

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

Benjamin E. Cross
James Derezhinski
Marvin Engle
Susie Hughes
Kenneth Mahoney

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins

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

Organizational Meeting

January 3, 2013
3:30 P.M.

County Clerk Nancy A. Waters, Presiding

The Organizational Meeting of the Board of Commissioners was called to order by County Clerk Nancy A, Waters. The invocation was given by Pastor Donald Wood of Fruitport Congregational United Church of Christ. The Pledge of Allegiance was recited in unison led by Hannah, Ben, and Cory Cross, children of Commissioner Ben and Jennifer Cross.

Roll Call

Present: Benjamin Cross, James Derezhinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Absent: None

Also Present: County Clerk Nancy A. Waters,
 Chief Deputy County Clerk Marcia L. Wilkes,
 Secretary to the County Clerk Jeanne Pezet,
 Corporate Counsel Theodore N. Williams, Jr.

PUBLIC COMMENT ON AN AGENDA ITEM

There was no public comment on an agenda item.

2013-1 **RESOLUTION AUTHORIZING ADOPTION OF THE RULES OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS FOR 2013**

Moved by Engle, seconded by Wilkins, to adopt the Resolution authorizing adoption of the Rules of the Muskegon County Board of Commissioners for 2013. (See attached)

Voice vote.

Motion Carried

Note: Board Rules located at <http://co.muskegon.mi.us/boardofcommissioners/boardrules.pdf>

The County Clerk, Nancy A. Waters, opened the floor for Nominations for Chairman of the Muskegon County Board of Commissioners.

Moved by Commissioner Cross, seconded by Commissioner Derezinski, to nominate Commissioner Mahoney for Chairman to the Muskegon County Board of Commissioners.

There being no other nominations for Chairman, nominations were closed.

County Clerk Waters asked Commissioner Mahoney if he would accept the position of Chairman should he be elected. Commissioner Mahoney stated he would accept the position of Board Chair if elected.

2013-2 **APPOINT COMMISSIONER MAHONEY AS CHAIR BY UNANIMOUS BALLOT**

Moved by Nash, seconded by Cross, to appoint Commissioner Mahoney as Chair by unanimous ballot.

Voice vote.

Motion Carried

County Clerk Waters issued the Oath of Office to Commissioner Mahoney and congratulated him as Chairman to the Muskegon County Board of Commissioners as she passed the gavel for the new Chairman to continue the meeting.

Chairman Mahoney presiding.

Chairman Mahoney opened the floor for Nominations for Vice Chairman to the Muskegon County Board of Commissioners.

Moved by Commissioner Derezinski, seconded by Commissioner Hughes, to nominate Commissioner Wilkins as Vice Chair to the Muskegon County Board of Commissioners.

There being no other nominations, nominations for Vice Chairman were declared closed.

Chairman Mahoney asked Commissioner Wilkins if she would accept the position of Chairman should she be elected. Commissioner Wilkins stated she would accept the position of Vice Chair to the Muskegon County Board of Commissioners if elected.

2013-3 **CAST A UNANIMOUS BALLOT FOR COMMISSIONER WILKINS AS VICE CHAIR TO THE MUSKEGON COUNTY BOARD OF COMMISSIONERS**

Moved by Engle, seconded by Hughes, to cast a unanimous ballot for Commissioner Wilkins as Vice Chair to the Muskegon County Board of Commissioners.

Voice vote.

Motion Carried

County Clerk Waters issued the Oath of Office to Commissioner Wilkins and congratulated her as the new Vice Chairperson to the Muskegon County Board of Commissioners.

2013-4 **ADOPTION OF THE 2013 CALENDAR**

Moved by Engle, seconded by Sabo, to adopt the 2013 Board of Commissioners Meeting Schedule.

2013-5 **AMEND THE MOTION TO REVISE THE CALENDAR TO START BOARD MEETINGS AT 4:00 P.M.**

Moved by Cross, seconded by Hughes, to amend the motion to revise the calendar to start Board meetings at 4:00 p.m.

2013-6 **POSTPONE THE AMENDMENT OF MEETING STARTING TIMES PENDING STAFF REVIEW TO BE RECONSIDERED AT THE NEXT FULL BOARD MEETING**

Moved by Wilkins, seconded by Engle, to postpone the amendment of meeting starting times pending staff review to be reconsidered at the next Full Board meeting.

Voice vote. **Motion Carried**

Voice vote on motion 2013-4 **Motion Carried**

Note: 2013 Calendar located at www.co.muskegon.mi.us/boardofcommissioners/meetings.pdf

2013-7 **APPROVAL OF BOARD STANDING COMMITTEE CHAIR AND VICE-CHAIR APPOINTMENTS**

Moved by Engle, seconded by Nash, to approve the Board Standing Committee Chair and Vice-Chair appointments as recommended by Chairman Mahoney.

Ways & Means Committee
Chair - James Derezinski
Vice Chair - Charles Nash

Transportation Committee
Chair - Rillastine R. Wilkins
Vice Chair - Terry Sabo

Courts and Public Safety Committee
Chair - Benjamin E. Cross
Vice Chair - Susie Hughes

Human Resources Committee

Chair - Charles Nash
Vice Chair - Rillastine R. Wilkins

Community Development and Strategic Planning Committee

Chair - Robert Scolnik
Vice Chair - Benjamin E. Cross

Public Works Committee (Comprised of the Drain Commissioner and all County Commissioners excluding the Chair.)

Drain Commissioner David Fisher
Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins

Voice vote.

Motion Carried

Note: Standing Committee Chair and Vice Chair information will be updated on the website at: www.co.muskegon.mi.us/boardofcommissioners/committees.htm

Chairman Mahoney stated he had a recommendation on his own to appoint two people from the users group as ex-officio members of the Board of Public Works, they will be non-voting members and they will participate in the discussions at that level, this is primarily in response to some concerns of the users group.

2013-8 **APPROVE APPOINTMENT OF TWO (2) EX-OFFICIO, NON-VOTING MEMBERS TO THE BOARD OF PUBLIC WORKS FROM THE USERS GROUP FOR A TERM OF ONE YEAR**

The Chairman recommends, moved by Derezinski, seconded by Cross, to approve appointment of two (2) ex-officio, non-voting members to the Board of Public Works from the users group for a term of one year.

Voice vote.

Motion Carried

2013-9 **ADOPTION OF THE ADMINISTRATIVE SETTLEMENT AUTHORITY**

Moved by Derezinski, seconded by Wilkins, to adopt the Administrative Settlement Authority. (See attached)

Roll Call

Yes: Ben Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-10 **ADOPTION OF THE POLICY GRANTING THE ADMINISTRATOR LIMITED SPENDING AUTHORITY**

Moved by Cross, seconded by Engle, to adopt the policy granting the Administrator limited spending authority. (See attached)

Discussion ensued regarding the need for Commissioners to know what spending the Administrator is approving and it was noted that communication will be vital.

Roll Call

Yes: Ben Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Bob Scolnik, Rillastine Wilkins

No: Charles Nash, Terry Sabo

Motion Carried

2013-11 **ADOPTION OF THE COUNTY BOARD CONTRIBUTION POLICY**

Moved by Hughes, seconded by Engle, to adopt the County Board Contribution Policy.

Voice vote.

Motion Carried

To be updated online at:

http://www.co.muskegon.mi.us/boardofcommissioners/policies/contributions_policy.pdf

PUBLIC COMMENT (ON A NEW TOPIC)

There was no public comment on a new topic.

ADJOURN

2013-12 **MOVED BY CROSS, SECONDED BY SABO, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 3:55 p.m.

Nancy A. Waters, County Clerk

NAW/jmp

Approved at the Full Board Meeting on Tuesday, January 29, 2013

At the Organizational Meeting of the Muskegon County Board of Commissioners, held in the City of Muskegon, County of Muskegon on January 3, 2013, at 3:30 p.m. in the Commission Chambers.

PRESENT:

ABSENT:

**RESOLUTION AUTHORIZING THE ADOPTION OF THE RULES
OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS FOR 2013**

The following preamble and resolution was offered by Commissioner _____ and supported by Commissioner _____.

WHEREAS, the Muskegon County Board of Commissioners is organized and operates pursuant to provisions of state statute, specifically MCL 46.1, et seq., and;

WHEREAS, this Board, in order to conduct the business of the County of Muskegon in an orderly fashion, deems it appropriate to operate under an established set of rules, and;

WHEREAS, the current Board Rules for the Muskegon County Board of Commissioners require that Board Rules be adopted by Resolution at each annual Organizational Meeting.

NOW THEREFORE, BE IT RESOLVED that the Muskegon County Board of Commissioners does hereby adopt the Board Rules, initially approved by it on October 31, 2005, with the intent that those Rules, as amended, shall govern its operation during the calendar year 2013, and until the date of the Board's 2013 Organizational Meeting.

YES:

NO:

RESOLUTION DECLARED ADOPTED.

Nancy A. Waters, 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 January 3, 2013, 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.

Nancy A. Waters, County Clerk

COUNTY OF MUSKEGON

POLICY AND PROCEDURE

ADMINISTRATIVE SETTLEMENT AUTHORITY 2013

I. POLICY

A. Any claim brought against the County involving more than Ten Thousand (\$10,000.00) Dollars shall be presented to the County Board of Commissioners for their consideration, and settlement authorization.

B. Any claim brought against the County involving sums of less than Ten Thousand (\$10,000.00) may be settled by the Administrator consistent with the procedure listed below.

II. PROCEDURE

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

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

C. If the recommendation is approved, the settlement will be reported to all of the members of the County Board of Commissioners within thirty calendar (30) days of the approval.

III. TERM

This authority shall remain in effect until the Organizational Meeting of 2014, or until terminated by a majority vote of the Muskegon County Board of Commissioners.

COUNTY OF MUSKEGON

POLICY AND PROCEDURE

ADMINISTRATOR'S SPENDING AUTHORITY 2013

I. POLICY

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

II. PROCEDURE

A. The County Administrator, through this Policy, is granted the authority to expend sums up to One Thousand (\$1,000.00) Dollars.

B. The County Administrator, prior to engaging in spending under this policy, in amounts in excess of One Thousand (\$1,000.00) Dollars, but no more than Ten Thousand (\$10,000.00) Dollars, will consult with and fully apprise the County Board Chair of the purpose of the proposed expenditure.

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

III. TERM

This policy shall remain in effect until the Muskegon County Board of Commissioners Organizational Meeting of 2014, or until terminated by a majority vote of the Muskegon County Board of Commissioners.

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace, 4th Floor
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Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board Meeting

January 15, 2013
3:30 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: Marvin Engle

Also Present: County Administrator Bonnie B. Hammersley
 County Clerk Nancy A. Waters,
 Chief Deputy County Clerk Marcia L. Wilkes,
 Secretary to the County Clerk Jeanne Pezet,
 Corporate Counsel Theodore N. Williams, Jr.

2013-12 **APPROVAL OF THE AGENDA AS REVISED**

Moved by Derezinski, seconded by Wilkins, to approve the agenda removing the Administrator's motion regarding Corporate Counsel.

Voice vote.

Motion Carried

2013-13 **APPROVE THE FULL BOARD MINUTES OF THURSDAY, DECEMBER 20, 2012**

Moved by Cross, seconded by Wilkins, to approve the Full Board Minutes of Thursday, December 20, 2012.

Voice vote.

Motion Carried

PUBLIC COMMENT ON AN AGENDA ITEM

There was no public comment on an agenda item.

PRESENTATION

The presentation of the Proclamation in Recognition of Reverend Samuel Greer was deferred to a time when Reverend Greer is able to attend the meeting.

COMMUNICATION/INFORMATION

There were no Communication/Informational items to come before the Board.

COMMITTEE REPORTS

There were no action items before the Courts & Public Safety Committee of Tuesday, January 8, 2013.

2013-14 **AUTHORIZE THE RELEASE OF A REQUEST FOR PROPOSALS (RFP) FOR AN ON-SITE PHARMACY AT 376 E. APPLE AVENUE, MUSKEGON, MI 49442, AND ALL-INCLUSIVE PHARMACEUTICAL SERVICES FOR COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY**

HR13/01-01 The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the release of a Request for Proposals (RFP) for an on-site pharmacy at 376 E. Apple Avenue, Muskegon, MI 49442, and all-inclusive pharmaceutical services for Community Mental Health Services of Muskegon County.

Roll Call

Yes: Ben Cross, James Derezinski, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Engle

Motion Carried

2013-15 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY EXECUTIVE DIRECTOR TO SIGN A CONTRACT WITH THE AMERICAN ASSOCIATION ON INTELLECTUAL AND DEVELOPMENTAL DISABILITIES (AAIDD), EFFECTIVE JANUARY 1, 2013 THROUGH DECEMBER 31, 2015, FOR THE PURCHASE OF THE SUPPORTS INTENSITY SCALE SOFTWARE AND SUPPORT FOR A COST OF UP TO \$25,000.00 WHICH COVERS EIGHT (8) USERS AND THREE HUNDRED (300) SIS ASSESSMENTS PER YEAR**

HR13/01-02 The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Services of Muskegon County Executive Director to sign a contract with the American Association on Intellectual and Developmental Disabilities (AAIDD), effective January 1, 2013 through December 31, 2015, for the purchase of the Supports Intensity Scale Software and support for a cost of up to \$25,000.00 which covers eight (8) users and three hundred (300) SIS Assessments per year.

Roll Call

Yes: Ben Cross, James Derezinski, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Engle

Motion Carried

2013-16 **AUTHORIZE PUBLIC HEALTH – MUSKEGON COUNTY TO REPLACE THE FOOD SERVICE SANITATION PROGRAM ENFORCEMENT GUIDELINE AND ADMINISTRATIVE HEARING PROCESS, DATED FEBRUARY 8, 2011, WITH THE FOOD SERVICE SANITATION PROGRAM ENFORCEMENT GUIDELINE AND ADMINISTRATIVE HEARING PROCESS (2013)**

HR13/01-03 The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize Public Health – Muskegon County to replace the Food Service Sanitation Program Enforcement Guideline and Administrative Hearing Process, dated February 8, 2011, with the Food Service Sanitation Program Enforcement Guideline and Administrative Hearing Process (2013).

Roll Call

Yes: Ben Cross, James Derezinski, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Engle

Motion Carried

2013-17 **RENAME THE HUMAN RESOURCES COMMITTEE OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS THE HUMAN SERVICES COMMITTEE**

HR13/01-04 The Human Resources Committee recommends, moved by Nash, seconded by Cross, to rename the Human Resources Committee of the Muskegon County Board of Commissioners the Human Services Committee.

Roll Call

Yes: Ben Cross, James Derezinski, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Engle

Motion Carried

2013-18 **APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE OF \$7,623,015.32 COVERING THE PERIOD OF DECEMBER 12, 2012 THROUGH DECEMBER 28, 2012 AS PRESENTED BY THE COUNTY CLERK**

WM13/01-01 The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to approve the payment of the accounts payable of \$7,623,015.32 covering the period of December 12, 2012 through December 28, 2012 as presented by the County Clerk.

Roll Call

Yes: Ben Cross, James Derezinski, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Engle

Motion Carried

2013-19 **APPROVE THE COUNTY OF MUSKEGON ANTI-RETALIATION POLICY AS PRESENTED**

WM13/01-02 The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to approve the County of Muskegon Anti-Retaliation Policy as presented.

Roll Call

Yes: Ben Cross, James Derezinski, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Engle

Motion Carried

2013-20 **APPOINT THE FOLLOWING TO THE LAND BANK FAST TRACK AUTHORITY: SCOTT PLUMMER – PUBLIC SLOT; JIM DEREZINSKI, TERRY J. SABO AND KENNETH MAHONEY - COMMISSIONER SLOTS; WITH TERM EXPIRATION DATES OF 12/31/2014**

WM13/01-03 The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to appoint the following to the Land Bank Fast Track Authority:
Scott Plummer – public slot
Jim Derezinski, Terry J. Sabo and Kenneth Mahoney - Commissioner slots with term expiration dates of 12/31/2014.

Roll Call

Yes: Ben Cross, James Derezinski, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Engle

Motion Carried

2013-21 **AUTHORIZE THE REDEMPTION OF THE WORKERS' COMPENSATION DISABILITY CLAIMS OF KATHLEEN J. CUTLER AND LAURA J. HAMMOND BASED ON CORPORATE COUNSEL'S RECOMMENDATION**

WM13/01-04 The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the redemption of the workers' compensation disability claims of Kathleen J. Cutler and Laura J. Hammond based on Corporate counsel's recommendation.

Roll Call

Yes: Ben Cross, James Derezinski, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Engle

Motion Carried

CHAIRMAN'S REPORT

2013-22 **APPROVE COMMISSIONER LIAISON APPOINTMENTS**

The Chairman recommends, moved by Hughes, seconded by Cross, to approve the following Commissioner Liaison Appointments:

Ben Cross

Chair Courts and Public Safety
Public Works
Muskegon Area District Library
Foreign Trade Zone

Charles Nash

Chair Human Services
Community Mental Health (CMH)
Lakeshore Coordinating Council
Alcohol Task Force & Tobacco Reduction
Jail/Juvenile Transition Center Committee
Public Works

Jim Derezinski

Chair Ways and Means
Airport Advisory Board
Jail/Juvenile Transition Center Committee
Public Works
Water System Policy Board (alternate)
Veterans Advisory Committee
West Michigan Shoreline Regional Development
Committee (WMSRDC)

Marvin Engle

Public Works
Fair Board
MSU District Extension Council
Road Commission Board
Solid Waste Planning
US 31/Sternberg Exchange Committee

Bob Scolnik

Chair Community Development and Strategic Planning
Airport Advisory Board
Department of Human Services Board
Muskegon Area-Wide Plan Advisory Committee
Veterans Advisory Committee
Public Works
County Museum Board

Ken Mahoney

Accommodations Tax Committee
City of Whitehall LDFA
Jail/Juvenile Transition Center Committee
Local Emergency Planning Committee
MI Association of Public Health Officials (alternate)
Strengthening Muskegon County
Water System Policy Board
Land Bank Fast Track Authority
Work Force Development Board

Rillastine Wilkins

Chair Transportation
Muskegon Area-Wide Plan Advisory Committee
SMART
Jail/Juvenile Transition Center Committee
Public Works
WMSRDC
West MI Metropolitan Planning
WEMET
Airport Advisory Committee

Terry Sabo

Public Works
Jail/Juvenile Transition Center Committee
Land Bank Fast Track Authority
Water System Policy Board
CMH
Road Commission Board
Community Corrections Advisory Board

Susie Hughes

Water System Policy Board
Public Works
SMART Committee
WMSRDC

Voice vote.

Motion Carried

2013-23 **APPROVE THE CITIZEN APPOINTMENTS**

The Chairman recommends, moved by Derezinski, seconded by Hughes, to approve the following citizen appointments:

Accommodations Tax Advisory Committee

Sylvia Precious (Amusements) term expiring 12/31/2015

Foreign Trade Zone

Reappoint Ed Garner (MAF) term expiring 12/31/2014

Lakeshore Coordinating Council

I John Snider II term expiring 12/31/2014

Community Mental Health

I John Snider II term expiring 3/31/2014

Land Bank Fast Track Authority

Deb Ackerman (Township) term expiring 12/31/2015

Muskegon Area First

Reappoint Bonnie Hammersley (County Administrator) term expiring 12/31/2014

Senior Resources

Reappoint Kathy Moore (Staff Liaison) term expiring 12/31/2014

Public Works - Ex-Officio Member

Kim Arter term expiring 12/31/2013

Voice vote.

Motion Carried

Chairman Mahoney noted there will be a Board Planning Session: Regionalization of CMH
Thursday, January 17, 1:30 PM, Training Center, Room #202

Julia Rupp, Executive Director of CMH, stated she will be informing Commissioners of reductions based on the new State law.

COMMITTEE LIAISON REPORTS

Commissioner Derezinski reported on the WMSRDC Meeting.

Commissioner Wilkins also reported that WMSRDC addressed issues of conflict of interest with shared staff.

Commissioner Nash noted the information from Executive Director Julia Rupp regarding CMH changes in Medicaid dollars was very well presented at the CMH Board Meeting.

ADMINISTRATOR'S REPORT

Administrator Hammersley noted she had nothing to report at this time.

OLD BUSINESS

Review of Board of Commissioners 2013 Meeting Schedule has been referred to the Human Services Committee.

NEW BUSINESS

Commissioner Hughes noted her husband's company owns four (4) group homes leased by CMH. If any issues are presented to the Board regarding those homes, she will abstain from voting to avoid any conflict of interest.

PUBLIC COMMENT (ON A NEW TOPIC)

Jim Riley welcomed the 2013 Board Commissioners and extended an invitation to Commissioners to address citizens on his Sunday morning radio program.

Scott Plummer reported on the exceptional service by Airport Manager Marty Piette and all Airport staff on his recent Laughlin trip.

ADJOURN

2013-24 **MOVED BY CROSS, SECONDED BY HUGHES, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 3:49 p.m.

Nancy A. Waters, County Clerk

NAW/jmp

Approved at the Full Board Meeting on Tuesday, January 29, 2013

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

*Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman*

*Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair*

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

Full Board Meeting

January 29, 2013

3:30 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Absent: None

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

2013-25 **APPROVAL OF THE AGENDA ADDING ADDITIONAL APPOINTMENTS UNDER THE CHAIRMAN'S REPORT**

Moved by Wilkins, seconded by Hughes, to approve the agenda as amended.

Voice vote.

Motion Carried

2013-26 **APPROVE THE MINUTES OF THE ORGANIZATIONAL MEETING OF THURSDAY, JANUARY 3, 2013 AND THE FULL BOARD MINUTES OF TUESDAY, JANUARY 15, 2013**

Moved by Derezinski, seconded by Cross, to approve the Minutes of the Organizational Meeting of Thursday, January 3, 2013 and the Full Board Minutes of Tuesday, January 15, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT ON AN AGENDA ITEM

There was no public comment on an agenda item.

COMMUNICATION/INFORMATION

There were no Communication/Informational items to come before the Board.

COMMITTEE REPORTS

2013-27 **ADOPT THE AGREEMENT WITH BEANBOX COMPANY TO PROVIDE BICYCLE RENTALS FROM THE UNION DEPOT WITH COMMISSIONS PAID TO THE CVB/COUNTY OF MUSKEGON BASED UPON MONTHLY RENTAL REVENUES AND TO AUTHORIZE THE CHAIRPERSON OF THE COUNTY BOARD TO EXECUTE THE AGREEMENT**

CD/SP13/01-01

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to adopt the Agreement with BeanBox Company to provide bicycle rentals from the Union Depot with commissions paid to the CVB/County of Muskegon based upon monthly rental revenues and to authorize the Chairperson of the County Board to execute the agreement.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Motion Carried

2013-28 **AUTHORIZE A FREE "MUSKEGON COUNTY PARKS DAY" FOR TWIN LAKE PARK AND PIONEER PARK ON SATURDAY, MAY 4TH, FROM 10:00 A.M. TO 4:00 P.M.**

CD/SP13/01-02

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to authorize a free "Muskegon County Parks Day" for Twin Lake Park and Pioneer Park on Saturday, May 4th, from 10:00 a.m. to 4:00 p.m.

Commissioner Cross inquired about flyers for this event and Commissioner Wilkins inquired about the possibility of park passes being sold at some County Departments. Administrator Hammersley noted staff is working on this project and updates will be forthcoming.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Motion Carried

2013-29 **APPROVE THE MUSKEGON AREA TRANSIT SYSTEM'S FY2014 APPLICATION FOR \$1,124,215 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**

TR13/01-01

The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve the Muskegon Area Transit System's FY2014 application for \$1,124,215 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

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-30 **APPROVE LEASE AMENDMENT NO. 2 TO LEASE NO. GS-05B-17680 BETWEEN THE COUNTY AND THE TRANSPORTATION SECURITY ADMINISTRATION (TSA), PROVIDING 246 SQUARE FEET OF OFFICE SPACE TO THE TSA IN THE AIRPORT TERMINAL BUILDING, SUBSEQUENTLY, EXTENDING THE LEASE FOR UP TO SEVEN YEARS AND INCREASING THE ANNUAL RENTAL RATE TO \$52.20/SF**

TR13/01-02

The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve Lease Amendment No. 2 to Lease No. GS-05B-17680 between the County and the Transportation Security Administration (TSA), providing 246 square feet of office space to the TSA in the Airport terminal building, subsequently, extending the lease for up to seven years and increasing the annual rental rate to \$52.20/SF.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-31 **APPROVE A ONE-YEAR LEASE BETWEEN THE COUNTY AND SKYWEST AIRLINES, INC. (SKYWEST) IN FURTHERANCE OF SKYWEST'S INTENT TO CONTINUE TO PROVIDE COMMERCIAL AIRLINE SERVICE**

TR13/01-03

The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve a one-year lease between the County and SkyWest Airlines, Inc. (SkyWest) in furtherance of SkyWest's intent to continue to provide commercial airline service.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-32 **APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE OF \$5,060,636.00 COVERING THE PERIOD OF DECEMBER 29, 2012 THROUGH JANUARY 15, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/01-04a

The Ways and Means Committee recommends, moved by Derezinski, seconded by Nash, to approve the payment of the accounts payable of \$5,060,636.00 covering the period of December 29, 2012 through January 15, 2013 as presented by the County Clerk.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-33 **APPROVE THE RECOMMENDED CHANGES TO BOARD POLICY #2007-512 RESPONSIBLE ENGINEERING AND CONSTRUCTION CONTRACTING AS PRESENTED**

WM13/01-05

The Ways and Means Committee recommends, moved by Derezinski, seconded by Nash, to approve the recommended changes to Board Policy #2007-512 Responsible Engineering and Construction Contracting as presented.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-34 **APPROVE A PUBLIC HEARING ON FEBRUARY 12, 2013 TO ACCEPT CITIZEN COMMENTS ON THE MUSKEGON COUNTY RECREATION PLAN UPDATE, 2013**

WM13/01-06

The Ways and Means Committee recommends, moved by Derezinski, seconded by Nash, to approve a public hearing on February 12, 2013 to accept citizen comments on the Muskegon County Recreation Plan Update, 2013.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-35 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN A CONTRACT WITH DETECT P.I. & RECOVERY, LLC AT A FLAT FEE OF \$30.00 FOR REVIEW OF DISCOVERY AND AN HOURLY RATE OF \$45.00 PER HOUR AND MILEAGE REIMBURSEMENT AT \$.55.5 PER MILE AND PRE-APPROVED OVERNIGHT OR OUT OF STATE COSTS BEGINNING ON JANUARY 1, 2013 THROUGH SEPTEMBER 30, 2013 PENDING MONTHLY REVIEW OF EXPENDITURES**

WM13/01-07

The Ways and Means Committee recommends, moved by Derezinski, seconded by Nash, to authorize the Chairman of the County Board of Commissioners to sign a contract with Detect P.I. & Recovery, LLC at a flat fee of \$30.00 for review of discovery and an hourly rate of \$45.00 per hour and mileage reimbursement at \$.55.5 per mile and pre-approved overnight or out of state costs beginning on January 1, 2013 through September 30, 2013 pending monthly review of expenditures.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-36 **REVISE THE COUNTY OF MUSKEGON PURCHASING POLICY, SECTION V. BID PROCESS, E. TIE BIDS LANGUAGE TO STATE: "IN THE CASE OF A TIE BID OR QUOTE, WHEN ALL FACTORS INCLUDING PRICING ARE CONSIDERED EQUAL, A COIN TOSS SHALL BE USED TO DETERMINE WHICH OF THE TIED BIDDERS RECEIVE THE AWARD"**

WM13/01-08

The Ways and Means Committee recommends, moved by Derezinski, seconded by Nash, to revise the County of Muskegon purchasing Policy, Section V. Bid Process, E. Tie Bids language to state: "in the case of a tie bid or quote, when all factors including pricing are considered equal, a coin toss shall be used to determine which of the tied bidders receive the award".

