Derezinski, Engle

Nays: None

**Motion Carried**

2007-343 **APPROVE CHANGE ORDER #1 TO THE CONTRACT WITH MUSKEGON QUALITY BUILDERS FOR THE MICHAEL E. KOBZA HALL OF JUSTICE AND JAIL FIRE ALARM PROJECT**

WM07/7-96

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve Change Order #1 to the contract with Muskegon Quality Builders for the Michael E. Kobza Hall of Justice and Jail Fire Alarm Project in an amount not to exceed \$3,851.98, for a new project total of \$266,946.98.

Roll Call

Ayes: Mahoney, Aley, Scolnik, McMurray, Wade, Collins, Buzzell, Derezinski, Engle

Nays: None

**Motion Carried**

2007-344 **APPROVE CHANGE ORDER #001 TO THE VANDERVEN CONSTRUCTION CONTRACT FOR THE MICHAEL E. KOBZA HALL OF**

**JUSTICE 4<sup>TH</sup> FLOOR RENOVATION PROJECT**

WM07/7-97

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve Change Order #001 to the VanderVen Construction contract for the Michael E. Kobza Hall of Justice 4<sup>th</sup> Floor Renovation Project in an amount not to exceed \$52,820.00 for a new contract total of \$850,579.00.

Roll Call

Ayes: Mahoney, Aley, Scolnik, McMurray, Wade, Collins, Buzzell, Derezinski, Engle

Nays: None

**Motion Carried**

2007-345 **RECLASSIFY VACANT POSITIONS IN THE EQUALIZATION DEPARTMENT AND TO WAIVE THE HIRING FREEZE**

WM07/7-98

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to downwardly reclassify vacant Senior Appraiser position #G09008 to an Appraiser position, and upwardly reclassify vacant Clerk II position #G20030 to an Appraiser Technician position in the Equalization Department and to waive the hiring freeze to allow the Department to fill both positions.

Roll Call

Ayes: Mahoney, Aley, Scolnik, McMurray, Wade, Collins, Buzzell, Derezinski, Engle

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Chairman Derezinski noted MAC Legislative Updates of June 22 and June 29, 2007 are included with the agenda packet

Duane Buckner invited everyone out to the 4-H Fair; Monday, July 23<sup>rd</sup> - Saturday, July 28<sup>th</sup> - Muskegon County Fairgrounds.

Chairman Derezinski asked Tony Moulatsiotis, Muskegon County Treasurer, Chairman of the Land Bank Authority, to report on Addendum items. Treasurer Moulatsiotis explained the positive impact the Land Bank Authority is already having and the expected positive effects of future Land Bank activities for improving neighborhoods throughout the County. Commissioner Aley noted hi, Commissioners Wade and Snider and Township Clerk Duane Buckner, are also representatives of the Land Bank Authority. Treasurer Moulatsiotis noted other members are, Willy Watson from the City of Muskegon Heights and Kevin Davis from the City of Muskegon.



2007-346 **ADOPTION OF THE ATTACHED RESOLUTION TO TRANSFER REAL PROPERTY TO THE MUSKEGON COUNTY LAND BANK AUTHORITY**

Moved by Aley, seconded by Engle, adoption of the attached Resolution to transfer real property to the Muskegon County Land Bank Authority.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Aley, Buzzell

Nays: None

**Motion Carried**

2007-347 **ADOPTION OF THE ATTACHED RESOLUTION EXTENDING AN INTEREST BEARING LINE OF CREDIT TO THE MUSKEGON COUNTY LAND BANK AUTHORITY**

Moved by Aley, seconded by Engle, adoption of the attached Resolution extending an interest bearing line of credit to the Muskegon County Land Bank Authority in an amount not to exceed \$300,000.00.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Aley, Buzzell

Nays: None

**Motion Carried**

2007-348 **ADOPTION OF THE ATTACHED RESOLUTION TO ACQUIRE REAL PROPERTY FROM THE MUSKEGON COUNTY FORECLOSING GOVERNMENTAL UNIT AND TO TRANSFER THESE PARCELS TO THE MUSKEGON COUNTY LAND BANK AUTHORITY**

Moved by Aley, seconded by Engle, adoption of the attached Resolution to acquire real property from the Muskegon County Foreclosing Governmental Unit and to transfer these parcels to the Muskegon County Land Bank Authority.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Aley, Buzzell

Nays: None

**Motion Carried**

## ADMINISTRATOR'S REPORT

None.

## Old Business

Commissioner Aley recognized Nancy Hennard, new District Court Administrator. District Court Administrator Hennard introduced herself to County Commissioners and gave a little of her background prior to coming to Muskegon County.

## New Business

Commissioner Aley noted disparity in gas prices by 20 - 30 cents within Muskegon County and that the price in Muskegon County is usually much higher than surrounding counties and states.

2007-349     REQUEST ADMINISTRATOR TO MEET WITH THE PROSECUTOR  
REGARDING GAS PRICING IN MUSKEGON COUNTY

Moved by Buzzell, seconded by Aley, to request Administrator to meet with the Prosecutor regarding gas pricing in Muskegon County.

**Motion Carried**

## Public Participation

Bob Loose, of Blue Lake Township, addressed the Board asking for assistance to reinstate plowing of 24<sup>th</sup> Street in Blue Lake Township.

Don Studaven, Blue Lake Township Supervisor, addressed the Board asking for fiber optics for the Township office and the ambulance service in Blue Lake Township. Supervisor Studaven also asked for County Board support in the law suit from Chicago regarding Owasippi

Mark Mangionie addressed the Board recognizing County work on a responsible contractor agreement.

Adjourned at 4:20 p.m.

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Karen D Buie, County Clerk

KDB/jmp

**COUNTY OF MUSKEGON**  
**BOARD OF COMMISSIONERS**

At a regular meeting of the Muskegon County Board of Commissioners, held in the City of Muskegon, County of Muskegon on July 10, 2007, at 3:30 p.m., at the Louis A. McMurray Conference and Transportation Center, 2624 Sixth Street, Muskegon Heights:

PRESENT:

ABSENT:

RESOLUTION TO ACQUIRE REAL PROPERTY FROM  
THE MUSKEGON COUNTY FORECLOSING GOVERNMENTAL UNIT (“FGU”)

The following preamble and resolution was offered by Commissioner \_\_\_\_\_ and supported by Commissioner \_\_\_\_\_.

WHEREAS, the County of Muskegon has established a county Land Bank Authority, under MCL 124.751-774 (the “Land Bank Act”); and

WHEREAS the Board of the Muskegon County Land Bank Authority has identified a subset of the tax-reverted properties, currently belonging to the Foreclosing Governmental Unit (“FGU”) for the County of Muskegon, which specific properties (i.e., some, but not all, of the tax-reverted properties in this year’s cycle – namely, the properties specifically listed in Exhibit 1) it would be more prudent to manage through the Land Bank, than to dispose of through an auction to speculators; and

WHEREAS, the Muskegon County Treasurer is the FGU, both for purposes of the General Property Tax Act, and also for purposes of the Land Bank Act; and

WHEREAS, state law requires the FGU to put up for auction, all parcels of land acquired by the FGU as a result of tax forfeiture, except as provided in MCL 211.78m; and

WHEREAS, one exception to the requirement of offering the properties at public auction, is when a County government exercises its right to purchase any such property from the FGU for the Minimum Bid Price (“MBP”):

[T]he county in which that property is located may purchase that

property . . . by payment to the [FGU] of the [MBP]. . . .

See MCL 211.78m(1) (emphasis added); and

WHEREAS the Board of the Muskegon County Land Bank Authority has recommended to the County Board of Commissioners, that the County acquire the parcels listed in Exhibit 1, utilizing the procedures set forth MCL 211.78m(1); and

WHEREAS the Muskegon County Treasurer has discretion to determine what method of payment to accept for the payment of the MBP by the County; and

WHEREAS the Muskegon County Treasurer has proposed to use the same general method of payment that is utilized in Genesee County (i.e., the county where the Land Bank concept originated) for this same kind of transaction – namely, a promissory note, with a maturity date of one year from the date of the note, and no penalty for early payment, to bear interest at a variable rate comparable to what the Muskegon County Treasurer otherwise receives on County depository accounts (specifically, in this instance, the Fed Funds rate plus 0.2% – currently,  $5.15\% + 0.2\% = 5.35\%$ ); and

WHEREAS the County Board of Commissioners determines that the recommendation of the Muskegon County Land Bank Authority Board is prudent, and is in the best interest of the County of Muskegon, its residents, and taxpayers;

NOW THEREFORE, BE IT RESOLVED that the Muskegon County Board of Commissioners does hereby authorize and instruct the Chairman of the County Board of Commissioners to take all reasonable and necessary measures to acquire the properties listed in Exhibit 1, pursuant to the procedures set forth in MCL 211.78m(1); and

BE IT ALSO RESOLVED that the Muskegon County Board of Commissioners does hereby authorize and instruct the Chairman of the County Board of Commissioners, as a method of payment of the MBP for the identified properties, to execute and deliver a promissory note, payable by the County of Muskegon to the FGU with a maturity date of one year from the date of the note, and no penalty for early payment, to bear interest at a variable rate equal to the Fed Funds rate plus 0.2% (currently,  $5.15\% + 0.2\% = 5.35\%$ ).

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

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Karen D. Buie, County Clerk

I hereby certify that the following constitutes a true and complete copy of a resolution adopted by the Muskegon County Board of Commissioners at a regular meeting held on \_\_\_\_\_, 2007, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267 of the Public Acts of Michigan of 1967.

---

Karen D. Buie, County Clerk

**COUNTY OF MUSKEGON**  
**BOARD OF COMMISSIONERS**

At a regular meeting of the Muskegon County Board of Commissioners, held in the City of Muskegon, County of Muskegon on July 10, 2007, at 3:30 p.m., at the Louis A. McMurray Conference and Transportation Center, 2624 Sixth Street, Muskegon Heights:

PRESENT:

ABSENT:

RESOLUTION TO EXTEND LINE OF CREDIT OF  
\$300,000.00 TO COUNTY LAND BANK AUTHORITY

The following preamble and resolution was offered by Commissioner \_\_\_\_\_ and supported by Commissioner \_\_\_\_\_.

WHEREAS, the County of Muskegon has established a county Land Bank Authority, by agreement with the Michigan Land Bank Fast Track Authority, under Act 258 of 2003, MCL 124.751 - MCL 124.774 (the "Act"); and

WHEREAS, the Muskegon County Land Bank Authority requires some level of initial funding in order to carry out its public purposes under the Act and under its charter documents; and

WHEREAS the flexibility of the Muskegon County Land Bank Authority, in carrying out its public purposes, is maximized if the Authority has access to unrestricted funds, instead of limiting its funding solely to federal or state dollars that are permitted to be used only for certain kinds of projects, and not for any other purpose; and

WHEREAS the County Board of Commissioners determines that the most fiscally prudent approach for providing unrestricted initial funding for the Authority, is in the form of a line of credit, to bear interest at market rates, from the County to the Authority (in other words, the Authority will pay interest to the County, if it draws on its line of credit), rather than in the form of an interest-free appropriation from the General Fund;

NOW THEREFORE, BE IT RESOLVED that the Muskegon County Board of Commissioners does hereby extend a Line of Credit from the County to the Authority, not

to exceed \$300,000.00, for discretionary use by the Board of the Land Bank Authority; and

BE IT ALSO RESOLVED that any draws by the Land Bank Authority upon the Line of Credit authorized herein, shall bear interest, compounded daily, at two tenths of one percent (0.2%) over the three-month London Interbank Offered Rate (LIBOR) (currently, 5.36% + 0.2% = 5.56%); and

BE IT ALSO RESOLVED that the Chairman of the County Board of Commissioners is hereby authorized to take all reasonable and necessary measures, including the execution of appropriate legal documents, relating to the extension of this Line of Credit to the Land Bank Authority.

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

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Karen D. Buie, County Clerk

I hereby certify that the following constitutes a true and complete copy of a resolution adopted by the Muskegon County Board of Commissioners at a regular meeting held on \_\_\_\_\_, 2007, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267 of the Public Acts of Michigan of 1967.

---

Karen D. Buie, County Clerk

**COUNTY OF MUSKEGON**  
**BOARD OF COMMISSIONERS**

At a regular meeting of the Muskegon County Board of Commissioners, held in the City of Muskegon, County of Muskegon on July 10, 2007, at 3:30 p.m., at the Louis A. McMurray Conference and Transportation Center, 2624 Sixth Street, Muskegon Heights:

PRESENT:

ABSENT:

RESOLUTION TO TRANSFER REAL PROPERTY  
TO MUSKEGON COUNTY LAND BANK AUTHORITY

The following preamble and resolution was offered by Commissioner \_\_\_\_\_ and supported by Commissioner \_\_\_\_\_.

WHEREAS, the County of Muskegon has established a county Land Bank Authority, by agreement with the Michigan Land Bank Fast Track Authority, under Act 258 of 2003, MCL 124.751 - MCL 124.774 (the "Act"); and

WHEREAS, it is the intention and purpose of the County Board of Commissioners, based on the recommendation of the Muskegon County Land Bank Authority Board, to acquire the properties listed in Exhibit 1; and

WHEREAS, it is the intention of the Board of Commissioners, once said properties are acquired, to transfer them to the Muskegon County Land Bank Authority, in exchange for payment of the County's full acquisition price, plus any interest paid from the County to the Foreclosing Governmental Unit, in connection with the acquisition of said properties;

NOW THEREFORE, BE IT RESOLVED that the Muskegon County Board of Commissioners does hereby authorize and instruct the Chairman of the County Board of Commissioners, immediately upon the closing of the transactions to acquire the properties listed in Exhibit 1 from the Foreclosing Governmental Unit, to transfer title to said properties to the Muskegon County Land Bank Authority; and

BE IT ALSO RESOLVED that the transfer of the properties listed in Exhibit 1 to the Muskegon County Land Bank Authority shall be upon the condition that the Authority



reimburses the County's General Fund, in full, for the County's cost of acquiring the properties, plus any interest paid by the County in connection with the acquisition transactions; and

BE IT ALSO RESOLVED that the Chairman of the County Board of Commissioners is hereby authorized by the Board to take all reasonable and necessary measures, including the execution of appropriate legal documents, relating to the transfer of title of the listed properties to the county Land Bank Authority.

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

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Karen D. Buie, County Clerk

I hereby certify that the following constitutes a true and complete copy of a resolution adopted by the Muskegon County Board of Commissioners at a regular meeting held on \_\_\_\_\_, 2007, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267 of the Public Acts of Michigan of 1967.

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Karen D. Buie, County Clerk

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**July 24, 2007**

**3:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Scolnik.

### **Roll Call**

Present: Aley, Buzzell, Collins, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Excused: Gill

Absent: None

### 2007-350    **APPROVE AGENDA**

Moved by Aley, seconded by Engle, to approve the Agenda, adding Addendum items and a resolution from Commissioner Mahoney to be added to New Business.

**Motion Carried**

### 2007-351    **COMMUNICATIONS**

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

- A. Antrim County Resolutions: #21-07, and #22-07
- B. Menominee County Resolution #07-11

**Motion Carried**

2007-352 **APPROVE MINUTES OF THE REGULAR MEETING OF JULY 10, 2007**

Moved by Engle, seconded by Buzzell, to approve the minutes of the Regular Meeting of July 10, 2007.

**Motion Carried**

2007-353 **APPROVE MDOT CONTRACT 2001-0855/A3**

TR07/07-20

The Transportation Committee recommends, moved by Wade, seconded by Collins, to approve MDOT Contract 2001-0855/A3 with the Muskegon Area Transit System, providing for a two-year extension to complete capital procurements, and to authorize the Chair to execute the agreement.

Roll Call

Ayes: McMurray, Scolnik, Snider, Wade, Mahoney, Engle, Derezinski, Collins, Buzzell,  
Aley

Nays: None

**Motion Carried**

2007-354 **APPROVE MDOT PROJECT AUTHORIZATION 2002-0072/Z11/R1**

TR07/07-21

The Transportation Committee recommends, moved by Wade, seconded by Collins, to approve MDOT Project Authorization 2002-0072/Z11/R1 with the Muskegon Area Transit System, providing for a two-year extension to complete capital procurements, and to authorize the Chair to execute the agreement.

Roll Call

Ayes: McMurray, Scolnik, Snider, Wade, Mahoney, Engle, Derezinski, Collins, Buzzell,  
Aley

Nays: None

**Motion Carried**

2007-355 **APPROVE MDOT PROJECT AUTHORIZATION 2007-0264/Z2**

TR07/07-22

The Transportation Committee recommends, moved by Wade, seconded by Collins, to approve MDOT Project Authorization 2007-0264/Z2 with the Muskegon Area Transit System providing state capital match funds in the amount of \$121,472, and to authorize the Chairperson to execute the contract.

Roll Call

Ayes: McMurray, Scolnik, Snider, Wade, Mahoney, Engle, Derezinski, Collins, Buzzell,  
Aley

Nays: None

**Motion Carried**

2007-356 **APPROVE AUTHORIZATION FOR THE CHAIRMAN TO SIGN AND EXECUTE AN FAA GRANT OFFER**

TR07/07-23

The Transportation Committee recommends, moved by Wade, seconded by Collins, to approve authorization for the Chairman to sign and execute an FAA Grant Offer upon delivery, between July 20 – August 3, providing 95% of project funds to complete Phase II of the Airport's Runway Safety Area Improvement Project, or approximately \$3,849,039.

Roll Call

Ayes: McMurray, Scolnik, Snider, Wade, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-357 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JUNE 27, - JULY 10, 2007**

WM07/7-100

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to approve payment of the accounts payable of \$4,555,838.29 covering the period of June 27, 2007 through July 10, 2007, as presented by the County Clerk.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, McMurray, Scolnik

Nays: None

**Motion Carried**

2007-358 **AUTHORIZE THE PURCHASE OF OFFICE FURNITURE, MODULAR COMPONENTS, AND PARTS TO COMPLETE THE MICHAEL E. KOBZA HALL OF JUSTICE 4<sup>TH</sup> FLOOR RENOVATION PROJECT**

WM07/7-101

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to authorize the purchase of office furniture, modular components, and parts to complete the Michael E. Kobza Hall of Justice 4<sup>th</sup> Floor Renovation Project, as specified, from Lakeshore Office Furniture at a cost not to exceed 83,817.40.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, McMurray, Scolnik

Nays: None

**Motion Carried**

2007-359 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO APPROVE RECLASSIFICATION OF THE VACANT, FULL-TIME, SUPPORTS COORDINATOR ASSISTANT POSITION TO A NEW, FULL-TIME, PEER SUPPORT SPECIALIST POSITION**

WM07/7-102

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to authorize the Community Mental Health Director to approve reclassification of the vacant, full-time, Supports Coordinator Assistant position (BPN #N77804) at ACT to a new, full-time, Peer Support Specialist position.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, McMurray, Scolnik

Nays: None

**Motion Carried**

2007-360 **AUTHORIZE MUSKEGON COUNTY SHERIFF/EMERGENCY SERVICES TO COMMENCE BID/QUOT PROCESS FOR THE PURPOSE OF PURCHASING A FIRM ALARM AND/OR SECURITY SYSTEM FOR**

WM07/7-103

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to authorize Muskegon County Sheriff/Emergency Services with assistance of Purchasing/Finance Management Services to commence bid/quot process for the purpose of purchasing a firm alarm and/or security system for 677 Airport Road.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, McMurray, Scolnik

Nays: None

**Motion Carried**

2007-361 **APPROVE A RESOLUTION IN SUPPORT OF THE STATE PROCLAMATION TO DESIGNATE AUGUST 2007 AS BREASTFEEDING AWARENESS MONTH**

WM07/7-104

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to approve a resolution in support of the state proclamation to designate August 2007 as Breastfeeding Awareness Month.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, McMurray, Scolnik

Nays: None

**Motion Carried**

2007-362 **APPROVE THE NEW COUNTY ACCOUNTS RECEIVABLE AND DEBT  
COLLECTION POLICY**

WM07/7-105

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to approve the new County Accounts Receivable and Debt Collection Policy as produced by Corporate Counsel and to cancel the old Debt Collection Policy that was approved on May 22, 2005.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, Scolnik

Nays: McMurray

**Motion Carried**

2007-363 **APPROVE A RESOLUTION OF SUPPORT FOR THE SENIOR  
RESOURCES OF WEST MICHIGAN FY 2008 ANNUAL  
IMPLEMENTATION PLAN**

WM07/7-106

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to approve a resolution of support for the Senior Resources of West Michigan FY 2008 Annual Implementation Plan.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, McMurray, Scolnik

Nays: None

**Motion Carried**

2007-364 **APPROVE A RESOLUTION APPROVING AMENDMENT TO AN  
INSTALLMENT PURCHASE CONTRACT**

WM07/7-107

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to approve a Resolution Approving Amendment to an Installment Purchase Contract and the Amended Installment Purchase Agreement for Muskegon Central Dispatch adding vendor State Electronic Co., Inc., and authorize the County Clerk and the County Administrator to sign the document.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, McMurray, Scolnik

Nays: None

**Motion Carried**

2007-365 **AUTHORIZE STAFF TO PURCHASE THE JURY+ NEXT GENERATION  
UPGRADE FROM JURY SYSTEMS, INC.**

WM07/7-108

The Ways and Means Committee recommends, moved by Scolnik, seconded by Engle, to authorize staff to purchase the Jury+ Next Generation upgrade from Jury Systems, Inc., at a cost of \$13,017.00 and a file server from Hewlett Packard Computer Systems at a cost not to exceed \$3,500.00.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, Wade, Snider, McMurray, Scolnik

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Commissioner Wade reported for West Michigan Shoreline Regional Development Commission, Sean Dey was recognized for his service as Executive Director for 25 years. He further noted that the next meeting will be hosted by Muskegon County.

Commissioner Mahoney reported that the Muskegon District Library Board met and is close to hiring a Director.

Commissioner Snider attended the Community Corrections Advisory Board, noted Vern Nash has been working very hard and making progress on getting additional funding that has been overlooked in past years.

Commissioner Gill arrived at 3:35 p.m.

Commissioner Engle reminded everyone that the 4H Fair is in progress at the Muskegon County Fairgrounds and encouraged attendance.

Commissioner Wade reported that gas prices were 10¢ less a gallon in Hart than in Muskegon County.

Chairman Derezinski noted the MAC Legislative Updates of July 6 and July 13, 2007, were included in Agenda Packets.

2007-366 **APPROVAL OF PROCLAMATION FOR HEALTH CENTER WEEK -  
AUGUST 5<sup>TH</sup> THROUGH AUGUST 11<sup>TH</sup>, 2007**

Moved by Engle, seconded by Aley, to proclaim August 5 - 11<sup>th</sup>, 2007, Health Center Week.

**Motion Carried**

## ADMINISTRATOR'S REPORT

Administrator Niemiec reported on estimates for two options for Brookhaven air conditioning.

### Old Business

None.

### New Business

2007-367 **ADOPT THE RESOLUTION TO ACQUIRE REAL PROPERTY FROM THE MUSKEGON COUNTY FORECLOSING GOVERNMENTAL UNIT**

Moved by Snider, seconded by Aley, the adoption of the attached Resolution to acquire real property from the Muskegon County Foreclosing Governmental Unit and to transfer this parcel to the Muskegon County Land Bank Authority.

Discussion ensued regarding the amount of time that people had been able to prevent foreclosure on their property. It was noted that residents had two years and several steps that could have been taken to redeem their property. At this point, the property either goes to auction or to the Land Bank. Due process has been followed for these foreclosures. One option with the Land Bank is that the property will be improved and the previous owners may be able to get their property back.

Roll Call on 2007-367

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Mahoney, Scolnik, Snider, Wade

Nays: Gill, McMurray

**Motion Carried**

2007-368 **ADOPT THE RESOLUTION TO TRANSFER REAL PROPERTY TO THE MUSKEGON COUNTY LAND BANK AUTHORITY**

Moved by Wade, seconded by Engle, the adoption of the attached Resolution to transfer real property to the Muskegon County Land Bank Authority.

Roll Call

Ayes: Snider, McMurray, Scolnik, Wade, Mahoney, Engle, Derezinski, Collins, Buzzell,  
Aley

Nays: Gill

**Motion Carried**



2007-369 PREPARE A RESOLUTION TO RECOGNIZE FIREFIGHTER, DREW ROSLER

Moved by Mahoney, seconded by Wade, to prepare a resolution to recognize firefighter, Drew Rosler, for life-saving actions when a local man came in contact with a downed power line.

**Motion Carried**

### **Public Participation**

Commissioner Aley spoke congratulating Chairman Derezinski for success with Bike Week events and encouraged all to participate in the coming United Way Campaign.

Derrick Roseler introduced himself as a candidate in the special election for Commission District 1.

Dave Eling, Veterans Affairs, addressed the Board regarding how impressed he was with Bike Time events.

Duane Buckner reported the bow doors of the LST 393 are now opened and further noted the best tour attendance of the ship were during Bike Week

Adjourned at 3:57 p.m.

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Karen D Buie, County Clerk

KDB/jmp

**COUNTY OF MUSKEGON**  
**BOARD OF COMMISSIONERS**

At a regular meeting of the Muskegon County Board of Commissioners, held in the City of Muskegon, County of Muskegon on July 10, 2007, at 3:30 p.m., at the Louis A. McMurray Conference and Transportation Center, 2624 Sixth Street, Muskegon Heights:

PRESENT:

ABSENT:

RESOLUTION TO TRANSFER REAL PROPERTY  
TO MUSKEGON COUNTY LAND BANK AUTHORITY

The following preamble and resolution was offered by Commissioner \_\_\_\_\_ and supported by Commissioner \_\_\_\_\_.

WHEREAS, the County of Muskegon has established a county Land Bank Authority, by agreement with the Michigan Land Bank Fast Track Authority, under Act 258 of 2003, MCL 124.751 - MCL 124.774 (the "Act"); and

WHEREAS, it is the intention and purpose of the County Board of Commissioners, based on the recommendation of the Muskegon County Land Bank Authority Board, to acquire the properties listed in Exhibit 1; and

WHEREAS, it is the intention of the Board of Commissioners, once said properties are acquired, to transfer them to the Muskegon County Land Bank Authority, in exchange for payment of the County's full acquisition price, plus any interest paid from the County to the Foreclosing Governmental Unit, in connection with the acquisition of said properties;

NOW THEREFORE, BE IT RESOLVED that the Muskegon County Board of Commissioners does hereby authorize and instruct the Chairman of the County Board of Commissioners, immediately upon the closing of the transactions to acquire the properties listed in Exhibit 1 from the Foreclosing Governmental Unit, to transfer title to said properties to the Muskegon County Land Bank Authority; and

BE IT ALSO RESOLVED that the transfer of the properties listed in Exhibit 1 to the Muskegon County Land Bank Authority shall be upon the condition that the Authority

reimburses the County's General Fund, in full, for the County's cost of acquiring the properties, plus any interest paid by the County in connection with the acquisition transactions; and

BE IT ALSO RESOLVED that the Chairman of the County Board of Commissioners is hereby authorized by the Board to take all reasonable and necessary measures, including the execution of appropriate legal documents, relating to the transfer of title of the listed properties to the county Land Bank Authority.

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

---

Karen D. Buie, County Clerk

I hereby certify that the following constitutes a true and complete copy of a resolution adopted by the Muskegon County Board of Commissioners at a regular meeting held on \_\_\_\_\_, 2007, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267 of the Public Acts of Michigan of 1967.

---

Karen D. Buie, County Clerk

**COUNTY OF MUSKEGON**  
**BOARD OF COMMISSIONERS**

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WHEREAS, it is the intention of the Board of Commissioners, once said properties are acquired, to transfer them to the Muskegon County Land Bank Authority, in exchange for payment of the County's full acquisition price, plus any interest paid from the County to the Foreclosing Governmental Unit, in connection with the acquisition of said properties;

NOW THEREFORE, BE IT RESOLVED that the Muskegon County Board of Commissioners does hereby authorize and instruct the Chairman of the County Board of Commissioners, immediately upon the closing of the transactions to acquire the properties listed in Exhibit 1 from the Foreclosing Governmental Unit, to transfer title to said properties to the Muskegon County Land Bank Authority; and

BE IT ALSO RESOLVED that the transfer of the properties listed in Exhibit 1 to the Muskegon County Land Bank Authority shall be upon the condition that the Authority

reimburses the County's General Fund, in full, for the County's cost of acquiring the properties, plus any interest paid by the County in connection with the acquisition transactions; and

BE IT ALSO RESOLVED that the Chairman of the County Board of Commissioners is hereby authorized by the Board to take all reasonable and necessary measures, including the execution of appropriate legal documents, relating to the transfer of title of the listed properties to the county Land Bank Authority.

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

---

Karen D. Buie, County Clerk

I hereby certify that the following constitutes a true and complete copy of a resolution adopted by the Muskegon County Board of Commissioners at a regular meeting held on \_\_\_\_\_, 2007, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267 of the Public Acts of Michigan of 1967.

---

Karen D. Buie, County Clerk

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Marvin Engle*  
*Bill Gill*

*I. John Snider, Vice-Chairman*  
*Kenneth Mahoney*  
*Louis A. McMurray*  
*Robert Scolnik*  
*Roger C. Wade*

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

### **Regular Meeting**

**August 9, 2007**  
**4:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Snider.

### **Roll Call**

Present: Aley, Buzzell, Derezinski, Engle, Mahoney, McMurray, Snider, Wade

Excused: Collins, Gill, Scolnik

Absent: None

### 2007-370    **APPROVE AGENDA**

Moved by Engle, seconded by Wade, to approve the Agenda adding 10. D. Work Session to review Jail/Juvenile Detention Study.

**Motion Carried**

### 2007-371    **APPROVE MINUTES OF THE REGULAR MEETING OF JULY 24, 2007**

Moved by Engle, seconded by Mahoney, to approve the minutes of the Regular Meeting of July 24, 2007, correcting the spelling of Roesler in three places.

**Motion Carried**

### 2007-372    **PUBLIC HEARING - MUSKEGON COUNTY HEALTH DEPARTMENT VECTOR CONTROL REGULATIONS 2007**

Moved by Engle, seconded by Aley, to open the Public Hearing regarding Muskegon County Health Department Vector Control Regulations 2007

**Motion Carried**

Ken Krause, Director of Public Health Department, reported that the Public Health Regulations are being proposed under the Public Health Code regarding Vector Control activities that relate to communicable disease. This code would go into effect 45 days following Board approval.

Dr. Sandra Strandberg, DVM, All Creature Mobile Veterinary Care; questioned information that deals with adoption, animal cruelty and wild animals. Dr. Strandberg also asked who is responsible from following up on rabies cases and for dealing with cats in Muskegon County.

Ted Sietsema, Muskegon County Health Department Vector Control, reported that cruelty to animals is covered by the penal code, (State Law) so it cannot be included in an ordinance or regulation. Cats are not addressed, because the Ordinance only speaks of dogs and the Vector Control facility is not set up for cats. If there is a public health exposure, Vector Control will deal with that and does quarantine cats.

Diana Jancek noted feral cats are a problem in the Montague area.

Discussion ensued regarding how to change the law for Muskegon to deal with cats. It was noted that it may be through State legislature, although the local municipalities may establish their own requirements, as the City of Muskegon has for licenser of cats.

Ken Krause clarified that the Ordinance is a non-public health animal control activity requiring licencing. The Regulation deals with those things related to communicable diseases and public health. Karen Palmer reiterated for clarification that the Ordinance and the Regulation serve two separate functions.

2007-373 **CLOSE PUBLIC HEARING - MUSKEGON COUNTY HEALTH DEPARTMENT VECTOR CONTROL REGULATIONS 2007**

Moved by Aley, seconded by Snider, to close the Public Hearing.

**Motion Carried**

2007-374 **PRESENTATION - SWEET WATER FARMER'S MARKET**

Chris Bedford, President of the Sweet Water Local Foods Market, introduced Diana Jancek, Market Manager, and one of the vendors, Gail Smythe. It was noted that Sweet Water Farmer's Market is the first in Michigan and one of the first in the County that has the requirement that all of the food be local, that all the produce and food are raised according to organic standards and that all the animals are raised humanely without antibiotics or hormones. The Sweet Water Farmer's Market is able to accept Bridge Cards for payment. The Market is open on Saturday, 9:00 a.m. to 1:00 p.m. at Hackley Health at the Lakes.

2007-375     **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO APPLY FOR THE  
2007/2008 ORV ENFORCEMENT GRANT**

CPS07/08- 35

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to grant permission to the Sheriff's Office to apply for the 2007/2008 ORV enforcement grant through the State of Michigan, DNR for \$12,687.10.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-376     **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO APPLY FOR THE  
2007/2008 SNOWMOBILE ENFORCEMENT GRANT**

CPS07/08-36

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to grant permission to the Sheriff's Office to apply for the 2007/2008 snowmobile enforcement grant through the State of Michigan, DNR for \$16,010.70.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-377     **APPROVE WAIVING THE HIRING FREEZE TO ALLOW THE  
PROSECUTOR TO MAKE AN APPOINTMENT THROUGH AN INTERNAL  
PROMOTION FOR THE POSITION OF SENIOR ASSISTANT  
PROSECUTOR**

CPS07/08-37

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to approve waiving the hiring freeze to allow the Prosecutor to make an appointment through an internal promotion for the position of Senior Assistant Prosecutor, X75001, and subsequently fill the Assistant Prosecutor I position, X08003 and the vacant Assistant Prosecutor I position, X08006, effective immediately.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**



2007-378     **WAIVE THE HIRING FREEZE FOR THE DISTRICT COURT CHIEF CLERK POSITION**

CPS07/08-38

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to waive the hiring freeze for the District Court Chief Clerk position #D07504 due to a transfer into the Jury Clerk/Case Assignment Assistant position, through the current posting procedures as set forth in the Teamsters Local 214 labor contract.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-379     **APPROVE THE PURCHASE OF A 1996 CHEVROLET LUMINA LS SEDAN 4 DOOR VEHICLE FOR THE SOBRIETY COURT**

CPS07/08-39

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to approve the purchase of a 1996 Chevrolet Lumina LS Sedan 4 door vehicle for the Sobriety Court in the amount of \$1,600.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-380     **APPROVE THE PURCHASE OF A 1995 FORD CLUB WAGON SUPER PASSENGER VAN FOR THE SOBRIETY COURT**

CPS07/08-40

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to approve the purchase of a 1995 Ford Club Wagon Super Passenger Van for the Sobriety Court in the amount of \$2,975.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-381     **AUTHORIZE THE CIRCUIT COURT TO APPOINT DARRYL BONEBRAKE  
AS A CLERK-BAILIFF**

CPS07/08-41

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Circuit Court to appoint Darryl Bonebrake as a Clerk-Bailiff, Position No. N19004 Salary Table/Grade N000170 (\$14.411/hr - \$17.955/hr) at Step 3, (\$15,732/hr) effective September 4, 2007.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-382     **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN AN  
AMENDED MEMORANDUM OF UNDERSTANDING BETWEEN THE  
CIRCUIT COURT - FAMILY DIVISION AND THE UNITED WAY OF THE  
LAKESHORE**

CPS07/08-42

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Circuit Court Administrator to sign an amended Memorandum of Understanding between the Circuit Court - Family Division and the United Way of the Lakeshore concerning the donation of monies to the Muskegon County Child Care Fund in the amount of \$50,000 to be used as local match for state Child Care Fund monies.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-383     **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN AN  
AMENDED MEMORANDUM OF UNDERSTANDING BETWEEN THE  
CIRCUIT COURT - FAMILY DIVISION OF MUSKEGON COUNTY AND THE  
UNITED WAY OF THE LAKESHORE**

CPS07/08-43

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Circuit Court Administrator to sign an amended Memorandum of Understanding between the Circuit Court - Family Division of Muskegon County and the United Way of the Lakeshore concerning the donation of monies to the County Child Care Fund and the transfer of \$31,000 to the County of Muskegon to be used as local match for state Child Care Fund monies.

(Continued)

2007-383 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN AN AMENDED MEMORANDUM OF UNDERSTANDING BETWEEN THE CIRCUIT COURT - FAMILY DIVISION OF MUSKEGON COUNTY AND THE UNITED WAY OF THE LAKESHORE**

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-384 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN A MEMORANDUM OF UNDERSTANDING BETWEEN THE CIRCUIT COURT - FAMILY DIVISION AND THE CHILD ABUSE COUNCIL OF MUSKEGON COUNTY**

CPS07/08-44

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Circuit Court Administrator to sign a Memorandum of Understanding between the Circuit Court - Family Division and the Child Abuse Council of Muskegon County concerning Court Appointed Special Advocate (CASA) program requirements; and to further approve a revised FY 2007 budget of \$32,000 for the CASA (2920-1433) program which includes the 50% local match coming from United Way of the Lakeshore (\$16,000) resulting in no impact to the general fund.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-385 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN AN AMENDED AGREEMENT FOR MEDIATION SERVICES BETWEEN THE CIRCUIT COURT - FAMILY DIVISION OF MUSKEGON COUNTY AND THE WESTSHORE DISPUTE RESOLUTION CENTER OF MUSKEGON COUNTY**

CPS07/08-45

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Circuit Court Administrator to sign an amended Agreement for Mediation Services between the Circuit Court - Family Division of Muskegon County and the Westshore Dispute Resolution Center of Muskegon County with effective dates of October 1, 2006 through September 30, 2008 concerning the Balanced and Restorative Justice (BARJ) program requirements.

(Continued)

2007-385 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN AN AMENDED AGREEMENT FOR MEDIATION SERVICES BETWEEN THE CIRCUIT COURT - FAMILY DIVISION OF MUSKEGON COUNTY AND THE WESTSHORE DISPUTE RESOLUTION CENTER OF MUSKEGON COUNTY**

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Snider, Wade, Mahoney, McMurray

Nays: None

**Motion Carried**

2007-386 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH THE PROVIDERS LISTED IN TABLE A FOR COMMUNITY LIVING SUPPORT SERVICES**

HR07/08-69

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to sign a contract with the providers listed in Table A for Community Living Support services at or below the rate of \$4.61 per unit for one staff to one individual, \$2.40 per unit for one staff to two individuals, and \$1.90 per unit for one staff to three or more individuals effective October 1, 2007, through September 30, 2008.

Roll Call

Ayes: Wade, Snider, McMurray, Mahoney, Engle, Derezinski, Buzzell, Aley

Nays: None

**Motion Carried**

2007-387 **AUTHORIZE THE PAYMENT FOR FY 2008 MICHIGAN ASSOCIATION OF COMMUNITY MENTAL HEALTH BOARD AND NATIONAL COUNCIL JOINT MEMBERSHIP ANNUAL DUES**

HR07/08-70

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the payment of \$12,689 for FY 2008 Michigan Association of Community Mental Health Board and National Council Joint Membership annual dues.

Roll Call

Ayes: Wade, Snider, McMurray, Mahoney, Engle, Derezinski, Buzzell, Aley

Nays: None

**Motion Carried**

2007-388     **SIGN AMENDMENT NO. 3 OF THE FY 06/07 CPBC AGREEMENT**  
HR07/08-71

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to sign Amendment No. 3 of the FY 06/07 CPBC agreement, subject to final review and approval by Corporate Counsel, with the Michigan Department of Community Health with no effect on County General Funds.

Roll Call

Ayes: Wade, Snider, McMurray, Mahoney, Engle, Derezinski, Buzzell, Aley

Nays: None

**Motion Carried**

2007-389     **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT PAYMENT FROM**  
**THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH**

HR07/08-72

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Health Department to accept payment from the Michigan Department of Community Health in the amount of \$8,588, to be expended by December 31, 2007, to be used for the purchase of adequate storage units and/or temperature devices by the Health Department and distributed to local providers who order and use vaccines for the Vaccines for Children (VFC) Program.

Roll Call

Ayes: Wade, Snider, McMurray, Mahoney, Engle, Derezinski, Buzzell, Aley

Nays: None

**Motion Carried**

2007-390     **ADOPT THE “MUSKEGON COUNTY HEALTH DEPARTMENT VECTOR**  
**CONTROL REGULATIONS, 2007”**

HR07/08-73

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to adopt the “Muskegon County Health Department Vector Control Regulations, 2007,” effective 45 days following adoption.

Roll Call

Ayes: Wade, Snider, McMurray, Mahoney, Engle, Derezinski, Buzzell, Aley

Nays: None

**Motion Carried**

2007-391 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JULY 11, THROUGH JULY 24, 2007**

WM07/8-109

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$4,338,807.03 covering the period of July 11, 2007 through July 24, 2007, as presented by the County Clerk.

Roll Call

Ayes: Buzzell, Aley, Derezinski, Engle, Gill, McMurray, Mahoney, Snider, Wade

Nays: None

**Motion Carried**

2007-392 **PLEDGE UP TO \$5,000 FOR BLUE LAKE TOWNSHIP FOR LEGAL EXPENSES INCURRED IN THEIR LEGAL FIGHT TO MAINTAIN THEIR RIGHT TO ZONE THE OWASIPPE PROPERTY**

WM07/8 -110

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to pledge up to \$5,000 for Blue Lake Township for legal expenses incurred in their legal fight to maintain their right to zone the Owasippe property as they and their citizens desire, to be paid as expenses are incurred, but not covered by their Legal Fund.

Roll Call

Ayes: Buzzell, Aley, Derezinski, Engle, Gill, McMurray, Mahoney, Wade

Abstain: Snider

Nays: None

**Motion Carried**

2007-393 **WAIVE THE HIRING FREEZE TO ALLOW THE EQUALIZATION DEPARTMENT TO FILL VACANT CLERK II POSITION**

WM07/8 -111

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to waive the hiring freeze to allow the Equalization Department to fill vacant Clerk II position #G20004 and Appraisal Technician position #G09202.

Roll Call

Ayes: Buzzell, Aley, Derezinski, Engle, Gill, McMurray, Mahoney, Snider, Wade

Nays: None

**Motion Carried**

2007-394     **APPROVE CHANGE ORDER #002 TO THE VANDERVEN  
CONSTRUCTION CONTRACT FOR THE MICHAEL E. KOBZA HALL OF  
JUSTICE 4<sup>TH</sup> FLOOR RENOVATION PROJECT**

WM07/8 -112

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve Change Order #002 to the VanderVen Construction contract for the Michael E. Kobza Hall of Justice 4<sup>th</sup> Floor Renovation Project in an amount not to exceed \$55,724.00 for a new contract total of \$906,303.00.

Roll Call

Ayes: Buzzell, Aley, Derezinski, Engle, Gill, McMurray, Mahoney, Snider, Wade

Nays: None

**Motion Carried**

2007-395     **ADOPT THE ATTACHED PROPOSED FINDINGS OF FACT AS FINDINGS  
OF FACT AS THE MUSKEGON COUNTY BOARD OF COMMISSIONERS  
AND CONCUR ON THE RECOMMENDATION TO DISCHARGE MR.  
LARRY MILLARD FROM THE POSITION OF EQUALIZATION DIRECTOR**

WM07/8 -113

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to adopt the attached Proposed Findings of Fact as findings of fact as the Muskegon County Board of Commissioners and concur on the recommendation of the Ways & Means Committee to discharge Mr. Larry Millard from the position of Equalization Director for the County of Muskegon, effective June 13, 2007.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Mahoney, McMurray, Snider, Wade

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Commissioner Buzzell noted continued problems with the Road Commission regarding responsibility for culvert repair.