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-37 **AUTHORIZE THE PROSECUTOR TO INITIATE THE RFP PROCESS FOR COLLECTION AGENCY SERVICES FOR COLLECTION OF OUTSTANDING BALANCES FOR PROSECUTION COSTS ASSESSED TO INDIVIDUALS PURSUANT TO COUNTY ORDINANCE 2011-393**

WM13/01-09

The Ways and Means Committee recommends, moved by Derezinski, seconded by Nash, to authorize the Prosecutor to initiate the RFP process for collection agency services for collection of outstanding balances for prosecution costs assessed to individuals pursuant to County Ordinance 2011-393.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

CHAIRMAN'S REPORT

2013-38 **REAPPOINT KENNETH MAHONEY TO MUSKEGON AREA FIRST, WITH A TERM THROUGH 12/31/2014**

The Chairman recommends, moved by Derezinski, seconded by Cross, to reappoint Kenneth Mahoney to Muskegon Area First with a term through 12/31/2014.

Voice vote.

Motion Carried

2013-39 **APPOINT DOUG KADZBAN EX-OFFICIO MEMBER TO THE PUBLIC WORKS BOARD WITH A TERM THROUGH 12/31/2014**

The Chairman recommends, moved by Cross, seconded by Sabo, to appoint Doug Kadzban, Ex-Officio Member to the Public Works Board with a term through 12/31/2014.

Voice vote.

Motion Carried

2013-40 **REAPPOINT BONNIE HAMMERSLEY TO THE BUILDING AUTHORITY WITH A TERM THROUGH 06/30/2015**

The Chairman recommends, moved by Derezinski, seconded by Wilkins, to reappoint Bonnie Hammersley to the building Authority with a term through 06/30/2015.

Voice vote.

Motion Carried

2013-41 **APPROVE THE FOLLOWING LISTED APPOINTMENTS TO THE MUSKEGON PORT ADVISORY COMMITTEE WITH TERMS THROUGH 12/31/14**

The Chairman recommends, moved by Derezinski, seconded by Hughes, to approve the following listed appointments to the Muskegon Port Advisory Committee with terms through 12/31/14:

Representation: Private Operators

Kenneth Szallai, Lake Express
Ron Matthews, Verplank
Scott Musselman, West Michigan Dock and Market
Joe Bailey, Great Lakes Dock
Mike Calando, Andrie, Inc.

Representation: Rail

Ken Livingston, Rail America

Representation: City of Muskegon

Bryon Mazade, City Manager

Representation: University

Arn Boezaart, MAREC

Representation: Road Commission

Ken Hulka, Managing Director

Representation: West Michigan Economic Development Corporation

Rick Chapla, Right Place

Representation: Consumers Energy

Dennis Marvin

Representation: County Commission

Terry Sabo, Public Works Chairman
Kenneth Mahoney, County Commission Chairman
Ben Cross, Southern Area of Muskegon Lake
Charles Nash, Northern Area of Muskegon Lake

Voice vote.

Motion Carried

2013-42 **APPOINT GLORIA WHITE GARDNER AS A PRIVATE SECTOR REPRESENTATIVE TO THE AIRPORT ADVISORY COMMITTEE, TERM EXPIRING 12/31/14**

The Chairman recommends, moved by Wilkins, seconded by Nash, to appoint Gloria White Gardner Private Sector Representative to the Airport Advisory Committee, term expiring 12/31/14.

Voice vote.

Motion Carried

Commissioner Derezinski noted a conflict in the meeting times for the Airport Advisory Committee and WMSRDC for both himself and Commissioner Wilkins and asked that this be reviewed.

2013-43 **REAPPOINT LOUIS CHURCHWELL AS THE COMMUNITY SERVICE REPRESENTATIVE TO THE COMMUNITY CORRECTIONS ADVISORY BOARD, TERM EXPIRING 12/31/15**

The Chairman recommends, moved by Cross, seconded by Nash, to reappoint Louis Churchwell as the Community Service Representative to the Community Corrections Advisory Board, term expiring 12/31/15.

Voice vote.

Motion Carried

2013-44 **APPOINT MARY BETH RAMOS TO THE LAKESHORE MUSEUM CENTER BOARD OF TRUSTEES, TERM EXPIRING 12/31/15**

The Chairman recommends, moved by Scolnik, seconded by Hughes, to appoint Mary Beth Ramos to the Lakeshore Museum Center Board of Trustees, term expiring 12/31/15.

Voice vote.

Motion Carried

2013-45 **PREPARE A RESOLUTION IN RECOGNITION OF ED KORYZNO, SR. FOR HIS YEARS OF SERVICE ON THE VETERAN'S ADVISORY COUNCIL AND YEARS OF SERVICE TO HIS COUNTRY**

Moved by Cross, seconded by Wilkins, to prepare a Resolution in recognition of Ed Koryzno, Sr. for his years of service on the Veteran's Advisory Council and years of service to his Country.

Voice vote.

Motion Carried

- 2013-46 **APPROVE FOLLOWING APPOINTMENTS TO THE VETERAN'S ADVISORY COUNCIL: DON ALEY AND CHUCK BUZZELL, TERMS EXPIRING 12/31/16 AND TERRY SABO AS COUNTY COMMISSIONER LIAISON, TERM EXPIRING 12/31/14**

The Chairman recommends, moved by Derezinski, seconded by Hughes, to approve following appointments to the Veteran's Advisory Council: Don Aley and Chuck Buzzell, terms expiring 12/31/16, and Terry Sabo as County Commissioner Liaison, term expiring 12/31/14.

Voice vote.

Motion Carried

- 2013-47 **REAPPOINT KAREN FRAZIER AND CINDY LARSEN AS PRIVATE SECTOR REPRESENTATIVES AND MARK MANGIONE AS ORGANIZED LABOR REPRESENTATIVE TO THE WORKFORCE DEVELOPMENT BOARD, TERMS EXPIRING 12/31/15**

The Chairman recommends, moved by Nash, seconded by Hughes, to reappoint Karen Frazier and Cindy Larsen as Private Sector Representatives and Mark Mangione as Organized Labor Representative to the Workforce Development Board, terms expiring 12/31/15.

Voice vote.

Motion Carried

COMMITTEE LIAISON REPORTS

Commissioner Cross reported that the Library Board is moving forward with the feasibility study for Storyville.

Commissioner Wilkins reported that she attended a FEMA meeting and encouraged everyone to call for the energy savers that they will be passing out for free.

Commissioner Sabo attended the Community Corrections Advisory Board meeting and looks forward to learning more about what this Board does. The committee has had issues with getting a quorum.

Commissioner Scolnik asked Commissioners to assist in reaching a proposed goal of raising \$450 from the Muskegon County Board for the MAC-PAC fundraiser.

Chairman Mahoney gave kudos to Brookhaven Medical Care Facility for receiving the Award of Excellence from Great Lakes Caring, a Jackson-based group providing home health care, hospice and medical equipment to Michigan, Ohio and Indiana.

Commissioner Nash reported attending the CMH meeting and commended Julia Rupp, CMH Executive Director, on her well-rounded presentation at the Board Planning session.

Commissioner Nash also stated he expects quorums for the Community Corrections Advisory Board to improve once appointments are complete.

ADMINISTRATOR'S REPORT

2013-48 **APPROVE THE CONTRACT FOR CORPORATE COUNSEL SERVICES FOR THE CALENDAR YEAR 2013 WITH THEODORE N. WILLIAMS, JR. AND WILLIAMS HUGHES, PLLC AND THAT THE CHAIRMAN BE AUTHORIZED TO EXECUTE THE CONTRACT**

The Administrator recommends, moved by Scolnik, seconded by Derezinski, to approve the contract for Corporate Counsel Services for the calendar year 2013 with Theodore N. Williams, Jr. and Williams Hughes, PLLC and that the Chairman be authorized to execute the contract.

Discussion ensued regarding conflict of interest and going out for bids.

Commissioner Scolnik expressed thanks for fair and impartial treatment in his experience with Corporate Counsel.

Roll Call

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Motion Carried

2013-49 **THAT THE NOTICE OF PROPOSED AMENDMENTS TO THE MUSKEGON COUNTY BOARD OF COMMISSIONERS' RULES BE MADE A PART OF THE OFFICIAL BOARD MINUTES**

The Administrator recommends, moved by Derezinski, seconded by Cross, that the Notice of Proposed Amendments to the Muskegon County Board of Commissioners' Rules be made a part of the official Board Minutes.

Discussion ensued regarding the procedure for revisions to County Rules, Policies and Procedures.

Voice vote.

Motion Carried

OLD BUSINESS

There was no old business to come before the Board of Commissioners.

NEW BUSINESS

Commissioner Hughes enquired on how to prepare a resolution.

2013-50 **PREPARE A RESOLUTION OF APPRECIATION IN RECOGNITION OF
BOB CUTLER AND LAWRENCE BURT**

Moved by Nash, seconded by Wilkins, to prepare Resolutions of Appreciation in Recognition of Bob Cutler and Lawrence Burt.

Voice vote.

Motion Carried

Commissioner Nash invited all of the men to the Men's Health Fair on Saturday, February, 2, 2013 from 9:00 a.m. until 1:00 p.m. at the Muskegon Heights High School, located at 2427 Jefferson, Muskegon Heights, Michigan.

PUBLIC COMMENT (ON A NEW TOPIC)

Dr. Abiade addressed the Board to introduce himself as a candidate for Mayor for the City of Muskegon.

Ryan Bennett addressed the Board regarding the impact of prevailing wage on area construction.

Deb Ackerman thanked the Board for reappointing her to the Land Bank Fast Track Authority.

Tommy Watson commented on the new Veteran's Building noting, though it looks nice, it is not user friendly for access. Commissioner Derezinski noted the Veteran's Advisory Council agrees with this observation but it is a federal government facility.

Chairman Mahoney recognized audience members: Deb Ackerman, Egelston Township Treasurer; Dave Kieft, Muskegon Charter Township Supervisor; and Chuck Woods, City of North Muskegon Council Member

ADJOURN

2013-51 **MOVED BY NASH, SECONDED BY CROSS, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:16 p.m.

Marcia L. Wilkes, Chief Dep County Clerk

MLW/jmp

Minutes approved at the Full Board Meeting on Tuesday, February 12, 2013

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

*Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman*

*Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair*

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

Full Board Meeting

**February 12, 2013
3:30 P.M.**

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik

Excused: Rillastine Wilkins

Also Present: County Administrator Bonnie B. Hammersley,
County Clerk Nancy A. Waters,
Secretary to the County Clerk Jeanne Pezet,
Corporate Counsel Theodore N. Williams, Jr.

2013-52 **APPROVAL OF THE AGENDA ADDING ITEM C. TO THE CHAIRMAN'S REPORT FOR APPOINTMENT TO THE CITIZEN'S ADVISORY COMMITTEE TO THE JJTCC**

Moved by Cross, seconded by Nash, to approve the agenda adding item C. To the Chairman's Report for appointment to the Citizen's Advisory Committee to the JJTCC.

Voice vote.

Motion Carried

- 2013-53 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, JANUARY 29, 2013 WITH CORRECTIONS REQUESTED BY COMMISSIONER NASH TO PAGE 26 - CHANGE IMPROVED TO IMPROVE AND PAGE 27 TO CHANGE "TO PREPARE A RESOLUTION . . ." TO "TO PREPARE RESOLUTIONS . . ."**

Moved by Derezinski, seconded by Cross, to approve the Full Board Minutes of Tuesday, January 29, 2013 with corrections requested by Commissioner Nash to page 26 - change improved to improve and page 27 to change "to prepare a Resolution . . ." to "to prepare Resolutions . . .".

Voice vote.

Motion Carried

PUBLIC COMMENT ON AN AGENDA ITEM

There was no public comment on an agenda item.

- 2013-54 **OPEN PUBLIC HEARING TO ACCEPT CITIZEN COMMENTS ON THE MUSKEGON COUNTY RECREATION PLAN UPDATE, 2013**

Moved by Nash, seconded by Sabo, to open the Public Hearing to accept citizen comments on the Muskegon County Recreation Plan Update, 2013.

Motion Carried

- 2013-55 **CLOSE PUBLIC HEARING TO ACCEPT CITIZEN COMMENTS ON THE MUSKEGON COUNTY RECREATION PLAN UPDATE, 2013**

It was noted that neither the Clerk's office nor Administration received any written or verbal communication regarding the Muskegon County Recreation Plan Update, 2013. Moved by Cross, seconded by Nash, to close the Public Hearing.

Motion Carried

COMMUNICATION/INFORMATION

There were no Communication/Informational items to come before the Board.

COMMITTEE REPORTS

2013-56 **AUTHORIZE THE CIRCUIT COURT, THROUGH ITS CHIEF JUDGE, WILLIAM C. MARIETTI, TO ENTER INTO A CONTRACT WITH JENNIFER HYLLAND TO SERVE AS A PART-TIME REFEREE (20 HOURS PER WEEK) HANDLING DOMESTIC RELATIONS MATTERS AT THE RATE OF \$30,000 ANNUALLY EFFECTIVE FEBRUARY 13, 2013, THROUGH SEPTEMBER 30, 2013**

CPS13/02-01

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Nash, to authorize the Circuit Court, through its Chief Judge, William C. Marietti, to enter into a contract with Jennifer Hylland to serve as a part-time referee (20 hours per week) handling domestic relations matters at the rate of \$30,000 annually effective February 13, 2013, through September 30, 2013.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins **Motion Carried**

2013-57 **AUTHORIZE THE CIRCUIT COURT, THROUGH ITS CHIEF JUDGE THE HONORABLE WILLIAM C. MARIETTI, TO ENTER INTO A CONTRACT WITH BRENDA SPRADER TO PROVIDE LEGAL REPRESENTATION IN FAMILY DIVISION CONFLICT CASES, AS REQUIRED BY LAW, TO INDIGENT DEFENDANTS AND FAMILIES AT THE RATE OF \$20,000 ANNUALLY EFFECTIVE FEBRUARY 13, 2013 THROUGH SEPTEMBER 30, 2013**

CPS13/02-02

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Nash, to authorize the Circuit Court, through its Chief Judge the Honorable William C. Marietti, to enter into a contract with Brenda Sprader to provide legal representation in family division conflict cases, as required by law, to indigent defendants and families at the rate of \$20,000 annually effective February 13, 2013 through September 30, 2013.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins **Motion Carried**

2013-58 **AUTHORIZE THE PROSECUTOR TO APPLY FOR THE FISCAL YEAR 2014 VOCA (VICTIMS OF CRIME ACT) GRANT FROM THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH, FOR THE PURPOSE OF CONTINUING FUNDING FOR THE DOMESTIC VIOLENCE SPECIALIST AND OPERATING EXPENSES AND FOR THE CHAIRMAN OF THE BOARD TO AFFIX HIS SIGNATURE TO THE CERTIFICATION PAGE**

CPS13/02-03

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Nash, to authorize the Prosecutor to apply for the Fiscal Year 2014 VOCA (Victims of Crime Act) grant from the Michigan Department of Community Health, for the purpose of continuing funding for the Domestic Violence Specialist and operating expenses and for the Chairman of the Board to affix his signature to the certification page.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-59 **ACCEPT THE 2011 AND 2012 HOMELAND SECURITY GRANT PROGRAM INTERGOVERNMENTAL AGREEMENT BETWEEN THE WEST MICHIGAN SHORELINE REGIONAL DEVELOPMENT COMMISSION AND THE MUSKEGON COUNTY ON BEHALF OF THE MUSKEGON COUNTY SHERIFF DEPARTMENT/EMERGENCY SERVICES, AND DIRECT THE BOARD CHAIR AND APPROPRIATE STAFF TO SIGN THE AGREEMENT**

CPS13/02-04

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Nash, to accept the 2011 and 2012 Homeland Security Grant Program Intergovernmental Agreement between the West Michigan Shoreline Regional Development Commission and the Muskegon County on behalf of the Muskegon County Sheriff Department/Emergency Services, and direct the Board Chair and appropriate staff to sign the agreement.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-60 **APPROVE THE AMENDMENT TO THE STRATEGIC TRAFFIC ENFORCEMENT GRANT TO PURCHASE ELECTRONIC MESSAGE BOARDS IN THE AMOUNT OF \$27,000.00 FROM ALL TRAFFIC SOLUTIONS**

CPS13/02-05

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Nash, to approve the amendment to the Strategic Traffic Enforcement Grant to purchase electronic message boards in the amount of \$27,000.00 from All Traffic Solutions.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-61 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO TAKE THE NECESSARY ACTION TO MOVE FORWARD ON DEVELOPING A NEW WESTERN REGIONAL ENTITY WHICH WILL INCLUDE OTTAWA, ALLEGAN, KENT, LAKE, OCEANA AND MASON COUNTY CMHS TO SERVE AS THE "REGION THREE" PREPAID INPATIENT HEALTH PLAN (PIHP). THIS ACTION WILL INCLUDE MUSKEGON COUNTY CMH'S FULL PARTICIPATION IN RESPONDING TO THE APPLICATION FOR PARTICIPATION (AFP)**

HR13/02-06

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the Community Mental Health Director to take the necessary action to move forward on developing a new Western Regional Entity which will include Ottawa, Allegan, Kent, Lake, Oceana and Mason County CMHs to serve as the "Region Three" Prepaid Inpatient Health Plan (PIHP). This action will include Muskegon County CMH's full participation in responding to the Application for Participation (AFP).

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-62 **AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN A CONTRACT WITH INSIGHT TELEPSYCHIATRY, LLC, FOR THE PROVISION OF TELEPSYCHIATRY SERVICES FOR AN AVERAGE OF EIGHT (8) HOURS PER WEEK, EFFECTIVE FEBRUARY 1, 2013, AT A COST OF \$195.00 PER HOUR FOR CHILD/ADOLESCENT SERVICES AND \$175.00 PER HOUR FOR ADULT SERVICES**

HR13/02-07

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the Community Mental Health Executive Director to sign a contract with Insight Telepsychiatry, LLC, for the provision of Telepsychiatry Services for an average of eight (8) hours per week, effective February 1, 2013, at a cost of \$195.00 per hour for child/adolescent services and \$175.00 per hour for adult services.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-63 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY DIRECTOR TO SIGN A CONTRACT WITH AH SERVICES, INC., FOR A CLINICALLY INTEGRATED WELLNESS PROGRAM, EFFECTIVE DECEMBER 1, 2012 THROUGH NOVEMBER 30, 2013, AT AN AMOUNT NOT TO EXCEED \$45,000.00**

HR13/02-08

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the Community Mental Health Services of Muskegon County Director to sign a contract with AH Services, Inc., for a clinically integrated wellness program, effective December 1, 2012 through November 30, 2013, at an amount not to exceed \$45,000.00.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-64 **AUTHORIZE THE CREATION OF A BUILDING MAINTENANCE MECHANIC I POSITION WITH A SALARY RANGE OF \$11.41 TO \$16.27 (GU 00150) PER HOUR EFFECTIVE FEBRUARY 1, 2013**

HR13/02-09

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the creation of a Building Maintenance Mechanic I position with a salary range of \$11.41 to \$16.27 (GU 00150) per hour effective February 1, 2013.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins **Motion Carried**

2013-65 **AUTHORIZE THE CREATION OF A SEASONAL SANITARIAN INTERN POSITION AND AN ADDITIONAL PUBLIC HEALTH TECHNICIAN; DELETION OF VACANT ENVIRONMENTAL QUALITY SANITARIAN POSITION G34505; RECLASSIFICATION OF VACANT MEDICAL ADMINISTRATIVE SECRETARY (N51001) TO FISCAL TECHNICIAN; AND TITLE CHANGES OF ENVIRONMENTAL HEALTH SUPERVISOR TO ENVIRONMENTAL PROJECTS SUPERVISOR AND NURSING SUPERVISOR TO PUBLIC HEALTH COMPLIANCE SUPERVISOR EFFECTIVE MARCH 1, 2013**

HR13/02-10

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the creation of a seasonal Sanitarian Intern position and an additional Public Health Technician; deletion of vacant Environmental Quality Sanitarian position G34505; reclassification of vacant Medical Administrative Secretary (N51001) to Fiscal Technician; and title changes of Environmental Health Supervisor to Environmental Projects Supervisor and Nursing Supervisor to Public Health Compliance Supervisor effective March 1, 2013.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins **Motion Carried**

2013-66 **AUTHORIZE PUBLIC HEALTH – MUSKEGON COUNTY TO REQUEST BIDS FOR WATER LABORATORY ANALYSIS FOR THE PERIOD OF MARCH 2013 THROUGH SEPTEMBER 2013 WITH A ONE YEAR RENEWAL OPTION WITH NO CHANGE IN GENERAL FUND**

HR13/02-11

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize Public Health – Muskegon County to request bids for water laboratory analysis for the period of March 2013 through September 2013 with a one year renewal option with no change in general fund.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-67 **AUTHORIZE PUBLIC HEALTH TO ENTER INTO AN AFFILIATION AGREEMENT WITH MUSKEGON COMMUNITY COLLEGE FOR STUDENT NURSE PLACEMENT, WITH NO EFFECT ON COUNTY GENERAL FUND, FURTHER AUTHORIZE THE BOARD CHAIR AND PUBLIC HEALTH DIRECTOR TO SIGN THE AGREEMENT**

HR13/02-12

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize Public Health to enter into an affiliation agreement with Muskegon Community College for student nurse placement, with no effect on county general fund, further authorize the Board Chair and Public Health Director to sign the agreement.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-68 **APPROVE THE REVISION OF THE 2013 MUSKEGON COUNTY BOARD OF COMMISSIONERS MEETING SCHEDULE OF MEETING START TIMES FROM 3:30 PM TO 4:00 PM EFFECTIVE APRIL 1, 2013, THROUGH OCTOBER 31, 2013; AND DIRECT STAFF TO REPORT ON ANY FINANCIAL IMPACT TO THE COUNTY AT THE NOVEMBER 5, 2013 HUMAN RESOURCES COMMITTEE MEETING**

HR13/02-13

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to approve the revision of the 2013 Muskegon County Board of Commissioners Meeting Schedule of meeting start times from 3:30 PM to 4:00 PM effective April 1, 2013, through October 31, 2013; and direct staff to report on any financial impact to the County at the November 5, 2013 Human Resources Committee meeting.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

THE FOLLOWING MOTION WAS TABLED:

HR13/02-05 To approve the amendments to the Muskegon County Board of Commissioners' Rules as presented.

2013-69 **APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE OF \$6,381,594.47 COVERING THE PERIOD OF JANUARY 16, 2013 THROUGH FEBRUARY 1, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/02-10

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to approve the payment of the accounts payable of \$6,381,594.47 covering the period of January 16, 2013 through February 1, 2013 as presented by the County Clerk.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-70 **AUTHORIZE THE BOARD CHAIRMAN TO SIGN THE RESOLUTION APPROVING THE 2013 AMENDMENTS TO THE COUNTY OF MUSKEGON RECREATION PLAN FOLLOWING THE PUBLIC HEARING ON FEBRUARY 12, 2013**

WM13/02-11

The Ways and Means Committee recommends, moved by Derezsinski, seconded by Cross, to authorize the Board Chairman to sign the Resolution approving the 2013 Amendments to the County of Muskegon Recreation Plan following the public hearing on February 12, 2013.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezsinski, Marvin Engle, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-71 **APPROVE THE REJECTION OF ALL BIDS FOR RFP 13-2025, FLEET REPAIR SERVICES, DUE TO LACK OF RESPONSE**

WM13/02-12

The Ways and Means Committee recommends, moved by Derezsinski, seconded by Cross, to approve the rejection of all bids for RFP 13-2025, Fleet Repair Services, due to lack of response.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezsinski, Marvin Engle, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

2013-72 **SUPPORT A TRIBUTE IN RECOGNITION OF GAIL KRAFT, EXECUTIVE DIRECTOR OF LOVE INC, UPON HER RETIREMENT, FOR HER YEARS OF SERVICE TO THAT AGENCY AND HER COMMITMENT TO SERVING CITIZENS OF MUSKEGON COUNTY**

WM13/02-13

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to support a tribute in recognition of Gail Kraft, Executive Director of Love INC, upon her retirement, for her years of service to that agency and her commitment to serving citizens of Muskegon County.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Excused: Rillastine Wilkins

Motion Carried

CHAIRMAN'S REPORT

2013-73 **APPOINT COMMISSIONERS WILKINS, SCOLNIK, SABO, AND CHAIRMAN MAHONEY TO THE BOARD RULES COMMITTEE**

The Chairman recommends, moved by Derezinski, seconded by Cross, to appoint Commissioners Wilkins, Scolnik, Sabo, and Chairman Mahoney to the Board Rules Committee.

Chairman Mahoney encouraged members to email suggestions for the Committee.

Voice vote.

Motion Carried

2013-74 **APPOINT CATHERINE BRUBAKER-CLARKE; ECONOMIC DEVELOPMENT SLOT; TERM THROUGH 12/31/15 AND DAN RINSEMA-SYBENGA; EDUCATION - POST-SECONDARY SLOT; TERM THROUGH 12/31/14, TO THE WORKFORCE DEVELOPMENT BOARD**

The Chairman recommends, moved by Cross, seconded by Hughes, to appoint Catherine Brubaker-Clarke; Economic Development Slot; term through 12/31/15 and Dan Rinsema-Sybenga; Education - Post-Secondary Slot; term through 12/31/14, to the Workforce Development Board.

Commissioner Nash asked if these were reappointments or new appointments. The Administrator noted they are new appointments and will report back with the names of the former members replaced by these appointments.

Voice vote.

Motion Carried

Chairman Mahoney explained that appointments had been based on representation from each Commission District.

2012-75 **APPOINT ALL APPLICANTS WHO HAVE ALREADY APPLIED FOR THE
JJTCC CITIZEN'S REVIEW COMMITTEE**

The Chairman recommends, moved by Hughes, seconded by Engle, to appoint all applicants who have already applied for the JJTCC Citizen's Review Committee.

Chairman Mahoney noted additional appointments may be made at a later date.

Discussion ensued regarding the number of appointments (approximately 15) and the mission of this group which was to give input to the JJTCC.

Voice vote.

Motion Carried

COMMITTEE LIAISON REPORTS

Commissioner Derezinski asked for clarification for the charge of the Airport Advisory Committee. Chairman Mahoney will verify the original charge.

ADMINISTRATOR'S REPORT

2013-75 **APPROVE THE REQUEST FROM THE VILLAGE OF RAVENNA FOR
EXEMPTION FROM COUNTY BOARD POLICY #2009-367 (COUNTY
BOARD TAX SHARING POLICY) FOR DEW PROJECT 456917**

The Administrator recommends, moved by Engle, seconded by Hughes, to approve the request from the Village of Ravenna for exemption from County Board Policy #2009-367 (County board Tax Sharing Policy) for DEW Project 456917.

Discussion ensued regarding the 2009 County Policy, Act 198 implications, and concerns about accountability.

Roll Call

Yes: Terry Sabo, Bob Scolnik, Ben Cross, James Derezinski, Marvin Engle,
Susie Hughes, Kenneth Mahoney

No: None

Abstain: Charles Nash

Excused: Rillastine Wilkins

Motion Carried

OLD BUSINESS

Commissioner Scolnik inquired if there were any costs to the County for the Battery Plant project. There were no costs since the costs were linked to jobs created.

NEW BUSINESS

There was no new business to come before the Board of Commissioners.

PUBLIC COMMENT (ON A NEW TOPIC)

Jim Riley addressed the Board on following up on Board Actions.

Samantha Fox, Muskegon Community College student in Kurt Troutman's Political Science class was in attendance.

Chairman Mahoney recognized audience members, former County Commissioner Scott Plummer; Blue Lake Township Trustee, Donald E. Studaven; and Muskegon City Mayor Candidate Dr. Abiade.

ADJOURN

2013-76 **MOVED BY CROSS, SECONDED BY NASH, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:10 p.m.

Nancy A. Waters, County Clerk

NAW/jmp

***Preliminary Minutes
To be approved at the Full Board Meeting on Tuesday, February 26, 2013***

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

*Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman*

*Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair*

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

Full Board Meeting

**February 26, 2013
3:30 P.M.**

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was lead by Commissioner Derezinski.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Absent: None

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

2013-77 **APPROVAL OF THE AGENDA**

Moved by Derezinski, seconded by Cross, to approve the agenda.

Voice vote.

Motion Carried

2013-78 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, FEBRUARY 12, 2013**

Moved by Scolnik, seconded by Wilkins, to approve the Full Board Minutes of Tuesday, February 12, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT ON AN AGENDA ITEM

There were no public comments on an agenda item.

COMMUNICATION

There were no communication Items to come before the Board.

COMMITTEE REPORTS

2013-79 **APPROVE THE TRANSFER OF LOT 50 (PARCEL #61-42-503-069-0050-00) IN THE VILLAGE OF LAKEWOOD CLUB ADDITION NUMBER THREE TO THE MUSKEGON COUNTY LAND BANK AUTHORITY FOR THE SUM OF \$100 AND TO AUTHORIZE THE BOARD CHAIR TO EXECUTE THE NECESSARY QUIT CLAIM DEED**

CD/SP13/02-03

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to approve the transfer of Lot 50 (parcel #61-42-503-069-0050-00) in the Village of Lakewood Club Addition Number Three to the Muskegon County Land Bank Authority for the sum of \$100 and to authorize the Board Chair to execute the necessary quit claim deed.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Motion Carried

2013-80 **ADOPT THE FISCAL YEAR 2014 - 2017 TRANSPORTATION IMPROVEMENT PROGRAM (TIP) RESOLUTION AND PROPOSED PROJECT LIST AS DEVELOPED BY THE MUSKEGON AREA TRANSIT SYSTEM FOR CONSIDERATION BY THE WEST MICHIGAN SHORELINE REGIONAL DEVELOPMENT COMMISSION**

TR13/02-04

The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to adopt the Fiscal Year 2014 - 2017 Transportation Improvement Program (TIP) 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

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-81 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PURCHASE NINE MINIVANS THROUGH THE MICHIGAN DEPARTMENT OF TRANSPORTATION EXTENDED PURCHASING PROGRAM FOR A TOTAL COST NOT TO EXCEED \$333,000**

TR13/02-05

The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to authorize the Muskegon Area Transit System to purchase nine minivans through the Michigan Department of Transportation Extended Purchasing Program for a total cost not to exceed \$333,000.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-82 **AWARD RFP13-2005 FOR THE SUPPLY OF BUS SHELTERS AND BENCHES FOR THE MUSKEGON AREA TRANSIT SYSTEM TO DUO-GARD INDUSTRIES**

TR13/02-06

The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to award RFP13-2005 for the supply of bus shelters and benches for the Muskegon Area Transit System to Duo-Gard Industries.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-83 **APPROVE A CONTRACT BETWEEN THE COUNTY AND THE MICHIGAN DEPARTMENT OF TRANSPORTATION, PROVIDING \$28,500 (95% OF THE PROJECT COST) TO DESIGN THE AIRPORT ACCESS ROAD REHABILITATION PROJECT, WITH THE COUNTY'S SHARE OF THE PROJECT TO BE \$1,500 (5% OF THE PROJECT COST)**

TR13/02-07

The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to approve a contract between the County and the Michigan Department of Transportation, providing \$28,500 (95% of the project cost) to design the Airport Access Road Rehabilitation Project, with the County's share of the project to be \$1,500 (5% of the project cost).

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-84 **APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE OF \$5,748,242.86 COVERING THE PERIOD OF FEBRUARY 2, 2013 THROUGH FEBRUARY 12, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/02-14

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to approve the payment of the accounts payable of \$5,748,242.86 covering the period of February 2, 2013 through February 12, 2013 as presented by the County Clerk.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-85 **AUTHORIZE THE AMENDMENT TO THE AGREEMENT BETWEEN THE MUSKEGON COUNTY LAND BANK AUTHORITY AND THE MUSKEGON COUNTY BOARD OF COMMISSIONERS IN THE FOLLOWING MANNER: "WITH RESPECT TO ANY PROPERTY DESIGNATED IN WRITING BY MUSKEGON COUNTY LAND BANK AUTHORITY, MUSKEGON COUNTY BOARD OF COMMISSIONERS AGREES TO ASSIGN ITS RIGHTS UNDER SECTION 78M(1) AND 78M(3) OF THE GENERAL PROPERTY TAX ACT OF 1893, AS AMENDED AND PUBLIC ACT 206, MCL 211.7M(1), 211.78M(3) TO EXERCISE THE "RIGHTS OF REFUSAL" OPTION IN THE ACQUISITION OF FORECLOSED PROPERTY"**

WM13/02-16

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the amendment to the agreement between the Muskegon County Land Bank Authority and the Muskegon County Board of Commissioners in the following manner: "With respect to any property designated in writing by Muskegon County Land Bank Authority, Muskegon County Board of Commissioners agrees to assign its rights under section 78m(1) and 78m(3) of the General Property Tax Act of 1893, as amended and Public Act 206, MCL 211.7m(1), 211.78m(3) to exercise the "rights of refusal" option in the acquisition of foreclosed property".

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-86 **AUTHORIZE THE ADOPTION OF THE RESOLUTION APPLICATION FOR DEFERMENT OF TAXES FOR THE PURPOSE OF WAIVING THE INTEREST AND FEES FOR THE PERIOD MARCH 1ST THROUGH “APRIL 30TH, FOR TAXES PAID BY MAY 1ST IN THE FIRST YEAR OF DELINQUENCY FOR SENIOR CITIZENS, PARAPLEGICS, ELIGIBLE SERVICE VETERANS, ELIGIBLE WIDOWS OF SERVICE VETERANS, THE PERMANENTLY DISABLED AND BLIND IN ACCORDANCE WITH THE GENERAL PROPERTY TAX ACT SECTIONS 211.59 AND 211.51**

WM13/02-17

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the adoption of the resolution Application for Deferment of Taxes for the purpose of waiving the interest and fees for the period March 1st through “April 30th, for taxes paid by May 1st in the first year of delinquency for senior citizens, paraplegics, eligible service veterans, eligible widows of service veterans, the permanently disabled and blind in accordance with the General Property Tax Act sections 211.59 and 211.51.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-87 **AUTHORIZE THE TREASURER’S OFFICE REORGANIZATION, RECLASSIFYING SIX ACCOUNT CLERK II FT POSITIONS (G02001/03/04/05/06/017) TO A PROPERTY TAX TECHNICIAN FT CLASSIFICATION AT A SALARY CLASSIFICATION OF GU00160; A SALARY ADJUSTMENT FOR PROPERTY TAX SPECIALIST FT (N55701) TO SALARY GRADE NX00100; AND A SALARY ADJUSTMENT FOR THE CASH MANAGER (X11501) TO SALARY GRADE NX00310 WITH RECLASSIFICATIONS AND SALARY ADJUSTMENTS EFFECTIVE MARCH 1, 2013; AND FURTHER AUTHORIZE LABOR DISTRIBUTION CHANGES AS DETAILED TO BE EFFECTIVE RETROACTIVELY TO OCTOBER 1, 2012**

WM13/02-18

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the Treasurer’s Office reorganization, reclassifying six Account Clerk II FT positions (G02001/03/04/05/06/017) to a Property Tax Technician FT classification at a salary classification of GU00160; a salary adjustment for Property Tax Specialist FT (N55701) to salary grade NX00100; and a salary adjustment for the Cash Manager (X11501) to salary grade NX00310 with reclassifications and salary adjustments effective March 1, 2013; and further authorize labor distribution changes as detailed to be effective retroactively to October 1, 2012.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-88 **AUTHORIZE THE ADOPTION OF THE RESOLUTION ALLOWING THE COUNTY OF MUSKEGON TO BORROW UP TO TWELVE MILLION DOLLARS (\$12,000,000) AGAINST ANTICIPATED 2012 DELINQUENT TAXES**

WM13/02-19

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the adoption of the resolution allowing the County of Muskegon to borrow up to twelve million dollars (\$12,000,000) against anticipated 2012 delinquent taxes.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

MOTION TABLED AT COMMITTEE:

WM13/02-15

To approve the Muskegon County Local Bidder Preference Award and make appropriate revisions to the County Board's Purchasing Policy.

CHAIRMAN'S REPORT

2013-89 **CONCUR WITH THE CHAIRMAN'S RECOMMENDATION FOR CITIZEN APPOINTMENTS TO THE JAIL/JUVENILE TRANSITION CENTER CITIZENS REVIEW COMMITTEE APPOINTMENTS (TERMS THROUGH 12/31/13)**

The Chairman recommends, moved by Derzinski, seconded by Nash, to concur with the Chairman's recommendation for Citizen appointments to the Jail/Juvenile Transition Center Citizens Review Committee Appointments (terms through 12/31/13):

Ryan Bennett	Christin Connolly	Andrew Heykoop
Jack Kennedy	Fred Klimsza	David Newsome
Jeffery Patterson	Mary Payne	James Riley
Randall Rogoski	Peggy Selmon	Marsha Stewart
Stephanie Tanis-Cathey	William Wiebenga	

Voice vote.

Motion Carried

Chairman Mahoney scheduled a Board Planning Session for Tuesday, March 5th at 1:30 p.m. at the South Campus Training Center.

Chairman Mahoney reminded Commissioners about the Budget Kick-Off Meeting: Thursday, March 7th at Noon at the MAREC Center with lunch followed by the Budget Presentation.

2013-90 **COMMISSIONERS TO PARTICIPATE IN THE ST. PATRICK'S DAY
PARADE: SATURDAY, MARCH 16TH -11:00 AM; DOWNTOWN**

Moved by Hughes, seconded by Wilkins, for Commissioners to participate in the St. Patrick's Day Parade: Saturday, March 16th -11:00 AM; Downtown.

Voice vote.

Motion Carried

Chairman Mahoney announced that the County Clerk and Equalization Departments will be open on Saturday, March 9, 2013, from 10 a.m. to 2 p.m. for Full Service Saturday and Passport Day USA on the 1st floor in the Hall of Justice.

Chairman Mahoney also announced that FREE County Parks Day is scheduled for Saturday, May 4th from 10 a.m. to 4 p.m. at Twin Lake County Park and Pioneer County Park. Additional details to come.

COMMITTEE LIAISON REPORTS

There were no Committee Liaison Reports.

ADMINISTRATOR'S REPORT

2013-91 **ACCEPT CREATION OF A COMMERCIAL REHABILITATION DISTRICT
AT 316 MORRIS AVENUE BY THE CITY OF MUSKEGON**

The Administrator recommends, moved by _____, seconded by _____, to accept the creation of a Commercial Rehabilitation District at 316 Morris Avenue Street in the City of Muskegon under PA 210 of 2005 on the following described parcel of real property: City of Muskegon revised Plat of 1903, that PT of Blks 558-562 VAC Alley VAC Jefferson St & VAC Water Street DESC as FOLS Com at W most COR Lot 17 of SD BLK 561 for POB TH S 39D 47M E ALG ELY LN of N First ST 193.65 FT to NLY LN of Morris Ave TH N 21D 59M 27S E ALG NLY LN Morris Ave 203.46 FT TH N 27D 33M E ALG NLY LN Morris Ave 275.90 FT to SWLY LN of Terrace St (125.00 FT WIDE) TH N 62D 44M W ALG SWLY LN Terrace St (125 FT WIDE) 449.40 FT TH WLY ALG THE ARC OF THE 177.48 FT R Curve to LT a Distance 138.36 FT to ELY LN of C&O RR Row (The Long Chord of SD Curve Bears N 85D 04M W 134.90 FT).

Discussion ensued.

2013-92 **SUSPEND THE RULES**

Moved by Derezinski, seconded by Sabo, to suspend the rules to allow Mr. Andy Wenzel to speak.

Mr. Andy Wenzel of the Hinman Group explained that the property is where the Terrace Plaza Building is located.

2013-93 **RETURN TO REGULAR SESSION**

Moved by Cross, seconded by Nash, to return to Regular Session.

Roll Call on 2013-91

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross,
James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Motion Carried

OLD BUSINESS

There was no old business to come before the Board of Commissioners.

NEW BUSINESS

Commissioner Scolnik referred to a press release stating the United Way 2013 Day of Caring site is going to be the Muskegon County Fairgrounds and will be moved to June so the work will be done prior to the Muskegon County Fair. Chris Hall, Dalton Township Supervisor has been named as Co-Chair. This is good news for the Fairgrounds. Commissioner Engle stated there has been cooperation between the Public Works Department and the Fair Board.

Moved by Nash, seconded by Hughes, to require follow-up on citizen appointments to have a report showing attendance and quorum at these advisory committee meetings. This report would be given to the Chairman of the Board in November and he would present it to the County Board of Commissioners in December.

Discussion ensued.

Nash and Hughes withdrew this motion.

PUBLIC COMMENT (ON A NEW TOPIC)

Jim Riley addressed the Board thanking Commissioner Nash and encouraged more open discussion.

Kay Deuster and Susan Morpeth addressed the Board regarding the Veteran Project they are working on to get headstones for veterans at Muskegon area cemeteries. Commissioner Derezinski invited them to attend the Veterans Affairs meeting on Wednesday, February 27th at 2 p.m. at the Veteran's Affairs Building on the County South Campus.

Chairman Mahoney recognized audience members: Muskegon Charter Township Supervisor Dave Keift, Jr.; Egelston Township Treasurer Deb Ackerman; Prosecutor DJ Hilson, County Treasurer Tony Moulatsiotis; Sheriff Dean Roesler.

Chairman Mhoney welcomed and introduced James Kenneth Harris, Sr., Graduate Student in GVSU's Social Work Program.

Commissioner Scolnik noted Prosecutor DJ Hilson was a participant in Dancing with the Local Stars and did fantastic job.

ADJOURN

2013-94 **MOVED BY NASH, SECONDED BY HUGHES, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:12p.m.

Nancy A. Waters, County Clerk

NAW/jmp

***Preliminary Minutes
To be approved at the Full Board Meeting on Tuesday, March 12, 2013***

MUSKEGON COUNTY BOARD OF COMMISSIONERS
MUSKEGON COUNTY, MICHIGAN

AGENDA

FULL BOARD

Hall of Justice

990 Terrace, Muskegon, MI

March 12, 2013 - 3:30 PM

Kenneth Mahoney, Chair
Rillastine Wilkins, Vice-Chair

-
1. Call to Order
 2. Invocation
 3. Pledge of Allegiance
 4. Roll Call
 5. Approval of Agenda
 6. Approval of the Minutes of February 26, 2013
 7. Public Comment (on an agenda item)
 8. Communication
 9. Committee Reports
 - A. Courts & Public Safety Committee (Page 3)
 - B. Human Resources Committee (Page 4)

Public Comment

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

10. Chairman's Report/Committee Liaison Reports
 - A. Approve Proclamation Designating April 2013 as County Government Month
 - B. St. Patrick's Day Parade: Saturday, March 16th – 11:00 AM; Downtown Muskegon
 - C. Board Planning Session – FY 11-12 Audit: Tuesday, April 9th – 1:00 PM, South Campus Training Center, Room #205
11. Administrator's Report
 - Approve Payment of Accounts Payable Covering February 13, 2013 through March 1, 2013
12. Old Business
13. New Business
14. Public Comment (on a new topic)
15. Adjournment

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

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

The Courts/Public Safety Committee met on March 5, 2013, it was recommended and I move:

- CPS13/03 -06 To authorize an increase in the hourly wage of Judy Carnes from \$15.526 to \$19.688 effective December 17, 2012 until such time as a full time Circuit Court Legal and Scheduling Secretary can be appointed.
- CPS13/03 - 07 To accept the JJTCC recommendation to proceed with the new Jail and Juvenile Transition Center proposed option including the two alternates and authorize Administration to coordinate two (2) Request for Proposals (RFP); 1) architectural services and 2) construction management services.
- CPS13/03 – 08 To approve the one-year extension of the 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 with the County's share of the cost being 50% or \$110,764.58 and authorize the Board Chair and Sheriff to sign the document.
- CPS13/03 – 09 To accept the Joint Endeavor Agreement between the PRAECIPIO and Muskegon County on behalf of the Muskegon County Sheriff Department/Emergency Services, and direct the Board Chair and appropriate staff to sign the agreement, term 3/15/13 through 6/30/15.
- CPS13/03 – 10 To approve a tribute in recognition and appreciation of Mr. Gary Conrad.

The Human Resources Committee met on March 5, 2013, it was recommended and I move:

- HR13/03 – 14 To authorize the creation of a new Supports Coordinator/MI position budgeted 100% in 7320.
- HR13/03 – 15 To authorize the Community Mental Health Executive Director to sign a Memorandum of Agreement with Stars Behavioral Health Group (SBHG), National Network on Youth Transition (NNYT) Academy for Consultation Services, Training, and Technical Assistance for implementation and sustainability of the Transition to Independence Process (TIP) Model training for CMH staff serving transition-age youth and their families, at a cost not to exceed \$35,343.00, effective March 1, 2013, contingent upon Period of Performance revision.
- HR13/03 – 16 To authorize the creation of a Supports Coordinator/DD position and a Supports Coordinator Assistant position in the Community Mental Health Intensive Case Management Program (Org 7148).
- HR13/03 – 17 To authorize the addition of five Mental Health Aide/Skills Building – Hourly positions in the Community Mental Health DD Skills Building Program (Org 7132).
- HR13/03 – 18 To authorize Community Mental Health to purchase five mini-vans (\$106,985.05) from Slingerland Chrysler Dodge of Owosso, Michigan and three mid-sized sedans (\$51,360.00) from Great Lakes Ford of Muskegon, Michigan; said purchases to be made from the County's Equipment Revolving account utilizing the dollars transferred into that account by the Community Mental Health agency.
- HR13/03 – 19 To authorize Public Health Department to amend its FY13 budget (revenue and expenditures) from \$6,091,962 to \$6,074,247 to include grant funding changes, program line item adjustments, and staff/funding transfers, with no change in the general fund appropriation.
- HR13/03 – 20 To authorize cancellation of the Ways & Means Committee meeting of Thursday, March 7, 2013.

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE Full Board		BUDGETED NON-BUDGETED PARTIALLY BUDGETED	
REQUESTING DEPARTMENT Administration	COMMITTEE DATE 3/12/13	REQUESTOR SIGNATURE	
SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)			
The National Association of Counties has declared April 2013 as National County Government Month. This year's theme is: "Smart Justice: Creating Safer Communities".			
SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)			
Move to approve the Proclamation designating April 2013 as County Government Month.			
ADMINISTRATIVE ANALYSIS (AS APPLICABLE)			
<u>HUMAN RESOURCES ANALYSIS:</u>		<u>FINANCE & MANAGEMENT ANALYSIS:</u>	
<u>CORPORATE COUNSEL ANALYSIS:</u>		<u>ADMINISTRATOR RECOMMENDATION:</u>	
AGENDA DATE: 3/12/13	AGENDA NO.:	BOARD DATE: 3/12/13	PAGE NO.

National County Government Month - April 2013

"Smart Justice: Creating Safer Communities"

WHEREAS, the nation's 3,068 counties provide a variety of essential public services to communities serving more than 300 million Americans; and

WHEREAS, Muskegon County and all counties take pride in their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways; and

WHEREAS, county governments are often the entity providing both direct and indirect services to enhance the lives of residents and are responsible for maintaining public safety and the efficient use of local tax dollars; and

WHEREAS, 2,914 countries own a jail or participate in a regional jail and admit nearly 12 million people each year; and

WHEREAS, National Association of Counties President Chris Rodgers is encouraging counties to promote effective community corrections programs across the country through his 2012-13 "Smart Justice" presidential initiative; and

WHEREAS, each year since 1991 the National Association of Counties has encouraged counties across the country to actively promote their own programs and services to the public they serve;

NOW, THEREFORE, BE IT RESOLVED THAT I, Kenneth Mahoney, County Board Chair, do hereby proclaim April 2013 as National County Government Month and encourage all County officials, employees, schools and residents to participate in county government celebration activities.

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE Full Board		BUDGETED NON-BUDGETED PARTIALLY BUDGETED	
REQUESTING DEPARTMENT Administration	COMMITTEE DATE March 12, 2013	REQUESTOR SIGNATURE Bonnie Hammersley	
SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)			
Accounts payable - already distributed.			
SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)			
I move to approve payment of the accounts payable of \$6,140,579.10 covering the period of February 13, 2013 through March 1, 2013, as presented by the County Clerk.			
ADMINISTRATIVE ANALYSIS (AS APPLICABLE)			
<u>HUMAN RESOURCES ANALYSIS:</u>		<u>FINANCE & MANAGEMENT ANALYSIS:</u>	
(Empty)		Recommend Approval Heath Kaplan	
<u>CORPORATE COUNSEL ANALYSIS:</u>		<u>ADMINISTRATOR RECOMMENDATION:</u>	
(Empty)		Recommend Approval Bonnie Hammersley	
AGENDA DATE: 3/12/13	AGENDA NO.:	BOARD DATE: 3/12/13	PAGE NO.

MUSKEGON COUNTY BOARD OF COMMISSIONERS
MUSKEGON COUNTY, MICHIGAN

AGENDA

**FULL BOARD
Hall of Justice
990 Terrace, Muskegon, MI
March 26, 2013 - 3:30 PM**

**Kenneth Mahoney, Chair
Rillastine Wilkins, Vice-Chair**

-
1. Call to Order
 2. Invocation
 3. Pledge of Allegiance
 4. Roll Call
 5. Approval of Agenda
 6. Approval of the Minutes of March 12, 2013
 7. Public Comment (on an agenda item)
 8. Presentation – Tribute in Recognition of Edward B. Koryzno, Sr.
 9. Communication
 10. Committee/Board Reports
 - A. Community Development/Strategic Planning Committee (Page 3)
 - B. Public Works Board (Page 4)
 - C. Transportation Committee (Page 5)
 - D. Ways & Means Committee (Page 6)

Public Comment

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

11. Chairman's Report/Committee Liaison Reports
 - A. Approve Resolution to Support National Bike to Work Week - May 13th - 17th, 2013
 - B. Rescind Appointment of M. Teresa Schaefer to the Workforce Development Board
 - C. Board Planning Session Reminder – FY 11-12 Audit: Tuesday, April 9th – 1:00 PM, South Campus Training Center, Room #205
12. Administrator's Report
13. Old Business
14. New Business
15. Public Comment (on a new topic)
16. Adjournment

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

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

The Community Development/Strategic Planning Committee met on March 21, 2013, it was recommended and I move:

CD/SP13/03 - 04 To adopt the revised bylaws of the Accommodations Tax Advisory Committee.

CD/SP13/03 – 05 To adopt the License Agreement with Unity Christian Events/Alive On The Lakeshore to provide a license for the use of Heritage Landing August 7 – 10, 2013 for the Unity Christian Music Festival, and to authorize the Chairperson of the County Board to execute the agreement.

The Board of Public Works met on March 14, 2013, approved and recommends to the Board of Commissioners, to adopt the Wastewater "Sewer Use Ordinance".

The Transportation Committee met on March 21, 2013; it was recommended, and I move:

TR13/03-08 To approve operation of a 2013 Trolley Route Program as proposed.

TR13/03-09 To authorize MATS to create and fill the position of Transit Marketing Specialist – Part Time at salary range NO 00250 (\$18.77-23.78/hr).

TR13/03-10 To approve a Statement of Joint Objectives (SOJO), a document that outlines the responsibilities of the County and the Transportation Security Administration (TSA) with respect to a Reimbursement Agreement that provides reimbursement to the County, up to \$21,900 per year, for Law Enforcement Officer (LEO) expenses.

TR13/03-11 To approve a contract between the County and Prein & Newhof in the amount of \$41,000 to design an Aircraft Rescue and Fire Fighting (ARFF) station rehabilitation project at the Airport, with the County's 2.5% share of the contract to be \$1,025.

The Ways & Means Committee met on March 21, 2013, it was recommended and I move:

- WM13/03 – 21 To approve the payment of the accounts payable of \$3,989,962.46 covering the period of March 2, 2013 through March 15, 2013 as presented by the County Clerk.
- WM13/03 – 22 To approve the agreement between United Networks of America and Muskegon County to provide a free discount prescription drug card to Muskegon County residents, at no cost to the County and that the County Board chair be authorized to sign the agreement.
- WM13/03 – 23 To authorize the Muskegon County Information Systems Department to enter into a contract with the State of Michigan for acquisition of Spring 2013 digital orthophotography and associated lidar elevation data for enhancement into the county's geographic information system at a price not to exceed \$113,402.06.
- WM13/03 – 24 To approve the purchase of three (3) 2013 Ford Police Interceptors from Great Lakes Ford in the total amount of \$80,430.00.
- WM13/03 – 25 To authorize the Sheriff's Office to accept the FY2013-2014 Huron-Manistee National Forest Cooperative Law Enforcement Agreement (11-LE-11090400-017) in the amount of \$4,959.44 and to have the Board Chair sign this agreement.

MUSKEGON COUNTY BOARD OF COMMISSIONERS
MUSKEGON COUNTY, MICHIGAN

REVISED AGENDA

FULL BOARD
Hall of Justice
990 Terrace, Muskegon, MI
April 9, 2013 - 4:00 PM

Kenneth Mahoney, Chair
Rillastine Wilkins, Vice-Chair

-
1. Call to Order
 2. Invocation
 3. Pledge of Allegiance
 4. Roll Call
 5. Approval of Agenda
 6. Approval of the Minutes of March 26, 2013
 7. Public Comment (on an agenda item)
 8. Communication
 - Oceana County Board of Commissioners: Resolution Requesting Legislature to Implement a Plan to Improve Michigan Roads and Highways
 9. Committee/Board Reports
 - A. Courts & Public Safety (Page 5)
 - B. Human Resources Committee (Page 6)
 - C. Ways & Means Committee (Page 7)

Public Comment

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

10. Chairman's Report/Committee Liaison Reports
 - Reappoint Randy Hoffmeyer to the Muskegon County Jury Commission – Appointment Term 5/1/13 - 4/30/19
11. Administrator's Report
 - A. Approve Muskegon County Purchasing Department to Competitively Solicit Bids for Food Service at Various County Facilities
 - B. Authorize Brookhaven Management to Eliminate Unfunded, Funded and Vacant Budget Positions**
12. Old Business
13. New Business
14. Public Comment (on a new topic)
15. Adjournment

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

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



Oceana County
BOARD OF COMMISSIONERS
County Building
100 S. State Street, Suite M-4
Hart, Michigan 49420



RESOLUTION REQUESTING LEGISLATURE TO IMPLEMENT A PLAN TO
IMPROVE MICHIGAN ROADS AND HIGHWAYS

Moved by Mr. Powers and seconded by Mr. Dykema to adopt the following Resolution:

WHEREAS, County and Municipal roads are deteriorating at a record pace; and

WHEREAS, the longer quality maintenance is deferred due to lack of funding, the more it will cost to bring our county and state road network back into quality condition; and

WHEREAS, investment in our road infrastructure will provide needed improvement and provide good paying jobs in our state and these wages will be spent in Oceana County and Michigan to further assist our economy; and

WHEREAS, Michigan is losing \$3 million per day and more than \$1 billion per year due to the maintenance costs and increased wear and tear on our roads and bridges; and,

WHEREAS, since the 1960s, Michigan has ranked among the lowest of all states, on a per capita basis, of investing in our infrastructure; and

WHEREAS, one-third of all fatal and serious traffic crashes in Michigan can be linked, in part, to poor road conditions; and,

WHEREAS, Michigan's gas tax – the user fee that is the primary source of transportation funding – has not increased since 1997. At the same time, the gas tax revenue collected today, adjusted for inflation, is equal to that which was collected in 1974; and

WHEREAS, the State's 6% sales tax goes into the general fund – not toward road repairs; and,

WHEREAS: we risk a future fiscal crisis if we do not increase our investment in transportation. Currently 32% of Michigan's roads are ranked as being in poor condition. By 2018, this number is expected to jump to more than 65%; and,

WHEREAS: Investing \$10 billion over the next ten years to fix Michigan's roads and bridges would create 12,000 jobs and prevent 100 crash-related deaths per year.

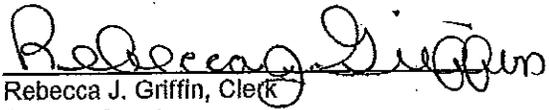
THEREFORE, BE IT RESOLVED: That the Oceana County Board of Commissioners hereby urges the Governor and Michigan Legislature to save taxpayer dollars, save lives, and improve our economy by making the necessary investments to repair our roads and bridges so that our transportation systems can function at peak performance.