Vice-Chairman Snider reported funding for Lake Shore Coordinating Council may be in jepordy.

Chairman Derezinski noted the MAC Legislative Updates of July 20 & 27 and August 3, 2007 are included in agenda packets.

Chairman Derezinski noted a Resolution Regarding Citizens for Alternatives to Chemical Contamination is available for review by Commissioners to be presented for consideration at a later date.

2007-396     **APPROVE APPOINTMENTS TO THE MUSKEGON COUNTY AGRICULTURAL BOARD**

The Chairman recommends, moved by Wade, seconded by Buzzell, to approve appointments to the Muskegon County Agricultural Board: Diana Jancek, term expires 12/31/08; Paul Schroeder, term expires 12/31/08; Michael Cockerill, term expires 12/31/09; Frank Cobb, term expires 12/31/08; Coleen Boyer, term expires 12/31/10; Annosjka Steinman, term expires 12/31/10; and County Commissioner Representative, Kenneth Mahoney, term expires 12/31/08.

**Motion Carried**

2007-397     **SCHEDULE A WORK SESSION REGARDING THE JAIL/JUVENILE DETENTION PLAN FOR SEPTEMBER 18, 2007**

The Chairman recommends, moved by Aley, seconded by Engle, to schedule a work session regarding the Jail/Juvenile Detention Plan for September 18, 2007, at 11:30 a.m.

**Motion Carried**

**ADMINISTRATOR'S REPORT**

None.

**Old Business**

None.

**New Business**

Commissioner Mahoney and Chairman Derezinski asked the Administrator to prepare a resolution in opposition to contamination to Lake Michigan and other area lakes to be forwarded to other Lakeshore Counties, Legislators and the Governor.

**Public Participation**

Patricia Steele addressed the Board as a citizen in support of Sweet Water Farmers Market noting, besides the positive attributes reported during their presentation, the added savings of energy consumption and cost saving for transportation.



Cathy Bernson addressed the Board regarding preservation of natural resources in Muskegon and discouraging quick development.

**Budget Hearing** - Postponed to August 16, 2007.

Adjourned at 5:45 p.m.

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Karen D Buie, County Clerk

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**August 21, 2007**

**4:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Snider.

### **Roll Call**

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

Absent: None

### 2007-398    **APPROVE AGENDA**

Moved by Aley, seconded by Engle, to approve the Agenda adding addendum items 7. C. and 9. D.

**Motion Carried**

### 2007-399    **APPROVE MINUTES OF THE REGULAR MEETING OF AUGUST 9, 2007**

Moved by Engle, seconded by Scolnik, to approve the minutes of the Regular Meeting of August 9, 2007.

**Motion Carried**

2007-400     **APPROVE FISCAL YEAR 2008 CONVENTION AND VISITORS BUREAU'S  
MARKETING PLAN**

CD/SP07/08-17

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to approve Fiscal Year 2008 Convention and Visitors Bureau's Marketing Plan.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Mahoney, Aley, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

2007-401     **AUTHORIZE THE BOARD CHAIR TO SIGN A LETTER OF SUPPORT TO  
THE MICHIGAN DEPARTMENT OF TRANSPORTATION ENDORSING  
THE SOLUTION BEING RECOMMENDED BY THE I-96/US-  
31/STERNBERG ROAD INTERCHANGE COMMITTEE**

CD/SP07/08-18

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to authorize the Board Chair to sign a letter of support to the Michigan Department of Transportation endorsing the solution being recommended by the I-96/US-31/Sternberg Road Interchange Committee to request funding for a "west bound off I-96 onto Sternberg Road and an east bound off of Sternberg onto I-96".

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Mahoney, Aley, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

2007-402     **RESCIND RESOLUTION 99-500**

CD/SP07/08-19

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to rescind Resolution 99-500.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, Aley, McMurray, Scolnik, Snider

Nays: Wade

**Motion Carried**

2007-403     **CHAIRMAN TO APPOINT A SPECIAL COMMITTEE TO REVIEW THE  
MUSKEGON COUNTY ROAD COMMISSION'S COMPENSATION, TERM  
OF OFFICE AND ANY OTHER ISSUES IT DEEMS APPROPRIATE**

CD/SP07/08-20

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, that the Chairman appoint a special committee to review the Muskegon County Road Commission's compensation, term of office and any other issues it deems appropriate, pursuant to Board Rule XV, Section 2.

Roll Call

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

Nays: None

**Motion Carried**

2007-404     **APPROVE MDOT PROJECT AUTHORIZATION 2007-0264\Z3**

TR07/08-24

The Transportation Committee recommends, moved by Gill, seconded by Snider, to approve MDOT Project Authorization 2007-0264\Z3 with the Muskegon Area Transit System providing state capital match funds in the amount of \$62,000 for a replacement bus, and to authorize the Chairperson to execute the contract.

Roll Call

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

Nays: None

**Motion Carried**

2007-405     **APPROVE MDOT PROJECT AUTHORIZATION 2007-0264\Z4**

TR07/08-25

The Transportation Committee recommends, moved by Gill, seconded by Snider, to approve MDOT Project Authorization 2007-0264\Z4 with the Muskegon Area Transit System providing state capital match funds in the amount of \$195,499 for facility construction, and to authorize the Chairperson to execute the contract.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: Gill

**Motion Carried**

2007-406 **APPROVE MDOT PROJECT AUTHORIZATION 2007-0264\Z5**

TR07/08-26

The Transportation Committee recommends, moved by Gill, seconded by Snider, to approve MDOT Project Authorization 2007-0264\Z5 with the Muskegon Area Transit System providing \$48,000 in FY2007 state toll credits, and to authorize the Chairperson to execute the contract.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley

Nays: Gill

**Motion Carried**

2007-407 **APPROVE MDOT PROJECT AUTHORIZATION 2007-0264\Z6**

TR07/08-27

The Transportation Committee recommends, moved by Gill, seconded by Snider, to approve MDOT Project Authorization 2007-0264\Z6 with the Muskegon Area Transit System providing state capital match funds in the amount of \$63,500 for a replacement bus, and to authorize the Chairperson to execute the contract.

Roll Call

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

Nays: None

**Motion Carried**

2007-408 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JULY 25, THROUGH AUGUST 14, 2007**

WM07/8-113

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$7,968,243.29 covering the period of July 25, 2007 through August 14, 2007, as presented by the County Clerk.

Roll Call

Ayes: Mahoney, McMurray, Scolnik, Snider, Wade, Engle, Derezinski, Aley, Collins, Buzzell

Nays: Gill

**Motion Carried**

2007-409 **APPOINT DAN VANDERKOOI, DEPUTY EQUALIZATION DIRECTOR, AS INTERIM EQUALIZATION DIRECTOR**

WM07/8-114

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to appoint Dan VanderKooi, Deputy Equalization Director, as Interim Equalization Director, effective August 10, 2007, at a salary table/grade of NX00362, step 5 (\$70,224.96), which is approximately 10% higher than his current salary. Additionally requests approval to waive the hiring freeze and begin the recruitment process to permanently fill the Equalization Director position with a properly qualified individual as required by the State Assessors Board.

Roll Call

Ayes: Mahoney, McMurray, Scolnik, Snider, Wade, Engle, Derezinski, Aley, Collins, Buzzell

Nays: Gill

**Motion Carried**

2007-410 **APPROVE THE JAIL/JUVENILE DETENTION CENTER PLAN OF ACTION**  
WM07/8-115

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve the Jail/Juvenile Detention Center Plan of Action as follows:

- 1) Agree to develop a Jail and Juvenile Detention and Treatment Center Complex on a site to be determined.
- 2) Agree to construct a new Jail facility of approximately 376 beds and continue to utilize the existing 162 beds in the basement of the Hall of Justice bringing the total jail capacity to 538 beds.
- 3) Agree to construct a new Juvenile Detention and Treatment Center with a 48-bed capacity.
- 4) Agree to begin millage campaign for 1 mill to help fund this project and plan on putting this proposal on the ballot for the February, 2008 election date.
- 5) Present the results of all previous studies and scenarios to various community organizations and local units of government to gain their support in the millage effort.

Roll Call

Ayes: Mahoney, McMurray, Scolnik, Snider, Wade, Engle, Derezinski, Aley, Collins, Buzzell

Nays: Gill

**Motion Carried**

2007-411 **APPROVE SETTING THE PUBLIC HEARING DATE FOR THE FY 2008 PROPOSED MUSKEGON COUNTY BUDGET FOR THURSDAY, SEPTEMBER 6, 2007 AT 3:30 P.M. AT THE LOUIS A. MCMURRAY CONFERENCE CENTER**

WM07/8-116

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve setting the Public Hearing date for the FY 2008 Proposed Muskegon County Budget for Thursday, September 6, 2007 at 3:30 P.M. at the Louis A. McMurray Conference Center and to authorize the publication of a Notice of Public Hearing in a newspaper of general circulation on or before August 29, 2007.

Roll Call

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

Nays: None

**Motion Carried**

2007-412 **ALLOW THE EQUALIZATION DEPARTMENT TO RETAIN THE CURRENT CONTRACTED TEMPORARY CLERK II FOR AN ADDITIONAL 90 DAYS**

WM07/8-117

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to allow the Equalization Department to retain the current contracted temporary Clerk II for an additional 90 days.

Roll Call

Ayes: Mahoney, McMurray, Scolnik, Snider, Wade, Engle, Derezinski, Aley, Collins, Buzzell

Nays: Gill

**Motion Carried**

2007-413 **AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE ONE 2007 CHEVY IMPALA**

WM07/8-118

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize the Sheriff's Office to purchase from Joseph Chevrolet One 2007 Chevy Impala for \$16,995.00 to be paid from the General Fund, Sheriff's Operation.

Roll Call

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

Nays: None

**Motion Carried**

2007-414 **WAIVE THE HIRING FREEZE AND ALLOW THE SHERIFF'S OFFICE TO  
FILL THE VACANT CORRECTIONS OFFICER POSITION #005001**

WM07/8-119

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to waive the hiring freeze and allow the Sheriff's Office to fill the vacant Corrections Officer position #005001.

Roll Call

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

Nays: None

**Motion Carried**

2007-415 **AUTHORIZE THE PROSECUTOR TO ACCEPT THE VICTIMS OF CRIME  
ACT GRANT**

WM07/8-120

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize the Prosecutor to accept the Victims of Crime Act Grant from the State of Michigan, Department of Community Health in the amount of \$65,090 with the local match requirement provided by volunteer hours, to adjust the County budget to reflect the grant award and to affix the signature of the Chairman of the Board to two copies of the agreement.

Roll Call

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

Nays: None

**Motion Carried**

2007-416 **APPROVE THE PROSECUTOR'S FY 2008 COOPERATIVE  
REIMBURSEMENT CONTRACT**

WM07/8-121

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve the Prosecutor's FY 2008 Cooperative Reimbursement Contract and affix the signature of the Chairman of the Board to two copies of the agreement.

Roll Call

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

Nays: None

**Motion Carried**



2007-417     **AUTHORIZE THE PROSECUTOR TO ACCEPT THE FY 2008 CRIME VICTIMS RIGHTS FUNDING AGREEMENT**

WM07/8 - 122

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize the Prosecutor to accept the FY 2008 Crime Victims Rights funding agreement in the amount of \$135,100 from the Crime Victim Services Commission and to affix the signature of the Chairman of the Board on two copies of the agreement.

Roll Call

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

Nays: None

**Motion Carried**

2007-418     **AUTHORIZE THE CONTINUANCE OF THE EXISTING “NON-AVAILABLE BED” STATUS FOR 19 NURSING HOME BEDS AT BROOKHAVEN MEDICAL CARE FACILITY**

WM07/8 - 123

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize the continuance of the existing “non-available bed” status for 19 nursing home beds at Brookhaven Medical Care Facility from October 1, 2007 through September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

**CHAIR’S REPORT/COMMITTEE LIAISON REPORTS**

Commissioner Mahoney reported that the Library Board has hired Steven Dick as their new Director.

Commissioner Wade attended the Emergency Planning Committee meeting.

Commissioner McMurray reported as liaison between Board of Public Works and the County Commission with a story from a Muskegon County paper about the reconstruction of a house on MacArthur where the sewer damage had taken place.

- A. MAC Legislative Update of August 10, 2007 included in agenda packets.

MAC Conference updates: Commissioner Mahoney reported regarding a session about Department of Corrections plans for changes, general concenses was co oppose changes.

Commissioner Wade attended a session on casinos and reported on monies raised for roads, police enforcement, etc. A copy of the report is available to Commissioners.

Commissioner Gill attended a session regarding changes by Secretary of State for Driver's licenses and State I.D.'s patterned after the State of Washington. Also congratulated Commissioner Scolnik for winning a seat on the MAC Board.

Commissioner Scolnik noted one breakout session included a presentation by our own Solid Waste Supervisor, Greg Leverage. His presentation regarding the methane gas collection system which is currently being used by Eagle Alloy. Commissioners Engle and McMurray spoke in support of continued development of this energy source.

Commissioner Gill noted the venue for the 2009 MAC Conference is open.

- B. Chairman Derezinski reminded Board Members of the Board Planning Session; September 18, 2007 at 11:30 a.m.

2007-419 **CONSTITUTE A SPECIAL COMMITTEE TO STUDY THE ROAD COMMISSION ISSUE**

The Chairman recommends, moved by Snider, seconded by Scolnik, to constitute a special committee to study the Road Commission issue as outlined in a resolution adopted at the Strategic Planning session to report to the Strategic Planning Committee, consisting of Commissioners Buzzell, Mahoney and Engle along with Duane Buckner and Lupe Alviar.

**Motion Carried**

- D. County of Muskegon United Way Campaign Ending August 31, 2007, six pledge forms still outstanding as of this meeting.

**ADMINISTRATOR'S REPORT**

2007-420 **APPROVE THE CONTRACT SETTLEMENT WITH MICHIGAN NURSES ASSOCIATION REPRESENTING THE PUBLIC HEALTH NURSES**

The Administrator recommends, moved by Snider, seconded by Engle, to approve the contract settlement with Michigan Nurses Association representing the Public Health Nurses and authorize the County Board Chairman and County Clerk to sign the labor agreement subsequent to signatures being obtained from union representatives.

(Continued)

2007-420 **APPROVE THE CONTRACT SETTLEMENT WITH MICHIGAN NURSES ASSOCIATION REPRESENTING THE PUBLIC HEALTH NURSES**

Roll Call

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

Nays: None

**Motion Carried**

2007-421 **AUTHORIZE THE BOARD CHAIR TO EXECUTE THE ATTACHED ADDENDUM TO LAND CONTRACT WITH B.S.D. GROUP, L.L.C.**

The Administrator recommends, moved by Engle, seconded by Buzzell, to authorize the Board Chair to execute the attached Addendum to Land Contract with B.S.D. Group, L.L.C., which will suspend interest payments and increase the contract balance to \$526,250.03 which will be due in full March 2, 2008.

Roll Call

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

Nays: Aley

**Motion Carried**

### **Old Business**

2007-422 **APPOINT MRS JUDY WISNIEWSKI TO THE VACANT JURY COMMISSION POSITION**

Moved by Scolnik, seconded by Snider, to appoint Mrs Judy Wisniewski to the vacant Jury Commission position.

2007-423 **SUSPEND THE RULED TO ALLOW DOLORES COLE TO ADDRESS THE BOARD**

Moved by McMurray, seconded by Gill, to suspend the ruled to allow Delores Cole, applicant for Jury Commission position, to address the Board.

Roll Call

Ayes: Buzzell, Collins, Gill, Mahoney, McMurray, Wade

Nays: Aley, Derezinski, Engle, Scolnik, Snider

**Motion Carried**

Commissioner McMurray explained his vote that the public should have the right to address

an issue prior to the time it is passed. Chairman Derezinski explained his vote noting this appointment comes as a recommendation from the Chief Judge, the Commissioners may vote the recommendation up or down, not change the candidate.

Dolores Cole addressed the Board, thanking the Board for the opportunity to apply and expressing her desire to serve the County in some capacity in the future.

**Roll Call on item 2007-422**

Ayes: Aley, Buzzell, Derezinski, Engle, Scolnik, Snider

Nays: Collins, Gill, Mahoney, McMurray, Wade

**Motion Carried**

Commissioner Aley noted a decrease of cigarette trash on Muskegon area beaches and asked that the subject return to the board in the future.

Chairman Derezinski reminded Commissioners that six preliminary evaluations for the County Administrator have not been turned in. It was noted they were intended to be used as a tool and would be helpful if received before the work session.

**New Business**

2007-424     **PREPARE A RESOLUTION IN RECOGNITION OF PITKIN'S DRUG STORE, 125 YEARS**

Moved by Mahoney, seconded by Gill, to prepare a resolution in recognition of Pitkin's Drug Store, 125 years of continuous operation.

**Motion Carried**

Commissioners Aley, Gill, Mahoney and Derezinski noted receiving complaints regarding access to Heritage Landing and bike trail due to the festival season.

Commissioner McMurray expressed benefits of tele-prompt on the Human Resources phone system.

**Public Participation**

Martin Hulka, Muskegon County Drain Commissioner, addressed the Board regarding issues with the County Administrator regarding Drain Commission staffing. Mr. Hulka read a letter from the County Administrator regarding a complaint against one employee of the Drain Commission that led to a private investigation on this employee's work and direction to follow the Personnel Rules. Mr. Hulka noted he knows what his employee's responsibilities are but very few others would. Mr. Hulka expressed his sadness that things would come to this. Mr. Hulka asked Administrator Niemiec to resign his position.

Administrator Niemiec responded noting the issue was first brought to Commissioners by the public, then to his own attention. The determination of the course of action that was

taken was following discussion with some Commissioners.

Steve Cornell also addressed the Board in support of Martin Hulka, County Drain Commissioner.

Mark Mangionie addressed the Board regarding the Responsible Contractor Policy. It was noted by Corporate Counsel Williams that a policy will be coming to the Board in the near future for approval.

Kathy Bernson addressed the Board asking who determines the route for the water project. It was noted the County does not have authority in the local municipalities decisions in that regard. It is the authority/responsibility/decision of the local municipality.

Commissioner Engle urged transparency of government and asked for communication with all Board members.

2007-425     **GO INTO CLOSED SESSION RE: PROPERTY ACQUISITION**

Moved by Aley, seconded by Engle, go into Closed Session re: Property Acquisition.

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

Returned to Open Session at 5:46 p.m.

2007-426     **AUTHORIZE THE BOARD CHAIR TO EXECUTE ATTACHED ADDENDUM TO PURCHASE AGREEMENT COVERING BLOCK 213, CITY OF MUSKEGON, EXCEPT THE NORTH ½ OF LOT 6 (DOBBEN PROPERTY)**

Moved by Engle, seconded by Aley, to authorize the Board Chair to execute attached Addendum to purchase agreement covering Block 213, city of Muskegon, except the North ½ of Lot 6 (Dobben Property) and to authorize expenditure of not to exceed \$160,000.00 to ERM Environmental to complete environmental work including demolition, Due Care Plan, asbestos and lead paint oversight and complete Baseline Environmental Assessment and to authorize staff to close transaction as soon as possible.

(Continued)

2007-426

**AUTHORIZE THE BOARD CHAIR TO EXECUTE ATTACHED ADDENDUM TO PURCHASE AGREEMENT COVERING BLOCK 213, CITY OF MUSKEGON, EXCEPT THE NORTH ½ OF LOT 6 (DOB BEN PROPERTY)**

Roll Call

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

Nays: None

**Motion Carried**

Adjourned at 5:48 p.m.

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Karen D Buie, County Clerk

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Marvin Engle*  
*Bill Gill*

*I. John Snider, Vice-Chairman*  
*Kenneth Mahoney*  
*Louis A. McMurray*  
*Robert Scolnik*  
*Roger C. Wade*

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

### **Regular Meeting**

**September 11, 2007**  
**3:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

### **Roll Call**

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

Absent: None

### 2007-427    **APPROVE AGENDA**

Moved by Aley, seconded by Engle, to approve the Agenda with addendum.

**Motion Carried**

### 2007-428    **APPROVE MINUTES OF THE REGULAR MEETING OF AUGUST 21, 2007**

Moved by Engle, seconded by Snider, to approve the minutes of the Regular Meeting of August 21, 2007.

**Motion Carried**

### 2007-429    **COMMUNICATIONS**

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

- A. Antrim County - Resolution #28-07
- B. Ottawa County - Resolution in Opposition to HB 4852

**Motion Carried**

2007-430     **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO SUBMIT THE ANNUAL APPLICATION TO THE OFFICE OF HIGHWAY SAFETY PLANNING FOR THE SECONDARY ROAD PATROL GRANT**

CPS07/09-46

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to grant permission to the Sheriff's Office to submit the annual application to the Office of Highway Safety Planning for \$195,570.00 for the Secondary Road Patrol grant for 2007/2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-431     **APPROVE THE CUSTOM NETWORK SOLUTIONS BASIC AGREEMENT BETWEEN THE SPRINT SOLUTIONS AND THE COUNTY OF MUSKEGON ON BEHALF OF THE SHERIFF DEPARTMENT/EMERGENCY SERVICES**

CPS07/09-47

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve the Custom Network Solutions Basic Agreement between the Sprint Solutions and the County of Muskegon on behalf of the Sheriff Department/Emergency Services, and direct the Board Chair and appropriate staff to sign the agreement.

Roll Call

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

Nays: None

**Motion Carried**

2007-432     **APPROVE THE MUSKEGON COUNTY SHERIFF/EMERGENCY SERVICES TO PURCHASE CARD ACCESS, FIRE ALARM/SECURITY SYSTEM, AND OPERATE THE SYSTEM YEARLY**

CPS07/09-48

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve the Muskegon County Sheriff/Emergency Services to purchase Card Access, Fire Alarm/Security System, and operate the system yearly from Video-Tech-Tronics, Inc., 859 West River Center Road, Comstock Park, MI in the amount of \$9,883.00; and to authorize Muskegon County Sheriff/Emergency Services to have installed two phone lines to operate the Card Access, Fire Alarm/ Security System.



(Continued)

2007-432 **APPROVE THE MUSKEGON COUNTY SHERIFF/EMERGENCY SERVICES TO PURCHASE CARD ACCESS, FIRE ALARM/SECURITY SYSTEM, AND OPERATE THE SYSTEM YEARLY**

Roll Call

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

Nays: None

**Motion Carried**

2007-433 **APPROVE THE FY2008 CHILD CARE FUND ANNUAL PLAN AND BUDGET**

CPS07/09-49

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve the FY2008 Child Care Fund Annual Plan and Budget and authorize the Board Chair to sign the document for submission to the State of Michigan.

Roll Call

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

Nays: None

**Motion Carried**

2007-434 **APPROVE WAIVING THE HIRING FREEZE TO ALLOW THE PROSECUTOR TO FILL LEGAL SECRETARY POSITION**

CPS07/09-50

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve waiving the hiring freeze to allow the Prosecutor to fill Legal Secretary position #G49008 effective immediately.

Roll Call

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

Nays: None

**Motion Carried**

2007-435 **AUTHORIZE THE PROSECUTOR TO ACCEPT THE EDWARD BYRNE  
MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)**

CPS07/09-51

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to authorize the Prosecutor to accept the Edward Byrne Memorial Justice Assistance Grant (JAG) from the Office of Justice Programs, U.S. Department of Justice, for the purpose of continuing the community prosecution program, Project Cornerstone II, in the amount of \$75,564 and to affix the signature of the Chairman to one copy of the agreement.

Roll Call

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

Nays: None

**Motion Carried**

2007-436 **EXTEND THE CONTRACT FOR AN ADDITIONAL TWO YEARS WITH  
SOCIETY FOR THE PROTECTION AND CARE OF ANIMALS AND POUND  
BUDDIES RESCUE, FOR THE PURPOSE OF ADOPTION SERVICES FOR  
THE VECTOR CONTROL PROGRAM**

HR07/09-74

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to extend the contract for an additional two years with Society for the Protection and Care of Animals and Pound Buddies Rescue, for the purpose of adoption services for the Vector Control Program in Muskegon County and authorize the Director of Health and Community Resources to sign the agreement, effective through September 30, 2009, with no effect on County General Funds.

Roll Call

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

Nays: None

**Motion Carried**

2007-437 **EXTEND THE CONTRACT FOR AN ADDITIONAL YEAR WITH AIRLINE  
PET CLINIC, PC, FOR THE PURPOSE OF VETERINARIAN SERVICES  
FOR THE VECTOR CONTROL PROGRAM**

HR07/09-75

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to extend the contract for an additional year with Airline Pet Clinic, PC, for the purpose of veterinarian services for the Vector Control Program in Muskegon County and authorize the Director of Health and Community Resources to sign the agreement, effective through September 30, 2008, with no effect on County General Fund.

(Continued)

2007-437 **EXTEND THE CONTRACT FOR AN ADDITIONAL YEAR WITH AIRLINE PET CLINIC, PC, FOR THE PURPOSE OF VETERINARIAN SERVICES FOR THE VECTOR CONTROL PROGRAM**

Roll Call

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

Nays: None

**Motion Carried**

2007-438 **EXTEND THE CONTRACT FOR AN ADDITIONAL YEAR WITH PHOENIX CREMATORY SERVICES, LLC FOR THE PURPOSE OF HUMAN REMAINS REMOVAL/TRANSFER FOR THE MEDICAL EXAMINER PROGRAM**

HR07/09-76

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to extend the contract for an additional year with Phoenix Crematory Services, LLC for the purpose of human remains removal/transfer for the Medical Examiner Program and authorize the Director of Health and Community Resources to sign the agreement, effective through September 30, 2008, with no effect on County General Funds.

Roll Call

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

Nays: None

**Motion Carried**

2007-439 **EXTEND THE CONTRACT FOR AN ADDITIONAL TWO YEARS WITH FRUITPORT ANIMAL HOSPITAL, AIRLINE PET CLINIC, PC AND POUND BUDDIES RESCUE, FOR THE PURPOSE OF ANIMAL EUTHANASIA SERVICES FOR THE VECTOR CONTROL PROGRAM**

HR07/09-77

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to extend the contract for an additional two years with Fruitport Animal Hospital, Airline Pet Clinic, PC and Pound Buddies Rescue, for the purpose of animal euthanasia services for the Vector Control Program in Muskegon County and authorize the Director of Health and Community Resources to sign the agreement, effective through September 30, 2009, with no effect on County General Funds.

(Continued)

2007-439 **EXTEND THE CONTRACT FOR AN ADDITIONAL TWO YEARS WITH FRUITPORT ANIMAL HOSPITAL, AIRLINE PET CLINIC, PC AND POUND BUDDIES RESCUE, FOR THE PURPOSE OF ANIMAL EUTHANASIA SERVICES FOR THE VECTOR CONTROL PROGRAM**

Roll Call

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

Nays: None

**Motion Carried**

2007-440 **APPOINT PHILLIP R. CROFT, MD, AS DEPUTY MEDICAL EXAMINER**  
HR07/09-78

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to appoint Phillip R. Croft, MD, as Deputy Medical Examiner for Muskegon County. Remove separated physician Brian Hunter, MD, as Deputy Medical Examiner.

Roll Call

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

Nays: None

**Motion Carried**

2007-441 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT THE FY2008 COMPREHENSIVE, PLANNING, BUDGET AND CONTRACTING AGREEMENT FROM THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH**

HR07/09-79

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Health Department to accept the FY2008 Comprehensive, Planning, Budget and Contracting agreement for \$2,430,403 from the Michigan Department of Community Health with no changes to the Health Department General Fund allocation. Further authorize the Board Chair to sign the associated agreement.

Roll Call

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

Nays: None

**Motion Carried**

2007-442     **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH HACKLEY LIFE COUNSELING TO PROVIDE  
SERVICES FOR THE CHILD CARE EXPULSION PREVENTION  
PROGRAM (CCEP) GRANT**

HR07/09-80

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to sign a contract with Hackley Life Counseling to provide services for the Child Care Expulsion Prevention Program (CCEP) Grant, effective October 1, 2007, through September 30, 2008. The amount of the MDCH grant is \$70,000.

Roll Call

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

Nays: None

**Motion Carried**

2007-443     **AUTHORIZE COMMUNITY MENTAL HEALTH TO BEGIN THE BID  
PROCESS THROUGH THE COUNTY FOR TWO 15-PASSENGER VANS  
AND TWO VAN CONVERSIONS**

HR07/09-81

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize Community Mental Health to begin the bid process through the County for two 15-passenger vans and two van conversions.

Roll Call

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

Nays: None

**Motion Carried**

2007-444     **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH THOSE VENDORS/PROVIDERS ACCEPTING THE  
PROPOSED RATE CHANGES**

HR07/09-82

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to sign a contract with those vendors/providers accepting the proposed rate changes effective October 1, 2007, through September 30, 2008.

(Continued)

2007-444 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH THOSE VENDORS/PROVIDERS ACCEPTING THE PROPOSED RATE CHANGES**

Roll Call

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

Nays: None

**Motion Carried**

2007-445 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN THE AMENDED FY06/07 CONTRACT WITH DISABILITY CONNECTION**

HR07/09-83

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to sign the amended FY06/07 contract with Disability Connection to increase the contract amount by \$510 for Consumer Employee Support/Consumer Participation in QI Planning and Evaluation to \$38,951 effective August 17, 2007, and to authorize that these funds be used for the services of an additional 10-hour per week contractual Dual Diagnosis consumer employee.

Roll Call

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

Nays: None

**Motion Carried**

2007-446 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH THOSE SERVICE VENDORS WHO HAVE SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE PROVISION AT THE CURRENT FISCAL YEAR 2006/2007 RATES**

HR07/09-84

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to sign a contract with those service vendors who have submitted written agreements to continue service provision at the current Fiscal Year 2006/2007 rates for the time period effective October 1, 2007, through September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-447 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO**

**EXTEND THE FISCAL YEAR 2006/2007 VENDOR/PROVIDER CONTRACTS FOR UP TO 90 DAYS FOR THOSE VENDORS/PROVIDERS WHO HAVE NOT COMPLETED FISCAL YEAR 2007-2008 RATE NEGOTIATIONS**

HR07/09-85

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to extend the Fiscal Year 2006/2007 vendor/provider contracts for up to 90 days for those vendors/providers who have not completed Fiscal Year 2007-2008 rate negotiations or submitted Network re-applications. Contract ceilings will remain at the FY 2006/2007 amounts.

Roll Call

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

Nays: None

**Motion Carried**

2007-448 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO CHANGE THE ADULT ACTIVITY SITE SUPERVISOR CLASSIFICATION FROM OVERTIME ELIGIBLE TO OVERTIME EXEMPT STATUS**

HR07/09-86

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to authorize the Community Mental Health Director to change the Adult Activity Site Supervisor classification from overtime eligible to overtime exempt status.

Roll Call

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

Nays: None

**Motion Carried**

2007-449 **RESCIND MOTION #2007-247 REGARDING THE ESTABLISHMENT OF A COMMITTEE TO DISCUSS AND STUDY THE ROAD COMMISSION MEMBERSHIP TO BE REPLACED WITH MOTION #2007-403**

HR07/09-87

The Human Resources Committee recommends, moved by Buzzell, seconded by Snider, to rescind motion #2007-247 regarding the establishment of a Committee to discuss and study the Road Commission membership to be replaced with motion #2007-403.

(Continued)

2007-449 **RESCIND MOTION #2007-247 REGARDING THE ESTABLISHMENT OF A COMMITTEE TO DISCUSS AND STUDY THE ROAD COMMISSION MEMBERSHIP TO BE REPLACED WITH MOTION #2007-403**

Roll Call

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

Nays: None

**Motion Carried**

2007-450 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF AUGUST 15 - 28, 2007**

WM07/9-124

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$5,979,858.75 covering the period of August 15, 2007 through August 28, 2007, as presented by the County Clerk.

Roll Call

Ayes: Snider, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley, Scolnik, Wade

Nays: Gill

**Motion Carried**

2007-451 **APPROVE THE RESOLUTION TO AMEND THE MUSKEGON COUNTY FINAL 9-1-1 SERVICE PLAN AND THE RESOLUTION TO ADOPT MONTHLY 9-1-1 SURCHARGE**

WM07/9-125

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Resolution To Amend the Muskegon County Final 9-1-1 Service Plan and the Resolution to Adopt Monthly 9-1-1 Surcharge Within Muskegon County, and to authorize the Board Chair and County Clerk to sign the Resolutions, and to file the Application for Initial Local 9-1-1 Surcharge Revenues and Application for Increase above 2.7% for 2007 Surcharge Revenues with the Emergency Telephone Service Commission.

Roll Call

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

Nays: None

**Motion Carried**



2007-452     **APPROVE THE FIRST AMENDED AND RESTATED AGREEMENT TO PARTICIPATE IN MUSKEGON CENTRAL DISPATCH 911**

WM07/9-126

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the First Amended and Restated Agreement to Participate in Muskegon Central Dispatch 911 and authorize the Board Chair and the County Clerk to sign the document.

Roll Call

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

Nays: None

**Motion Carried**

2007-453     **AUTHORIZE FINANCE & MANAGEMENT SERVICES STAFF TO ACCEPT THE HIGHEST AUTHENTICATED BID FOR EACH OF THE SIXTEEN (16) SURPLUS VEHICLES**

WM07/9-127

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Finance & Management Services staff to accept the highest authenticated bid for each of the sixteen (16) surplus vehicles and distribute the proceeds to the appropriate funds.

Roll Call

Ayes: Snider, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley, Scolnik, Wade

Nays: Gill

**Motion Carried**

2007-454     **AMEND AND APPROVE THE FY2007 BUDGET**

WM07/9-128

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to amend the FY2007 General Fund revenue budget from \$45,502,479 to \$46,512,068 and the General Fund expenditure budget from \$45,495,278 to \$46,512,068, All Funds revenue budgets from \$248,469,676 to \$261,037,342 and the All Funds expense budgets from \$252,881,591 to \$280,163,983 and to approve the FY2007 position funding transfer as identified in the motion detail.

Roll Call

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

Nays: None

**Motion Carried**

2007-455     **ADD LISTED ITEMS TO THE PURCHASING POLICY AND PROCEDURES  
MANUAL**

WM07/9-129

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to add the following to the appropriate sections in the Purchasing Policy and Procedures manual, the MATS Procurement Standards manual and also to the bid summary page of all applicable bids, proposals and quotes: Bidders are to submit prices on the lines (spaces) provided on the bid summary page(s). Every line (space) must be completed with a number, which shall include zero (0), or a line (-). Failure to complete the bid summary as stated shall be cause for rejection of bid.

Roll Call

Ayes: Snider, McMurray, Mahoney, Engle, Derezsinski, Collins, Buzzell, Aley, Scolnik, Wade

Nays: Gill

**Motion Carried**

2007-456     **AUTHORIZE THE HUMAN RESOURCES DEPARTMENT TO ISSUE A  
REQUEST FOR PROPOSAL FOR TPA SERVICES**

WM07/9-130

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize the Human Resources Department to issue a Request for Proposal for TPA services to provide Section 125 Child Care and Health Care Reimbursement Accounts, retiree dental and VEBA Administration.

Roll Call

Ayes: Snider, McMurray, Mahoney, Gill, Engle, Derezsinski, Collins, Buzzell, Aley, Scolnik, Wade

Nays: None

**Motion Carried**

2007-457     **WAIVE THE HIRING FREEZE AND ALLOW THE HUMAN RESOURCES  
DEPARTMENT TO FILL THE VACANT DEPARTMENTAL CLERK  
POSITION #N26004 AND ADMINISTRATIVE SECRETARY POSITION  
#N04006**

WM07/9-131

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to waive the hiring freeze and allow the Human Resources Department to fill the vacant Departmental Clerk position #N26004 and Administrative Secretary position #N04006.

(Continued)

2007-457 **WAIVE THE HIRING FREEZE AND ALLOW THE HUMAN RESOURCES DEPARTMENT TO FILL THE VACANT DEPARTMENTAL CLERK POSITION #N26004 AND ADMINISTRATIVE SECRETARY POSITION #N04006**

Roll Call

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

Nays: None

**Motion Carried**

2007-458 **APPOINT DEBORAH GROENEVELD AS EMPLOYEE DELEGATE AND KATHRYN GIANT AS ALTERNATE TO THE 2007 MUNICIPAL EMPLOYEES RETIREMENT SYSTEM (MERS)**

WM07/9-132

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to appoint Deborah Groeneveld as employee delegate and Kathryn Giant as alternate to the 2007 Municipal Employees Retirement System (MERS) annual meeting and the cost of attending for the employer and employee delegates and alternates be paid from the Risk Management Fund.

Roll Call

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

Nays: None

**Motion Carried**

2007-459 **APPROVE THE COUNTY CLERK TO PURCHASE ONE FUJITSU FI-5750C DUPLEX DOCUMENT SCANNER**

WM07/9-133

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the County Clerk to purchase one Fujitsu FI-5750C Duplex Document Scanner, USB2 interface for use the CRIS+plus; and Kofax Adrenaline 6501-Scanner Adapter & Cable-PCI-for use with CRIS+plus. Scanner, Adapter, Cable and Shipping not to exceed \$7,000.

Roll Call

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

Nays: None

**Motion Carried**

2007-460 WAIVE BOARD RULE XX, SECTION 3 B. 1. C.

WM07/9-134

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to waive Board Rule XX, Section 3 B. 1. c. regarding the Board or a sub-committee of the Board's option to interview the three most acceptable candidates for Human Resources Director as recommended by the County Administrator.

Roll Call

Ayes: Snider, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell, Aley, Scolnik, Wade

Nays: Gill

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Commissioner Buzzell, as Liaison for the Road Commission, reported that he was taken on a tour through the northern County by Ken Hulka and with help from a grant from the State, many of the roads that were in disrepair have been fixed.

Commissioner McMurray reminded Commissioners that the Board of Public Works will be meeting on Thursday.

Commissioner Wade noted there is a proposal to add to or change the name of the Airport.

- A. MAC Legislative Updates of August 17, August 24 and August 30, 2007 included in agenda packets.
- B. Evaluation of the County Administrator - A summary of the nine evaluations that have been returned will be prepared for discussion at a future work session.
- C. Holiday Gathering - Commissioner Aley and his wife intended to host but cannot set a definite plan for six - seven weeks. Commissioner Scolnik state, if Aley's cannot host, he and his wife will host. Commissioner McMurray noted the holidays are a good time to support local businesses by going out to dinner for the gathering.
- D. Chairman Appointments - Chairman Derezinski asked for direction from Corporate Counsel to see if the Board rules may be amended to allow the new Chairman have until the end of January to make Board Appointments.

2007-461 CORRECT MOTION #2007-402

The Chairman recommends, moved by Engle, seconded by Snider, to correct motion #2007-402 to read "The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to rescind Resolution 99-500."

**Motion Carried**

2007-462     **PROCLAIM SEPTEMBER 17 - 23, 2007 AS CONSTITUTION WEEK**

The Chairman recommends, moved by Snider, seconded by Aley, to proclaim September 17 - 23, 2007 as Constitution Week.

**Motion Carried**

2007-463     **RE-APPOINT DR. LUTHER ROSEMAN DEASE TO THE MUSKEGON COUNTY JURY COMMISSION**

The Chairman recommends, moved by Gill, seconded by McMurray, to re-appoint Dr. Luther Roseman Dease to the Muskegon County Jury Commission for a six year term commencing April 1, 2007.

**Motion Carried**

**ADMINISTRATOR'S REPORT**

2007-464     **APPOINT DEBORAH GROENEVELD, HUMAN RESOURCES INTERIM DIRECTOR, TO THE POSITION OF HUMAN RESOURCES DIRECTOR**

The Administrator recommends, moved by Gill, seconded by Engle, to appoint Deborah Groeneveld, Human Resources Interim Director, to the position of Human Resources Director, at Step 4 or \$80,706, effective September 11, 2007.

**Motion Carried**

**Old Business**

Chairman Derezinski noted requests have come to him to purchase tables at different functions but it was determined that is not an appropriate use of County funds. Commissioners requested copies of these requests in case they would like to support these functions on an individual basis.

**Public Participation**

2007-465     **SUSPEND RULES TO ALLOW A TEN MINUTE PRESENTATION BY MCCORMICK SAND**

Moved by Buzzell, seconded by Mahoney, suspend rules to allow a ten minute presentation by McCormick Sand.

**Motion Carried**

McCormick Sand presented documentation for the Muskegon County bid process expressing that they were the low bidder and should have been awarded the bid for the North Park Project that was recently awarded to Jackson Merkey.

Gordon Rinard addressed the Board regarding the option for keeping their camper at Minert Park year-round.

Ann Beauregard addressed the Board expressing disapproval of the recent information regarding the Drain Commissioner's staff storing chemicals at staff's residence.

Jessie McCormick addressed the Board regarding the lack of Morality and Ethics in the County bid process with regard to the North Park Project.

### **New Business**

2007-466     **PREPARE A RESOLUTION IN OPPOSITION OF HB252**

Moved by Aley, seconded by Mahoney, to prepare a resolution in opposition of HB4852.

**Motion Carried**

Recessed at 4:37 p.m.

Reconvened at 4:41 p.m.

### **Budget Hearing**

Beth Dick, reviewed recommendations regarding changes in budget positions and funding of positions, small and large equipment purchase requests. The budget amendments and the appropriation ordinance will be presented on the 18<sup>th</sup> at Community Development/Strategic Planning Committee and the 2008 Budget will come before the Board for approval on September 25, 2007.

Adjourned at 5:01 p.m.

---

Karen D Buie, County Clerk

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Marvin Engle*  
*Bill Gill*

*I. John Snider, Vice-Chairman*  
*Kenneth Mahoney*  
*Louis A. McMurray*  
*Robert Scolnik*  
*Roger C. Wade*

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

### **Regular Meeting**

**September 25, 2007**  
**3:52 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Scolnik.

### **Roll Call**

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

Absent: None

### 2007-467    **APPROVE AGENDA**

Moved by Aley, seconded by Engle, to approve the Agenda adding property sale item to Administrator's Report.

**Motion Carried**

### 2007-468    **APPROVE MINUTES OF THE REGULAR MEETING OF SEPTEMBER 11, 2007**

Moved by Engle, seconded by Buzzell, to approve the minutes of the Regular Meeting of September 11, 2007.

**Motion Carried**

### 2007-469    **COMMUNICATION**

Moved by Engle, seconded by Aley, to receive and place on file the Communication from Lake County - Resolution #09/12/2007 1142

**Motion Carried**

2007-470     **AUTHORIZE THE CONVENTION AND VISITORS BUREAU TO  
CONTRACT WITH THE WHITE LAKE CHAMBER OF COMMERCE TO  
RUN THE NORTH COUNTY INFORMATION AND PROMOTION CENTER**

CD/SP07/09 - 21

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to authorize the Convention and Visitors Bureau to contract with the White Lake Chamber of Commerce to run the North County information and promotion center under the same terms and conditions as the current contract, and in the same amount of \$78,500.00 and to authorize the Board Chair to execute the contract.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Buzzell,  
Aley

Nays: Gill

**Motion Carried**

2007-471     **APPROVE THE SOLID WASTE BUDGET FOR FY 2008**

The Board of Public Works recommends, moved by McMurray, seconded by Engle, to approve the Solid Waste budget for FY 2008 as presented (with Solid Waste, fund 5710 revenues of \$5,362,492 and expenditures of \$5,298,593; Fly Ash, fund 5711 with revenues of \$53,000 and expenditures of \$120,656).