THEREFORE, BE IT FURTHER RESOLVED: That a copy of this resolution be forwarded to Governor Snyder, Senator Goeff Hansen and Representative Jon Bumstead, the Michigan Association of Counties, the Oceana County Road Commission and the other 82 Michigan County Clerks.

Roll call vote: Powers, yes; Dykema, yes; Walker, yes; Brown, yes; Byl, yes; Kolbe, absent; and, Van Sickle, yes. Motion carried.

CERTIFICATION:

The undersigned, being the Clerk of Oceana County, does hereby certify that on the 28th day of March, 2013, the Oceana County Board of Commissioners did adopt the above Resolution at its Regular Meeting.



Rebecca J. Griffin, Clerk
Oceana County
Board of Commissioners

The Courts/Public Safety Committee met on April 2, 2013, it was recommended and I move:

- CPS13/04 -11 To approve the increase of the number of Clerk Bailiff/NB – Hourly positions (at a rate of \$15.02 per hour) from two to four for scheduling purposes.
- CPS13/04 - 12 To approve the Sheriff's Office leasing four (4) current model year Harley Davidson Patrol motorcycles from Sandy's Harley Davidson and to have the Sheriff sign any necessary agreements (this would be a two year agreement with the first year cost of \$2,600.00); and increase the County's contribution to the Secondary Road Patrol grant by \$1,300.00 which would come out of the Sheriff's Operation budget.
- CPS13/04 – 13 To approve the Uniformed Law Enforcement in Work Zones agreement between the Muskegon County Sheriff's Office and the Michigan Department of Transportation.
- CPS13/04 – 14 To execute an agreement between the County and the Whitehall School District for a school services program at the Muskegon County Juvenile Transition Center and authorize the Chairman to sign.
- CPS13/04 – 15 To authorize a letter to the Michigan Department of Environmental Quality in support of White River Township's Barrier Dunes Sanctuary.

The Human Resources Committee met on April 2, 2013, it was recommended and I move:

- HR13/04 – 21 To authorize the Community Mental Health Executive Director to sign Amendment #1 to the contract with the Michigan Department of Community Health for the Michigan ABW Non-Pregnant Childless Adults Waiver (Adult Benefits Waiver) Section 1115 Demonstration program FY13, effective October 1, 2012 through September 30, 2013.
- HR13/04 – 22 To authorize the Community Mental Health Executive Director to sign the amended contract with Amanda Family, Inc., to increase their per diem to \$209.20 and to sign the amended contract with Fa-Ho-Lo Family, Inc., to increase the per diem paid for the Wolf Lake home to \$176.61, effective April 1, 2013 through September 30, 2013, with a \$1,400.00 increase in Amanda's annual cap and a \$6,250.00 increase in Fa-Ho-Lo's annual cap.
- HR13/04 – 23 To authorize the Community Mental Health Executive Director to sign the amended contract with Insight Telepsychiatry, LLC for the provision of Telepsychiatry Services from an average of eight (8) hours per week to forty (40) hours per week per each adult and child psychiatrist, effective March 1, 2013, at a cost of \$195.00 per hour for child/adolescent services and \$175.00 per hour for adult services.
- HR13/04 – 24 To authorize the reclassification of Administrative Analyst position X04005 (NX 00220) to an Accountant I position (NX 00130) effective April 15, 2013.
- HR13/04 – 25 To authorize the resolution to establish Muskegon CMH's participation in the Lakeshore Regional Entity (LRE), also known as Region Three Prepaid Inpatient Health Plan (PIHP) consisting of Ottawa, Allegan, Kent, Lake, Muskegon, Oceana and Mason County CMHs.

The Ways & Means Committee met on April 4, 2013, it was recommended and I move:

- WM13/04 – 26 To approve payment of the accounts payable of \$3,557,396.14 covering the period of March 16, 2013 through March 29, 2013 as presented by the County Clerk.
- WM13/04 – 27 To reclassify Youth Developer BPN N89003 to JAG Specialist and title change JAG Trainer BPN X46301 to JAG Specialist and title change Business Consultants BPN N13501, N13502 and N13503 to Talent Recruiter
- WM13/04 – 28 To accept the bid for Heritage Landing fencing for Options 1-A and 2-B, 72" high fence, submitted by BC Fence, Inc., (dba Justice Fence Company) to be paid for with funds from the Heritage Landing Reserve Fund for a total cost of \$61,842.99 with a 1% early payment discount.



STATE OF MICHIGAN

MICHAEL E. KOBZA HALL OF JUSTICE
14TH JUDICIAL CIRCUIT COURT
990 TERRACE STREET
MUSKEGON, MICHIGAN 49442

WILLIAM C. MARIETTI
CHIEF CIRCUIT JUDGE

TELEPHONE (231) 724-3493
FAX (231) 724-6688

March 25, 2013

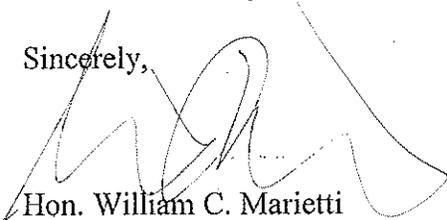
Kenneth Mahoney
Chair of the Muskegon
County Board of Commissioners
990 Terrace St.
Muskegon, MI 49442

Re: Jury Commission

Dear Chairman Mahoney:

Please be advised that Jury Commissioner, Randy L. Hoffmeyer's term expires on April 30, 2013. Pursuant to MCL 600.1301, the Circuit Judges of the 14th Judicial Circuit, Muskegon County do hereby recommend that Mr. Randy L. Hoffmeyer be appointed to a second six year term effective May 1, 2013.

Sincerely,


Hon. William C. Marietti
Chief Judge
14th Circuit Court
Muskegon County

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE Full Board		BUDGETED NON-BUDGETED PARTIALLY BUDGETED		
REQUESTING DEPARTMENT Youth Services		COMMITTEE DATE April 9, 2013		REQUESTOR SIGNATURE Vernon Oard, Youth Services Director
SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)				
<p>The Muskegon County Juvenile Transition Center participates in the National School Lunch program which provides meal reimbursement to the Juvenile Transition Center. There is currently a Food Services Agreement with Aramark to provide meals at the Juvenile Transition Center. The Michigan Department of Education through the National School Lunch program has indicated the Vended School Meals Contract must be re-bid and have a contract in place by July 1, 2013.</p>				
SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)				
<p>Move to allow the Muskegon County Purchasing Department to competitively solicit bids for Food Service at various County facilities in order to have a contract in place by July 1, 2013.</p>				
ADMINISTRATIVE ANALYSIS (AS APPLICABLE)				
<u>HUMAN RESOURCES ANALYSIS:</u>		<u>FINANCE & MANAGEMENT ANALYSIS:</u>		
<u>CORPORATE COUNSEL ANALYSIS:</u>		<u>ADMINISTRATOR RECOMMENDATION:</u>		
		<p><i>approval</i> <i>BBH</i></p>		
AGENDA DATE: <i>4.9.13</i>	AGENDA NO.:	BOARD DATE: <i>4.9.13</i>	PAGE NO.	

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE Full Board	BUDGETED X	NON-BUDGETED X	PARTIALLY BUDGETED
REQUESTING DEPARTMENT Brookhaven MCF	COMMITTEE DATE 4/9/13	REQUESTOR SIGNATURE /s/ Martin J. Rosenfeld, NHA	
<p>SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)</p> <p>The administrator of Brookhaven Medical Care Facility and the Muskegon County DHS Board request authorization to adjust staffing at Brookhaven through the end of FY 2013 by:</p> <ul style="list-style-type: none"> A. eliminating unfunded budget position numbers: A02501, A07512, A15003, A15016, A20003, and X05501 B. eliminating these budget position numbers: A07513, A07515, A04418, A04525, A04556, A04516, A04537 effective per union contracts one week after motion of County Board and eliminate A07508 on 6/1/13, A15007 on 5/1/13, A045A7 on 4/19/13. C. eliminating these vacant positions numbers: A24003, A04517, A04568, A04561, A04535, A04586, A04514, A04587, A04565, A04588, A04580, A04530, A045A2, A17504, A03003, A07514, A07503, A04503, A04509, A04529, A04536, A045X0, A04508, A04540, A02503, X07901, N12901, N47501, X82301. 			
<p>SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)</p> <p>Move to authorize the management of Brookhaven MCF to eliminate the unfunded and funded budget positions, and the vacant budget positions as shown above to assist in reshaping Brookhaven into a leaner, more agile, facility that meets financial targets set by the DHS Board, and insures that the residents of Brookhaven receive the quality and quantity of dignified health care they deserve while also complying with mandated federal and state regulations.</p>			
ADMINISTRATIVE ANALYSIS (AS APPLICABLE)			
<u>HUMAN RESOURCES ANALYSIS:</u>		<u>FINANCE & MANAGEMENT ANALYSIS:</u>	
<u>CORPORATE COUNSEL ANALYSIS:</u>		<u>ADMINISTRATOR RECOMMENDATION:</u>	
AGENDA DATE:	AGENDA NO.:	BOARD DATE:	PAGE NO.

MUSKEGON COUNTY BOARD OF COMMISSIONERS
MUSKEGON COUNTY, MICHIGAN

AGENDA

FULL BOARD

Hall of Justice

990 Terrace, Muskegon, MI

April 23, 2013 - 4:00 PM

**Kenneth Mahoney, Chair
Rillastine Wilkins, Vice-Chair**

-
1. Call to Order
 2. Invocation
 3. Pledge of Allegiance
 4. Roll Call
 5. Approval of Agenda
 6. Approval of the Minutes of April 9, 2013
 7. Public Comment (on an agenda item)
 8. Presentation
 - A. Architect as recommended by JJTCC – GMB Architecture + Engineering
 - B. Construction Manager as recommended by JJTCC – Granger Construction Company
 9. Committee/Board Reports
 - A. Public Works Board (Page 3)
 - B. Ways & Means Committee (Pages 4 & 5)

Public Comment

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

10. Chairman's Report/Committee Liaison Reports
 - A. Building Authority Appointments – Term 7/1/13 – 6/30/16
 - Peter Sartorius (Reappointment)
 - Scott Plummer
 - B. Solid Waste Planning – Term through 12/31/2014
 - Jerry Garman (Public Slot)

11. Administrator's Report
 - A. Accept the JJTCC Recommendation for Architectural Services Contract and Construction Contract and Authorize the Board Chair to Sign
 - B. Adopt the License Agreement with Muskegon Festival Group for Use of Heritage Landing for the Coast West Music Festival and Authorize the Board Chair to Execute Agreement
 - C. Authorize Circuit Court Administrator to Apply for the State Court Administrative Office, Swift and Sure Sanctions Probation Program
 - D. Information Regarding Transportation to the Muskegon County Youth Fair
 - E. Approve Resolution for bond issuance for Jail and JTC project
 - F. Approve acceptance of ARFF funds by the Muskegon County Airport for Michigan Aeronautics Commission training courses

12. Old Business

13. New Business

14. Public Comment (on a new topic)

15. Adjournment

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

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The Board of Public Works met on April 11, 2013, accepted and I recommend that the Board of Commissioners accept the Muskegon County Drain Commissioner's 2012 Annual Report.

The Ways & Means Committee met on April 16, 2013, it was recommended and I move:

- WM13/04 – 29 To approve payment of the accounts payable of \$3,143,582.11 covering the period of March 30, 2013 through April 9, 2013 as presented by the County Clerk.
- WM13/04 – 30 To accept the funding in the amount of \$37,638 from the Michigan State Police, Bryne JAG program with a match of \$4,182 from the forfeiture fund and authorize the County Administrator to sign the grant agreement on-line and the Chairman of the County Board of Commissioners to sign all other documents required for the completion of the project.
- WM13/04 – 31 To approve the resolution establishing the 2013 equalized valuation for Muskegon County as determined and submitted by the Muskegon County Equalization Department.
- WM13/04 – 32 To implement the following funding transfers within the Muskegon County Prosecutor's Office effective March 1, 2013:
- Position X75004 (Senior APA FT) be transferred from 2140-2320 to 1010-0229 (Prosecutor's General Fund)
 - Position X08502 (APA II FT 50%) be transferred from 2140-2320 to 1010-0229 (Prosecutor's General Fund)
 - Position X08504 (APA II FT) be transferred from 1010-0229 (Prosecutor's General Fund) to 2140-2320
 - Position X00805 (APA I FT 85%) be transferred from 1010-0229 (Prosecutor's General Fund) to 2140-2320 with the remaining 15% of this position continue to be funded by the Prosecutor's General Fund (1010-0229)
 - Position X08501 (APA II FT 35%) be transferred from 1010-0229 (Prosecutor's General Fund) to 2140-2320 with the remaining 65% of this position continue to be funded by the Prosecutor's General Fund (1010-0229)
- WM13/04 – 33 To authorize the purchase of the property known as 8434 Meinert Road for \$36,000 plus associated closing costs and real estate transfer tax to be paid from the Parks current fund balance (2080-0691) and further authorize the Chair of the Board of Commissioners to execute the Purchase Agreement and any other necessary documents.

WM13/04 – 34 To authorize the Parks to contract with the Muskegon County Road Commission to accomplish the paving and shoulder work items - (projects #1-7 on the attached quote) and further authorize the Parks to borrow the funds needed to complete this project (currently estimated at \$107,218) and from the Equipment Revolving fund, to be repaid over a period of 10 years with interest calculated at the current prime rate of 3.25%.

WM13/04 – 35 To authorize the cancellation of both Transportation Committee and Community Development/Strategic Planning Committee meetings scheduled for Thursday, April 18th, 2013, due to lack of action items.

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE Full Board	BUDGETED NON-BUDGETED PARTIALLY BUDGETED		
REQUESTING DEPARTMENT Administration\Sheriff	COMMITTEE DATE April 23, 2013	REQUESTOR SIGNATURE Bonnie Hammersley/Sheriff Roesler	
SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)			
<p>On February 21, 2013, the Jail and Juvenile Transition Center Committee (JJTCC) unanimously voted to recommend the proposed option for the Jail and Juvenile Transition Center replacement to the County Board of Commissioners. On March 12, 2013, the County Board of Commissioners voted to accept the JJTCC recommendation for the proposed option including the two alternates for the new Jail and Juvenile Transition Center and authorized Administration to coordinate two (2) Requests for Qualifications (RFQ); 1) architectural services and 2) construction management services.</p> <p>On April 3, 2013, four (4) responses for the architectural services and six (6) responses for construction management services were received. The evaluation teams for each RFQ have completed the evaluation of the proposals, interviewed the candidates, and presented a recommendation. Administration has met with the recommended candidates to negotiate the contracts and on April 18, 2013 the recommended candidates will be presented to the JJTCC for approval with a recommendation to the Full Board on April 23, 2013.</p> <p>The compilation of the RFQ responses, the evaluation team ratings, and the negotiated contracts will be forwarded to the County Board of Commissioners following the JJTCC meeting on April 18, 2013 and prior to the Full Board meeting on April 23, 2013.</p>			
SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)			
<p>Move to accept the JJTCC recommendation for the two (2) contracts; 1) architectural services to GMB Architecture + Engineering, for the amount of \$2,000,500.00, and 2) construction management services to Granger Construction Company, for the amount of \$1,490,477.00 and authorize the County Board Chair to sign the contracts.</p>			
ADMINISTRATIVE ANALYSIS (AS APPLICABLE)			
<u>HUMAN RESOURCES ANALYSIS:</u> 	<u>FINANCE & MANAGEMENT ANALYSIS:</u> 		
<u>CORPORATE COUNSEL ANALYSIS:</u> 	<u>ADMINISTRATOR RECOMMENDATION:</u> <p style="text-align: center;">Recommend Approval B. Hammersley</p>		
AGENDA DATE:	AGENDA NO.:	BOARD DATE:	PAGE NO.

EVALUATION SUMMARY

*Professional Architectural, Engineering & Planning Services
For Muskegon County Jail & Juvenile Transition Center
RFQ 13-2070*

Qualifications Evaluation Summary

Firm Name	E1	E2	E3	E4	Average	Score
GMB Architecture + Engineering	900.0	900.0	900.0	900.0	900.0	3
Hooker De Jong, Inc.	835.0	835.0	835.0	835.0	835.0	4
Integrated Architecture	935.0	935.0	935.0	935.0	935.0	1
RQAW Corporation	920.0	920.0	920.0	920.0	920.0	2

Short List Presentation Interview Evaluation Summary

Firm Name	E1	E2	E3	E4	E5	Average	Score
GMB Architecture + Engineering	17.0	20.0	20.0	20.0	20.0	19.4	1
Hooker De Jong, Inc.	10.0	12.0	12.0	13.0	10.0	11.4	3
Integrated Architecture	5.0	10.0	10.0	10.0	12.0	9.4	4
RQAW Corporation	19.0	18.0	18.0	18.0	17.0	18.0	2

Pricing Evaluation Summary for AIA B103-2009

Firm Name	Jail Renovation & Expansion	Juvenile Transition Center	Reimbursable Expenses	Grand Total Cost	Score
GMB Architecture + Engineering	\$1,730,000.00	\$255,500.00	\$0.00*	\$1,985,500.00	2
Hooker De Jong, Inc.	\$1,123,650.00	\$397,683.00	\$12,000.00**	\$1,533,333.00***	1
Integrated Architecture	\$1,450,000.00	\$480,000.00	\$99,000.00	\$2,029,000.00****	3
RQAW Corporation	\$1,566,300.00	\$476,200.00	\$36,000.00	\$2,078,500.00	4

Pricing Evaluation Summary for AIA B103-2009 with LEED Certification (Additional Cost)

Firm Name	Jail Renovation & Expansion	Juvenile Transition Center	Reimbursable Expenses	Grand Total Cost	Score
GMB Architecture + Engineering	\$0.00	\$0.00	\$15,000.00	\$15,000.00	1
Hooker De Jong, Inc.	\$35,000.00	\$25,000.00	\$2,500.00	\$62,500.00	3
Integrated Architecture	\$44,250.00	\$21,100.00	\$3,260.00	\$68,610.00	4
RQAW Corporation	\$30,000.00	\$20,000.00	\$0.00	\$50,000.00	2

Overall Evaluation Rating

Firm Name	Qualifications	Interview	Pricing	Pricing with LEED Certification	Total	Score
GMB Architecture + Engineering	3	1	2	1	7	1
Hooker De Jong, Inc.	4	3	1	3	11	3
Integrated Architecture	1	4	3	4	12	4
RQAW Corporation	2	2	4	2	10	2

Rating Score:

1 = First Rated; 2 = Second Rated; 3 = Third Rated; 4 = Fourth Rated

*Bid printing and testing by Owner as part of project costs; all travel expenses included in this figure; based upon 60-70 site visits; no other expenses will be charged to Owner for basic services.

**Not to Exceed.

***Note: These fees anticipate a maximum construction value of \$22,700,000.00 for the Jail and \$8,034,000.00 for the Juvenile Transition Center. The proposed fees are not tie barred and will hold prices if projects are separately awarded. Please see exclusions.

****Total site visits of 36.

2

MUSKEGON COUNTY QUALIFICATIONS SUMMARY

Commodity Number: 906-07; 906-29; 918-15

Qualifications: RFQ 13-2070

Department: Administration

Release Date: 03/13/2013

Product / Service: Professional Architectural, Engineering & Planning Services

Opening Date: 04/03/2013

MITN Solicitation Statistics
Vendors Received Notice: 257
Vendors Accessed Attachments: 70
Qualifications Received: 4
No-Qualifications Form Received: 2

Vendor Name & Address	Jail Renovation and Expansion	Juvenile Transition Center	Reimbursable Expenses		Grand Total Cost	Comments
GMB Architecture + Engineering 85 East Eighth Street - Ste 200 Holland, MI 49423	\$1,730,000.00	\$255,500.00	\$0.00		\$1,985,500.00	
Hooker De Jong, Inc. 316 Morris Avenue Studio Ste 410 Muskegon, MI 49440	\$1,123,650.00	\$397,683.00	\$12,000.00		\$1,533,333.00	
Integrated Architecture 4090 Lake Drive SE Grand Rapids, MI 49546	\$1,450,000.00	\$480,000.00	\$99,000.00		\$2,029,000.00	
RQAW Corporation 10401 N Meridian Street Ste 401 Indianapolis, IN 46290	\$1,566,300.00	\$476,200.00	\$36,000.00		\$2,078,500.00	
No Advertisement in Local Paper See Evaluation Summary						

Department Recommendation:

Name of Buyer: Christine R. Johnson

Name of Witness: Tina Nash

GMB Architecture + Engineering

Name of Finance & Management Services Director: Heath Kaplan

Signature: 

Vendor Awarded: _____

Board Approval Date: _____

Purchase Order Number: _____

2

MUSKEGON COUNTY QUALIFICATIONS SUMMARY

Commodity Number: 906-07; 906-29; 918-15

Qualifications: RFQ 13-2070

Department: Administration

Release Date: 03/13/2013

Product / Service: Professional Architectural, Engineering & Planning Services

Opening Date: 04/03/2013

****MITN Solicitation Statistics****

Vendors Received Notice: 257

Vendors Accessed Attachments: 70

Qualifications Received: 4

No-Qualifications Form Received: 2

Vendor Name & Address	Jail Renovation and Expansion - LEED Additional Cost	Juvenile Transition Center - LEED Additional Cost	Reimbursable Expenses - LEED Additional Cost		Grand Total Cost	Comments
GMB Architecture + Engineering 85 East Eighth Street - Ste 200 Holland, MI 49423	\$0.00	\$0.00	\$15,000.00		\$15,000.00	
Hooker De Jong, Inc. 316 Morris Avenue Studio Ste 410 Muskegon, MI 49440	\$35,000.00	\$25,000.00	\$2,500.00		\$62,500.00	
Integrated Architecture 4090 Lake Drive SE Grand Rapids, MI 49546	\$44,250.00	\$21,100.00	\$3,260.00		\$68,610.00	
RQAW Corporation 10401 N Meridian Street Ste 401 Indianapolis, IN 46290	\$30,000.00	\$20,000.00	\$0.00		\$50,000.00	

EVALUATION SUMMARY

**Professional Construction Management Services
For Muskegon County Jail & Juvenile Transition Center
RFQ 13-2069**

Qualifications Evaluation Summary

Firm Name	E1	E2	E3	E4	Average	Score
Clark Construction Company	785.0	775.0	810.0	850.0	805.0	3
Construction Control, Inc.	725.0	690.0	500.0	705.0	655.0	6
Granger Construction Company	905.0	765.0	935.0	835.0	860.0	1
Miller-Davis Company	785.0	800.0	875.0	780.0	810.0	2
Owen-Ames-Kimball Company	755.0	780.0	817.5	810.0	790.6	4
The Skillman Corporation	800.0	680.0	575.0	735.0	697.5	5

Short List Presentation Interview Evaluation Summary

Firm Name	E1	E2	E3	Average	Score
Clark Construction Company	15.0	19.0	20.0	18.0	2
Granger Construction Company	20.0	20.0	18.0	19.3	1
Miller-Davis Company	14.0	10.0	8.0	10.7	4
Owen-Ames-Kimball Company	14.0	15.0	15.0	14.7	3

Pricing Evaluation Summary for AIA A133-2009 with Guaranteed Maximum Price

Firm Name	Pre-Construction Services	Bidding Services	Construction Services	Grand Total Cost	Score
Clark Construction Company	\$75,266.00	\$32,185.00	\$1,657,345.00	\$1,764,796.00	3
Granger Construction Company	\$111,727.00	\$31,651.00	\$1,347,099.00	\$1,490,477.00 *	2
Miller-Davis Company	\$78,500.00	\$13,200.00	\$ 790,146.00**	\$881,846.00****	1
Owen-Ames-Kimball Company	\$161,232.00	\$83,955.00	\$1,598,852.00	\$1,844,039.00***	4

Pricing Evaluation Summary for AIA A134-2009

Firm Name	Pre-Construction Services	Bidding Services	Construction Services	Grand Total Cost	Score
Clark Construction Company	\$75,266.00	\$32,185.00	\$1,585,912.00	\$1,693,363.00	3
Granger Construction Company	\$111,727.00	\$31,651.00	\$1,347,099.00	\$1,490,477.00*	2
Miller-Davis Company	\$78,500.00	\$13,200.00	\$790,146.00**	\$881,846.00****	1
Owen-Ames-Kimball Company	\$161,232.00	\$83,955.00	\$1,598,852.00	\$1,844,039.00***	4

Overall Evaluation Rating

Firm Name	Qualifications	Interview	Pricing	G. Pricing	Total	Score
Clark Construction Company	3	2	3	3	11	3
Granger Construction Company	1	1	2	2	6	1
Miller-Davis Company	2	4	1	1	8	2
Owen-Ames-Kimball Company	4	3	4	4	15	4

Rating Score:

1 = First Rated; 2 = Second Rated; 3 = Third Rated; 4 = Fourth Rated

*A voluntary deduct alternate for the lump sum of \$30,000.00 will be deducted from Construction Services for \$2 million annual coverage for Professional Liability Insurance.

**Construction Services at \$345,546.00; Full time on-site administration at \$444,600.00.

***PLM bonds not included; fee based on time durations given in RFP document.

****If Hall of Justice renovations cannot be completed during existing jail renovations, an add of \$96,481.00 will be needed to extend the construction management labor schedule.

MUSKEGON COUNTY QUALIFICATIONS SUMMARY

Page 1 of 3.
Commodity Number: 909-24; 958-26

Qualifications: RFQ 13-2069
Product / Service: Professional Construction Management Services

Department: Administration

Release Date: 03/13/2013
Opening Date: 04/03/2013

MITN Solicitation Statistics
Vendors Received Notice: 398
Vendors Accessed Attachments: 44
Qualifications Received: 6
No-Bid Form Received: 1

Vendor Name & Address	AIA A133-2009 Pre-Construction Total Cost	AIA A133-2009 Bidding Total Cost	AIA A133-2009 Construction Total Cost	AIA A133-2009 Full Time Onsite Administration	AIA A133-2009 Grand Total Cost	Comments
The Skillman Corporation 8120 Moorsbridge Road - Ste 101 Portage, MI 49024	\$96,650.00	\$53,325.00	\$916,525.00		\$1,066,500.00	
Owen Ames Kimball Company 300 Ionia NW Grand Rapids, MI 49503	\$161,232.00	\$83,955.00	\$1,598,852.00		\$1,844,039.00*	*PLM bonds not included. Fee based on time durations in RFQ
Miller-Davis Company 1029 Portage Street Kalamazoo, MI 49001	\$78,500.00	\$13,200.00	\$345,546.00	\$444,600.00	\$881,846.00	
Granger Construction Company 6267 Aurelius Rd Lansing, MI 48911	\$111,727.00	\$31,651.00	\$1,347,099.00		\$1,490,477.00	
Granger - Alternate \$2 Million Professional Liability Insurance Coverage	\$111,727.00	\$31,651.00	Deduction of -\$30,000.00 \$1,317,099.00		\$1,460,477.00	
Construction Control Inc. 9602 Coldwater Road Fort Wayne, IN 46825	No Bid	No Bid	No Bid		No Bid	
Clark Construction Company 3535 Moores River Drive Lansing, MI 48911	\$75,266.00	\$32,185.00	1.90% CM Fee* \$659,717.00 Total Labor \$169,000.00 Total GC's 0.60% Total Bond** 0.40% Total C/L Insur***		\$1,657,345.00	*Equivalent \$542,894.00 **Equivalent \$171,440.00 ***Equivalent \$114,294.00
Clark Construction - Alternate Extended Construction Management Labor Schedule	\$75,266.00	\$32,185.00	Same as Above Except for Addition of \$96,481.00 Addl Labor \$756,198.00 Total Labor		\$1,753,826.00	

No Advertisement in Local Paper

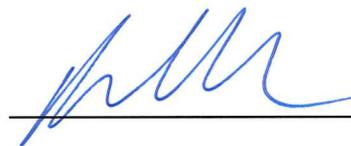
Department Recommendation:
Granger Construction Company
Alternate Option
See Evaluation Summary

Name of Buyer: Christine R. Johnson

Name of Witness: Tina Nash

Name of Finance & Management Services Director: Heath Kaplan

Signature: _____



Vendor Awarded: _____

Board Approval Date: _____

Purchase Order Number: _____

MUSKEGON COUNTY QUALIFICATIONS SUMMARY

Page 2 of 3.
Commodity Number: 909-24; 958-26

Qualifications: RFQ 13-2069
Product / Service: Professional Construction Management Services

Department: Administration

Release Date: 03/13/2013

Opening Date: 04/03/2013

MITN Solicitation Statistics
Vendors Received Notice: 398
Vendors Accessed Attachments: 44
Qualifications Received: 6
No-Bid Form Received: 1

Vendor Name & Address	Pre-Construction Total Cost	Bidding Total Cost	Construction Total Cost		Grand Total Cost	Comments
The Skillman Corporation 8120 Moorsbridge Road - Ste 101 Portage, MI 49024	\$96,650.00	\$53,325.00	\$916,525.00		\$1,066,500.00	
Owen Ames Kimball Company 300 Ionia NW Grand Rapids, MI 49503	\$161,232.00	\$83,955.00	\$1,598,852.00		\$1,844,039.00*	*PLM bonds not included. Fee based on time durations in RFQ
Miller-Davis Company 1029 Portage Street Kalamazoo, MI 49001	\$78,500.00	\$13,200.00	\$345,546.00	\$444,600.00	\$881,846.00	
Granger Construction Company 6267 Aurelius Rd Lansing, MI 48911	\$111,727.00	\$31,651.00	\$1,347,099.00		\$1,490,477.00	
Granger - Alternate \$2 Million Professional Liability Insurance Coverage	\$111,727.00	\$31,651.00	\$1,317,099.00	Deduction of -\$30,000.00	\$1,460,477.00	
Construction Control Inc. 9602 Coldwater Road Fort Wayne, IN 46825	No Bid	No Bid	No Bid		No Bid	
Clark Construction Company 3535 Moores River Drive Lansing, MI 48911	\$75,266.00	\$32,185.00	\$1,585,912.00	1.65% CM Fee* \$659,717.00 Total Labor \$169,000.00 Total GC's 0.60% Total Bond** 0.40% Total C/L Insur***	\$1,585,912.00	*Equivalent \$471,461.00 **Equivalent \$171,440.00 ***Equivalent \$114,294.00
Clark Construction - Alternate Extended Construction Management Labor Schedule	\$75,266.00	\$32,185.00	\$756,198.00 Total Labor	Same as Above Except for Addition of \$96,481.00 Addl Labor	\$1,682,392.00	

MUSKEGON COUNTY QUALIFICATIONS SUMMARY

Page 3 of 3.