Roll Call

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

Nays: None

**Motion Carried**

2007-472     **APPROVE THE BUDGET FOR FY 2008 FOR THE MUSKEGON COUNTY  
REGIONAL WATER SYSTEM**

The Board of Public Works recommends, moved by McMurray, seconded by Engle, to approve the budget for FY 2008 for the Muskegon County Regional Water System as presented (operating fund 5910 revenues of \$2,834,229 and expenditures of \$2,625,532; construction fund 4150 revenues of \$1,863,634 and expenditures of \$2,898,249).

Roll Call

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

Nays: None

**Motion Carried**



2007-473     **RECOMMEND ADOPTION OF THE PROPOSED FY 2008 WASTEWATER OPERATIONS AND MAINTENANCE BUDGET**

The Board of Public Works recommends, moved by McMurray, seconded by Engle, to recommend adoption of the proposed FY 2008 Wastewater Operations and Maintenance budget (Fund 5920 with expenditures and revenues of \$11,549,913), to leave the gallonage rate unchanged at \$1096.26 per million gallons, setting the debt retirement rate at \$173.32 per million gallons for the \$17M bond issue and recommend the Wastewater capital budget (Funds 5921 and 4911) and the recommended Laboratory Fee Table, all for FY2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-474     **ACCEPT THE PROPOSED FEE STRUCTURE FOR ARCHITECTURE/ENGINEERING SERVICES WITH HOOKER|DEJONG ARCHITECTS**

TR07/09-28

The Transportation Committee recommends, moved by Gill, seconded by Collins, to accept the proposed fee structure for Architecture/Engineering Services with Hooker|DeJong Architects, providing for a three-step fee range from \$188,100 to \$215,650, based on the eventual facility design and associated construction cost of the facility, and to authorize the Board Chairperson to execute an agreement for A&E services on the Muskegon Area Transit System downtown Transit Center and Parking Structure.

Roll Call

Ayes: Scolnik, McMurray, Snider, Collins, Aley, Buzzell, Derezinski, Engle, Mahoney, Wade

Nays: Gill

**Motion Carried**

2007-475     **AUTHORIZE WAIVER OF THE CURRENT COUNTY HIRING FREEZE AND TO APPOINT GARY NIELSEN TO THE BUDGETED AIRPORT MAINTENANCE WORKER/6 MONTHS**

TR07/09-29

The Transportation Committee recommends, moved by Gill, seconded by Collins, to authorize waiver of the current County hiring freeze and to appoint Gary Nielsen to the budgeted Airport Maintenance Worker/6 Months Position #F15005, at salary step 5, \$16.237 per hour.

(Continued)

2007-475 **AUTHORIZE WAIVER OF THE CURRENT COUNTY HIRING FREEZE AND TO APPOINT GARY NIELSEN TO THE BUDGETED AIRPORT MAINTENANCE WORKER/6 MONTHS**

Roll Call

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

Nays: None

**Motion Carried**

2007-476 **APPROVE LAW ENFORCEMENT OFFICER REIMBURSEMENT AGREEMENT**

TR07/09-30

The Transportation Committee recommends, moved by Gill, seconded by Collins, to approve Law Enforcement Officer Reimbursement Agreement, award number HSTS0208HSLR212, between the County of Muskegon and the Transportation Security Administration, providing funds for law enforcement officer (LEO) support at the Airport, in the amount of \$142,021.50 over five years.

Roll Call

Ayes: Scolnik, McMurray, Snider, Collins, Aley, Buzzell, Derezinski, Engle, Mahoney, Wade

Nays: Gill

**Motion Carried**

2007-477 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF AUGUST 29, 2007 THROUGH SEPTEMBER 11, 2007**

WM07/9-135

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve payment of the accounts payable of \$5,531,103.18 covering the period of August 29, 2007 through September 11, 2007, as presented by the County Clerk.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

2007-478     **APPROVE THE EQUALIZATION DEPARTMENT'S REQUEST TO WAIVE  
THE HIRING FREEZE AND FILL UPCOMING VACANT APPRAISAL  
TECHNICIAN POSITION**

WM07/9-136

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve the Equalization Department's request to waive the hiring freeze and fill upcoming vacant Appraisal Technician position G09201.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider,  
Wade

Nays: Gill

**Motion Carried**

2007-479     **AUTHORIZE THE COUNTY EQUALIZATION DIRECTOR AND/OR  
INTERIM TO ENGAGE IN THE AUDIT OF ANNUAL PRINCIPAL  
RESIDENCE EXEMPTIONS WITH THE COUNTY TREASURER**

WM07/9-137

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to authorize the County Equalization Director and/or Interim to engage in the audit of annual Principal Residence Exemptions with the County Treasurer under the provisions provided by the Michigan General Property Tax Act Public Act 1893 as amended by signing the County Election to Audit Principal Residence Exemptions Form.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider,  
Wade

Nays: Gill

**Motion Carried**

2007-480     **AUTHORIZE THE HEALTH DEPARTMENT TO ENTER INTO AN  
AGREEMENT WITH ACCESS HEALTH, INC.**

WM07/9-138

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to authorize the Health Department to enter into an agreement with Access Health, Inc., in the amount not to exceed \$246,000 for the delivery of health care related services for indigent and low-income residence of Muskegon County for the 2007-2008 fiscal year. Further move to authorize the Board Chairman and the Director of Health and Community Resources to sign the grant agreement.

Roll Call

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

Nays: None

**Motion Carried**

2007-481 **ADOPT THE RESOLUTION INITIATING PUBLIC ACT 423 FOR THE 2008 FISCAL YEAR**

WM07/9-139

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to adopt the Resolution initiating Public Act 423 for the 2008 fiscal year and authorize the Board Chair to sign it.

Roll Call

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

Nays: None

**Motion Carried**

2007-482 **APPROVE THE JOB DESCRIPTION FOR THE POSITION OF COUNTY ADMINISTRATOR**

WM07/9-140

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve the job description for the position of County Administrator.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

2007-483 **AUTHORIZE INTERGOVERNMENTAL TRANSFERS TO THE STATE OF MICHIGAN**

WM07/9-141

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to authorize intergovernmental transfers to the State of Michigan of General Fund dollars with other qualifying dollars, with the total not to exceed \$240,000 and to commit those funds to increase health care funding in the community to support Indigent Care Agreements - based DSH payments to community hospitals. This is the State of Michigan Disproportionate Share Hospital Program (DSH).

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

2007-484 **AMEND THE FY2008 BUDGET OF THE DRAIN COMMISSION**

WM07/9-142

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to amend the FY2008 budget of the Drain Commission to be reduced by \$50,000.00.

Roll Call

Ayes: Collins, Buzzell, Aley, Engle

Nays: Derezinski, Gill, Mahoney, McMurray, Scolnik, Snider, Wade

**Motion Failed**

2007-485 **ADOPT THE FY2008 COUNTY OF MUSKEGON APPROPRIATION ORDINANCE INCLUDING THE BUDGET AMENDMENTS**

WM07/9-143

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to adopt the FY2008 County of Muskegon Appropriation Ordinance including the Budget Amendments, position changes, FY2008 Equipment Items and FY2008 Capital Projects, which collectively represent the implementation of the County of Muskegon's FY2008 Operating Budget as amended.

Roll Call

Ayes: Collins, Buzzell, Aley, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

2007-486 **APPROVE THE RESOLUTION TO HONOR HAROLD J. WORKMAN**

WM07/9-144

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve the Resolution to honor Harold J. Workman.

Roll Call

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

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Chairman Derezinski noted the MAC Legislative Updates of September 7th and 14<sup>th</sup>, 2007, are attached to the agenda.

2007-487     **APPROVE BUILDING AUTHORITY APPOINTMENTS**

The Chairman recommends, moved by Aley, seconded by Buzzell, to approve Building Authority Appointments: Duane Buckner and Peter Sartorius; Terms - 7/1/07 through 6/30/10

**Motion Carried**

**ADMINISTRATOR'S REPORT**

2007-488     **APPROVE THE ATTACHED PURCHASE AGREEMENT WITH MR. SCOTT ERDMAN FOR THE SALE OF THE WHITEHALL WASTEWATER PLANT PROPERTY**

The Administrator recommends, moved by Engle, seconded by Mahoney, to approve the attached Purchase Agreement with Mr. Scott Erdman for the sale of the Whitehall Wastewater Plant property for \$1,325,000 per the terms in this Agreement and authorize the Public Works Board Chairman to sign same.

**Motion Carried**

**Old Business**

Commissioner Scolnik commended Scott Erdman for his entrepreneurial of the year award five years ago for building his business from scratch and expressed confidence in Mr. Erdman's ability to achieve his goals with this property.

**New Business**

None.

**Public Participation**

Dennis Babcock, Whitehall Township Supervisor, addressed the Board regarding the sale of the Whitehall property to Mr. Erdman. It was noted how much this sale will help with the trickle down effect to increase tax rolls.

Scott Erdman, thanked Board members for voting for the sale of the property and looks forward to the positive changes to come.

Commissioner Gill addressed the Board regarding the violation of people's rights. Mr. Gill noted he would be checking with Congressman Hoekstra to get copies of the Constitution for each member of the Board.

Pat Jordan, Muskegon Township Supervisor, addressed the Board expressing support of the property sale and development of alternative fuels in our area.

Dave Johnson addressed the Board in support of Scott Erdman.

Students were in attendance from Muskegon Community College.

Adjourned at 5:01 p.m.

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Karen D Buie, County Clerk

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Marvin Engle*  
*Bill Gill*

*I. John Snider, Vice-Chairman*  
*Kenneth Mahoney*  
*Louis A. McMurray*  
*Robert Scolnik*  
*Roger C. Wade*

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

### **Regular Meeting**

**October 9, 2007**  
**3:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Doctor Reverend Cabot, of Wolf Lake United Methodist Church.

### **Roll Call**

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

Absent: None

### 2007-489    **APPROVE AGENDA**

Moved by Engle, seconded by Collins, to approve the Agenda adding Addendum.

**Motion Carried**

### 2007-490    **PRESENTATION - FUND RAISER IN MEMORY OF STEVE WISNIEWSKI**

Judy Wisniewski and Sue Moulds presented information regarding the Mary Kay Ash Charitable Foundation which funds Cancer Research and also funds for Battered Women's Shelters. Commissioners were invited to a fund raiser in memory of Steve Wisniewski to be held on November 7, 2007, 7 p.m. - 9 p.m. at Cottage on Mears, 1030 Mears, Whitehall.

### 2007-491    **APPROVE MINUTES OF THE REGULAR MEETING OF SEPTEMBER 25, 2007**

Moved by Aley, seconded by Snider, to approve the minutes of the Regular Meeting of September 25, 2007.

**Motion Carried**



2007-492 **APPROVE THE PUBLIC DEFENDER CONTRACTS**

CPS07/10-52

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve the Public Defender contracts with Potuznik, Carrozza, Wilson, Fisher & Pannucci, Fred J. Lesica, Al Swanson and Balgooyen Law Offices for fiscal year 2008 and to authorize the Board Chair to sign the agreements.

Roll Call

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

Nays: None

**Motion Carried**

2007-493 **APPROVE THE PROBATE AND CIRCUIT COURT/FAMILY DIVISION  
LEGAL COUNSEL AGREEMENT FOR FISCAL YEAR 2008**

CPS07/10-53

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve the Probate and Circuit Court/Family Division Legal Counsel Agreement for fiscal year 2008 and to authorize the Board Chair to sign the agreement and associated addendums.

Roll Call

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

Nays: None

**Motion Carried**

2007-494 **WAIVE THE HIRING FREEZE AND ALLOW THE CIRCUIT COURT,  
FAMILY DIVISION TO FILL THE VACANT SURVEILLANCE OFFICER  
POSITION**

CPS07/10-54

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to waive the hiring freeze and allow the Circuit Court, Family Division to fill the vacant Surveillance Officer position, #G80006.

Roll Call

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

Nays: None

**Motion Carried**

2007-495     **WAIVE THE HIRING FREEZE TO ALLOW THE PROSECUTOR TO FILL  
DEPARTMENTAL CLERK POSITIONS**

CPS07/10-55

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to waive the hiring freeze to allow the Prosecutor to fill Departmental Clerk position #G34018 and Departmental Clerk, position #G20069 effective immediately.

Roll Call

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

Nays: None

**Motion Carried**

2007-496     **AUTHORIZE THE SHERIFF'S OFFICE TO BEGIN THE COUNTY'S BID  
PROCESS FOR FIVE 2008 FORD CROWN VIC POLICE VEHICLES**

CPS07/10-56

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to authorize the Sheriff's Office to begin the County's bid process for five 2008 Ford Crown Vic police vehicles.

Roll Call

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

Nays: None

**Motion Carried**

2007-497     **AUTHORIZE THE SHERIFF'S OFFICE TO BEGIN THE COUNTY'S BID  
PROCESS FOR ONE 2008 FORD TRUCK CHASSIS FOR THE PRISONER  
TRANSPORT**

CPS07/10-57

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to authorize the Sheriff's Office to begin the County's bid process for one 2008 Ford truck chassis for the prisoner transport.

Roll Call

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

Nays: None

**Motion Carried**

2007-498     **RENEW THE AGREEMENT WITH DAVID H. DEITRICK, MD, FOR  
MEDICAL SERVICES AT THE COUNTY JAIL**

CPS07/10-58

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to renew the agreement with David H. Deitrick, MD, for medical services at the county jail at the rate of \$2,100 per month for October 1, 2007 to September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-499     **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH THOSE SERVICE VENDORS WHO HAVE  
SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE  
PROVISION AT THE CURRENT FISCAL YEAR 2006/2007 RATES**

HR07/10-88

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign a contract with those service vendors who have submitted written agreements to continue service provision at the current Fiscal Year 2006/2007 rates for the time period effective October 1, 2007, through September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-500     **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH THE DEPARTMENT OF COMMUNITY HEALTH FOR  
FY2008 MENTAL HEALTH BLOCK GRANT FUNDING**

HR07/10-89

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign a contract with the Department of Community Health for FY2008 Mental Health Block Grant Funding.

(Continued)

2007-500 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH THE DEPARTMENT OF COMMUNITY HEALTH FOR FY2008 MENTAL HEALTH BLOCK GRANT FUNDING**

Roll Call

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

Nays: None

**Motion Carried**

2007-501 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO RENEW THE LEASE OF THE INDIAN BAY HOME FROM GEORGE DEAN**

HR07/10-90

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to renew the lease of the Indian Bay Home from George Dean effective January 1, 2008, for five years at a monthly rent of \$2,008.20 for the first two years and a monthly rent of \$2,048.36 for the remaining three years of the lease, with an annual cap not to exceed \$24,600 per year.

Roll Call

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

Nays: None

**Motion Carried**

2007-502 **AUTHORIZE THE COMMUNITY MENTAL HEALTH (CMH) DIRECTOR TO INITIATE PAYROLL ACTIONS TO MAKE BONUS PAYMENTS**

HR07/10-91

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health (CMH) Director to initiate payroll actions to make bonus payments in compliance with Public Act 330 based on FY2007 wages to CMH staff providing Community Living Supports, Personal Care, and Skill Building services. Employees will receive 2% of wages minus the employer's share of Federal Insurance Contribution Act (FICA) liability. The total cost is approximately \$39,000.

Roll Call

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

Nays: None

**Motion Carried**

2007-503     **APPROVE THE APPOINTMENT OF JOHN NORTH AS THE INTERIM  
DIRECTOR OF COMMUNITY MENTAL HEALTH OF MUSKEGON  
COUNTY**

HR07/10-92

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to approve the appointment of John North as the Interim Director of Community Mental Health of Muskegon County effective November 1, 2007, at a salary of \$96,181.00.

Roll Call

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

Nays: None

**Motion Carried**

2007-504     **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO  
ACCEPT THE PROPOSED RATE CHANGES BY THOSE  
VENDORS/PROVIDERS EFFECTIVE OCTOBER 1, 2007, THROUGH  
SEPTEMBER 30, 2008**

HR07/10-93

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to accept the proposed rate changes by those vendors/providers effective October 1, 2007, through September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-505     **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH PINE REST CHRISTIAN MENTAL HEALTH  
SERVICES, DEMENTIA LIVING CENTER, FOR THE PROVISION OF  
RESIDENTIAL AND CLINICAL SERVICES**

HR07/10-94

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign a contract with Pine Rest Christian Mental Health Services, Dementia Living Center, for the provision of residential and clinical services, effective September 10, 2007, through September 30, 2008, at the rate of \$320 per day, not to exceed \$57,600.

(Continued)

2007-505 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH PINE REST CHRISTIAN MENTAL HEALTH SERVICES, DEMENTIA LIVING CENTER, FOR THE PROVISION OF RESIDENTIAL AND CLINICAL SERVICES**

Roll Call

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

Nays: None

**Motion Carried**

2007-506 **AUTHORIZE THE COMMUNITY MENTAL HEALTH (CMH) DIRECTOR TO SIGN THE CONTRACT EXTENSION OF THE FISCAL YEAR 2006/2007 PURCHASE OF SERVICES CONTRACT WITH LIFEWAYS**

HR07/10-95

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health (CMH) Director to sign the contract extension of the Fiscal Year 2006/2007 purchase of services contract with LifeWays for the provision of credentialed services through the MPRI program through December 31, 2007 and then sign a new contract for said services effective January 1, 2008, through December 31, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-507 **APPROVE THE UPDATE TO THE HEALTH DEPARTMENT ENFORCEMENT GUIDELINES AND ADMINISTRATIVE HEARING PROCESS FOR THE FOOD SERVICE SANITATION PROGRAM**

HR07/10-96

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to approve the update to the Health Department Enforcement Guidelines and Administrative Hearing Process for the Food Service Sanitation Program.

Roll Call

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

Nays: None

**Motion Carried**

2007-508     **AUTHORIZE THE ADOPTION OF THE RESOLUTION ENTITLED,  
RESOLUTION TO ADVOCATE FOR PRIORITIZATION OF PUBLIC  
HEALTH SERVICES**

HR07/10-97

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the adoption of the Resolution entitled, Resolution to Advocate for Prioritization of Public Health Services When the State's Share of the Cost is Less than 50% for the Services.

Roll Call

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

Nays: None

**Motion Carried**

2007-509     **ADOPT THE VECTOR CONTROL REGULATION MONETARY CIVIL  
PENALTIES POLICY**

HR07/10-98

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to adopt the Vector Control Regulation Monetary Civil Penalties Policy for the County of Muskegon Vector Control Program.

Roll Call

Ayes: Mahoney, McMurray, Scolnik, Aley, Collins, Derezinski, Buzzell, Engle, Wade, Snider

Nays: Gill

**Motion Carried**

2007-510     **REFER ITEM HR07/10-99 BACK TO COMMITTEE**

Moved by Aley, seconded by Snider, to refer item HR07/10-99 back to committee.

**Motion Carried**

2007-511     **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE  
PERIOD OF SEPTEMBER 12- 25, 2007**

WM07/10-145

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$13,513,419.44 covering the period of September 12, 2007 through September 25, 2007, as presented by the County Clerk.

(Continued)

2007-511 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF SEPTEMBER 12- 25, 2007**

Roll Call

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

Nays: Gill

**Motion Carried**

2007-512 **RECOMMEND THE ADOPTION OF THE RESPONSIBLE ENGINEERING AND CONSTRUCTION CONTRACTING POLICY**

WM07/10-146

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to recommend the adoption of the Responsible Engineering and Construction Contracting Policy for implementation.

Roll Call

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

Nays: Gill

**Motion Carried**

2007-513 **APPROVE THE MUSKEGON COUNTY BOARD OF COMMISSIONERS FLOWER FUND POLICY TO INCLUDE ANNUAL REPORTING OF EXPENDITURE AND REVENUE ACTIONS**

WM07/10-147

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Muskegon County Board of Commissioners Flower Fund Policy to include annual reporting of expenditure and revenue actions.

Roll Call

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

Nays: Gill

**Motion Carried**

2007-514 **AUTHORIZE STAFF TO ACCEPT THE PROPOSAL FROM PITNEY BOWES FOR DM1000 MAILING SYSTEM AND A 3 STATION D1380 FOLDER/SEALER IN OFFICE SERVICES**

WM07/10-148

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize staff to accept the proposal from Pitney Bowes for DM1000 Mailing System and a 3 Station D1380 Folder/Sealer in Office Services for a leasing term of 60 months.



(Continued)

2007-514 **AUTHORIZE STAFF TO ACCEPT THE PROPOSAL FROM PITNEY BOWES FOR DM1000 MAILING SYSTEM AND A 3 STATION D1380 FOLDER/SEALER IN OFFICE SERVICES**

Roll Call

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

Nays: None

**Motion Carried**

2007-515 **WRITE OFF THE MUSKEGON COUNTY AIR FAIR DEBT**

WM0710-149

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to write off the Muskegon County Air Fair debt of \$15,000.

Roll Call

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

Nays: Gill

**Motion Carried**

2007-516 **CHANGE THE FAMILY COUNSELOR POSITION**

WM0710-150

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to change the Family Counselor position approved for deletion in the FY2008 budget from position #X37003 to position #X37002.

Roll Call

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

Nays: None

**Motion Carried**

2007-517 **APPROVE THE HIRING FREEZE TO BE WAIVED TO FILL DISTRICT COURT CLERK POSITION**

WM07/10-151

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the hiring freeze to be waived to fill District Court Clerk position #D15021, through the current posting procedures as set forth in the Teamsters Local 214 labor contract.

(Continued)

2007-517 **APPROVE THE HIRING FREEZE TO BE WAIVED TO FILL DISTRICT COURT CLERK POSITION**

Roll Call

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

Nays: None

**Motion Carried**

2007-518 **APPROVE THE MEETING DATE CHANGE OF THE NOVEMBER 1, 2007 WAYS & MEANS COMMITTEE MEETING TO NOVEMBER 6, 2007**

WM07/10-152

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the meeting date change of the November 1, 2007 Ways & Means Committee meeting to November 6, 2007.

Roll Call

Ayes: McMurray, Scolnik, Collins, Buzzell, Aley, Engle, Dereziński, Snider, Wade, Mahoney

Nays: Gill

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Chairman Dereziński noted the MAC Legislative Update of September 21, 2007 was included in the agenda packet.

2007-519 **ELECTION OF BOARD OF CANVASSERS**

Commissioners voted by ballot to fill two positions on the Board of Canvassers, one Republican and one Democrat. The highest number of votes resulted in election of Tom Higgins, Republican, and Linda Whalen, Democrat, to the Muskegon County Board of Canvassers to four-year terms beginning November 1, 2007, ending October 31, 2011.

Chairman Dereziński included the following communication items review by commissioners:

- C. McCormick Sand, Inc. Communication/Correspondence
- D. Appointment of Commissioner Bill Gill to the NACO Steering Committee
- E. Title Check, LLC Correspondence of 9/20/07

2007-520 **THAT THE COMMISSIONERS ASSIGNED TO THE VETERANS ADVISORY BOARD OFFICIALLY BE GIVEN ALL RIGHTS AND RESPONSIBILITIES TO VOTE**

The Chairman recommends, moved by Buzzell, seconded by Mahoney, that the commissioners assigned to the Veterans Advisory Board officially be given all rights and responsibilities to vote on all matters that come before the committee.

**Motion Carried**

**ADMINISTRATOR'S REPORT**

2007-521 **APPROVE THE RESOLUTION IN SUPPORT OF THE APPLICATION FOR PUBLIC ACT 511 CONTINUATION FUNDING**

The Administrator recommends, moved by Snider, seconded by Engle, to approve the resolution in support of the application for Public Act 511 continuation funding from the Michigan Department of Corrections, Office of Community Corrections for fiscal year ending September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

Commissioner Gill reported on an incident at the Muskegon County Airport where a service man was not allowed to board his plane and directed to the Grand Rapids Airport.

**Old Business**

None.

**New Business**

2007-522 **SCHEDULE A BOARD WORK SESSION ON OCTOBER 23, 2007**

Moved by Aley, seconded by Mahoney, to schedule a Board Work Session on October 23, 2007, at 11:30 a.m..

**Motion Carried**

**Public Participation**

Jim McCormick addressed the Board regarding request to review invoices in order to place a bid. Mr. McCormick noted many positive things going on in the County.

A student was in attendance from Muskegon High School.

Adjourned at 4:30 p.m.

---

Karen D Buie, County Clerk

KDB/jmp

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Marvin Engle*  
*Bill Gill*

*I. John Snider, Vice-Chairman*  
*Kenneth Mahoney*  
*Louis A. McMurray*  
*Robert Scolnik*  
*Roger C. Wade*

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

### **Regular Meeting**

**October 23, 2007**  
**5:40 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Vice-Chairman Snider.

### **Roll Call**

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

Absent: None

### 2007-523    **APPROVE AGENDA**

Moved by Snider, seconded by Engle, to approve the Agenda removing item 7. Presentation and item 9. B. Department of Human Services Board Appointments.

### **Motion Carried**

### 2007-524    **ACCEPT THE OFFER OF \$30,000.00 FROM DR. MARK CAMPBELL AND CARL MISKOTTEN FOR THE BUILDING LOCATED AT 683 W. WESTERN AVENUE**

CD/SP07/10-22

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to accept the offer of \$30,000.00 from Dr. Mark Campbell and Carl Miskotten for the building located at 683 W. Western Avenue and further authorize Corporate Counsel to prepare a purchase agreement, and authorize the Board Chair to sign as well as Bill of Sale, for this transaction with the understanding that purchaser is to restore the lot to City of Muskegon regulations.

(Continued)  
2007-524 **ACCEPT THE OFFER OF \$30,000.00 FROM DR. MARK CAMPBELL AND  
CARL MISKOTTEN FOR THE BUILDING LOCATED AT 683 W. WESTERN  
AVENUE**

Roll Call

Ayes: Buzzell, Aley, Derezinski, Scolnik, Snider, McMurray, Mahoney, Engle, Collins

Nays: Wade, Gill

**Motion Carried**

2007-525 **SUPPORT ROAD COMMISSION STUDY COMMITTEE  
RECOMMENDATIONS OF A FIVE MEMBER ROAD COMMISSION**

CD/SP07/10-23

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to support Road Commission Study Committee recommendations of a five member Road Commission.

Roll Call

Ayes: Buzzell, Aley, Derezinski, Scolnik, Snider, McMurray, Mahoney, Engle, Collins

Nays: Wade, Gill

**Motion Carried**

2007-526 **ROAD COMMISSION OPENINGS BE PROPERLY POSTED AND  
ADVERTISED**

CD/SP07/10-24

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, support Road Commission Study Committee recommendations that Road Commission openings be properly posted and advertised and the application policy used for other committees be followed. Qualified applicants will then be selected by the Board of Commissioners.

Roll Call

Ayes: Buzzell, Aley, Derezinski, Scolnik, Snider, McMurray, Mahoney, Engle, Collins

Nays: Wade, Gill

**Motion Carried**

2007-527     **ELIMINATE DEFERRED COMPENSATION FOR ROAD COMMISSIONERS  
IMMEDIATELY**

CD/SP07/10-25

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to eliminate deferred compensation for Road Commissioners immediately.

Roll Call

Ayes: Buzzell, Aley, Derezinski, Scolnik, Snider, Engle

Nays: Wade, McMurray, Mahoney, Gill, Collins

**Motion Carried**

2007-528     **APPROVE THE GRAVITY SEWER EASEMENT FOR WHITEHALL  
TOWNSHIP**

The Board of Public Works recommends, moved by Engle, seconded by Mahoney, to approve the gravity sewer easement for Whitehall Township on the old Wastewater Treatment Plant property.

Roll Call

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

Nays: None

**Motion Carried**

2007-529     **APPROVE MDOT PROJECT AUTHORIZATION 2007-0264\Z7  
TR07/10-31**

The Transportation Committee recommends, moved by Gill, seconded by Aley, to approve MDOT Project Authorization 2007-0264\Z7 with the Muskegon Area Transit System providing FY2008 state specialized services operating assistance in the amount of \$65,499, and to authorize the Chairperson to execute the contract.

Roll Call

Ayes: McMurray, Aley, Scolnik, Wade, Snider, Mahoney, Collins, Buzzell, Derezinski, Engle

Nays: Gill

**Motion Carried**

2007-530     **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO OFFER FOR SALE FIVE HEAVY DUTY TRANSIT BUSES**

TR07/10-32

The Transportation Committee recommends, moved by Gill, seconded by Aley, to authorize the Muskegon Area Transit System and the purchasing department to offer for sale, to the highest responsible bidder, five heavy duty transit buses that have met their useful life.

Roll Call

Ayes: McMurray, Aley, Scolnik, Wade, Snider, Mahoney, Collins, Buzzell, Derezinski, Engle

Nays: Gill

**Motion Carried**

2007-531     **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF SEPTEMBER 26, THROUGH OCTOBER 9, 2007**

WM07/10-153

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$12,545,847.87 covering the period of September 26, 2007 through October 9, 2007, as presented by the County Clerk.

Roll Call

Ayes: Snider, Aley, Derezinski, Mahoney, McMurray, Scolnik, Collins, Wade, Engle, Buzzell

Nays: Gill

**Motion Carried**

2007-532     **ADOPT THE 2007 APPORTIONMENT REPORT**

WM07/10-154

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to adopt the 2007 Apportionment Report as prepared and submitted by the Muskegon County Equalization Department.

Roll Call

Ayes: Snider, Aley, Derezinski, Mahoney, McMurray, Scolnik, Collins, Wade, Engle, Buzzell

Nays: Gill

**Motion Carried**

2007-533     **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO PURCHASE A NEW TENPRINTER**

WM07/10-155

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to grant permission to the Sheriff's Office to purchase a new tenprinter from Identix for \$18,215.00.



(Continued)

2007-533 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO PURCHASE A  
NEW TENPRINTER**

Roll Call

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

Nays: None

**Motion Carried**

2007-534 **WAIVE THE HIRING FREEZE TO FILL VACANT CLERK II POSITION  
WM07/10-156**

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to  
waive the hiring freeze to fill vacant Clerk II position #G20024, through normal posting  
procedures.

Roll Call

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

Nays: None

**Motion Carried**

2007-535 **MOVE THE COMMUNITY DEVELOPMENT/STRATEGIC PLANING  
COMMITTEE MEETING FROM OCTOBER 18, 2007, TO OCTOBER 23,  
2007**

WM0710-157

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to  
move the Community Development/Strategic Planing Committee meeting from October 18,  
2007, to October 23, 2007.

Roll Call

Ayes: Snider, Aley, Derezinski, Mahoney, McMurray, Scolnik, Collins, Wade, Engle,  
Buzzell

Nays: Gill

**Motion Carried**

2007-536     **APPROVE MINUTES OF THE REGULAR MEETING OF OCTOBER 9, 2007**

Moved by McMurray, seconded by Engle, to approve the minutes of the Regular Meeting of October 9, 2007.

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Chairman Derezinski noted the MAC Legislative Updates of October 5 and 12, 2007, are in the agenda packets and recommended Commissioners pay close attention to page 9, last paragraph.

Vice-Chairman Snider presented a liaison committee report regarding the Community Corrections Advisory Board, that the planning continues with respect to the implementation of the Criminal Justice Coordinating Committee.

Chairman Derezinski reminded Commissioners to attend Retirement Open House for Jim Elwell, CMH Director, Wednesday, October 31, 2007, 3 to 5 p.m., Training Center, Room 203

**ADMINISTRATOR'S REPORT**

2007-537     **AUTHORIZE THE HEALTH DEPARTMENT TO INCREASE VARIOUS FEES**

The Administrator recommends, moved by Engle, seconded by Snider, to authorize the Health Department to increase various fees per the attached fee schedule to coincide with the approved RY08 budget retroactive to October 1, 2007.

2007-538     **TABLE MOTION 2007-537**

Moved by Snider, seconded by Engle, to table motion 2007-537.

**Motion Carried**

2007-539     **APPROVE NOTICE OF PROPOSED AMENDMENT TO MUSKEGON COUNTY BOARD RULES XV**

The Administrator recommends, moved by Aley, seconded by Engle, that the attached Notice of Proposed Amendment to Muskegon County Board Rule XV be made a part of the official Board minutes.

**Motion Carried**

2007-540     **REQUEST DRAIN COMMISSIONER TO PRESENT ANNUAL REPORT**

Moved by Snider, seconded by Engle, to request Drain Commissioner to present Annual Report to the Board of Commissioners.

**Motion Carried**

**Old Business**

Chairman Derezinski noted Clarence Start, Road Commissioner, had presented him with an envelope which they had discussed the night before. Chairman Derezinski stated he would not be opening the envelope which he had been informed contains Mr. Start's resignation in hopes that he would reconsider.

**New Business**

Commissioner Aley, congratulated Eagles on their win with hopes that they continue to win at Ford Field.

**Public Participation**

Scott Hladki, Dalton Township Supervisor, addressed the Board regarding burn permits.

Dennis Babcock, Whitehall Township Supervisor, thanked the Board for approval of easement and supported decision to defer Health Department fee increases.

Suzie Hughes spoke regarding Road Commission.

James Tobleck addressed the Board regarding Muskegon Lake Nature Preserve River Walk is on hold until the sewer line can be located by the causeway.

Mr. Tobleck further reported that, after being advised by the Attorney Generals office, he has grounds for a law suit against the Muskegon County Sheriff's Department and the County of Muskegon for Selective Discrimination when entering the Hall of Justice.

Joan Santos thanked Commissioners for reconsidering their health benefits.

Adjourned at 6:15 p.m.

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**November 8, 2007**

**4:53 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Vice-Chairman Snider.

### **Roll Call**

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

Absent: None

### 2007-541    **APPROVE AGENDA**

Moved by Aley, seconded by Engle, to approve the Agenda, adding item 9. C. Re: Road Commissioner Appointments; 10. B. Addendum item and under New Business - Resolution for Muskegon Heights Mayor, Rillastine Wilkins.

**Motion Carried**

### 2007-542    **APPROVE MINUTES OF THE REGULAR MEETING OF OCTOBER 23, 2007**

Moved by Engle, seconded by Wade, to approve the minutes of the Regular Meeting of October 23, 2007.

**Motion Carried**

### 2007-543    **COMMUNICATIONS**

Moved by Engle, seconded by Aley, to receive and place on file the Communication from Andrim County: Resolution #31-07; Opposition to House Bill 811.

**Motion Carried**

2007-544     **STAFF REQUESTS APPROVAL TO AUTHORIZE TOWER PINKSTER TO  
PERFORM ARCHITECTURAL AND ENGINEERING SERVICES**

CPS07/11-59

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to authorize Tower Pinkster to perform architectural and engineering services related to the move of the Sheriff Detective Unit and Road Patrol to the 1<sup>st</sup> floor of the Oak Avenue building for an estimated fee of \$25,000.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Nays: Gill

**Motion Carried**

2007-545     **GRANT PERMISSION FOR THE SHERIFF'S OFFICE TO ENTER INTO AN  
AGREEMENT WITH MEDICAL PARTNERS OF AMERICA, INC.**

CPS07/11-60

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to grant permission for the Sheriff's Office to enter into an agreement with Medical Partners of America, Inc. for administration of inmate health care services.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Nays: Gill

**Motion Carried**

2007-546     **AUTHORIZE PAYMENT TO OTTAWA COUNTY FOR \$6,190.00 FOR  
LEASE OF A VEHICLE FOR THE SHERIFF'S WEMET OFFICER**

CPS07/11-61

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to authorize payment to Ottawa County for \$6,190.00 for lease of a vehicle for the Sheriff's WEMET officer from the Sheriff Drug Forfeiture Fund.

Roll Call

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

Nays: None

**Motion Carried**

2007-547 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO PURCHASE A PRISON TRANSPORT MODULE**

CPS07/11-62

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to grant permission to the Sheriff's Office to purchase a prison transport module from Mavron, Inc. for \$36,835.00.

Roll Call

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

Nays: None

**Motion Carried**

2007-548 **APPROVE AND INSERT INTO THE CORRECTIONS OFFICER BARGAINING UNIT AGREEMENT THE LETTER OF AGREEMENT**

CPS07/11-63

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve and insert into the Corrections Officer bargaining unit agreement which expires on December 31, 2008, the Letter of Agreement, between the Muskegon County Board of Commissioners, the Muskegon County Sheriff and Teamsters Local 214, and authorize the Board Chair to sign the agreement.

Roll Call

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

Nays: None

**Motion Carried**

2007-549 **APPROVE AND AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO EXECUTE AN AMENDMENT TO THE CURRENT AGREEMENT WITH CATHOLIC CHARITIES WEST MICHIGAN**

CPS07/11-64

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve and authorize the Circuit Court Administrator to execute an amendment to the current agreement with Catholic Charities West Michigan to extend services from October 1, 2007 through September 30, 2008 in an amount not to exceed \$200,000.

Roll Call

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

Nays: None

**Motion Carried**

2007-550 **APPROVE THE ENDORSEMENT OF THE MUSKEGON AREA SUSTAINABILITY COALITION**

CPS07/11-65

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Collins, to approve the endorsement of the Muskegon Area Sustainability Coalition and embrace the development of sustainability planning on a best effort basis.

Roll Call

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

Nays: None

**Motion Carried**

2007-551 **AMEND MUSKEGON COUNTY BOARD RULE XV**

HR07/11-100

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to amend Muskegon County Board Rule XV, to provide for the designation of regular committees of the Board, their composition, and designation of the chairperson and vice chairperson to take place by the first meeting of the Full Board in February following the Organizational Meeting.

Roll Call

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

Nays: None

**Motion Carried**

2007-552 **APPOINT GARY DAVIS TO THE POSITION OF ADMINISTRATOR/BROOKHAVEN**

HR07/11-101

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to appoint Gary Davis to the position of Administrator/Brookhaven (Y02501), to approve the employment contract with Mr. Davis, to adjust the salary range of the position from the current \$69,689 - \$88,976 to \$73,212 - \$93,427 and to set the salary for Mr. Davis at step 6 or \$93,427 effective November 18, 2007. Further to make a one-time payment to Advantage Consulting in the amount of \$10,000 to release Mr. Davis from his contractual obligation with them.

Roll Call

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

Nays: None

**Motion Carried**

2007-553 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT UP TO \$82,000**

**FROM THE WESTERN MICHIGAN COLLABORATIVE TO END  
CHILDHOOD LEAD POISONING**

HR07/11-102

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department to accept up to \$82,000 from the Western Michigan Collaborative to End Childhood Lead Poisoning to improve Muskegon community education and policies that protect high-risk residents from the dangers of lead poisoning.

Roll Call

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

Nays: None

**Motion Carried**

2007-554 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT \$18,240.00 FROM HACKLEY COMMUNITY CARE CENTER (HCCC) FOR DELIVERY OF HEALTH EDUCATION SERVICES AT SEVERAL AREA MIDDLE SCHOOLS**

HR07/11-103

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department to accept \$18,240.00 from Hackley Community Care Center (HCCC) for delivery of Health Education Services at several area middle schools associated with HCCC's Adolescent Health grant for the 2007-2008 school year, with no impact to the Health Department's General Fund Allocation. Further move to authorize the Board Chairman to sign the grant agreement.

Roll Call

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

Nays: None

**Motion Carried**

2007-555 **AUTHORIZE THE HEALTH DEPARTMENT DIRECTOR TO CHANGE THE PUBLIC HEALTH EDUCATOR CLASSIFICATION FROM OVERTIME ELIGIBLE TO OVERTIME EXEMPT**

HR07/11-104

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department Director to change the Public Health Educator classification from overtime eligible to overtime exempt status effective January 1, 2008.



(Continued)

2007-555 **AUTHORIZE THE HEALTH DEPARTMENT DIRECTOR TO CHANGE THE PUBLIC HEALTH EDUCATOR CLASSIFICATION FROM OVERTIME ELIGIBLE TO OVERTIME EXEMPT**

Roll Call

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

Nays: None

**Motion Carried**

2007-556 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN CONTRACTS WITH PROVIDERS FOR BLOCK GRAND PROJECTS**

HR07/11-105

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to sign contracts with the following providers for the Block Grand projects that were approved for FY2008 funding by the Michigan Department of Community Health: Cathy Hart, MA; Amy Miller; Recovery Cooperative of Muskegon; and St. Clair County CMHS for an amount not to exceed \$48,940 for the fiscal year ending September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-557 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO ACQUIRE INFOSCRIBER MEDICATION MANAGEMENT SOFTWARE FROM NETSMART, INC.**

HR07/11-106

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to acquire Infoscriber Medication Management software from Netsmart, Inc., at a cost not to exceed \$15,000 for Fiscal Year 2007/2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-558     **APPROVE RATIFICATION OF THE AGREEMENT EXECUTED BETWEEN  
THE COMMUNITY MENTAL HEALTH (CMH) BOARD AND JOHN NORTH  
FOR EMPLOYMENT AS EXECUTIVE DIRECTOR OF CMH**

HR07/11-107

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to approve ratification of the agreement executed between the Community Mental Health (CMH) Board and John North for employment as Executive Director of CMH effective November 1, 2007.

Roll Call

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

Nays: None

**Motion Carried**

2007-559     **AUTHORIZE THE COMMUNITY MENTAL HEALTH (CMH) DIRECTOR TO  
INITIATE THE PAYMENT OF UP TO \$42,000 TO LAKESHORE  
COORDINATING COUNCIL**

HR07/11-108

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health (CMH) Director to initiate the payment of up to \$42,000 to Lakeshore Coordinating Council to cover shortages in Medicaid funding for FY2007, with such amounts being recovered by CMH in FY2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-560     **AUTHORIZE COMMUNITY MENTAL HEALTH TO SEEK PROPOSALS  
FROM INTERESTED AND QUALIFIED PARTIES AND/OR COMMUNITY  
AGENCIES TO COVER THE DISPENSING AND MANAGEMENT OF  
MEDICATIONS FOR THE UNINSURED**

HR07/11-109

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize Community Mental Health, in conjunction with County Purchasing, to seek proposals through the Request for Proposal (RFP) process from interested and qualified parties and/or community agencies to cover the dispensing and management of medications for the uninsured and the provision of two Clozaril/Clozapine Clinics for individuals receiving services from the Community Mental Health (CMH) Services of Muskegon County Brinks Residence, Assertive Community Treatment (ACT) program, and persons receiving CMH Clinic services.

(Continued)

2007-560 **AUTHORIZE COMMUNITY MENTAL HEALTH TO SEEK PROPOSALS FROM INTERESTED AND QUALIFIED PARTIES AND/OR COMMUNITY AGENCIES TO COVER THE DISPENSING AND MANAGEMENT OF MEDICATIONS FOR THE UNINSURED**

Roll Call

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

Nays: None

**Motion Carried**

2007-561 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO ACCEPT THE PROPOSED RATE CHANGES PER ATTACHMENT A**

HR07/11-110

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Community Mental Health Director to accept the proposed rate changes by those vendors/providers listed in Attachment A: FY2007/2008 Proposed Vendor Rate Changes, effective October 1, 2007, through September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-562 **ACCEPT THE 2008 MUSKEGON COUNTY CONTINUUM OF CARE PLAN**

HR07/11-111

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to accept the 2008 Muskegon County Continuum of Care Plan and authorize the County Board Chair to sign the certification indicating approval of the Emergency Shelter Grant projects.