Commodity Number: 909-24; 958-26

Qualifications: RFQ 13-2069

Department: Administration

Release Date: 03/13/2013

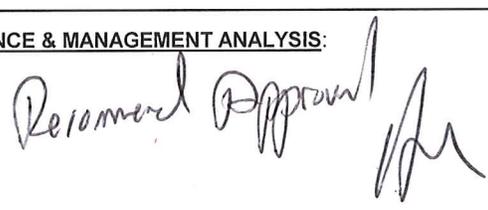
Product / Service: Professional Construction Management Services

Opening Date: 04/03/2013

MITN Solicitation Statistics
Vendors Received Notice: 398
Vendors Accessed Attachments: 44
Qualifications Received: 6
No-Bid Form Received: 1

Vendor Name & Address	AIA C132-2009 Pre-Construction Total Cost	AIA C132-2009 Bidding Total Cost	AIA C132-2009 Construction Total Cost		AIA C132-2009 Grand Total Cost	Comments
The Skillman Corporation 8120 Moorsbridge Road - Ste 101 Portage, MI 49024	N/A	N/A	N/A		N/A	
Owen Ames Kimball Company 300 Ionia NW Grand Rapids, MI 49503	N/A	N/A	N/A		N/A	
Miller-Davis Company 1029 Portage Street Kalamazoo, MI 49001	N/A	N/A	N/A		N/A	
Granger Construction Company 6267 Aurelius Rd Lansing, MI 48911	N/A	N/A	N/A		N/A	
Granger - Alternate \$2 Million Professional Liability Insurance Coverage	N/A	N/A	N/A		N/A	
Construction Control Inc. 9602 Coldwater Road Fort Wayne, IN 46825	\$235,000.00* \$185,000.00	\$30,000.00* \$30,000.00	\$1,782,000.00* \$1,782,000.00		\$2,047,000.00* \$1,997,000.00	*Guaranteed Maximum Price
Clark Construction Company 3535 Moores River Drive Lansing, MI 48911	N/A	N/A	N/A		N/A	
Clark Construction - Alternate Extended Construction Management Labor Schedule	N/A	N/A	N/A		N/A	

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE Full Board		BUDGETED NON-BUDGETED PARTIALLY BUDGETED N/A	
REQUESTING DEPARTMENT Community Development	COMMITTEE DATE April 23 rd , 2013	REQUESTOR SIGNATURE Robert Lukens	
SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)			
<p>Muskegon Festival Group seeks a six-day License Agreement with the County of Muskegon to use Heritage Landing Monday, July 1, 2013 through Saturday, July 6, 2013 for the first Coast West Music Festival.</p> <p>The contract stipulates that a deposit, proof of insurance, and proof of licensed electrical contractor on site for electrical operations before and during the event will be required. Proper permitting by the City of Muskegon has also been secured, and the deposit has been received by the County.</p> <p>The License Agreement for the proposed event has been reviewed by the County's Corporate Counsel and approved.</p>			
SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)			
<p>Move to adopt the License Agreement with Muskegon Festival Group to provide a license for the use of Heritage Landing July 1-6, 2013 for the Coast West Music Festival, and to authorize the Chairperson of the County Board to execute the agreement.</p>			
ADMINISTRATIVE ANALYSIS (AS APPLICABLE)			
<u>HUMAN RESOURCES ANALYSIS:</u>		<u>FINANCE & MANAGEMENT ANALYSIS:</u>	
			
<u>CORPORATE COUNSEL ANALYSIS:</u>		<u>ADMINISTRATOR RECOMMENDATION:</u>	
Concur T. Williams			
AGENDA DATE: 4-23-13	AGENDA NO.:	BOARD DATE: 4-23-13	PAGE NO.

LICENSE AGREEMENT

BETWEEN

THE COUNTY OF MUSKEGON

AND

MUSKEGON FESTIVAL GROUP

FOR HERITAGE LANDING FESTIVAL USE FOR 2013

THIS AGREEMENT, entered into this _____ day of _____, 2013, by and between the County of Muskegon, a public corporation with an address of 990 Terrace Street, Muskegon, Michigan 49442, hereinafter referred to either as "COUNTY" or "LICENSOR" and MUSKEGON FESTIVAL GROUP, a not-for-profit corporation, whose address is 2340 Glade St., Box 2, Muskegon, MI 49444, hereinafter referred to as "LICENSEE" for use of Heritage Landing for the "Festival Event" of 2013.

RECITALS

A. WHEREAS, COUNTY owns and operates a facility, commonly referred to as Heritage Landing, hereinafter referred to as "Facility", situated within the City of Muskegon; and,

B. WHEREAS, COUNTY, in its operation and management of said facility desires to make facility available to public interest groups and organizations to promote such public interest objectives and to maximize citizen use of such facility; and

C. WHEREAS, LICENSEE, as above identified, has requested special authorization from the COUNTY to use facility for staging of a Festival Event, and the COUNTY, through its Board of County Commissioners, is desirous of permitting and authorizing such activity in accordance with the terms and conditions herein contained;

NOW, THEREFORE, in consideration of the mutual covenants and conditions hereinafter contained, the parties hereto agree as follows:

AGREEMENT

SECTION 1 - LICENSE TO USE HERITAGE LANDING

In consideration of the covenants herein contained, the COUNTY hereby grants to LICENSEE the right and privilege to conduct and stage certain Festival Event activities at the Facility.

SECTION 2 - USE OF PROPERTY

LICENSEE shall be permitted to use and occupy facility for those activities reasonably relating to the conducting of the Festival Event during calendar year 2013 on dates specified in Section 3 below. In concurrence with the County Administrator, the Director of Public Works (DPW) may prohibit any activity that they determine is not reasonably related to the conducting of the Festival Event.

SECTION 3 - PERIOD OF USE

LICENSEE shall hold the Festival Event from 7:00 a.m on Monday, July 1, 2013 to 12:00 a.m. on Sunday, July 7, 2013. LICENSEE is authorized to have use of the Facility (10) days before the Festival Event for set-up and four (4) days after the Festival Event for clean-up. LICENSEE must obtain prior written approval from the Director of the DPW in the event that the LICENSEE shall require additional days for set-up or clean-up.

SECTION 4 – RESERVATION FEE

LICENSEE shall pay a non-refundable reservation fee of One Thousand Dollars (\$1,000.00) to the County Treasurer for each scheduled day of festival events, and payment of said reservation fee shall be due and payable at the time of the reservation. No reservation will

be valid until the reservation fee is received. The reservation fee will be forfeited if the event is canceled.

SECTION 5 – COMPENSATION/RENT

There shall be no compensation or rent paid, with the exception as provided in Section 15, by LICENSEE, inasmuch as the COUNTY has determined, through its Board of Commissioners, that this use of property is within the public interest and consistent for the purpose for which the park is dedicated.

SECTION 6 - UTILITIES

LICENSEE shall pay all charges for all utilities, including but not limited to electricity, light, heat, water, power and telephone rendered or supplied upon or in connection with the LICENSEE's use of said facility. Said cost, to the extent not determinable by direct charge computation, shall be determined to equal amount of utility charge in excess of that average charge imposed for a comparable period, to be determined by the Director of the DPW. Provided, however, any and all special hook-ups or support facilities required by LICENSEE for its event shall be solely the responsibility of the LICENSEE to pay.

SECTION 7 – RESTROOMS

LICENSEE shall bear responsibility for payment of all charges associated with the providing of toilet facilities on the property during the period of Festival Event. LICENSEE shall provide a sufficient number of portable restrooms for use by all LICENSEE participants and guests as well as users of the facility.

SECTION 8 - ACCEPTANCE OF PROPERTY AS-IS

LICENSEE accepts the buildings, improvements and any equipment in or on the facility in their existing conditions. No representation, statement or warranty either express or implied,

has been made by or on behalf of COUNTY as to said condition, as to the use that may be made of such property, except as may be expressly limited herein by way of restriction. In no event shall COUNTY be liable to LICENSEE for any defect in such property or for limitations on its use. No representational warranty of habitability, express or implied, has been made by or on behalf of the COUNTY.

SECTION 9 - MAINTENANCE/SET-UP/CLEAN-UP

LICENSEE shall, at its own expense, take all necessary steps to organize and set-up the facility for Festival Event activities. All costs associated with same shall be borne exclusively by LICENSEE.

In addition, LICENSEE shall bear full responsibility for cleaning up of the facility. In addition thereto, LICENSEE affirmatively covenants to restore the facility fully to its “pre-event” condition, usual wear and tear excepted, at the completion of Festival Event activities.

LICENSEE shall pay the COUNTY the sum of One-Thousand Dollars (\$1,000.00) in a refundable security damage deposit. During the period of this Agreement, the LICENSEE shall be responsible to maintain the Facility in the same condition, usual wear and tear excepted, that existed at the time this Agreement commenced. LICENSEE will be given a pre-event checklist whereby any damaged equipment or missing property can be identified. Once the event is over, the equipment and property will be subject to a post-event inspection. The cost of any maintenance resulting from the activities of the LICENSEE, the repair of any damage or loss of any equipment indicated on the post-event checklist and an amount necessary to remedy the findings of the post-even inspection, shall be deducted from the security deposit. The balance of the security deposit will then be returned to the LICENSEE within thirty (30) days, after the last day of the event. If there are no damages, repairs required, or missing property following the

event, and the event surcharge is paid in full, the entire security deposit will be returned within thirty (30) days, If the cost necessary to remedy the post inspection exceeds the deposit, LICENSEE will be billed the difference.

SECTION 10 - COMPLIANCE WITH LAW

LICENSEE shall comply with all requirements which may be imposed by public authorities, whether State or local, with regard to equipping facility for conducting of Festival Event activities and any changes and/or additions to property necessitated as a result of any such requirements shall be solely at the cost, and at the expense of the LICENSEE; provided, however, that the property may not be physically altered in a permanent manner except upon prior written approval of the Director of the DPW, in concurrence with the County Administrator, as above identified.

SECTION 11 - LICENSEE AUTHORIZATION/OBLIGATION TO RESTRICT USE OF PARK PROPERTY AND ALCOHOL USE

LICENSEE is authorized to dispense alcohol only in accordance with State and Local laws.

SECTION 12 – SECURITY MANAGEMENT

LICENSEE shall make suitable arrangements for providing reasonable security personnel during the period of the Festival Event. LICENSEE shall provide satisfactory written proof of same to the Director of the DPW prior to the Festival Event. LICENSEE shall be responsible for management of facilities and property the during period of the License.

SECTION 13 – INSURANCE AND INDEMNITY

LICENSEE shall, at its own expense, provide and keep in force, general public liability insurance protecting the LICENSEE and COUNTY from all claims of damage to persons or property or for loss of life or of property, occurring on, in or about the facility, during the period

of Festival Event, and with respect to preparatory and clean-up activities occurring in connection with same. LICENSEE shall maintain comprehensive general liability insurance in the minimum amount of One Million Dollars (\$1,000,000.00) per occurrence and name COUNTY as additional insured; copies and certificates of coverage naming the COUNTY as an additional insured, shall be provided to the Community Development Director at the time of reservation.

LICENSEE agrees to indemnify and hold COUNTY harmless as against all claims, liabilities, costs or expenses, including attorney fees and costs, relating to any third party complaint as brought by Festival Event patron(s) or contractee(s), or agent(s) of same alleging injury or damage of any kind, except for the acts and omissions of the employees, representatives, and agents of the COUNTY. The County agrees to indemnify and hold LICENSEE harmless as against any claims, liabilities, costs or expenses that are caused by employees, representatives, and agents of the COUNTY.

LICENSEE shall furthermore, and at its own expense, keep in force such other insurance against other insurable hazards in such amounts as may from time to time be required by COUNTY, provided that such are insurable assets and hazards commonly insured against with respect to similar premises and uses. LICENSEE shall provide insurance required by state and local law.

**SECTION 14 – LICENSEE’S OBLIGATION REGARDING
HERITAGE LANDING MECHANICAL EQUIPMENT**

LICENSEE agrees that it will provide approved padlocks for any electrical panels that it requires in order to provide the necessary power for its event. LICENSEE further represents that in the event that work is performed on any of the electrical or mechanical equipment at the Facility that it will be only be performed by a journeyman or master electrician or others with the same level of qualification. A copy of the license of said journeyman or master electrician shall

be presented to the COUNTY before any electrical work for the festival event begins at the Facility.

During the Festival Event, any problems that arise with power disruption, inadvertent activation of the sprinkler system or other routine or emergency mechanical matters which arise as a consequence of LICENSEE'S event, will be LICENSEE'S responsibility to correct.

LICENSEE will be expected to provide necessary and qualified personnel. It is understood that should any of these problems arise, any cost incurred to correct them will be the responsibility of LICENSEE.

**SECTION 15 - OBLIGATIONS AND REPRESENTATIONS
IN REGARD TO CONTRACT CONTRACTEES AND VENDEES**

LICENSEE represents, and agrees to provide evidence upon request, of satisfactory agreements existing between LICENSEE and all Contractees/Vendees offering services for goods at the facility during the period of Festival Event. Such contracts of agreement shall include, with respect to all contracted vendee offerings, at a minimum, the following:

- A. Requirement that Contractee/Vendee maintain adequate insurance and provide workers' compensation coverage for any of its employees;
- B. Contractee/Vendee shall be an Equal Opportunity Employer;
- C. Contractee/Vendee shall maintain adequate levels of liability and casualty insurance, to be determined adequate in the reasonable exercise of judgment of Festival Event;
- D. Contractee/Vendee shall comply with all rules and regulations appurtenant to use of park and facilities.
- E. LICENSEE shall exercise best efforts to engage local contractors and local veteran contractors.

SECTION 16 – TICKET SURCHARGE FOR COUNTY

A. The LICENSEE shall pay the COUNTY One Dollar (\$1.00) per full-price admission ticket sold to the general public for the 2013 Festival Event by imposing a One Dollar (\$1.00) surcharge on all admission tickets.

B. The LICENSEE shall pay to the COUNTY One Dollar (\$1.00) each for all multi-day passes sold to the general public by imposing a One Dollar (\$1.00) surcharge on all multi-day passes sold for the 2013 Festival Event.

C. The COUNTY shall have full access to the LICENSEE'S financial records for the Festival Event, as part of this Agreement.

SECTION 17 - EVENT PARKING

The Convention and Visitors Bureau (CVB), Carpenter and Facility properties will be available to LICENSEE for parking. Festival will be responsible for access and control of parking. Ten (10) parking spaces shall be available at the Union Depot for visitors to the CVB. LICENSEE will use the designated County parking lots for management, staff and volunteer parking, and will not charge management, staff and volunteers for parking at these locations. However, some additional parking spaces will be available at the designated COUNTY properties and LICENSEE will charge a minimum of Five Dollars (\$5.00) per vehicle per day for the available parking spaces. Provided, however, that the LICENSEE will pay to the COUNTY fifty (50%) percent of all fees collected regardless of the rate charged within sixty (60) days from the close of the event.

SECTION 18 – COUNTY EMPLOYEES

It is understood that during the course of the Festival Event, County employees may be used as necessary to ensure that the Facility and its related structures are properly operated and

maintained. It is also understood that when County employees are engaged in connection with this Festival that the licensee shall be responsible for any cost incurred by the County, including wages, fringe benefits and overtime pay, as applicable. These amounts will be invoiced to the licensee within 30 days following the Festival Event.

SECTION 19 - RELATIONSHIP BETWEEN COUNTY AND LICENSEE

It is understood that the relationship created by this Agreement between the County of Muskegon and the Festival Event shall be LICENSOR-LICENSEE. It is not a joint venture, a partnership or a cooperative arrangement in any sense. Nothing in this Agreement shall be construed so as to give rise to an agency relationship as between COUNTY and LICENSEE. Nothing in this Agreement shall be construed so as to give rise to an arrangement other than authorization by COUNTY for LICENSEE to use property in accordance with the terms and conditions as herein set forth. It is further understood that the conduct of the Festival Event shall be the exclusive responsibility of the LICENSEE.

SECTION 20 - MICHIGAN LAW

This Agreement shall be governed by the laws of the State of Michigan. Any litigation regarding this Agreement or its contents shall be filed in the County of Muskegon, if in State Court, or in the United States District Court for the Western District of Michigan, if in Federal Court.

SECTION 21 - TERMS AND CONDITIONS

The terms and conditions used in this Agreement shall be given their common and ordinary definition and will not be construed against either party.

SECTION 22 – ASSIGNMENT

LICENSEE shall not assign any of its rights nor transfer any of its obligations under this

Agreement without the prior written consent of COUNTY and any attempt to so assign or so transfer without such consent shall be void and without legal effect and shall constitute grounds for termination. This Agreement is personal between the parties hereto and may not be assigned without written permission of the non-transferring party.

SECTION 23 - NONEXCLUSIVE AGREEMENT

LICENSEE understands that this is not an exclusive Agreement and that COUNTY shall have the right to negotiate with and enter into contracts with others providing the same or similar services as those provided by LICENSEE as the COUNTY desires.

SECTION 24 - ENTIRE AGREEMENT AND AMENDMENT

In conjunction with the matters considered herein, this Agreement contains the entire understanding and agreement of the parties and there have been no promises, representations, agreements, warranties or undertakings by any of the parties, either oral or written, of any character or nature hereafter binding except as set forth herein. This Agreement may be altered, amended or modified only by an instrument in writing, executed by the parties to this Agreement and by no other means. Each party waives their future right to claim, contest or assert that this Agreement was modified, canceled, superceded or changed by any oral agreements, course of conduct waiver or estoppel.

SECTION 25 - NO THIRD-PARTY BENEFICIARY

No person dealing with the COUNTY or LICENSEE shall be, nor shall any of them be deemed to be, third-party beneficiaries of this Agreement. This Agreement is not intended to, nor shall it be interpreted to create a special relationship between the COUNTY or the LICENSEE and any staff, visitors, residents, or other individuals who may have business through the COUNTY.

SECTION 26 – SEVERABILITY

If any one or more of the provisions contained herein shall for any reason be held to be invalid, illegal or unenforceable in any respect, then such provision or provisions shall be deemed severable from the remaining provisions hereof, and such invalidity, illegality or unenforceability shall not affect any other provision hereof, and this Agreement shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

SECTION 27 – EXECUTION OF COUNTERPARTS

This Agreement may be executed in any number of counterparts and each such counterpart shall for all purposes be deemed to be an original; and all such counterparts, or as many of them as the parties shall preserve undestroyed, shall together constitute one and the same instrument.

SECTION 28 – AUTHORITY

All parties to this Agreement warrant and represent that they have the power and authority to enter into this Agreement in the names, titles and capacities herein stated and on behalf of any entities, person, or firms represented or purported to be represented by such entity(ies), person(s), or firm(s) and that all formal requirements necessary or required by any State and/or Federal law in order to enter into this Agreement have been fully complied with. Furthermore, by entering into this Agreement, LICENSEE hereby warrants that it shall not have breached the terms or conditions of any contract or agreement to which LICENSEE is obligated, which breach would have a material effect there on.

IN WITNESS WHEREOF, the following signators, having been duly authorized to execute this Agreement, execute same by and on behalf of their respective organizations.

LICENSEE:
Festival Event

LICENSOR:
County of Muskegon

By: Nick Bessinger
Its: Co-Executive Director

By: Kenneth Mahoney
Chairperson, Muskegon County Board
of Commissioners

Dated: _____

Dated: _____

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE Full Board	BUDGETED NON-BUDGETED PARTIALLY BUDGETED	
REQUESTING DEPARTMENT 14 th Circuit Court	COMMITTEE DATE April 23, 2013	REQUESTOR SIGNATURE Eric Stevens, Circuit Court Administrator
SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)		
<p>The State Court Administrative Office is requesting applications for the Swift and Sure Sanctions Probation Program (SSSPP). The SSSPP Program goals are to increase compliance with probation, improve public safety, reduce incarceration days in the jail and/or prison system and provide comprehensive substance and/or mental health services needed for successful completion of probation. The Muskegon County SSSPP Program will utilize the Transition to Independence Process (TIP) for treatment of probationers between the age of 17 and 29 with either a substance abuse and/or mental health diagnosis. The TIP Process is an evidence based process that tailors treatment and supports to young adults through relationship development, person-centered planning and a focus on their future. This is an opportunity for Muskegon County to not only reduce days of incarceration but to provide a path to success for young offenders involved in the criminal justice system.</p> <p>The Grant does not require any local dollar or in-kind match.</p> <p>The Circuit Court Administrator is requesting that the Board of Commissioners approve application for the State Court Administrative Office, Swift and Sure Sanctions Probation Program.</p>		
SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)		
<p>I move that the Muskegon County Board of Commissioners authorize the Circuit Court Administrator to apply for the State Court Administrative Office, Swift and Sure Sanctions Probation Program.</p>		
ADMINISTRATIVE ANALYSIS (AS APPLICABLE)		
<u>HUMAN RESOURCES ANALYSIS:</u>	<u>FINANCE & MANAGEMENT ANALYSIS:</u> Recommend Approval H. Kaplan	
<u>CORPORATE COUNSEL ANALYSIS:</u>	<u>ADMINISTRATOR RECOMMENDATION:</u> Recommend Approval B. Hammersley	
AGENDA DATE: 4.23.13 AGENDA NO.: BOARD DATE: 4.23.13 PAGE NO.		

Submit by E-mail

Swift and Sure Sanctions Probation Program

Application Form



Fiscal Year 2013

**Funding Provided by
State Court Administrative Office**

Instructions for saving and submitting this form: To save information entered into this form select "FILE", next select "SAVE AS", and name the document with the fiscal year, type of application, and your court's number (e.g., "FY13 SSSPP Application C39").

SAVE YOUR WORK before submitting this application. When ready to submit the form, click the "Submit by E-mail" button in the upper right hand corner.

APPLICANT SUMMARY: FY 2013 SSSPP APPLICATION FORM

Applicant Court Name	Muskegon County Circuit Court	Federal ID #	38-6006063
Court Address	990 Terrace St. Muskegon, MI 49442	Projected Program Capacity	30

Do you have an approved Local Administrative Order (LAO)?	Do you have a current Memorandum of Understanding (MOU)?
<input checked="" type="checkbox"/> Yes LAO # <input type="text"/>	<input checked="" type="checkbox"/> Yes Effective Date <input type="text"/>
<input type="checkbox"/> No	<input type="checkbox"/> No Expiration Date <input type="text"/>

Judge(s) Presiding Over SSSPP

Name	William C. Marietti, Chief Judge
Name	Timothy G. Hicks
Name	<input type="text"/>
Name	<input type="text"/>

Authorizing Official

Name	Kenneth Mahoney
Title	Chair, Muskegon Cty Board of Commissioners
Phone Number	(231) 724-6520
E-mail Address	commissioners@co.muskegon.mi.us
Fax Number	<input type="text"/>
Mailing Address	990 Terrace Street Muskegon, MI 49442

Project Director/Project Contact

Name	Eric P. Stevens
Title	Circuit Court Administrator
Phone Number	(231) 724-6293
E-mail Address	stevens@co.muskegon.mi.us
Fax Number	(231) 724-6563
Mailing Address	990 Terrace St Muskegon, MI 49442

Financial Officer

Name	Jennifer O'Neil
Title	Senior Administrative Analyst
Phone Number	(231)724-6579
E-mail Address	oneilje@co.muskegon.mi.us
Fax Number	(231) 724-6673
Mailing Address	990 Terrace St Muskegon, MI 49442

Local DCCMIS Administrator Name	<input type="text"/>
Email Address	<input type="text"/>

Application Request Summary

Total Project Costs:		Amount	\$
(100% of Project Costs)			
SSSPP Request:	Number of Participants - <u>30</u>	Amount	\$

Other Sources of SSSPP Funding:

Source	Muskegon County Circuit Court	Amount	\$
Source	Muskegon County CMH	Amount	\$
Source		Amount	\$

PROGRAM DESIGN

Answer the following questions regarding the essential components of the Swift and Sure Sanctions Probation Program design.

(1) Target Population

<ul style="list-style-type: none">• High Risk• Felony Offenders• History of probation failures due to behavioral noncompliance or three or more probation violations	<ul style="list-style-type: none">• Other : Probationers ages 17-29, with mental health and/or substance abuse issues, and/or a history of failure to appear for appointments, and/or a history of recidivism.
--	--

(2) Screening, Eligibility and Assessments

How are potential Swift and Sure Sanctions Probation Program (SSSPP) participants identified?

Adult felony offenders with a COMPAS score of 8 or higher on either of the scales (violence and/or recidivism) scored per MDOC policy, and any of the following:
Past probation failures, history of alcohol and/or drug abuse, history of failure to appear for appointments, history of recidivism and history of mental illness.

When does the initial eligibility screening occur, who conducts the initial screening of offenders, and who determines eligibility?

MDOC will do the initial eligibility pre-screening prior to sentencing using the eligibility criteria listed above. Based on this pre-screen individuals will be referred to the SSSPP Coordinator for further comprehensive substance abuse and/or mental health screening. The SSSPP Coordinator and Probation Agent will make the recommendation to participate in the program. The ultimate decision will be by the assigned SSSPP Judge.

When does the risk and needs assessment occur?

The risk and needs assessment will occur prior to sentencing.

If substance abuse assessments are conducted, what type of assessments are conducted, when are they conducted, who conducts the assessment, and what is the name of the assessment tool?

The COMPAS will identify individuals with potential substance abuse problems. Those individuals identified and that meet the eligibility requirements stated above will be referred to the SSSPP Coordinator for further substance abuse assessments. The type of assessment tool will be determined by the TIP Coordinator and determined in the planning process. It is our intent to use one substance abuse assessment tool.