Roll Call

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

Nays: None

**Motion Carried**

2007-563 **AUTHORIZE THE HEALTH DEPARTMENT TO INCREASE VARIOUS FEES PER FEE SCHEDULE**

HR07/11-112

The Human Resources Committee recommends, moved by Buzzell, seconded by Engle, to authorize the Health Department to increase various fees per the fee schedule to coincide with the approved FY08 budget retroactive to October 1, 2007.

Roll Call

Ayes: Buzzell, Collins, Engle, Gill, Mahoney, Scolnik, Snider, Wade, Derezinski, Aley

Nays: McMurray

**Motion Carried**

2007-564 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF OCTOBER 10, THROUGH 26, 2007**

WM07/11-158

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$9,797,205.35 covering the period of October 10, 2007 through October 26, 2007 as presented by the County Clerk.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: Gill

**Motion Carried**

2007-565 **AUTHORIZE STAFF TO NEGOTIATE A LEASE AGREEMENT WITH FRUITPORT TOWNSHIP**

WM07/11-159

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize staff to negotiate a lease agreement with Fruitport Township for the use of the Fairgrounds Facility for horse racing for the 2008 season.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: Gill

**Motion Carried**

2007-566     **COMPENSATE DR. LUTHER DEASE, JURY COMMISSIONER AND ANNE NELSON, JURY COMMISSIONER FOR TAKING ON EXTRA JURY COMMISSIONER DUTIES**

WM07/11-160

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to compensate Dr. Luther Dease, Jury Commissioner, in the amount of \$1,543.75 and Anne Nelson, Jury Commissioner, in the amount of \$356.25 for taking on extra Jury Commissioner duties over the previous two fiscal years due to vacancies on the Jury Commission Board.

Roll Call

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

Nays: None

**Motion Carried**

2007-567     **APPROVE THE AMENDED FINANCIAL POLICIES OF MUSKEGON COUNTY**

WM07/11-162

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the amended Financial Policies of Muskegon County as presented by Finance and Management Services staff.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: Gill

**Motion Carried**

2007-568     **APPROVE THAT THE NARRATIVE ON THE COUNTY'S SHORT-TERM INITIATIVES AND NON-FINANCIAL GOALS AND OBJECTIVES**

WM07/11-163

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve that the narrative on the County's short-term initiatives and non-financial goals and objectives be included in the FY2008 budget document that will be submitted to the Government Finance Officers Association for consideration for the Distinguished Budget Presentation Award.

Roll Call

Ayes: Collins, Engle, Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Derezinski

Nays: Gill

**Motion Carried**

2007-569     **APPROVED RENEWAL OF ASSESSMENT ADMINISTRATION SERVICES PROVIDED BY THE EQUALIZATION DEPARTMENT TO THE TOWNSHIP OF MOORLAND**

WM07/11-164

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approved renewal of Assessment Administration Services provided by the Equalization Department to the Township of Moorland and authorize the Chair of the County Board of Commissioners to execute an agreement prepared by the Equalization Department to provide the services.

Roll Call

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

Nays: None

**Motion Carried**

2007-570     **APPROVE THE PAYMENT TO DTE/MICHCON FOR INSTALLATION OF NATURAL GAS INFRASTRUCTURE IN THE MUSKEGON COUNTY BUSINESS PARK - NORTH DEVELOPMENT**

WM07/11-165

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the payment to DTE/MichCon of \$129,074 for installation of natural gas infrastructure in the Muskegon County Business Park - North Development with costs being paid from the public improvement fund 4930-4930 with the public improvement fund being reimbursed through lot sales and authorize the Chair to execute the agreement with DTE/MichCon.

Roll Call

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

Nays: None

**Motion Carried**

2007-571     **AUTHORIZE STAFF TO ADD CONDUITS FOR FIBER OPTIC COMMUNICATIONS TO THE MUSKEGON COUNTY BUSINESS PARK - NORTH PROJECT**

WM07/11-166

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize staff to add conduits for fiber optic communications to the Muskegon County Business Park - North project for a cost of \$14,904 which will be paid from the Public Improvement fund, 4930-4930 and paid back to the Public Improvement Fund through lot sales, and recommend to the Public Works Board to add two days to Jackson-Merkey's substantial completion date, making the substantial completion date become December 17, 2007.

(Continued)  
2007-571 **AUTHORIZE STAFF TO ADD CONDUITS FOR FIBER OPTIC COMMUNICATIONS TO THE MUSKEGON COUNTY BUSINESS PARK - NORTH PROJECT**

Roll Call

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

Nays: None

**Motion Carried**

### **CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Commissioner Buzzell, as Liaison for Timberland Conservation Unit, noted there have not been any meetings since the resignation of Executive Director, Kathy Evans. It's not known what will become of this group, but should be considered before next years appointments.

Commissioner Snider, as Liaison for WEMET, recognized earlier comments by Sheriff Jurkas and with respect to comments on LLC and PA2 fund.

Chairman Derezinski noted the work session was very productive.

- A. MAC Legislative Updates of October 19 and 26 and November 2, 2007
- B. Bike Time Correspondence Dated October 22, 2007 and October 23, 2007
- C. Direction from Corporate Counsel regarding Road Commission Appointments. A work session is scheduled for November 27, at 10:00 a.m. to address issues related to Road Commission Appointments.

### **ADMINISTRATOR'S REPORT**

2007-572 **NOTICE OF PROPOSED AMENDMENT TO MUSKEGON COUNTY BOARD RULE I, SECTION 3, BE MADE A PART OF THE OFFICIAL BOARD MINUTES**

The Administrator recommends, moved by Snider, seconded by Scolnik, that the attached Notice of Proposed Amendment to Muskegon County Board Rule I, Section 3, be made a part of the official Board minutes.

Roll Call

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

Nays: None

**Motion Carried**

2007-573     **AUTHORIZE THE PROSECUTOR TO APPLY FOR THE PROJECT SAFE NEIGHBORHOODS GRANT**

The Administrator recommends, moved by Engle, seconded by Snider, to authorize the Prosecutor to apply for the Project Safe Neighborhoods grant from the United States Department of Justice in the amount of \$89,094, for the purpose of reducing gang related gun and drug activity in targeted areas of Muskegon Heights.

Roll Call

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

Nays: None

**Motion Carried**

**Old Business**

2007-574     **PREPARE A RESOLUTION FOR CITY OF MUSKEGON HEIGHTS MAYOR, RILLASTINE WILKINS**

Moved by McMurray, seconded by Gill, to prepare a resolution for City of Muskegon Heights Mayor, Rillastine Wilkins, in recognition in her many years of service, not only to the City of Muskegon Heights, but also for other Boards and Commissions she has served on throughout Muskegon County.

**Motion Carried**

2007-575     **PREPARE A RESOLUTION CONGRATULATING REETHS-PUFFER FOR WINNING THEIR 3<sup>RD</sup> STRAIGHT STATE BAND COMPETITION**

Moved by Wade, seconded by Snider, to prepare a resolution congratulating Reeths-Puffer for winning their 3<sup>rd</sup> straight State Band Competition - 1st Place in the State of Michigan.

**Motion Carried**

**New Business**

2007-576     **CHANGE THE PROCEDURE OF REPORTING TO MERS FOR DEPARTMENT HEADS WHO RETIRED AFTER MARCH 13, 2007**

The Administrator recommends, moved by Aley, seconded by Buzzell, to change the procedure of reporting to MERS for department heads who retired after March 13, 2007 with



(Continued)

2007-576 **CHANGE THE PROCEDURE OF REPORTING TO MERS FOR  
DEPARTMENT HEADS WHO RETIRED AFTER MARCH 13, 2007**

over 960 hours of accumulated annual leave or who will retire and have over 960 hours of accumulated annual leave as of the date of this motion annual leave accumulations for amounts over 960 hours will be reported to MERS as longevity pay for the 3 affected department heads.

Roll Call

Ayes: McMurray, Aley, Buzzell, Collins, Mahoney, Derezinski, Wade

Nays: Scolnik, Snider, Engle, Gill

**Motion Carried**

**Public Participation**

Commissioner Aley congratulated Commissioner Mahoney on his election to Commission District 1 at the election held November 6, 2007.

Commissioner Aley reported on a program through MAISD, Creating Young Stars - Great Start Collaborative of Muskegon for ages starting in the crib to age five.

Adjourned at 5:48 p.m.

MLH/jmp

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Marianne L Hathaway, Deputy County Clerk

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Lew Collins*

*Marvin Engle*

*Bill Gill*

*I. John Snider, Vice-Chairman*

*Kenneth Mahoney*

*Louis A. McMurray*

*Robert Scolnik*

*Roger C. Wade*

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

### **Regular Meeting**

**November 20, 2007**

**4:35 p.m.**

### **Chairman Derezinski, Presiding**

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

### **Roll Call**

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

Absent: None

### 2007-577    **APPROVE AGENDA**

Moved by Aley, seconded by Engle, to approve the Agenda, adding Addendum and a resolution for WMC High School Boys Soccer Team.

**Motion Carried**

### 2007-578    **APPROVE MINUTES OF THE REGULAR MEETING OF NOVEMBER 8, 2007**

Moved by Engle, seconded by Wade, to approve the minutes of the Regular Meeting of November 8, 2007.

**Motion Carried**

### 2007-579    **APPROVE THE LEASE AGREEMENT WITH MUSKEGON MAIN STREET CD/SP07/11-23**

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to approve the lease agreement with Muskegon Main Street for the placement of an antenna on the roof of the restroom at Heritage Landing for the purpose of deploying wireless internet service to the City of Muskegon downtown area, upon Corporate Counsel review.

(Continued)

2007-579 **APPROVE THE LEASE AGREEMENT WITH MUSKEGON MAIN STREET**

Roll Call

Ayes: Buzzell, Collins, Mahoney, McMurray, Scolnik, Aley, Snider, Wade, Derezinski

Abstain: Engle,

Nays: Gill

**Motion Carried**

2007-580 **APPROVE A 50%/50% SPLIT OF \$10,000 IN PARKING REVENUE FROM THE 2007 SUMMER CELEBRATION**

CD/SP07/11-24

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to approve a 50%/50% split of \$10,000 in parking revenue from the 2007 Summer Celebration, resulting in \$5,000 in revenue to the County.

Roll Call

Ayes: Buzzell, Collins, Gill, Mahoney, McMurray, Scolnik, Snider, Wade, Derezinski

Abstain: Engle,

Nays: Aley

**Motion Carried**

2007-581 **APPROVE STAFF TO ADVERTISE AND INTERVIEW FOR CONTRACTED CARETAKERS/MANAGERS FOR MEINERT PARK/MEINERT PINES CAMPGROUND**

CD/SP07/11-25

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to approve staff to advertise and interview for contracted caretakers/managers for Meinert Park/Meinert Pines Campground and bring a recommendation back to the Board for their approval.

Roll Call

Ayes: Buzzell, Collins, Gill, Mahoney, McMurray, Scolnik, Aley, Snider, Wade, Derezinski

Abstain: Engle,

Nays: None

**Motion Carried**

2007-582     **DENY THE REQUEST OF THE "B" CONTRACT SEASONAL CAMPERS  
AT MEINERT PINES CAMPGROUND**

CD/SP07/11-26

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Collins, to deny the request of the "B" contract seasonal campers at Meinert Pines Campground to leave their camping units stored at their campsites over the winter months (October-April) each year.

Roll Call

Ayes: Buzzell, Collins, McMurray, Scolnik, Snider, Wade, Derezinski

Abstain: Engle,

Nays: Gill, Mahoney, Aley

**Motion Carried**

2007-583     **APPROVE MDOT PROJECT AUTHORIZATION 2002-0072\Z12\R1  
TR07/11-33**

The Transportation Committee recommends, moved by Gill, seconded by Aley, to approve MDOT Project Authorization 2002-0072\Z12\R1 with the Muskegon Area Transit System, providing for a two-year extension to complete an Employer Support Program, and to authorize the Chair to execute the agreement.

Roll Call

Ayes: Derezinski, Mahoney, McMurray, Scolnik, Snider, Aley, Buzzell, Collins, Wade

Nays: Gill

**Motion Carried**

2007-584     **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE  
PERIOD OF OCTOBER 27, 2007 THROUGH NOVEMBER 4, 2007**

WM07/11-166

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve payment of the accounts payable of \$5,207,404.02 covering the period of October 27, 2007 through November 4, 2007, as presented by the County Clerk.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Derezinski, Collins, Buzzell, Aley

Nays: Gill

**Motion Carried**

2007-585 **APPROVE THE SELECTION OF STAUDER BARCH AND ASSOCIATES, INC.**

WM07/11-167

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve the selection of Stauder Barch and Associates, Inc., to provide financial advisor services for the CMH bond issue for an amount not to exceed \$8,680.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-586 **AUTHORIZE \$1200 WITHIN THE PROSECUTOR'S BUDGET (1010-0229) TO HIRE OUTSIDE COUNSEL TO REPRESENT PLAINTIFFS IN PERSONAL PROTECTION ORDER CASES**

WM07/11-168

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to authorize \$1200 within the Prosecutor's budget (1010-0229) to hire outside counsel to represent plaintiffs in Personal Protection Order cases where a conflict exists with the Muskegon County Prosecutor's Office effective immediately. Costs to be covered by savings in other budgeted expenditures therefore, no budget adjustment is required.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-587 **WAIVE THE HIRING FREEZE IN ORDER TO FILL THE DEPUTY PROBATE REGISTER POSITION #X28001 UPON THE RETIREMENT OF THE CURRENT INCUMBENT**

WM07/11-169

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to waive the hiring freeze in order to fill the Deputy Probate Register position #X28001 upon the retirement of the current incumbent, through the open and competitive posting process.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-588     **ACCEPT THE GRANT FROM THE OFFICE OF DRUG CONTROL POLICY  
FOR WEMET**

WM07/11-170

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to accept the grant from the Office of Drug Control Policy for WEMET for \$76,528.00, \$38,264.00 federal funds and \$38,264.00 local funds for October 1, 2007 to September 30, 2008.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-589     **AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE FROM GREAT  
LAKES FORD 5 CROWN VIC POLICE VEHICLES**

WM07/11-171

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to authorize the Sheriff's Office to purchase from Great Lakes Ford 5 Crown Vic police vehicles for \$106,995.00 and 1 Ford F-550 Truck chassis for \$24,354.00 to be paid out of the equipment rent revolving fund.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

2007-590     **ADOPT THE AMENDMENT TO THE 2007 APPORTIONMENT REPORT**

WM07/11-172

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to adopt the amendment to the 2007 Apportionment Report as prepared and submitted by the Muskegon County Equalization Department.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Derezinski, Collins, Buzzell, Aley

Nays: Gill

**Motion Carried**

2007-591 **APPROVE THE WINTER TAX COLLECTION BOND**

WM07/11-173

The Ways and Means Committee recommends, moved by Aley, seconded by Snider, to approve the Winter Tax Collection Bond from 12/01/07 through 03/31/08 with Hartford Insurance Company in the amount of \$5,842.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Derezinski, Collins, Buzzell, Aley

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Chairman Derezinski noted that the MAC Legislative Update of November 9, 2007, is included with the agenda and planning session agendas are in Commissioner's mailboxes.

**ADMINISTRATOR'S REPORT**

2007-592 **AUTHORIZE COMMUNITY MENTAL HEALTH TO PURCHASE FROM MOBILITY TRANSPORTATION**

The Administrator recommends, moved by Snider, seconded by Gill, to authorize Community Mental Health to purchase from Mobility Transportation in Canton, MI two (2) 15-passenger vans and two (2) conversions for a total amount of \$55,404.

Roll Call

Ayes: McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Collins, Derezinski, Gill, Mahoney

Nays: None

**Motion Carried**

**Old Business**

Commissioner Scolnik noted the Holiday dinner for Commissioners & Department Heads will be on December 13, 2007.

**New Business**

2007-593     PREPARE A RESOLUTION OF CONGRATULATIONS AND  
ACKNOWLEDGMENT FOR WEST MICHIGAN CHRISTIAN HIGH  
SCHOOLS BOYS SOCCER TEAM

Moved by Snider, seconded by McMurray, to prepare a resolution of congratulations and acknowledgment for West Michigan Christian High Schools Boys Soccer team who were division 4 State Champs last week.

**Motion Carried**

**Public Participation**

Kathy Hoogstra, parent of one of the WMC Soccer Team members, thanked Commissioners for the Resolution.

Adjourned at 4:50 p.m.

KDB/jmp

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Karen D. Buie, County Clerk



# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Marvin Engle*  
*Bill Gill*

*I. John Snider, Vice-Chairman*  
*Kenneth Mahoney*  
*Louis A. McMurray*  
*Robert Scolnik*  
*Roger C. Wade*

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

### **Regular Meeting**

**December 11, 2007**  
**3:30 p.m.**

### **Chairman Derezinski, Presiding**

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

### **Roll Call**

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

Absent: None

### 2007-594    **APPROVE AGENDA**

Moved by Aley, seconded by Engle, to approve the Agenda with Addendum.

**Motion Carried**

### 2007-595    **APPROVE MINUTES OF THE REGULAR MEETING OF NOVEMBER 20, 2007**

Moved by Engle, seconded by Wade, to approve the minutes of the Regular Meeting of November 20, 2007, correcting the issue date from the 4<sup>th</sup> to the 14<sup>th</sup> for Accounts Payable approval.

**Motion Carried**

### 2007-596    **PRESENTATION - CIRCUIT COURT**

Judge William C. Marietti and Judge John C. Ruck, Circuit Court, thanked Board for renovations and improvements to Family, Probate and Circuit Court facilities.

2007-597     **PRESENTATION - MUSKEGON WINTER SPORTS COMPLEX**

Jim Rudicil, Executive Director of the Muskegon Winter Sports Complex and the Muskegon Sports Counsel. Mr. Rudicil distributed a fact sheet about the Complex & Upcoming Activities. Mr. Rudicil noted a resolution is before the State to eliminate State Park Motor Vehicle Permits and replace it with an optional \$9 surcharge on license plate fees.

2007-598     **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE ORV GRANT FROM THE DEPARTMENT OF NATURAL RESOURCES**

CPS07/12-66

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Sheriff's Office to accept the ORV grant from the Department of Natural Resources in the amount of \$10,000.00 for the period October 1, 2007 to September 30, 2008, and amend the budget accordingly.

Roll Call

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

Nays: None

**Motion Carried**

2007-599     **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE SNOWMOBILE GRANT FROM THE DEPARTMENT OF NATURAL RESOURCES**

CPS07/12-67

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Sheriff's Office to accept the Snowmobile grant from the Department of Natural Resources for the period October 1, 2007 to May 31, 2008 in the amount of \$8,000.00 and to amend the budget to \$9,412.00 with no increase to the overall general fund appropriation.

Roll Call

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

Nays: None

**Motion Carried**

2007-600     **AUTHORIZE THE SHERIFF'S OFFICE TO APPLY FOR THE CALENDAR YEAR 2008 MARINE SAFETY GRANT**

CPS07/12-68

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Sheriff's Office to apply for the calendar year 2008 Marine Safety grant from the Michigan Department of Natural Resources in the amount of \$217,789.00.

(Continued)

2007-600 **AUTHORIZE THE SHERIFF'S OFFICE TO APPLY FOR THE CALENDAR YEAR 2008 MARINE SAFETY GRANT**

Roll Call

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

Nays: None

**Motion Carried**

2007-601 **AUTHORIZE THE SHERIFF'S OFFICE TO ADD A 1993 CHEVY BOX VAN, VIN 2GCHG31J2P4124498 TO ITS VEHICLE FLEET**

CPS07/12-69

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Sheriff's Office to add a 1993 Chevy Box Van, VIN 2GCHG31J2P4124498 to its vehicle fleet at no cost.

Roll Call

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

Nays: None

**Motion Carried**

2007-602 **AUTHORIZE THE BOARD CHAIR TO SIGN THE AGREEMENT WITH THE AMATEUR RADIO PUBLIC SERVICE CORPS**

CPS07/12-70

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Board Chair to sign the agreement with the Amateur Radio Public Service Corps of Muskegon County for the amount of \$8,000 per year for the period October 1, 2007 to September 30, 2008.

Roll Call

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

Nays: None

**Motion Carried**

2007-603     **APPROVE THE CHIEF CIRCUIT COURT JUDGE AND BOARD CHAIR  
SIGN AN AGREEMENT WITH OTTAWA COUNTY FOR SECURE  
SUBSTANCE ABUSE TREATMENT SERVICES**

CPS07/12-71

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to approve the Chief Circuit Court Judge and Board Chair sign an agreement with Ottawa County for secure substance abuse treatment services delivered at the Ottawa County Detention Center at a cost not to exceed \$73,000.00.

Roll Call

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

Nays: None

**Motion Carried**

2007-604     **APPROVE THE ENDORSEMENT OF THE MUSKEGON AREA  
SUSTAINABILITY COALITION**

CPS07/11-65

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to approve the endorsement of the Muskegon Area Sustainability Coalition and embrace the development of sustainability planning on a best effort basis.

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Engle, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

2007-605     **AMEND MUSKEGON COUNTY BOARD RULE I, SECTION 3,  
"ORGANIZATIONAL MEETING"**

HR07/12-113

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to amend Muskegon County Board Rule I, Section 3, "Organizational Meeting" by the addition of a new Subsection 4 to read as follows: "During the Organizational Meeting the Muskegon County Board of Commissioners may adopt its goals for the upcoming year."

Roll Call

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

Nays: None

**Motion Carried**

2007-606 **AUTHORIZE BROOKHAVEN MCF TO RECLASSIFY CUSTODIAN BH FT (BPN A07507)**

HR07/12-114

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize Brookhaven MCF to reclassify Custodian BH FT (BPN A07507) to a Maintenance I BH Full Time.

Roll Call

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

Nays: None

**Motion Carried**

2007-607 **SIGN AMENDMENT NO. 1 OF THE FY07/08 CPBC AGREEMENT**

HR07/12-115

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to sign Amendment No. 1 of the FY07/08 CPBC agreement, subject to final review and approval by Corporate Counsel, with the Michigan Department of Community Health, with no effect on County General Funds.

Roll Call

Ayes: McMurray, Scolnik, Derezinski, Engle, Aley, Buzzell, Collins, Mahoney, Snider, Wade

Nays: Gill

**Motion Carried**

2007-608 **AUTHORIZE THE DIRECTOR OF THE MUSKEGON COUNTY HEALTH DEPARTMENT TO SIGN THE AGREEMENT WITH THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY**

HR07/12-116

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of the Muskegon County Health Department to sign the agreement with the Michigan Department of Environmental Quality for the rendering of technical services effective from October 1, 2007, to September 30, 2008, with no effect on County General Funds.

Roll Call

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

Nays: None

**Motion Carried**

2007-609 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF COVERING THE PERIOD OF NOVEMBER 15, 2007 THROUGH NOVEMBER 27, 2007**

WM07/12-174

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$2,674,898.88 covering the period of November 15, 2007 through November 27, 2007, as presented by the County Clerk.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Aley, Buzzell

Nays: Gill

**Motion Carried**

2007-610     **APPOINT DONNA BETH STOKES TO THE POSITION OF EQUALIZATION DIRECTOR**

WM07/12-175

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to appoint Donna Beth Stokes to the position of Equalization Director, effective January 2, 2008, at Step 6 or \$88,976 of the salary range.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Aley, Buzzell

Nays: Gill

**Motion Carried**

2007-611     **APPROVE THE MUSKEGON COUNTY PARKING LOT ORDINANCE**

WM07/12-176

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Muskegon County Parking Lot Ordinance and authorize the Administrator to purchase parking stickers at a cost not to exceed Five Hundred (\$500.00) Dollars.

Roll Call

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

Nays: None

**Motion Carried**

2007-612     **TO ADOPT THE VEHICLE ASSIGNMENT AND UTILIZATION POLICY**

WM07/12-177

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to adopt the Vehicle Assignment and Utilization Policy which standardizes the procedure for use of county-owned and privately-owned vehicles in the conduct of county business.

(Continued)

2007-612     **TO ADOPT THE VEHICLE ASSIGNMENT AND UTILIZATION POLICY**

Roll Call

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

Nays: None

**Motion Carried**

2007-613      **APPROVE THE PURCHASE OF AIRPORT LIABILITY INSURANCE FROM OLD  
REPUBLIC INSURANCE COMPANY**

WM07/12-178

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the purchase of Airport liability insurance from Old Republic Insurance Company for the premium amount of \$9,450 for the period of 01/01/08 to 01/01/09.

Roll Call

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

Nays: None

**Motion Carried**

2007-614      **AUTHORIZE HUMAN RESOURCES TO PURCHASE PROPERTY INSURANCE  
FROM MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY**

WM07/12-179

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Human Resources to purchase property insurance from Michigan Municipal Risk Management Authority from 01/01/08 to 01/01/09 in the amount of \$231,897.

Roll Call

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

Nays: None

**Motion Carried**

2007-615      **AUTHORIZE HUMAN RESOURCES TO CONTINUE MEMBERSHIP IN THE  
MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY**

WM07/12-180

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Human Resources to continue membership in the Michigan Municipal Risk Management Authority for general liability coverage with a 2008 annual contribution of \$631,783.

(Continued)

2007-615 **AUTHORIZE HUMAN RESOURCES TO CONTINUE MEMBERSHIP IN THE MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY**

Roll Call

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

Nays: None

**Motion Carried**

2007-616 **ACCEPT THE PROPOSAL FOR EXCESS WORKERS' COMPENSATION INSURANCE WITH CITIZENS INSURANCE COMPANY OF AMERICA**

WM07/12-181

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to accept the proposal for excess workers' compensation insurance with Citizens Insurance Company Of America in the premium amount of \$80,582 for the period of 01/01/08 to 01/01/09.

Roll Call

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

Nays: None

**Motion Carried**

2007-617 **WAIVE THE HIRING FREEZE AND ALLOW THE HUMAN RESOURCES DEPARTMENT TO FILL THE VACANT HUMAN RESOURCES DEPUTY DIRECTOR**

WM07/12-182

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to waive the hiring freeze and allow the Human Resources Department to fill the vacant Human Resources Deputy Director position #X43401 and reclassify the Risk Manager position #X83001 to Workers Compensation/Safety Coordinator at table and grade NX 00300.

Roll Call

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

Nays: None

**Motion Carried**



2007-618      **AUTHORIZE, EFFECTIVE THE FIRST FULL PAY PERIOD FOLLOWING JANUARY 1, 2006 TO INCREASE THE WAGE RATES BY 3.25% AND EFFECTIVE THE FIRST FULL PAY PERIOD FOLLOWING JANUARY 1, 2007 TO INCREASE THE WAGE RATES BY 2.5% FOR ALL AIRPORT EMPLOYEES CURRENTLY IN EMPLOYEE CLASS DESIGNATION FF**

WM07/12-183

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize, effective the first full pay period following January 1, 2006 to increase the wage rates by 3.25% and effective the first full pay period following January 1, 2007 to increase the wage rates by 2.5% for all Airport employees currently in employee class designation FF. Authorize the change of all affected Airport employee's from class designation FF to class designation NF and afford them all the benefits of non-bargaining employees, which shall include movement to MERS Division 11.

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Aley, Buzzell

Nays: Snider, Gill

**Motion Carried**

2007-619      **AUTHORIZE, EFFECTIVE THE FIRST FULL PAY PERIOD FOLLOWING JANUARY 1, 2008, AN INCREASE IN WAGE RATES BY 2.8% FOR THE COUNTY CLERK, COUNTY TREASURER, PROSECUTOR, REGISTER OF DEEDS, SHERIFF AND FOR NON-BARGAINING POSITION CLASSIFICATIONS**

WM07/12-184

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize, effective the first full pay period following January 1, 2008, an increase in wage rates by 2.8% for the County Clerk, County Treasurer, Prosecutor, Register of Deeds, Sheriff and for non-bargaining position classifications as follows: non-bargaining full time (including the County Administrator, department directors, the Circuit Court Administrator/Friend of the Court and the District Court Administrator), non-bargaining part-time employees and non-bargaining hourly employees in employee class designations BD, ND, NF, NH, NS, NT, NU, NV, NW, NX, XF, XH, XT, XU, XV, XW and XX. (This motion specifically excludes the Drain Commissioner per roll call vote.)

Roll Call

Ayes: Wade, Scolnik, McMurray, Mahoney, Engle, Derezinski, Collins, Aley, Buzzell

Nays: Snider, Gill

**Motion Carried**

2007-620      **APPROVE THE EQUALIZATION DEPARTMENT'S REQUEST TO WAIVE THE HIRING FREEZE AND FILL UPCOMING VACANT SENIOR APPRAISER POSITION**

WM07/12-185

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Equalization Department's request to waive the hiring freeze and fill upcoming vacant Senior Appraiser position #G09005.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezsinski, Collins, Aley, Buzzell

Nays: Gill

**Motion Carried**

2007-621      **APPROVE THE EQUALIZATION DEPARTMENT'S REQUEST TO WAIVE THE HIRING FREEZE AND FILL UPCOMING VACANT ASSESSMENT ADMINISTRATION SUPERVISOR**

WM07/12-186

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Equalization Department's request to waive the hiring freeze and fill upcoming vacant Assessment Administration Supervisor position #X06802.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Engle, Derezsinski, Collins, Aley, Buzzell

Nays: Gill

**Motion Carried**

2007-622      **APPROVE THE RESOLUTION OF INTENT TO ISSUE UP TO \$1,100,000 IN REVENUE BONDS THROUGH THE MICHIGAN BOND AUTHORITY**

WM07/12-187

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Resolution of Intent to issue up to \$1,100,000 in revenue bonds through the Michigan Bond Authority of the Muskegon County Wastewater Management System for the purpose of a new self cleaning strainer at Irrigation Pump Station #3, and Notice. Further, authorize the County Clerk to sign the document.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Engle, Derezsinski, Collins, Aley, Buzzell

Nays: None

**Motion Carried**

2007-623      **IMMEDIATELY CONTACT OUR STATE LEGISLATORS AND ENCOURAGE THEM TO TAKE ACTION, PRIOR TO THEIR ADJOURNMENT FOR THE YEAR, IN SUPPORT OF SB 410 AND SB 411**

WM07/12-188

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to immediately contact our State Legislators and encourage them to take action, prior to their adjournment for the year, in support of SB 410 and SB 411, which will implement a new and more equitable funding mechanism for 9-1-1 enters throughout the State.

Roll Call

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

Nays: None

**Motion Carried**

#### **CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

- A. MAC Legislative Updates of November 16 and 30, 2007
- B. Correspondence Regarding Chief Circuit Judge Appointment
- C. Correspondence From Paul Winter, Executive Director, Bike Time
- D. Correspondence Regarding Use of County Park Grounds During "Bike Time" Event

#### **ADMINISTRATOR'S REPORT**

2007-624      **APPROVE A RESOLUTION OF REIMBURSEMENT FROM FUTURE BOND PROCEEDS FOR THE CONSTRUCTION OF A NEW CMH BUILDING**

The Administrator recommends, moved by Snider, seconded by Engle, to approve a Resolution of Reimbursement from future bond proceeds for the construction of a new CMH building for cost incurred prior to the actual bond issuance date and reimbursement occurs no later than 18 months after the building is placed in service with a maximum reimbursement time period of 36 months from the date of expenditure.

Roll Call

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

Nays: None

**Motion Carried**

**Old Business**

None.

**New Business**

2007-625     **PREPARE A RESOLUTION OF SUPPORT ON BEHALF OF THE MUSKEGON  
SPORTS COMPLEX**

Moved by Snider, seconded by Engle, to prepare a Resolution of Support on behalf of the Muskegon Sports Complex to come before the next full Board for final approval.

**Motion Carried**

**Public Participation**

None.

Adjourned at 4:21 p.m.

KDB/jmp

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Karen D. Buie, County Clerk

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*  
*Don Aley*  
*Charles Buzzell*  
*Lew Collins*  
*Marvin Engle*  
*Bill Gill*

*I. John Snider, Vice-Chairman*  
*Kenneth Mahoney*  
*Louis A. McMurray*  
*Robert Scolnik*  
*Roger C. Wade*

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

### **Regular Meeting**

**December 18, 2007**  
**4:11 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Snider.

### **Roll Call**

Present: Aley, Buzzell, Collins, Derezinski, Gill, Mahoney, McMurray, Scolnik, Snider, Wade

Excused: Engle

Absent: None

### 2007-626    **APPROVE AGENDA**

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

**Motion Carried**

### 2007-627    **APPROVE MINUTES OF THE REGULAR MEETING OF DECEMBER 11, 2007**

Moved by Aley, seconded by Collins, to approve the minutes of the Regular Meeting of December 11, 2007.

**Motion Carried**

### 2007-628    **PRESENTATION - TRIBUTE TO 2007 DIVISION 4 STATE CHAMPION WESTERN MICHIGAN CHRISTIAN SOCCER TEAM**

Commissioner Scolnik presented a resolution to Assistant Athletic Director, Fred Vanderbrand, in recognition of State Championship.

2007-629 **ADOPT THE RESOLUTION CONCERNING ROAD COMMISSIONERS' SALARIES AND FRINGE BENEFITS**

CD/SP07/12-27

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to adopt the Resolution concerning Road Commissioners' salaries and fringe benefits.

Roll Call

Ayes: Aley, Buzzell, Derezinski, McMurray, Scolnik, Snider

Nays: Collins, Gill, Mahoney, Wade

**Motion Carried**

2007-630 **APPROVE THE AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND MUSKEGON AREA FIRST**

CD/SP07/12-28

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, approve the Agreement between the County of Muskegon and Muskegon Area First for the period of October 1, 2007 through September 30, 2008 and to authorize the Board Chair to sign the agreement.

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Gill, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: None

**Motion Carried**

2007-631 **ADOPT A RESOLUTION IN SUPPORT OF LAND CONSERVANCY**

CD/SP07/12-29

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to adopt a Resolution in support of Land Conservancy of West Michigan's acquisition of Mierendorf property.

Roll Call

Ayes: Aley, Buzzell, Collins, Derezinski, Mahoney, McMurray, Scolnik, Snider, Wade

Nays: Gill

**Motion Carried**

2007-632 **APPROVE THE MUSKEGON AREA TRANSIT SYSTEM'S FTA DRUG AND ALCOHOL TESTING PROGRAM AND POLICY**

TR07/12-36

The Transportation Committee recommends, moved by Wade, seconded by Collins, to approve the Muskegon Area Transit System's FTA Drug and Alcohol Testing Program and Policy, dated October 2007.

Roll Call

Ayes: Scolnik, McMurray, Mahoney, Snider, Wade, Derezinski, Aley, Collins, Buzzell

Nays: Gill

**Motion Carried**

2007-633 **AUTHORIZE THE COUNTY TO SUBMIT A LETTER OF SUPPORT TO THE MICHIGAN DEPARTMENT OF TRANSPORTATION FOR THE PROPOSED EXIT/ENTRY OPTION AT I96 AND STERNBERG ROAD**

TR07/12-37

The Transportation Committee recommends, moved by Wade, seconded by Collins, to authorize the County to submit a letter of support to the Michigan Department of Transportation for the proposed exit/entry option at I96 and Sternberg Road and to authorize the Chairman to sign the letter.

Roll Call

Ayes: Scolnik, McMurray, Mahoney, Snider, Wade, Derezinski, Aley, Collins, Buzzell

Nays: Gill

**Motion Carried**

2007-634 **APPROVE THE EXTENSION OF THREE (3) T-HANGAR LEASE AGREEMENTS AT MUSKEGON COUNTY AIRPORT**

TR07/12-38

The Transportation Committee recommends, moved by Wade, seconded by Collins, to approve the extension of three (3) T-Hangar Lease Agreements at Muskegon County Airport expiring in the first quarter of 2008 as follows: Frank VanKempen, \$160/month; James Radowski, \$180/month; and Matt Koppel, \$170/month.

Roll Call

Ayes: Scolnik, McMurray, Mahoney, Gill, Snider, Wade, Derezinski, Aley, Collins, Buzzell

Nays: None

**Motion Carried**

2007-645 **APPROVE AMENDMENT NO. 3 IN THE AMOUNT OF \$69,000 TO THE AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES BETWEEN THE COUNTY AND PREIN & NEWHOF**

TR07/12-39

The Transportation Committee recommends, moved by Wade, seconded by Collins, to approve Amendment No. 3 in the amount of \$69,000 to the Agreement for Professional Engineering Services between the County and Prein & Newhof for design services related to the airport's runway 14/32 shift and extension project, of which the County's share will be 2.5%, or \$1,725.

Roll Call

Ayes: Scolnik, McMurray, Mahoney, Snider, Wade, Derezinski, Aley, Collins, Buzzell

Nays: Gill

**Motion Carried**

2007-646 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF COVERING THE PERIOD OF NOVEMBER 28, 2007 THROUGH DECEMBER 11, 2007**

WM07/12-189

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve payment of the accounts payable of \$6,032,614.21 covering the period of November 28, 2007 through December 11, 2007, as presented by the County Clerk.

Roll Call

Ayes: Mahoney, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: Gill

**Motion Carried**

2007-647 **APPROVE THE CONTRACT WITH WILLIAMS, HUGHES & COOK, PLLC, FOR LEGAL SERVICES**

WM07/12-190

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the contract with Williams, Hughes & Cook, PLLC, for legal services for the period of January 1, 2008 through December 31, 2008.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**



2007-648 **APPROVE THE CHANGE ORDERS AND ADDITIONAL PROJECT COSTS FOR THE MICHAEL E. KOBZA HALL OF JUSTICE 4<sup>TH</sup> FLOOR REMODELING PROJECT**

WM07/12-191

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Change Orders and additional project costs of \$399,113.98 for the Michael E. Kobza Hall of Justice 4<sup>th</sup> Floor Remodeling Project as identified on the Summary of Remodeling Costs reports, for a new project total of \$1,568,913.38.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-649 **AUTHORIZE TOWER PINKSTER TITUS TO DEVELOP ARCHITECTURAL DESIGN AND BID SPECIFICATIONS FOR A NEW COMMUNITY MENTAL HEALTH FACILITY AND RENOVATIONS TO THE JOHN HALMOND CENTER**

WM07/12-192

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Tower Pinkster Titus to develop architectural design and bid specifications for a new Community Mental Health facility and renovations to the John Halmond Center at a cost not to exceed \$315,000 and to authorize the Board Chair to sign the agreement.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-650 **ADOPT POLICY GRANTING THE ADMINISTRATOR LIMITED SPENDING AUTHORITY**

WM07/12-193

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to adopt the Policy granting the Administrator limited spending authority.

Roll Call

Ayes: Mahoney, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: Gill

**Motion Carried**

2007-651 **REIMBURSE THE MUSKEGON AREA DISTRICT LIBRARY FOR THE ACCRUED, BUT UNUSED, SICK AND ANNUAL LEAVE BENEFIT**

WM07/12-194

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to reimburse the Muskegon Area District Library in the amount of \$66,358.54 for the accrued, but unused, sick and annual leave benefit payout made to Karla Bates and that the Chairman be authorized to execute the Settlement Agreement.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-652 **AUTHORIZE THE ADMINISTRATOR TO SIGN THE 2008 STATE SURVEY AND REMONUMENTATION PROGRAM GRANT APPLICATION**

WM07/12-195

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize the Administrator to sign the 2008 State Survey and Remonumentation Program Grant application and submit it to the state for a grant in the amount of \$99,823 with a local match requirement of \$8,000.00.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-653 **ADOPT THE ADMINISTRATIVE SETTLEMENT AUTHORITY**

WM07/12-196

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to adopt the Administrative Settlement Authority.

Roll Call

Ayes: Mahoney, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: Gill

**Motion Carried**

2007-654 **APPROVE THE JOINT REQUESTS TO TRANSFER MERS ASSETS AND LIABILITIES AND FUNDS BE TRANSFERRED FROM THE COUNTY OF MUSKEGON TO THE MUSKEGON AREA DISTRICT LIBRARY**

WM07/12-197

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the Joint Requests to Transfer all MERS Assets and Liabilities and funds be transferred from the County of Muskegon to the Muskegon Area District Library for four (4) bargaining employees of MERS Division 10 in the amount of \$93,541 and eight (8) non-bargaining employees from MERS Division 11 in the amount of \$615,357. Further, authorize the Board Chair to sign the joint agreements.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezsinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-655 **AUTHORIZE TRANSFER OF MERS RETIREE HEALTH CARE PLAN TRUST FUND ASSETS FROM THE COUNTY OF MUSKEGON RETIREE HEALTH CARE PLAN TRUST FUND TO THE MUSKEGON AREA DISTRICT LIBRARY RETIREE HEALTH CARE PLAN TRUST FUND**

WM07/12-198

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize the transfer of MERS retiree health care plan trust fund assets from the County of Muskegon retiree health care plan trust fund to the Muskegon Area District Library retiree health care plan trust fund in the amount of \$99,749. Further, authorize the Board Chair to sign the agreement to transfer the assets.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezsinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-656 **AUTHORIZE PUBLIC FACILITIES TO SEEK REQUEST FOR PROPOSALS FOR FURNITURE**

WM07/12-199

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Public Facilities to seek Request for Proposals for furniture for all County facilities.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezsinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-657 **APPROVE THE HIRING FREEZE BE WAIVED TO FILL DISTRICT COURT  
CLERK POSITION #D15001**

WM07/12-200

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve the hiring freeze be waived to fill District Court Clerk position #D15001, through the current posting procedures as set forth in the Teamsters Local 214 labor contract.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-658 **APPROVE DMC CONSULTING, INC. TO CREATE A SOFTWARE  
PROGRAM FOR THE DISTRICT COURT**

WM07/12-201

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to approve DMC Consulting, Inc., to create a software program for the District Court which will interface with JIS to enhance the court calendaring system, collections, and check writing functions of the court at a cost of \$76,824 to be charged to the Equipment Revolving Loan Fund and charged back to the District Court over five years.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

2007-659 **AUTHORIZE BROOKHAVEN MEDICAL CARE FACILITY TO CONTRACT  
WITH TRINITY HEALTH-MICHIGAN**

WM07/12-202

The Ways and Means Committee recommends, moved by Aley, seconded by Collins, to authorize Brookhaven Medical Care Facility to contract with Trinity Health-Michigan for the provision of pharmaceutical services.

Roll Call

Ayes: Mahoney, Gill, McMurray, Snider, Aley, Collins, Derezinski, Buzzell, Scolnik, Wade

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

MAC Legislative Update of December 7, 2007 included in agenda packets.

Commissioner Scolnik reminded Commissioners of the MAC Conference February 10 - 12, 2008.

Chairman Derezinski thanks Commissioner Scolnik for hosting the Commissioner's Christmas dinner.

**ADMINISTRATOR'S REPORT**

Jack Niemiec wished Board Members a Merry Christmas and Happy New Year and thanked all County staff for efforts during 2007 and look forward to working with everyone in the coming year.

**Old Business**

Commissioner Aley noted the Communications item on Ways and Means was overlooked; the Corporate Counsel performance evaluation is due January 3, 2008.

Commissioner Aley thanked supporters on Senate Bills 410 and 411.  
None.

**New Business**

None.

**Public Participation**

None.

Adjourned at 4:33 p.m.

KDB/jmp

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Karen D. Buie, County Clerk