(3) Case Processing

What are the barriers to imposing swift sanctions for probation violations (that is, within 72 hours after a violation is reported to the court), and what is the plan for addressing those barriers?

The barriers to imposing swift sanctions for probation violations, within 72 hours after a violation is reported to the court, and the plan for addressing those barriers is as follows:

1. Time constraints and MDOC personnel availability for random drug/alcohol tests and completion of required associated paperwork and forms, such as warrants. All Stakeholders have agreed to meet the 72 hour time frame. The planning stage of the grant will also be used to develop processes, procedures, and forms to assist in timely completion of the paperwork.
2. Time constraints and MDOC personnel available to immediately detain probationers while paperwork is completed prior to an immediate court hearing. The Sheriff's Department personnel will assist in detaining probationers. Additional details will be developed during the planning process.
3. Accommodation of frequent drug and alcohol testing. The grant application includes funding for employees to conduct the drug and alcohol testing. The testing will be done in the MDOC space.
4. Jail space availability is a barrier. (See attachment)

(4) Treatment (As Needed)

List the substance abuse treatment agencies and the range of services they have available for participants in your program.

Catholic Charities provides outpatient substance abuse treatment; KPEP (90-day program) provides residential substance abuse treatment for men, outpatient care and intensive outpatient treatment; Hackley Life provides evaluation services, outpatient care and intensive outpatient treatment; West Michigan Therapy provides intensive outpatient treatment; Second Chance provides residential substance abuse treatment for woman.

What ancillary services are available to participants (such as 12-step meetings, domestic violence programs, or anger management therapy)?

The main ancillary service available to participants will be the Transition to Independence Process (TIP). The TIP Process is an evidence based program that engages young adults through relationship development, person-centered planning, and a focus on their futures. The TIP Coordinator will provide assistance for both substance abuse and mental health services. Additionally, the TIP process builds on individuals strengths to enable young adults to pursue their goals and succeed in the community. (Please see attached information).

What are the program's policies and procedures to assure compliance with federal confidentiality laws regarding treatment information?

Policies and procedures will be developed during the planning stage and will comply with all federal confidentiality law. Policies and procedures will be provided to SCAO for review.

(5) Probation & Judicial Supervision

Who is responsible for providing probation supervision and what is the approximate caseload per probation officer/agent?

The Probation Agents, and TIP coordinators provide supervision and case management. The Probation Agent will have a caseload of 15. The TIP coordinator will have an intensive caseload of 10.

How frequently will the probation officer/agent have contact with the participant? Are the contacts direct (face-to-face) or indirect (telephone)?

The frequency of contact with a probation agent will be at least once per week direct. The TIP coordinator will have almost daily contact both direct and indirect. The type and volume of contact will be determined on a case by case basis but will at least meet the minimum contacts described above.

What is the procedure at the initial review hearing when a probationer enters the program? What information will be provided to probationers as they begin the program?

The initial review hearing occurs after eligibility and selection is completed by the Probation Agent and SSSPP Coordinator and approved by the sentencing judge. At the initial review hearing the probationer will be represented by counsel and the assigned SSSPP Judge will go over the probationer's rights and describe the program. If the Probationer agrees to participate, they will be required to sign an agreement outlining the SSSPP program and requirements. Once signed, the Probationer will be referred to the TIP Coordinator to develop a case plan.

Will ongoing, regular status review hearings be conducted? If yes, how frequently and who, other than the judge and the probationer, will attend?

The SSSPP probationer will only come before the Judge when there is a violation. This is consistent with the HOPE model. The TIP Coordinator will schedule weekly team meetings with the Probation Agent, SSSPP Coordinator, treatment providers and the Probationer to review the case plan.

(6) Drug Testing

How frequently are participants required to submit to drug and/or alcohol testing? What substances are they being tested for?

All drug and alcohol testing will be random. The first two months probationers will be tested twice a week. Subsequent months will be determined individually by the success/failure of the SSSPP probationer and the case plan. The type of substances to be tested will be determined in the grant planning stage or case plan. The current drug screens utilized have a 10 drug panel that are tested.

Who administers the drug and/or alcohol testing?

The TIP Coordinator will arrange for the random drug testing.

Who is notified of the result and how soon does this occur?

The SSSPP Coordinator and probation agent will be notified immediately of any positive results. The SSSPP Coordinator will arrange for immediate detention of the probationer and coordinate the court hearing within 72 hours. The Probation Agent will assist in getting a warrant, if necessary, and assist in locating the probationer.

(7) Sanctions

List the sanctions that are used for probation violations in the SSSPP. Include an explanation of the sanctions that will be used for each type of violation.

The sanctions for any failed drug or alcohol tests, failures to appear for reporting, treatment or team meetings are set so that a 1st violation sanction is 5 days in the Muskegon County Jail or KPEP, a 2nd violation sanction is 10 days in the Muskegon County Jail or KPEP, a 3rd violation sanction is 15 days in the Muskegon County Jail or KPEP, and a 4th violation sanction is dismissal from the Swift and Sure program, with the felony probationer returning to the original sentencing Judge for sanctions.

The sanctions for any other probation condition are 3 days in the Muskegon County Jail or KPEP for the 1st violation, 5 days in the Muskegon County Jail or KPEP for the 2nd violation, 10 days in the Muskegon County Jail or KPEP for the 3rd violation, and dismissal from the Swift and Sure program and a return to the original sentencing Judge for sanctions following a 4th violation.

(See Attached Sanction Grid)

What is the process for scheduling and conducting a probation violation hearing?

The SSSPP Coordinator will work directly with the SSSPP judge and staff to schedule the probation violation within 72 hours.

How soon after a violation is reported to the court will the sanction be imposed?

As soon as a violation is reported to the court, a probation violation hearing will be scheduled within 72 hours. Immediately following the probation violation hearing the swift sanction will occur.

(8) Expulsion Criteria

What are the criteria for terminating a probationer from the program.

The goal is for termination to occur if the probationer is convicted for a violation of any criminal law for an offense that occurs after admission to the program. Additionally, termination will occur following a 4th probation violation by the probationer or prior to the 4th violation, if determined by the SSSPP Judge.

(9) SSSPP Team

Who makes up the SSSPP team? Please identify their roles and responsibilities.

Circuit Court Administrator, Project Director: Responsible for the oversight and creation of Court policies/procedures, form development, operational control of any temporary employees;
Presiding Judge(s): Responsible for conducting initial program and violation hearings, monitors the uniformity and consistency of sanctions;
MDOC Probation Agents: Responsible for conducting the pre-screening and identification of eligible probationers, explaining the SSSPP probation program, supervising probationers, processing violation warrants, recommending sanctions as determined by the particular violation(s);
Sheriff: Responsible for immediately apprehending SSSPP probationers or facilitating apprehension by another agency for probationers who have violated the terms of SSSPP, and incarcerating SSSPP probationers when the Court imposes jail sanctions;
SSSPP Coordinator: Responsible for coordination of screening, evaluations, scheduling, court and sheriff department liaison and statistical information for the program;
Prosecutor: Responsible for appearing at the initial program hearing and presenting the case for violation when a hearing is required;
Defense Counsel: Responsible for appearing at the initial program hearing and representing probationers during violation hearing, if requested;
TIP Coordinator: Responsible for developing a case plan, coordinating services, team leader and case manager;
Community Mental Health: Responsible for coordinating substance abuse and mental health services.

What stakeholders must be engaged to ensure program success?

The program's success is dependent on the level of engagement from the following stakeholders: Muskegon County Circuit Court, MDOC, Muskegon County Sheriff, Muskegon County Clerk, Muskegon County Prosecutor, Muskegon County Felony Indigent Defense Counsel, and Muskegon County Community Mental Health

(10) Goals & Program Progress

Identify how you will accomplish each of the following goals and the methods that will be used for measuring progress toward accomplishing each goal.

Goal #1: Reduce the number and frequency of probation violations, and improve the successful completion of probation, among the target population.

The Swift and Sure Sanctions Probation Grant Program (SSSPP) will reduce the number and frequency of probation violations. Currently, the majority of probation violation charges result in incarceration for a minimum of 60-90 days and only occur after multiple violations. These violation hearings are scheduled within 12 days of arraignment. The Swift and Sure Sanctions Probation Grant Program is modeled after Hawaii's Honest Opportunity with Probation Enforcement (HOPE) Program, and appeals to and motivates Felony Probationers because the jail sanctions are for shorter periods. The effectiveness of the program, and the reason it results in a reduction of probation violations is because the sanctions are quick. Sanctions occur within 72 hours following a violation of probation, rather than 12 days as previously done. Furthermore, rather than waiting to violate a probationer after multiple violations, the Swift and Sure Sanctions Probation Program holds a probation violation hearing after a single violation. After each violation that occurs, there is a graduation in the amount of jail time that occurs.

To improve the successful completion of probation, the Muskegon County Circuit Court, Muskegon County Sherriff's Department, MDOC, and other stakeholders will collaborate in the development of policies, procedures, and forms to allow the agencies to assist and support each other in following the program. The program will target Felony Probationers with mental health and/or substance abuse issues. Treatment services will be uniquely established for each Felony Probationer in the program by a trained Transition to Independence Process (TIP) Coordinator. The treatment will be tailored to provide services and supports that are accessible, coordinated, developmentally appropriate, and build on the individuals strengths. This will aid Felony Probationers in pursuing their goals and will result in an increase in the successful completion of probation by Felony Probationers.

Goal # 2: Reduce recidivism among the target population following completion of SSSPP.

Several efforts will be made as part of the Swift and Sure Sanctions Probation Program (SSSPP) that will result in a reduction of recidivism by Felony Probationers. Participants for SSSPP will be Felony Probationers who are at a high-risk for failure, have mental health and/or substance abuse issues, and who meet program criteria. These offenders will benefit from treatment which will treat their mental health and/or substance abuse issues allowing them to successfully complete probation. The treatment for the Felony Probationers in the program will be uniquely established by a trained Transition to Independence Process (TIP) Coordinator. The treatment will be tailored to provide services and supports that are accessible, coordinated, developmentally appropriate, and build on the individuals strengths. This will aid Felony Probationers in pursuing their goals and will result in an increase in the successful completion of probation by Felony Probationers and a reduction in recidivism by this target population following completion of the program.

Goal #3: Improve the speed and efficiency of the process for responding to probation violations.

The speed and efficiency of the process for responding to probation violations will improve as a result of the Swift and Sure Sanctions Probation Grant Program. Implementation of the program will likely result in an increase in the frequency of contacts with Probation Officers, as well as adjustments to the types of contacts made with probationers (i.e. more in-person contacts). The development of the violation and sanctions grid requires new policies and procedures to be developed to ensure quick and prompt responses to probation violations. The planning period will be used to develop the policies and procedures to ensure speed and efficiency in response to violations. The program implemented will be modeled after Hawaii's Honest Opportunity with Probation Enforcement (HOPE) program. The program will begin with a formal warning hearing in open court. Then, the program will consist of random drug and alcohol testing. There will be an immediate sanction for failure to appear for a drug/alcohol test or probation appointment, positive test for drugs/alcohol, a missed treatment appointment, missed assessment/evaluation for treatment, and any other violations of the probation order. The program will be monitored using performance measures to ensure its success. Through collaboration with the Muskegon County Sherriff and other local law enforcement agencies, warrants will be served in a timely fashion that will result in Felony Probationers being brought before the Court for violations within 72 hours.

Goal #4: List any other goal specific to your program here (optional).

Goal #5: List any other goal specific to your program here (optional).

Describe how the court will monitor the degree to which the SSSPP is implemented and functioning as designed and described in this grant application.

The grant planning process will determine the degree to which the program is implemented and how it will function. It is anticipated that performance indicators will be developed, measured, and the frequency of measurement and how the measures will be used to monitor and change the program's performance will be completed as needed and provided to SCAO for review.

Swift and Sure Sanctions Probation Program Application Form

Continued from main application form:

(4) Case Processing

What are the barriers to imposing swift sanctions, and what is the plan for addressing those barriers?

4. Jail space availability is a barrier. The Sheriff, as a SSSPP stakeholder, has pledged his support of the program and has agreed to reserve bed space in the jail for SSSPP participants.
5. Consistency in sanctions is a barrier. The solution would be securing the agreement of the participating Judges to follow a sanctions grid developed during the planning stage of the grant.
6. Securing law enforcement's cooperation to make serving SSSPP warrants a priority. The Muskegon County Sherriff has pledged his support of the program. During the grant planning stage the other law enforcement agencies in the county will be approached in an effort to gain their support as well.
7. Securing the cooperation and support of the defense attorneys, who are anticipated SSSPP stakeholders. This barrier will be overcome by the potential SSSPP participant signing a contract where attorney representation is waived for sanctions imposed for a violation that are consistent with the sanctions grid.
8. A swift sanction requires scheduling Court time. The plan is to assign two Judges to be available to handle the SSPP probationers. A process to bring probationers before the Court within 72 hours must be developed during the grant planning stage. The employees identified above will be used to assist with Court processes and paperwork. Clear communication of policies/procedures and forms will be a priority for all stakeholders.
9. Limited availability of drug/alcohol testing facilities in Muskegon County to accommodate probationers who must test before or after work and/or school hours. To overcome this barrier, during the planning stage the stakeholders will investigate and establish agencies or facilities to test probationers.
10. Transportation is a barrier for this population to get to probation officer appointments, testing, and treatment. The budget narrative in this application will address funding for transportation issues.

TRANSITION TO INDEPENDENCE PROCESS (TIP)

A Review:

TIP System Guidelines

1. Engage youth and young adults through relationship development, person-centered planning, and a focus on their futures.
 - a. Use a strength-based approach with youth and young adults, their families, and other informal and formal key players.
 - b. Build relationships and respect youth and young adults' relationships with family members and other informal and formal key players.
 - c. Facilitate personal-futures planning and goal setting.
 - d. Include prevention planning for high-risk situation, as necessary.
 - e. Engage youth and young adults in positive activities of interest.
 - f. Respect cultural and familial values and youth and young adults' perspectives.
2. Tailor services and supports to be accessible, coordinated, developmentally-appropriate, and build on strengths to enable the youth and young adults to pursue their goals across all transition domains.
 - a. Facilitate youth and young adults' goal achievement across all transition domains.
 - b. Employment and Career
 - c. Educational Opportunities
 - d. Living Situation
 - e. Community Life Functioning
 - f. Tailor services and supports to be developmentally-appropriate and build on the strengths, and address the needs, of the youth and young adult, their families, and other informal key players.
 - g. Ensure that services and supports are accessible and coordinated.
 - h. Balance the transition facilitators' role with that of the youth and young adult, their parents and other informal and formal key players.
3. Acknowledge and develop personal choice and social responsibility with youth and young adults.
 - a. Encourage problem-solving methods, decision making, and evaluation of impact on self and others.
 - b. Balance one's work with youth and young adults between two axioms:
 - i. Maximize the likelihood of the success of youth and young adults.
 - ii. Allow youth and young adults to come into contact with natural consequences through life experiences.
4. Ensure a safety-net of support by involving a young person's parents, family members, and other informal and formal key players.
 - a. Involve parents, family members, and other informal and formal key players.

- b. Parents, family members, or other informal key players may need assistance in understanding this transition period or may need services/supports for themselves.
 - c. Assist in mediating differences in the perspectives of youth and young adults, parents, and other informal and formal key players.
 - d. Facilitate an unconditional commitment to the youth and young adults among his/her key players.
 - e. Create an atmosphere of hopefulness, fun, and a future focus.
5. Enhance young persons' competencies to assist them in achieving greater self-sufficiency and confidence.
- a. Utilize assessment methods, e.g., functional in-situation assessment.
 - b. Teach meaningful skills relevant to the youth and young adults across transition domains.
 - c. Use teaching strategies in community settings.
 - d. Develop skills related to self-management, problem-solving, self-advocacy, and self-evaluation of the impact of one's choices and actions on self and others.
6. Maintain an outcome focus in the TIP system at the young person, program and community levels. (See outcome measurement attachment)
- a. Focus on a youth and young adult's goals and the tracking of his/her progress.
 - b. Evaluate the responsiveness and effectiveness of the TIP system
 - c. Use process measures for continuous TIP system improvement.
7. Involve youth and young adults, parents, and other community partners in the TIP system at the practice, program, and community levels.
- a. Maximize the involvement of youth and young adults, family members, informal and formal key players, and other community representatives.
 - b. Tap the talents of peers and mentors:
 - i. Hire young adults as peer mentors and peer counselors.
 - ii. Assist young people in creating peer support groups.
 - iii. Use paid and unpaid mentors (e.g., co-worker mentors, college mentors, apartment roommate mentors).
 - iv. Partner with young people, parents, and others in the TIP system governance and stewardship.
 - c. Advocate for system development, expansion, and evaluation –and for reform of funding and policy to support a responsive, effective service system for youth and young adults in transition and their families. Role of Transition Facilitator: To ensure the continuity of planning, services, and supports. Transition facilitators are care coordinators who work with the youth and young adults, their parents, and other natural formal, and community supports. Care coordination is based on the needs of the person.
 - d. The term transition facilitator is used to emphasize the function of facilitating the young person's future, not directing it.

**14TH JUDICIAL CIRCUIT COURT
MUSKEGON COUNTY
SWIFT & SURE SANCTIONS PROBATION PROGRAM**

Sanctions Grid

Violations for

- failed drug or alcohol test
- failure to appear for:
 - drug or alcohol test
 - probation appointment
 - treatment appointment
 - any other FTA without effort to notify or reschedule

First Violation	5 days in Muskegon County Jail or KPEP
Second Violation	10 days in Muskegon County Jail or KPEP
Third Violation	15 days in Muskegon County Jail or KPEP
Fourth Violation	Dismissal from Swift and Sure; Return to original sentencing judge for sanctions*

In addition to jail or KPEP, probationers with two failed drug or alcohol tests shall be evaluated for substance abuse treatment and referred to an appropriate treatment agency or facility.

Violations of any other probation condition:

First Violation	3 days in Muskegon County Jail or KPEP
Second Violation	5 days in Muskegon County Jail or KPEP
Third Violation	10 days in Muskegon County Jail or KPEP
Fourth Violation	Dismissal from Swift and Sure; Return to original sentencing Judge for sanctions

Conviction for a violation of any criminal law other than a traffic misdemeanor (except any alcohol related driving offense, even if plead to lower charge):

Defendant is removed from program and sent back to sentencing Judge.

These sanctions serve as guidelines. Sentencing is left to the discretion of the Judge with recommendation from the Probation Agent; therefore participants may or may not receive credit for time served. If in the discretion of the Judge a participant will not be sentenced for a violation consistent with this Sanctions Grid guideline, the participant will not be sentenced without having the opportunity to consult an attorney.

*Contested positive drug tests that are later confirmed positive will be subject to next step violation sanction.

CERTIFICATION FORM: FY 2013 SSSPP APPLICATION FORM

We (the Authorizing Official, Project Director, and Financial Officer) certify that the project proposed in this application meets applicable requirements of the Swift and Sure Sanctions Probation Program (SSSPP), that all information presented is correct, and that the applicant will comply with the provision of all applicable state laws. Furthermore, we certify that the applicant court assures that it has read, understands, and agrees to comply with the Assurances and all other requirements set forth in the application and instructions in order to receive funding under the SSSPP grant program.

The State Court Administrative Office prohibits the same person from serving in more than one capacity.

By checking the box, I certify that the below referenced person is the *Authorizing Official* for the Swift and Sure Sanctions Probation Program.

Authorizing Official Name	Date

By checking the box, I certify that the below referenced person is the *Project Director* for the Swift and Sure Sanctions Probation Program.

Project Director Name	Date

By checking the box, I certify that the below referenced person is the *Financial Officer* for the Swift and Sure Sanctions Probation Program.

Financial Officer Name	Date

Print

Save as PDF

FY 2013 BUDGET REQUEST SUMMARY

COURT NAME: Muskegon County Circuit Court

Budget Summary		G	H	I	J	K
Budget Category		SSSPP Request (SCAO)	Other Grant or Funding Source (specify below)	Local Cash Contributions	Local In-Kind Contributions	TOTAL COST
A	Personnel	\$ 153,417	\$ -	\$ -	\$ -	\$ 153,417
B	Fringe Benefits	\$ 106,540	\$ -	\$ -	\$ -	\$ 106,540
C	Contractual	\$ 324,092	\$ -	\$ -	\$ -	\$ 324,092
D	Supplies/Operating	\$ 202,152	\$ -	\$ -	\$ -	\$ 202,152
E	Travel	\$ 14,965	\$ -	\$ -	\$ -	\$ 14,965
F	Total Project Cost	\$ 801,166	\$ -	\$ -	\$ -	\$ 801,166

Summary of Funding		
G	SSSPP Request (SCAO)	\$ 801,166
Other Grant or Funding Sources		
H	<i>[specify source referenced in budget summary]</i>	\$ -
Local Contributions		
I	Cash	\$ -
J	In-Kind	\$ -
K	Total Project Cost	\$ 801,166

Projected # of Participants 30

Projected Cost Per Participant #NAME?
(based on FY 2013 SSSPP request)

Eric P. Stevens, Project Director, Crt. Adm.
Name of Person Completing Budget

TO BE COMPLETED BY MICHIGAN SUPREME COURT FINANCE STAFF

MSC Finance: Approved by (Signature) _____ CONTRACT NUMBER _____

MSC Finance: Approved by (Print Name) _____

45

FY 2013 BUDGET DETAIL WORKSHEET

A. Personnel

Name/Position	COMPUTATION (hours worked on project X hourly rate)	SSSPP Request (SCAO)	Other Grant or Funding Source (J in budget summary)	Local Cash Contributions	Local In-Kind Contributions	TOTAL
Stevens, Eric - Circuit Court Admin/Project	10hrsx12mox\$40.95	\$ 4,914	\$ -	\$ -	\$ -	\$ 4,914
Lamiman, Scott - SSSPP - Grant Coordinat	1040hrsx\$32.99	\$ 34,310	\$ -	\$ -	\$ -	\$ 34,310
Unknown - TIP Coordinator #1	2080hrsx\$23.67	\$ 49,234	\$ -	\$ -	\$ -	\$ 49,234
Unknown - Sheriff's Deputy	10hrsx52wks@\$65.00	\$ 33,800	\$ -	\$ -	\$ -	\$ 33,800
Unknown-Test Drop Technician	8 hrsx52wks@\$10.00	\$ 4,160	\$ -	\$ -	\$ -	\$ 4,160
Prosecuting Attny & Def Attny	2x30x\$450.00	\$ 27,000	\$ -	\$ -	\$ -	\$ 27,000
Personnel Total		\$ 153,417	\$ -	\$ -	\$ -	\$ 153,417

B. Fringe Benefits

Item	Percentage %	Item	Percentage %	Item	Percentage %
<input checked="" type="checkbox"/> Employer FICA	8%	<input type="checkbox"/> Vision Insurance	0%	<input checked="" type="checkbox"/> Other	1%
<input checked="" type="checkbox"/> Retirement	28%	<input type="checkbox"/> Unemployment	0%	<input checked="" type="checkbox"/> Other	0%
<input checked="" type="checkbox"/> Hospital Insurance	20%	<input checked="" type="checkbox"/> Worker's Compensation	0%	<input checked="" type="checkbox"/> Other	0%
<input checked="" type="checkbox"/> Dental Insurance	1%	<input checked="" type="checkbox"/> Life Insurance	0%	<input type="checkbox"/> Other	0%
COMPOSITE RATE					58%

	SSSPP Request (SCAO)	Other Grant or Funding Sources (specify)	Contributions		TOTAL
			Cash	In-Kind	
Fringe Benefit Total	\$ 106,540	\$ -	\$ -	\$ -	\$ 106,540
Total Personnel and Fringe Benefits	\$ 259,957	\$ -	\$ -	\$ -	\$ 259,957

A. Personnel

Justify personnel costs (i.e., wages) associated with the proposed project. These personnel costs should tie back to the Budget Request Summary and Budget Detail Worksheet. Your text will automatically wrap to the next line, but if you need to create a line break, press Alt + Enter.

The personnel costs consist of a half-time SSSPP Grant Coordinator, one Transition into Independence Process (TIP) Coordinators, the time spent by the Project Director on the program (10 hours per month at \$40.95 per hour), a Sherriff's Deputy's time spent serving warrants and arresting/picking-up probationers (10 hours a week x52 weeks x \$65.00 per hour), a drop technician to conduct drug and alcohol testing (8 hours a week x52 weeks x \$10.00 per hour), and a prosecuting attorney and indigent felony defense counsel's time for attending warning hearings and violation hearings, if necessary (2x\$450.00 per hearingx30).

B. Fringe Benefits

Justify fringe benefit costs associated with the proposed project. These fringe benefit costs should tie back to the Budget Request Summary and Budget Detail Worksheet. Your text will automatically wrap to the next line, but if you need to create a line break, press Alt + Enter.

The percentages for the fringe benefits were calculated as shown above in the Budget Detail Worksheet based on the benefits received by the personnel listed above. The fringe benefits that are received by the personnel and were calculated above are FICA, retirement, hospital insurance, dental insurance, worker's compensation, life insurance, and other (long term disability, COLA, and longevity).

86

C. Contractual						
Name of Contractor	COMPUTATION (hours worked on project X hourly rate)	SSSPP Request (SCAO)	Other Grant or Funding Source (H in budget summary)	Local Cash Contributions	Local In-Kind Contributions	TOTAL COST
1 Name KPEP	(5x365)@65.00	\$ 118,625	\$ -	\$ -	\$ -	\$ 118,625
Inpatient Residential Treatment - 5 offenders @ 65.00/day X 365 days						
2 Name Mental Health Provider	(5x365) @ 15.00	\$ 27,375	\$ -	\$ -	\$ -	\$ 27,375
Inpatient Residential Treatment - 5 offenders @ 15.00/day X 365						
3 Name Outpatient Service Providers	(20x52)@75.00	\$ 78,000	\$ -	\$ -	\$ -	\$ 78,000
Outpatient Treatment - 20 offenders @ 75.00/day X 52						
4 TIP Training		\$ 28,917	\$ -	\$ -	\$ -	\$ 28,917
TIP Training for 20 people						
5 Name Second Chance	(3x365)@65.00	\$ 71,175	\$ -	\$ -	\$ -	\$ 71,175
Female Inpatient Residential Treatment- 3 offenders @65.00/day						
6 Name	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
(Enter services to be provided here)						
7 Name	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
(Enter services to be provided here)						
8 Name	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
(Enter services to be provided here)						
9 Name	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
(Enter services to be provided here)						
10 Name	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
(Enter services to be provided here)						
11 Name	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
(Enter services to be provided here)						
12 Name	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
(Enter services to be provided here)						
Total Contractual		\$ 324,092	\$ -	\$ -	\$ -	\$ 324,092

C. Contractual

Justify contractual costs associated with the proposed project. These contractual costs should tie back to the Budget Summary and the Budget Detail Worksheet. Your text will automatically wrap to the next line, but if you need to create a line break, press Alt + Enter.

KPEP or Other Service Provider Inpatient Residential Treatment - 5 offenders @ 65.00/day X 365 days=\$118,625

Mental Health Service Provider Inpatient Residential Treatment - 5 offenders @ 15.00/day X 365 = \$27,375

Outpatient Service Provider Treatment - 20 offenders @ 75.00/day X 52 = \$78,000.00

TIP Training for 20 people \$28,917.00

Second Chance Femail Inpatient Residential Treatment- 3 offenders @65.00/dayx365=\$71,175.00

D. Supplies/Operating						
Item	COMPUTATION (Cost Per Unit X Number of Units)	SSSPP Request (SCAO)	Other Grant or Funding Source (H in budget summary)	Local Cash Contributions	Local In-Kind Contributions	TOTAL COST
Drug testing cups	\$8/cupX1800 cups	\$ 14,400	\$ -	\$ -	\$ -	\$ 14,400
Alcohol Straws	\$13.20bgX18 bgs	\$ 238	\$ -	\$ -	\$ -	\$ 238
Latex Gloves for testing	\$12bxX42 bxs	\$ 504	\$ -	\$ -	\$ -	\$ 504
Breath alcohol testing		\$ 500	\$ -	\$ -	\$ -	\$ 500
Shipping and Handling		\$ 360	\$ -	\$ -	\$ -	\$ 360
Reserved Jail Beds	10bedsX365days	\$ 142,350	\$ -	\$ -	\$ -	\$ 142,350
GPS Tethers	20unitsx\$6/dayx365	\$ 43,800	\$ -	\$ -	\$ -	\$ 43,800
		\$ -	\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -	\$ -
Total Supplies/Operating		\$ 202,152	\$ -	\$ -	\$ -	\$ 202,152

D. Supplies and Operating

Justify supplies and operating costs associated with the proposed project. These supply and operating expenses should tie back to Budget Request Summary and Budget Detail Worksheet. Your text will automatically wrap to the next line, but if you need to create a line break, press Alt + Enter.

Drug testing cups were calculated at for a 12 panel cup x 1800 (this includes twice per week drug tests for the first 8 weeks that a probationer is in the program, and then weekly thereafter x 30 probationers)= \$14,400.00

Alcohol straws were calculated at \$13.20 a bag, with each bag containing 100 straws, x 18 bags (this covers twice per week drug tests for the first 8 weeks that a probationer is in the program, and then weekly thereafter x 30 probationers)= \$238.00

Please note that drug and alcohol test results will assist in determining future frequency.

Latex gloves were calculated at \$12.00 per box x 42 boxes based upon the above number of drug and alcohol tests that will be conducted.

Breath alcohol testing equipment is estimated to cost approximately \$500.00

Shipping and handling cost for drug and alcohol testing supplies is estimated to cost approximately \$360.00

SSSSPP probationers not eligible for existing County Jail Reimbursement Program dollars: \$39.00x10 bedsx\$365.00=\$142,350

GPS Tethers were calculated at \$6.00 per day x20 units x 365 days

E. Travel (mileage for participant purposes)						
Type of Travel Expense	COMPUTATION (Cost Per Unit X Number of Units)	SSSPP Request (SCAO)	Other Grant or Funding Source (H in budget summary)	Local Cash Contributions	Local In-Kind Contributions	TOTAL COST
Annual bus passes for 30 people	14400	\$ 14,400	\$ -	\$ -	\$ -	\$ 14,400
Probation officer travel	1000*.565	\$ 565	\$ -	\$ -	\$ -	\$ 565
		\$ -	\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -	\$ -
		\$ -	\$ -	\$ -	\$ -	\$ -
Total Supplies/Operating		\$ 14,965	\$ -	\$ -	\$ -	\$ 14,965

E. Travel

Justify travel costs associated with the proposed project. These costs should tie back to Budget Request Summary and Budget Detail Worksheet.

Your text will automatically wrap to the next line, but if you need to create a line break, press Alt + Enter.

The Travel expenses are for SSSPP probationers to travel to and from the hearings, probation appointments, treatment appointments, and to and from alcohol and drug testing appointments. The cost was calculated for 30 probationers x \$480.00 (cost of annual MATS bus passes per person)= \$14,400.00. Also included as a travel expense is mileage for SSSPP probation officers to travel to the homes of probationers, if necessary. This cost was calculated at 1000 miles x .565 per mile= \$565.00.



MEMORANDUM

TO: Muskegon County Board of Commissioners
FROM: Bonnie Hammersley, County Administrator
DATE: April 17, 2013
RE: Transportation to the Youth Fair

At the Board meeting on March 26, 2013 we were asked questions about transportation to the Youth Fair. This memo describes some options to provide transportation to youth and other interested parties to attend the activities at the Youth Fair.

The Youth Fair begins on July 20, 2013 and ends on July 27, 2013. Attached please find a schedule of events for the Fair. Please note that there will be a carnival which will start at 1:00 pm. More details about the carnival will be coming in the future including how to obtain a "ride all day" pass at a 50% discount.

We are proposing to add a bus route to the Youth Fair. The route would start at the Herman Ivory Transit Center in downtown Muskegon and make a stop at the MATS Center in Muskegon Heights. It would run from noon until 8:00 pm. This would allow individuals the opportunity to transfer to another bus for a ride home. This temporary, public route would be similar to the route that was established for a short time period for the Veterans Event at the Causeway a few years ago.

We are requesting your input as to whether the County should make this route available for free to the public and for how many days or to charge the rider the cost of the fare which is \$2.50 per round trip. The cost to the MATS fund (not the general fund) would be \$679.25 per day. This service can be developed as a public route as described above and therefore, can be eligible for approximately 80% reimbursement from federal and state grant sources. The remainder would come from the MATS fund balance or fares received from the passengers. This would reduce the cost to the MATS fund balance.

Churches, schools or other entities could purchase the round trip tickets and distribute them to their constituents. Or the individual could pay the \$2.50 for the round trip ticket if the County wished to offer the route and charge the fare.

I look forward to discussing this issue with you at our next Board meeting.

BBH/jk

Attachment

Muskegon County Youth Fair Schedule 2013

**** Please note: All Fair Games are free and open to the public. ****

**** Events and times are subject to change.**

Saturday: July 20

10:00 am Shooting Sports (Trap Shooting & 22 Rifle) at Fruitport Conservation Club

Monday: July 22

3 pm—8 pm Entry of all Horses
4 pm—7 pm Entry and Judging of all Inanimates and Baked Goods
4 pm—8 pm Entry of Dairy and Breeding Livestock
4 pm—8 pm Entry of Poultry
5 pm—7 pm Entry of Rabbits
4 pm—6 pm Swine Weigh-in
6 pm—8 pm Sheep and Goat Weigh-in
6 pm—8 pm Dairy Feeder Beef and Market Beef Weigh-in
8:30 pm Opening Ceremonies & Crowning of 4-H Royal Court

Tuesday: July 23

8:00 am Horse Judging - Showmanship, Halter, Bareback
9:00 am Poultry Judging
9:00 am Exhibit building / Silent Auction opens
1:00 pm Goat Judging
1:30 pm Fair Games: Toss the Pig
3:30 pm Fair Games: Egg Run
4:00 pm Horse Judging - Versatility
5:30 pm Fair Games: Cow Rustler
4:00 pm Market Steer & Feeder Steer Judging
7:00 pm Grandstand Event: Tractor Pulls
8:00 pm Exhibit Building / Silent Auction Closes
9:00 pm Musical Entertainment - TBA

Wednesday: July 24

8:00 am Swine Judging
9:00 am Horse Cloverbud Classes
9:00 am Exhibit building / Silent Auction opens
1:00 pm Dairy Cattle Judging
1:00 pm Horse Judging – Western and Driving Classes
1:30 pm Fair Games: Horse Shoe Toss
3:30 pm Fair Games: Disc the Field
5:30 pm Fair Games: Pin Drop
4:00 pm Sheep Judging
7:00 pm Talent Show
7:00 pm Grandstand Event: National Pony Pulls
8:00 pm Exhibit Building / Silent Auction Closes
8:30pm Ag Olympics
9:00 pm Musical Entertainment – TBA

Revised 3/1/13

Thursday: July 25

8:00 am Horse Judging-English Classes, Dressage
8:00 am Rabbit Judging
9:00 am Exhibit building / Silent Auction opens
1:30 pm Fair Games: Don't Spill the Beans
3:30 pm Fair Games: Water Balloon Toss
4:00-7:00pm Summer Steak Fry by Muskegon County Farm Bureau
5:00 pm Horses- Gymkana/Speed
5:30 pm Fair Games: Water Trough Race
6:00 pm Large Animal Auction
8:00 pm Exhibit Building / Silent Auction Closes
9:00 pm Musical Entertainment - TBA

Friday: July 26

8:00 am Horse Judging -Western Riding, Costume, Trail
9:00 am Dog Show
9:00 am Exhibit building / Silent Auction opens
10:00 am Shooting Sports (BB, Pellet, Archery) at the Fairgrounds
1:30 pm Fair Games: Feed the Horse
3:30 pm Fair Games: Egg Toss
4:00 pm Showman of Showmen
5:00 pm Horse Team Event
5:30 pm Fair Games: Brain Freeze
8:00 pm Exhibit Building / Silent Auction Closes
4 pm—7 pm Sheriff's Posse Steak Fry
7:00 pm Grandstand Event: Autocross Event
9:00 pm Musical Entertainment – TBA

Saturday: July 27

8 am—5 p.m. Open Horse Show
8:00 am 5K Family Fun Run & Kids Run
9:00 am Exhibit building / Silent Auction opens
10:00 am Open Pet Show
2:00 pm Small Animal and Baked Goods Auction
7:00 pm Closing Ceremonies
7:00 pm Exhibitor building/Silent Auction closes
7:00 pm Grandstand Event: SJO Super Cross Races

**RESOLUTION AUTHORIZING NOTICE OF INTENT
AND DECLARING INTENT TO REIMBURSE FOR EXPENDITURES**

COUNTY OF MUSKEGON
State of Michigan

Minutes of a regular meeting of the Board of Commissioners of the County of Muskegon, State of Michigan, held on April 23, 2013.

PRESENT: Commissioners: _____

ABSENT: Commissioners: _____

The following preamble and resolution were offered by Commissioner _____ and supported by Commissioner _____:

WHEREAS, the County of Muskegon (the "County") intends to issue general obligation limited tax bonds pursuant to Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), in an aggregate principal amount of not to exceed Forty Million Dollars (\$40,000,000), for the purpose of paying the costs of acquiring, constructing, renovating, furnishing and equipping a new jail/juvenile facility, including related site improvements (the "Project"); and

WHEREAS, a notice of intent to issue the Bonds must be published before the issuance of the Bonds in order to comply with the requirements of Section 517 of Act 34; and

WHEREAS, the County intends at this time to state its intention to be reimbursed from proceeds of the Bonds for any expenditures undertaken by the County for the Project prior to issuance of the Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The County Clerk is hereby authorized and directed to publish or cause to be published a notice of intent to issue the Bonds in the *Muskegon Chronicle*, a newspaper of general circulation in the County.

2. Said notice of intent shall be published as a display advertisement not less than one-quarter (1/4) page in size in substantially the following form:

NOTICE TO TAXPAYERS AND ELECTORS
OF THE COUNTY OF MUSKEGON, MICHIGAN
OF INTENT TO ISSUE BONDS
AND THE RIGHT OF REFERENDUM RELATING THERETO

PLEASE TAKE NOTICE that the County of Muskegon, State of Michigan (the "County"), intends to issue and sell its general obligation limited tax bonds pursuant to Act 34, Public Acts of Michigan, 2001, as amended, in an aggregate principal amount of not to exceed Forty Million Dollars (\$40,000,000), for the purpose of paying the costs of acquiring, constructing, renovating, furnishing and equipping a new jail/juvenile facility, including related site improvements (the "Project").

SOURCE OF PAYMENT OF BONDS

THE PRINCIPAL OF AND INTEREST ON SAID BONDS SHALL BE PAYABLE from the general funds of the County lawfully available for such purposes property taxes levied within applicable statutory and constitutional limitations.

BOND DETAILS

THE BONDS WILL BE PAYABLE in annual installments not to exceed thirty (30) in number and will bear interest at a rate not to exceed the maximum rate permitted by law, as determined at the time of sale.

RIGHT OF REFERENDUM

THE BONDS WILL BE ISSUED WITHOUT A VOTE OF THE ELECTORS UNLESS A PETITION REQUESTING SUCH A VOTE SIGNED BY NOT LESS THAN 10% OF THE REGISTERED ELECTORS RESIDING WITHIN THE BOUNDARIES OF THE COUNTY IS FILED WITH THE COUNTY CLERK WITHIN FORTY-FIVE (45) DAYS AFTER PUBLICATION OF THIS NOTICE. IF SUCH PETITION IS FILED, THE BONDS MAY NOT BE ISSUED WITHOUT AN APPROVING VOTE OF A MAJORITY OF THE QUALIFIED ELECTORS RESIDING WITHIN THE BOUNDARIES OF THE COUNTY VOTING THEREON.

THIS NOTICE is given pursuant to the requirements of Section 517, Act 34, Public Acts of Michigan, 2001, as amended.

County Clerk
County of Muskegon

3. The Board of Commissioners does hereby determine that the foregoing form of Notice of Intent to Issue Bonds and the manner of publication directed is the method best calculated to give notice to the County's electors and taxpayers residing in the boundaries of the County of the County's intent to issue the Bonds, the maximum amount of the Bonds, the purpose of the Bonds, the source of payment for the Bonds and the right of referendum relating thereto, and the newspaper named for publication is hereby determined to reach the largest number of persons to whom the notice is directed.

4. The County makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. §1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:

- (a) As of the date hereof, the County reasonably expects to reimburse itself for the expenditures described in (b) below with proceeds of debt to be incurred by the County.
- (b) The expenditures described in this paragraph (b) are for the costs of acquiring the Project which were paid or will be paid subsequent to sixty (60) days prior to the date hereof from the general funds of the County.
- (c) The maximum principal amount of debt expected to be issued for the Project, including issuance costs, is \$40,000,000.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Commissioners: _____

NAYS Commissioners: _____

RESOLUTION DECLARED ADOPTED

County Clerk

I hereby certify that the attached is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of Muskegon, State of Michigan, at a regular meeting held on April 23, 2013, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976 and that minutes of the meeting were kept and will be or have been made available as required by said Act.

County Clerk

21,097,471.1\088888-01634

REQUEST FOR BOARD CONSIDERATION-COUNTY OF MUSKEGON

COMMITTEE Full Board		BUDGETED NON-BUDGETED PARTIALLY BUDGETED	
REQUESTING DEPARTMENT Community Development		COMMITTEE DATE April 23, 2013	REQUESTOR SIGNATURE Marty Piette
SUMMARY OF REQUEST (GENERAL DESCRIPTION, FINANCING, OTHER OPERATIONAL IMPACT, POSSIBLE ALTERNATIVES)			
<p>Notice was received on April 18th of the availability of ARFF grant funds in the amount of \$2,000 to offset the costs for certified training for aircraft rescue and fire fighters at Index A and B commercial services airports and for firefighters at designated first responder fire departments. A resolution is required by April 30th to accept the funds.</p>			
SUGGESTED MOTION (STATE EXACTLY AS IT SHOULD APPEAR IN THE MINUTES)			
<p>Move to approve the acceptance of ARFF funds by the Muskegon County Airport in the amount of \$2,000 for certified training courses being offered by the Michigan Aeronautics Commission.</p>			
ADMINISTRATIVE ANALYSIS (AS APPLICABLE)			
<u>HUMAN RESOURCES ANALYSIS:</u>		<u>FINANCE & MANAGEMENT ANALYSIS:</u>	
			
<u>CORPORATE COUNSEL ANALYSIS:</u>		<u>ADMINISTRATOR RECOMMENDATION:</u>	
AGENDA DATE: 4-23-13		AGENDA NO.:	BOARD DATE: 4-23-13
			PAGE NO.

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

*Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman*

*Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair*

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

Full Board Meeting

**May 14, 2013
4:00 P.M.**

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Also Present: County Administrator Bonnie B. Hammersley,
County Clerk Nancy A. Waters,
Corporate Counsel Douglas M. Hughes,
Chief Deputy County Clerk Marcia L. Wilkes

2013-171 **APPROVAL OF THE AGENDA**

Moved by Wilkins, seconded by Derezinski, to approve the agenda.

Voice vote.

Motion Carried

2013-172 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, APRIL 23, 2013**

Moved by Derezinski, seconded by Cross, to approve the Full Board Minutes of Tuesday, April 23, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on an agenda item.

COMMUNICATIONS

COMMITTEE REPORTS

2013-173 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE INTER LOCAL AGREEMENT FOR THE IMPLEMENTATION OF THE TECHNOLOGY PROJECT FOR THE MULTI-JURISDICTIONAL TASK FORCE ON BURGLARIES AND PROPERTY CRIME FUNDED BY THE MICHIGAN STATE POLICE WITH BYRNE JAG FUNDS**

CPS13/05 -16

The Courts & Public Safety Committee recommends, moved by Cross, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to sign the Inter Local Agreement for the implementation of the technology project for the Multi-Jurisdictional Task Force on Burglaries and Property Crime funded by the Michigan State Police with Byrne JAG funds.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-174 **AUTHORIZE THE PROSECUTOR TO APPLY FOR THE FY 2014 CRIME VICTIM RIGHTS GRANT IN THE AMOUNT OF \$16,724.00 WITH NO LOCAL MATCH REQUIREMENT**

CPS13/05 - 17

The Courts & Public Safety Committee recommends, moved by Cross, seconded by Hughes, to authorize the Prosecutor to apply for the FY 2014 Crime Victim Rights Grant in the amount of \$16,724.00 with no local match requirement.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-175 **APPROVE THE FUNDING INCREASE IN THE AMOUNT OF \$9,540.00 FROM THE OFFICE OF HIGHWAY SAFETY PLANNING FOR THE SECONDARY ROAD PATROL PROGRAM**

CPS13/05 – 18

The Courts & Public Safety Committee recommends, moved by Cross, seconded by Hughes, to approve the funding increase in the amount of \$9,540.00 from the Office of Highway Safety Planning for the Secondary Road Patrol Program.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-176 **APPROVE THE SHERIFF'S OFFICE PURCHASING THE SIDE SCAN SONAR UNIT FROM MARINE SONIC, LTD IN THE AMOUNT OF \$45,045.00 AND TO PAY FOR THIS UNIT WITH MONIES FROM THE DEPARTMENT OF HOMELAND SECURITY GRANT BUDGET**

CPS13/05 – 19

The Courts & Public Safety Committee recommends, moved by Cross, seconded by Hughes, to approve the Sheriff's Office purchasing the Side Scan Sonar Unit from Marine Sonic, Ltd in the amount of \$45,045.00 and to pay for this unit with monies from the Department of Homeland Security grant budget.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-177 **APPROVE A PROCLAMATION IN SUPPORT OF NATIONAL POLICE WEEK, MAY 12, 2013 THROUGH MAY 18, 2013 AND MAY 15, 2013, AS NATIONAL PEACE OFFICERS MEMORIAL DAY**

CPS13/05 – 20

The Courts & Public Safety Committee recommends, moved by Cross, seconded by Hughes, to approve a Proclamation in support of National Police Week, May 12, 2013 through May 18, 2013 and May 15, 2013, as National Peace Officers Memorial Day.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-178 **AUTHORIZE THE MANAGEMENT OF BROOKHAVEN MCF TO ELIMINATE VACANT BUDGET POSITIONS TO ASSIST IN RESHAPING BROOKHAVEN INTO A LEANER, MORE AGILE, FACILITY THAT MEETS FINANCIAL TARGETS SET BY THE DHS BOARD, AND INSURES THAT THE RESIDENTS OF BROOKHAVEN RECEIVE THE QUALITY AND QUANTITY OF DIGNIFIED HEALTH CARE THEY DESERVE WHILE ALSO COMPLYING WITH MANDATED FEDERAL AND STATE REGULATIONS**

HR13/05 – 26

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the management of Brookhaven MCF to eliminate vacant budget positions to assist in reshaping Brookhaven into a leaner, more agile, facility that meets financial targets set by the DHS Board, and insures that the residents of Brookhaven receive the quality and quantity of dignified health care they deserve while also complying with mandated federal and state regulations.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-179 **AUTHORIZE BROOKHAVEN MCF TO RE-ESTABLISH THE ASSISTANT DIRECTOR OF NURSING (ADON) POSITION, WHICH EXISTED PRIOR TO THE FY2013 BUDGET, IN ORDER TO COMPLETE THE NECESSARY WORK THAT IS REQUIRED BEYOND THE CURRENT NEEDS ALREADY COMPLETED BY THE DON AND ADON, AND REDUCE THE AMOUNT OF OVERTIME PAID (RN STAFF DEVELOPMENT COORDINATOR: HOURLY OVERTIME RATE = $\$26.912 \times 1.5 = \40.27×42.57 OT HOURS = $\$1,718.55$, 11/18/12 – 1/31/13)**

HR13/05 – 27

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize Brookhaven MCF to re-establish the Assistant Director of Nursing (ADON) position, which existed prior to the FY2013 budget, in order to complete the necessary work that is required beyond the current needs already completed by the DON and ADON, and reduce the amount of overtime paid (RN Staff Development Coordinator: hourly overtime rate = $\$26.912 \times 1.5 = \40.27×42.57 OT hours = $\$1,718.55$, 11/18/12 – 1/31/13).

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-180 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN AMENDMENT #1 TO THE MANAGED MENTAL HEALTH SUPPORTS AND SERVICES CONTRACT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH, EFFECTIVE OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013**

HR13/05 – 28

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Director to sign Amendment #1 to the Managed Mental Health Supports and Services contract with the Michigan Department of Community Health, effective October 1, 2012 through September 30, 2013.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-181 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN AMENDMENT #1 TO THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH FOR MEDICAID MANAGED MENTAL HEALTH SUPPORTS AND SERVICES, EFFECTIVE OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013**

HR13/05 – 29

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Director to sign Amendment #1 to the contract with the Michigan Department of Community Health for Medicaid Managed Mental Health Supports and Services, effective October 1, 2012 through September 30, 2013.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-182 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH NO MORE SIDELINES TO LEASE OFFICE SPACE AT THEIR FOLKERT COMMUNITY HUB (LOCATED AT 640 W. SEMINOLE ROAD, MUSKEGON, MI 49441) FOR A TOTAL MONTHLY RENT OF \$4,663.71 FOR THE FIRST YEAR WITH A 2% BASE RENT ANNUAL INCREASE, EFFECTIVE DECEMBER 15, 2012, THROUGH DECEMBER 10, 2017**

HR13/05 – 30

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Director to sign a contract with No More Sidelines to lease office space at their Folkert Community Hub (located at 640 W. Seminole Road, Muskegon, MI 49441) for a total monthly rent of \$4,663.71 for the first year with a 2% base rent annual increase, effective December 15, 2012, through December 10, 2017.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-183 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN AMENDMENTS TO THE CONTRACTS WITH MOKA CORPORATION, PIONEER RESOURCES, HGA SUPPORT SERVICES, LUTHERAN SOCIAL SERVICES OF MICHIGAN AND THE ARC MUSKEGON TO INCLUDE AN ENHANCED COMMUNITY LIVING SUPPORTS (CLS) RATE OF \$35.71 PER HOUR FOR THE AUTISM PROGRAM, EFFECTIVE MAY 1, 2013 THROUGH SEPTEMBER 30, 2014**

HR13/05 – 31

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Director to sign amendments to the contracts with MOKA Corporation, Pioneer Resources, HGA Support Services, Lutheran Social Services of Michigan and The ARC Muskegon to include an enhanced Community Living Supports (CLS) rate of \$35.71 per hour for the Autism Program, effective May 1, 2013 through September 30, 2014.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-184 **APPROVE THE PROPOSED FEE RATES FOR SERVICES PROVIDED BY COMMUNITY MENTAL HEALTH EFFECTIVE MAY 1, 2013**

HR13/05 – 32

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to approve the proposed fee rates for services provided by Community Mental Health effective May 1, 2013.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-185 **AMEND THE MENTAL HEALTH FY2013 BUDGET PROPOSED TO THE COUNTY OF MUSKEGON FROM \$89,458,783 UP TO \$90,248,040 FOR REVENUES AND FROM \$89,453,583 UP TO \$90,245,240 FOR EXPENDITURES, AND TO APPROVE COMMUNITY MENTAL HEALTH (CMH) PERSONNEL POSITION CHANGES LISTED ON THE CMH BUDGET AMENDMENT**

HR13/05 - 33

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to amend the Mental Health FY2013 budget proposed to the County of Muskegon from \$89,458,783 up to \$90,248,040 for revenues and from \$89,453,583 up to \$90,245,240 for expenditures, and to approve Community Mental Health (CMH) personnel position changes listed on the CMH Budget Amendment.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-186 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN AMENDMENT #2 TO THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH FOR THE MICHIGAN ABW NON-PREGNANT CHILDLESS ADULTS WAIVER (ADULT BENEFITS WAIVER) SECTION 1115 DEMONSTRATION PROGRAM FY13, EFFECTIVE OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013**

HR13/05 – 34

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Director to sign Amendment #2 to the contract with the Michigan Department of Community Health for the Michigan ABW Non-Pregnant Childless Adults Waiver (Adult Benefits Waiver) Section 1115 Demonstration program FY13, effective October 1, 2012 through September 30, 2013.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-187 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A LEASE FOR THREE (3) FORD FUSION VEHICLES FROM GREAT LAKES FORD AT A COST OF \$1,211.61 PER MONTH FOR FORTY-EIGHT (48) MONTHS PLUS AN UNDERWRITING FEE OF \$425.00**

HR13/05 – 35

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Director to sign a lease for three (3) Ford Fusion vehicles from Great Lakes Ford at a cost of \$1,211.61 per month for forty-eight (48) months plus an underwriting fee of \$425.00.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-188 **AUTHORIZE PUBLIC HEALTH – MUSKEGON COUNTY TO REQUEST BIDS FOR ONE NEW VEHICLE FOR ITS WIC PROGRAM AND TWO NEW VEHICLES FOR ITS ENVIRONMENTAL QUALITY PROGRAM, WITH NO EFFECT ON COUNTY GENERAL FUND**

HR13/05 – 36

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize Public Health – Muskegon County to request bids for one new vehicle for its WIC program and two new vehicles for its Environmental Quality program, with no effect on County General Fund.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-189 **ACCEPT THE GRANT OF \$23,500 FROM THE COMMUNITY FOUNDATION FOR MUSKEGON COUNTY AND THE GRANT OF \$3,000 FROM THE CONSERVATION FUND TO EDUCATE RESIDENTS ON HEALTHY EATING AND TO OFFER FOOD DEMONSTRATIONS IN THE COMMUNITY AND TO AUTHORIZE THE PUBLIC HEALTH DEPARTMENT TO ADD A SEASONAL PART-TIME PUBLIC HEALTH EDUCATOR (NO00240) AT A PAY RANGE OF \$17.91 - \$22.67 TO ACCOMPLISH THE WORK OF THESE GRANTS**

HR13/05 – 37

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to accept the grant of \$23,500 from the Community Foundation for Muskegon County and the grant of \$3,000 from the Conservation Fund to educate residents on healthy eating and to offer food demonstrations in the community and to authorize the Public Health Department to add a seasonal part-time Public Health Educator (NO00240) at a pay range of \$17.91 - \$22.67 to accomplish the work of these grants.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-190 **AUTHORIZE PUBLIC HEALTH – MUSKEGON COUNTY TO AWARD THE WATER LABORATORY ANALYSIS CONTRACT TO ALLIANCE ANALYTICAL LABORATORIES FOR THE PERIOD OF MARCH 2013 THROUGH SEPTEMBER 2013, WITH A ONE YEAR RENEWAL OPTION, WITH EFFECT ON COUNTY GENERAL FUND**

HR13/05 – 38

The Human Resources Committee recommends, moved by Nash, seconded by Cross, to authorize Public Health – Muskegon County to award the water laboratory analysis contract to Alliance Analytical Laboratories for the period of March 2013 through September 2013, with a one year renewal option, with effect on County General Fund.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

Item HR13/05-39 was postponed until the Human Resources meeting of June 4, 2013.

2013-191 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$69,528,400.18 COVERING THE PERIOD OF APRIL 10, 2013 THROUGH APRIL 26, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/05 – 36

The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve payment of the accounts payable of \$69,528,400.18 covering the period of April 10, 2013 through April 26, 2013 as presented by the County Clerk.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-192 **CREATE THE PUBLIC DEFENDER POSITION (NX00440) SALARY RANGE \$85,550 - \$106,885 AND AUTHORIZE ADMINISTRATION TO BEGIN THE RECRUITMENT IMMEDIATELY**

WM13/05 – 37

The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to create the Public Defender position (NX00440) salary range \$85,550 - \$106,885 and authorize Administration to begin the recruitment immediately.

Commissioner Sabo stated his concerns about having local involvement on employment. Commissioner Scolnik stated that this was a work in progress and changes and tweaks in this department will continue as it goes forward. Commissioner Nash said that he was glad that Muskegon County was moving forward. Chairman Mahoney says that this will put us in a better light make the Public Defender system better. Administrator Hammersley stated that the pending legislation will not affect Muskegon County because we will meet the standards.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-193 **APPROVE THE TERMINATION OF THE HUMANA CONTRACT, EFFECTIVE MAY 31, 2013; IN ADDITION, TO APPROVE AUTHORIZATION TO CONTRACT WITH DELTA DENTAL ON A SELF-INSURED BASIS FOR THE PERIOD JUNE 1, 2013 THROUGH SEPTEMBER 30, 2014 FOR DENTAL INSURANCE COVERAGE FOR ACTIVE, ELIGIBLE, MUSKEGON COUNTY EMPLOYEES**

WM13/05 – 38

The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the termination of the Humana contract, effective May 31, 2013; in addition, to approve authorization to contract with Delta Dental on a self-insured basis for the period June 1, 2013 through September 30, 2014 for dental insurance coverage for active, eligible, Muskegon County employees.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-194 **AUTHORIZE THE RESOLUTION TO RENDER THE FINAL APPROVAL OF FINAL BYLAWS AND APPROVE THE CREATION OF THE REGIONAL ENTITY KNOWN AS THE REGION THREE PREPAID INPATIENT HEALTH PLAN (PIHP), CONSISTING OF OTTAWA, ALLEGAN, KENT, LAKE, MUSKEGON, OCEANA AND MASON COUNTY CMHS CONTINGENT UPON CORPORATE COUNSEL REVIEW**

WM13/05 – 39

The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the resolution to render the final approval of final bylaws and approve the creation of the Regional Entity known as the Region Three Prepaid Inpatient Health Plan (PIHP), consisting of Ottawa, Allegan, Kent, Lake, Muskegon, Oceana and Mason County CMHs contingent upon Corporate Counsel review.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-195 **AUTHORIZE THE SETTLEMENT IN CONNECTION WITH THE PENDING LITIGATION IN THE MATTER OF BUCK CONSTRUCTION COMPANY V COUNTY OF MUSKEGON BASED ON CORPORATE COUNSEL'S RECOMMENDATION**

WM13/05 – 40

The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the settlement in connection with the pending litigation in the matter of Buck Construction Company v County of Muskegon based on Corporate Counsel's recommendation.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-196 **APPROVE THE LINDA KARRELL WORKERS' COMPENSATION CASE SETTLEMENT BY WAY OF A LUMP SUM SETTLEMENT, AS RECOMMENDED BY CORPORATE COUNSEL**

WM13/05 – 41

The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the Linda Karrell workers' compensation case settlement by way of a lump sum settlement, as recommended by Corporate Counsel.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

CHAIRMAN'S REPORT

2013-197 **APPOINT WAYNE KEURTH (SOLID WASTE MANAGEMENT SLOT) TO THE SOLID WASTE PLANNING COMMITTEE FOR A TERM ENDING 12/31/14.**

The Chairman recommends, moved by Cross, seconded by Derezinski, to appoint Wayne Keurth (Solid Waste Management Slot) to the Solid Waste Planning Committee for a term ending 12/31/14.

Voice vote.

Motion Carried

2013-198 **APPOINT COMMISSIONER BENJAMIN CROSS, COMMISSIONER KENNETH MAHONEY, COMMISSIONER TERRY J. SABO AND COMMISSIONER BOB SCOLNIK TO THE PERSONNEL RULES COMMITTEE**

The Chairman recommends, moved by Wilkins, seconded by Derezinski, to appoint Commissioner Benjamin Cross, Commissioner Kenneth Mahoney, Commissioner Terry J. Sabo and Commissioner Bob Scolnik to the Personnel Rules Committee.

Voice vote.

Motion Carried

COMMITTEE LIAISON REPORTS

Commissioner Derezinski stated the Airport Advisory Committee recently elected their Officers. The following officers were elected: Chairman Scott Erdman, Vice-Chairman James Derezinski and Secretary Rillastine Wilkins.

Commissioner Derezinski stated that through the Veteran's Board he is going to try to have some of the folks attending the 101st airborne reunion in Grand Rapids, Michigan come to Muskegon.

Commissioner Wilkins stated at the Airport Advisory Committee meeting they are going to review the bylaws and determine the role of the Airport Advisory Committee.

Commissioner Hughes stated she attended the SMART meeting in Grand Rapids and gathered a lot of information from other counties concerning jail and juvenile detention centers.

Commission Cross stated that the Library Committee is still moving forward with Storyville. He also stated that there is a "Dig Into Reading" program running from June 17 through August 3. This program will be at all local county libraries.

Commissioner Hughes gave a follow-up report on the free parks day. She thanked everyone for the hard work in getting this day planned.

Commissioner Wilkins attend the MAP meeting. She stated that biggest concerns are signage and training for young people to get jobs. Commissioner Wilkins stated that they would be speaking to the Workforce Development Board on complaints about sending kids out for jobs who are not prepared.

Commissioner Derezinski stated that the Workforce Development Board is much improved from when he served on that Board.

Commission Nash reported on the CMH Spring Conference. He stated that the workshops were very good.

Commission Nash also stated that the LCC Board met Friday May 3. This Board will be abolished and become part of the new entity.

ADMINISTRATOR'S REPORT

2013-199 **CONTINUE COLLECTION OF THE LOCAL 9-1-1 SURCHARGE AT \$0.34 AS APPROVED BY MICHIGAN PUBLIC SERVICE COMMISSION U-15489 FOR THE TIME PERIOD JULY 1, 2013 TO JUNE 30, 2014, AND TO PROVIDE PROPER NOTIFICATION OF THIS TO THE STATE 9-1-1 COMMITTEE.**

The Administrator recommends, moved by Derezinski, seconded by Mahoney, to continue collection of the local 9-1-1 surcharge at \$0.34 as approved by Michigan Public Service Commission U-15489 for the time period July 1, 2013 to June 30, 2014, and to provide proper notification of this to the State 9-1-1 Committee.

Commissioner Hughes stated that 9-1-1 should have the same transparency that is at the County level. Commissioner Hughes also stated that it was very difficult to find on the website. Commissioner Engle asked how the amount was determined for cell phones. Commissioner Wilkins asked Heath Kaplan about the amount of money that is received annually from this millage. Mr. Kaplan stated that he would get that information for the Commissioners. Chairman Mahoney said that he will have Dave McCastle at a future meeting so that Commissioners could ask questions and get them answered.

Roll Call

Yes: Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Kenneth Mahoney

No: None

Motion Carried

OLD BUSINESS

None

NEW BUSINESS

Commissioner Sabo reminded everyone that it was National Police Week and that the Blood Drive was continuing. Also, National Peace Officer Memorial Day will be observed on Wednesday, May 15, 2013, at 5:30 p.m. on the front lawn of the Muskegon County Hall of Justice. The Proclamation will be presented at that time.

PUBLIC COMMENT (ON A NEW TOPIC)

Jim Rudicil, Sr. expressed his concerns over the lost factories and businesses in Muskegon County, but also shared his love of community and how he sees Muskegon County moving forward together. Mr. Rudicil presented all Commissioners with the National Bestseller book, The Tipping Point, by Malcolm Gladwell. He encouraged the Commissioners to read the book and to pass it on!

Dr. Abiade addressed the Board concerning increasing racial diversity for the Seaway Run. With the new addition of "Dream Teams" and different ways of winning, he hopes that we will see that diversity and that it will continue to build. You may register at the YMCA or at WWW.IHAVEADREAMTEAM.COM.

Commissioner Hughes stated that on Saturday, June 8, 2013 there will be a tire recycling event.

Commissioner Nash reminded everyone of the Jail Committee meeting on Thursday, May 16, 2013 at 2:00 p.m. in the County Board of Commissioners room.

Student Brady Brewer (Administrator Hammersley's nephew) from Wisconsin introduced himself to the Board.

ADJOURN

2013-200 **MOVED BY WILKINS , SECONDED BY ENGLE, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:51p.m.

Nancy A. Waters, County Clerk

NAW:mlw

***Preliminary Minutes
To be approved at the Full Board Meeting on Thursday, May 23, 2013***

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board Meeting

May 23, 2013
4:00 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

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

2013-171 **APPROVAL OF THE AGENDA**

Moved by Derezinski, seconded by Cross, to approve the agenda.

Voice vote.

Motion Carried

2013-172 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, MAY 14, 2013**

Moved by Wilkins, seconded by Hughes, to approve the Full Board Minutes of Tuesday, May 14, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on an agenda item.

COMMUNICATIONS

Moved by Hughes, seconded by Wilkins, to receive and place on file the following Communications:

- A. Menominee County Board Resolution #2013 07: Requesting Legislature to Implement a Plan to Improve Michigan Roads and Highways
- B. Otsego County Board Resolution #13 08: Michigan Road & Bridge Repair

Voice vote.

Motion Carried

COMMITTEE REPORTS

2013-203 **ADOPT THE HERITAGE LANDING MAINTENANCE PLAN AS SUBMITTED AND ENCOURAGE STAFF AND VOLUNTEERS IN THE COUNTY OF MUSKEGON TO ASSIST IN MAINTAINING THE HABITAT RESTORATION WORK THAT HAS BEEN COMPLETED**

CD/SP13/05 06

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to adopt the Heritage Landing Maintenance Plan as submitted and encourage staff and volunteers in the County of Muskegon to assist in maintaining the habitat restoration work that has been completed.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo,
Bob Scolnik, Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Motion Carried

2013-204 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE PUBLIC NOTICE REGARDING FEDERAL OPERATING AND CAPITAL APPLICATIONS AND TO AUTHORIZE STAFF TO EXECUTE THE ELECTRONIC GRANT APPLICATIONS IF THERE IS NO REQUEST FOR PUBLIC HEARING**

TR13/05 12

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

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-205 **APPROVE A TOWER AND BUILDING LEASE AGREEMENT BETWEEN THE COUNTY AND SYNERGY MEDIA, INC., ALLOWING SYNERGY MEDIA, INC. TO INSTALL A REPEATING ANTENNA ON TOP OF A HANGAR AT THE AIRPORT, WITH SYNERGY MEDIA, INC. COMPENSATING THE AIRPORT \$200 PER MONTH FOR SAID AGREEMENT**

TR13/05 13

The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve a Tower and Building Lease Agreement between the County and Synergy Media, Inc., allowing Synergy Media, Inc. to install a repeating antenna on top of a hangar at the Airport, with Synergy Media, Inc. compensating the Airport \$200 per month for said Agreement.

Commissioner Hughes noted her concern regarding an open ended lease has been addressed.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-206 **APPROVE A CONTRACT BETWEEN THE COUNTY AND PREIN & NEWHOF IN THE AMOUNT OF \$15,000, ALLOWING PREIN & NEWHOF TO DESIGN AND BID AN AIR TRAFFIC CONTROL TOWER LIGHT PANEL REPLACEMENT PROJECT AT THE AIRPORT, WITH THE COUNTY'S 2.5% SHARE OF THE CONTRACT TO BE \$375**

TR13/05 14

The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve a Contract between the County and Prein & Newhof in the amount of \$15,000, allowing Prein & Newhof to design and bid an Air Traffic Control Tower Light Panel Replacement Project at the Airport, with the County's 2.5% share of the Contract to be \$375.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-207 **APPROVE MDOT CONTRACT NO. 2013 0248 BETWEEN THE COUNTY AND MICHIGAN DOT IN THE AMOUNT OF \$496,316 TO FUND 95% OF THE AIRPORT'S FY2013 LANDSIDE ROAD AND PARKING LOT REHABILITATION PROJECT, AND FURTHER AUTHORIZE THE CHAIRMAN TO EXECUTE THE CONTRACT AND THE CLERK TO AUTHORIZE THE RESOLUTION**

TR13/05 15

The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve MDOT Contract No. 2013 0248 between the County and Michigan DOT in the amount of \$496,316 to fund 95% of the Airport's FY2013 Landside Road and Parking Lot Rehabilitation project, and further authorize the Chairman to execute the contract and the Clerk to authorize the resolution.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-208 **APPROVE AWARDING THE AIRPORT LANDSIDE AND PARKING LOT REHABILITATION PROJECT TO THE LOWEST OF THREE BIDDERS, RIETH RILEY CONSTRUCTION CO., INC., IN THE AMOUNT OF \$529,929.90, AND FURTHER APPROVE ALLOWING THE CHAIRPERSON TO EXECUTE A CONTRACT WITH REITH RILEY CONSTRUCTION CO., INC. IN THE AMOUNT OF \$529,929.90, WITH THE COUNTY'S 5% SHARE OF THE PROJECT TO BE \$26,497**

TR13/05 16

The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve awarding the Airport Landside and Parking Lot Rehabilitation project to the lowest of three bidders, Rieth Riley Construction Co., Inc., in the amount of \$529,929.90, and further approve allowing the Chairperson to execute a contract with Reith Riley Construction Co., Inc. in the amount of \$529,929.90, with the County's 5% share of the project to be \$26,497.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-209 **APPROVE AMENDMENT NO. 1, IN THE AMOUNT OF \$37,700, TO A CONTRACT DATED NOVEMBER 27, 2012, BETWEEN THE COUNTY AND PREIN & NEWHOF, THE INTENT OF WHICH IS TO COVER THE CONSTRUCTION PHASE ENGINEERING SERVICES OF THE AIRPORT LANDSIDE ROAD AND PARKING LOT REHABILITATION PROJECT, WITH THE COUNTY'S 5% SHARE OF THE AMENDMENT TO BE \$1,885**

TR13/05 17

The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve Amendment No. 1, in the amount of \$37,700, to a contract dated November 27, 2012, between the County and Prein & Newhof, the intent of which is to cover the construction phase engineering services of the Airport Landside Road and Parking Lot Rehabilitation project, with the County's 5% share of the Amendment to be \$1,885.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-210 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$21,499,752.34 COVERING THE PERIOD OF APRIL 27, 2013 THROUGH MAY 14, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/05-42

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve payment of the accounts payable of \$21,499,752.34 covering the period of April 27, 2013 through May 14, 2013 as presented by the County Clerk.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-211 **AUTHORIZE THE CHAIRMAN OF THE BOARD TO SIGN THE BUY/SELL AGREEMENT FOR THE PROPERTY LISTED AT 902 PINE STREET, MUSKEGON, MI AT A COST OF \$8,250.00 AND TO PAY FOR THE PROPERTY UTILIZING THE GENERAL FUND**

WM13/05-43

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Chairman of the Board to sign the Buy/Sell agreement for the property listed at 902 Pine Street, Muskegon, MI at a cost of \$8,250.00 and to pay for the property utilizing the General Fund.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-212 **APPROVE THE WRITE OFF OF THE PAST DUE ACCOUNT OF THE REVOLVING LOAN FUND EDC FOR GOLD SHIELD SHUTTLE SERVICE, L.L.C., IN THE AMOUNT OF \$71,495.35 IN COMPLIANCE WITH THE COMMUNITY DEVELOPMENT BLOCK GRANT REQUIREMENTS**

WM13/05-44

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the write off of the past due account of the Revolving Loan Fund EDC for Gold Shield Shuttle Service, L.L.C., in the amount of \$71,495.35 in compliance with the Community Development Block Grant requirements. (as amended from Committee)

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-213 **APPROVE THE WRITE OFF OF THE PAST DUE ACCOUNT OF BROOKHAVEN MEDICAL CARE FACILITY FOR J.C. OWENS IN THE AMOUNT OF \$12,133.51**

WM13/05-45

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the write off of the past due account of Brookhaven Medical Care Facility for J.C. Owens in the amount of \$12,133.51.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-214 **APPROVE THE WRITE OFF OF THE PAST DUE ACCOUNTS OF THE CONVENTION AND VISITORS BUREAU FOR EXECUTIVE SUITES (SUPER 8), IN THE AMOUNT OF \$6,500.00, AND MONA LAKE INN (DAYS INN), IN THE AMOUNT OF \$5,000.00**

WM13/05-46

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the write off of the past due accounts of the Convention and Visitors Bureau for Executive Suites (Super 8), in the amount of \$6,500.00, and Mona Lake Inn (Days Inn), in the amount of \$5,000.00.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-215 **ADOPT THE REVISED POLICY #2007 512 RESPONSIBLE ENGINEERING AND CONSTRUCTION CONTRACTING AS PRESENTED**

WM13/05-47

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to adopt the revised policy #2007 512 Responsible Engineering and Construction Contracting as presented.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-216 **ACCEPT ONE AMERICORPS MEMBER THROUGH THE MUSKEGON COMMUNITY HEALTH PROJECT TO ASSIST THE PUBLIC HEALTH DEPARTMENT IN SEVERAL ACTIVITIES RELATED TO THE IMPLEMENTATION OF THE LEAD HAZARD REDUCTION PROGRAM IN MUSKEGON COUNTY AND TO PAY THE MUSKEGON COMMUNITY HEALTH PROJECT \$11,136 FOR THE STIPEND TO BE REIMBURSED BY THE HUD LEAD GRANT AND TO AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE AGREEMENTS WITH THE MUSKEGON COMMUNITY HEALTH PROJECT AND ANY ADDITIONAL AGREEMENTS WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THAT IT MIGHT REQUIRE**

WM13/05-48

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to accept one AmeriCorps member through the Muskegon Community Health Project to assist the Public Health Department in several activities related to the implementation of the Lead Hazard Reduction Program in Muskegon County and to pay the Muskegon Community Health Project \$11,136 for the stipend to be reimbursed by the HUD Lead Grant and to authorize the Chairman of the County Board of Commissioners to sign the agreements with the Muskegon Community Health Project and any additional agreements with the Department of Housing and Urban Development, that it might require.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins,
Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-217 **ACCEPT THE FUNDING IN THE AMOUNT OF \$37,500 FROM THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES TRUST FUND WITH A MATCH OF \$12,500 AND AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE GRANT AGREEMENT AND ALL OTHER DOCUMENTS REQUIRED FOR THE COMPLETION OF THE PROJECT AND TO SOLICIT BIDS FOR THE PLAYGROUND EQUIPMENT AND THE ENGINEERING SERVICES THAT ARE REQUIRED AS PART OF THE GRANT AGREEMENT; FURTHER MOVE TO AUTHORIZE THE CHAIRMAN OF THE PUBLIC WORKS BOARD AND THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE SOLID WASTE FUND LOAN AGREEMENT TO PAY FOR THE MATCH**

WM13/05-49

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to accept the funding in the amount of \$37,500 from the Michigan Department of Natural Resources Trust Fund with a match of \$12,500 and authorize the Chairman of the County Board of Commissioners to sign the grant agreement and all other documents required for the completion of the project and to solicit bids for the playground equipment and the engineering services that are required as part of the grant agreement; further move to authorize the Chairman of the Public Works Board and the Chairman of the County Board of Commissioners to sign the Solid Waste Fund Loan Agreement to pay for the match.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins,
Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-218 **APPROVE THE TRUTH IN TAXATION PUBLIC HEARING SCHEDULE AND TO ADOPT THE RESOLUTION SETTING JUNE 11, 2013 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 2013, THE PROPOSED TENTATIVE LEVY OF 0.3221 MILLS FOR LAKESHORE MUSEUM CENTER OPERATING IN DECEMBER 2013, THE PROPOSED TENTATIVE LEVY OF 0.0752 MILLS FOR DEPARTMENT OF VETERANS AFFAIRS OPERATING IN DECEMBER 2013, THE PROPOSED TENTATIVE LEVY OF 0.3000 MILLS FOR THE MUSKEGON COUNTY CENTRAL DISPATCH OPERATING IN DECEMBER 2013 AND THE PROPOSED TENTATIVE LEVY OF 0.3000 MILLS FOR QUALITY OF LIFE BOND REPAYMENT IN DECEMBER 2013**

WM13/05-50

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the Truth in Taxation public hearing schedule and to adopt the resolution setting June 11, 2013 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 2013, the proposed tentative levy of 0.3221 mills for Lakeshore Museum Center operating in December 2013, the proposed tentative levy of 0.0752 mills for Department of Veterans Affairs operating in December 2013, the proposed tentative levy of 0.3000 mills for the Muskegon County Central Dispatch operating in December 2013 and the proposed tentative levy of 0.3000 mills for Quality of Life Bond repayment in December 2013.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-219 **AUTHORIZE FINANCE AND MANAGEMENT SERVICES/PURCHASING OFFICE TO SELL COUNTY SURPLUS VEHICLES THROUGH THE SEALED QUOTATION PROCESS**

WM13/05-51

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize Finance and Management Services/Purchasing Office to sell County surplus vehicles through the sealed quotation process.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-220 **ACCEPT THE JJTCC RECOMMENDATION TO ACCEPT THE LOCATION CHANGE FOR THE NEW JAIL TO THE HALL OF JUSTICE PARKING LOT DIRECTLY IN FRONT OF THE EXISTING JAIL AND RENOVATE THE EXISTING JAIL INTO SHERIFF'S ADMINISTRATION SPACE**

WM13/05-52

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to accept the JJTCC recommendation to accept the location change for the new Jail to the Hall of Justice parking lot directly in front of the existing jail and renovate the existing jail into Sheriff's Administration space.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-221 **AUTHORIZE JOSEPH BADER, MUSKEGON COUNTY PROSECUTOR TRIAL LAWYER, TO PURCHASE FIVE (5) YEARS OF MERS GENERIC SERVICE CREDIT AT A COST OF \$133,149.00 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**

WM13/05-53

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize Joseph Bader, Muskegon County Prosecutor Trial Lawyer, to purchase five (5) years of MERS generic service credit at a cost of \$133,149.00 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

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

CHAIRMAN'S REPORT

2013-222 **REAPPOINT CHARLES BUZZELL TO THE COMMUNITY MENTAL HEALTH SERVICES BOARD EFFECTIVE 4/1/13 -3/31/16**

The Chairman recommends, moved by Derezinski, seconded by Sabo, to reappoint Charles Buzzell to the Community Mental Health Services Board effective 4/1/13 -3/31/16.

Commissioner Nash and Commissioner Sabo echoed strong support for reappointment of Charles Buzzell.

Voice vote.

Motion Carried

2013-223 **APPOINT CHAIRMAN MAHONEY AS LIAISON, COMMISSIONER CHARLES NASH AS ALTERNATE, AND COMMISSIONER TERRY SABO AS ALTERNATE TO THE MICHIGAN PORT COLLABORATIVE, EACH WITH TERMS THROUGH 12/31/14**

The Chairman recommends, moved by Derezinski, seconded by Wilkins, to appoint Chairman Mahoney as Liaison, Commissioner Charles Nash as Alternate, and Commissioner Terry Sabo as Alternate to the Michigan Port Collaborative, each with terms through 12/31/14.

Commissioner Derezinski asked if the City of Muskegon has any members on this Collaborative.

Voice vote.

Motion Carried

Chairman Mahoney noted there will be a Board Planning Session on Tuesday, June 18th at 1:30 p.m. in the Training Center Building. The exact room number and an agenda will be forthcoming.

The Chairman recommends, moved by Derezinski, seconded by Wilkins, to appoint Commissioner Hughes to the WMSRDC Transportation Improvement Policy Board.

Voice vote.

Motion Carried

COMMITTEE LIAISON REPORTS

Commissioner Engle reported that the Fair Board met and that they are working with Sullivan Township regarding zoning and that their planning is going well. He encouraged everyone to go to the Fairgrounds' website for the most current list of events:

<http://www.muskegonfairgrounds.com/>

The Youth Fair, Tuesday, July 23rd through the Saturday, July 27th, includes a 5K Fun Trail Run on Saturday, July 27th, registration information available on the website.

Commissioner Hughes noted she and Vice Chair Wilkins and Commissioner Derezinski attended the WMSRDC Meeting in Baldwin. Everything is good and there is no new news on the request to the State Police on the audit review.

Vice Chair Wilkins noted the Michigan Transportation Convention is coming up in July and will be held in Muskegon. Commissioners and the public are welcome. Commissioners on the WMSRDC Board will have their registration covered.

Commissioner Sabo noted he and Chairman Mahoney and Commissioner Nash attended the Port Collaborative Meeting in Lansing and found it very informative. Muskegon County was mentioned as a major player in Port issues.

Vice Chair Wilkins thanked County Clerk Waters for WMSRDC staff in appreciation for providing Board Members and staff copies of the 2013 Muskegon County Directory.

Vice Chair Wilkins attended the National Organization of Black County Officials (NABCO) 29th Annual Economic Development Conference held in Detroit. During the Conference, the founders of the original group were saluted, of which 20 founding members were from Michigan. Vice Chair Wilkins further noted one founding member was former Muskegon County Commissioner, Herman Ivory.

Commissioner Scolnik noted that his term as an at large member of the Michigan Association of Counties (MAC) may be expiring and suggested someone from this Board should consider running for a position on the MAC Board.

Commissioner Nash noted he will be passing along the information from the Port Meeting to Commissioners who may be interested.

ADMINISTRATOR'S REPORT

Administrator Hammersley had nothing to report at this time.

OLD BUSINESS

None

NEW BUSINESS

Commissioner Hughes noted that the Grand Opening of the USS Flier Exhibit will take place on Saturday, May 25th, at 11 a.m. with the Lost Board Ceremony on Sunday, May 26th at 11 a.m. at the USS Silversides Submarine Museum at 1346 Bluff Street. More information is available at www.silversidesmuseum.org or <http://www.ussflierexhibit.org/>

PUBLIC COMMENT (ON A NEW TOPIC)

Bob Andre addressed the Board regarding concerns about a contractor that may be bidding on the jail project. As a former employee of LaMar, based out of Hudsonville, Mr. Andre provided website information about violations and concerns regarding this company along with additional information regarding treatment of employees.

Chairman Mahoney recognized audience member Blue Lake Township Trustee Donald E. Studaven

Commissioner Nash wished everyone a happy Memorial Day and asked that everyone take time to remember our Veterans.

ADJOURN

2013-200 **MOVED BY WILKINS , SECONDED BY ENGLE, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:31p.m.

Nancy A. Waters, County Clerk

NAW:mlw

***Preliminary Minutes
To be approved at the Full Board Meeting on Thursday, June 11, 2013***

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board Meeting

June 11, 2013
4:00 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: James Derezinski

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

2013-226 **APPROVAL OF THE AGENDA**

Moved by Wilkins, seconded by Nash, to approve the agenda removing Chairman's Report Item A. Community Mental Health Services Board Reappointment, for approval at a future meeting.

Voice vote.

Motion Carried

2013-227 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, MAY 23, 2013**

Moved by Cross, seconded by Hughes, to approve the Full Board Minutes of Tuesday, May 23, 2013.

Voice vote.

Motion Carried

2013-228 **OPEN PUBLIC HEARING RE: TRUTH IN TAXATION**

Moved by Engle, seconded by Cross, to open the Public Hearing regarding Truth in Taxation.

Motion Carried

Chairman Mahoney opened the floor for the Public Hearing. There was no written or verbal communication regarding Truth in Taxation.

2013-229 **CLOSE PUBLIC HEARING RE: TRUTH IN TAXATION**

Moved by Nash, seconded by Wilkins, to close the Public Hearing regarding Truth in Taxation.

Motion Carried

PRESENTATIONS

- A. Larry Goldberg, Golberg Group President, presented a PowerPoint presentation on the Jail Project Architectural. Following the presentation on the proposed Jail and Juvenile Transition Center Project, Mr. Goldberg and Gerrad from Granger Construction, addressed questions from Commissioners.
- B. David McCastle, Executive Director, Muskegon Central Dispatch 9-1-1 addressed the Board in response to questions following the approval of keeping the current \$0.34 rate for the State 9-1-1 surcharge. The County Board of Commissioners approved this rate at their May 14th, 2013 meeting. Mr. McCastle indicated that it could go up to \$0.42 by a vote of the County Commissioners or as high as \$4.00 if approved by the voters. The estimated FY2013 budget is \$590,000 and it appears to be on track. Additional questions were asked regarding the Central Dispatch budget which Mr. McCastle will provide to the County Administrator for distribution to the Commissioners.

PUBLIC COMMENT ON AN AGENDA ITEM

Mary Payne addressed the Board with questions regarding the Jail Project presentation. Chairman Mahoney asked the County Administrator to meet with Ms. Payne to respond to her questions.

COMMUNICATIONS

- A. Crawford County Board Resolution: Advocating for Improved Service to Veterans
- B. Crawford County Board Resolution: Support of Preservation of the Second Amendment
- C. Crawford County Board Resolution: Support of Full Funding of the Essential Line Item regarding Public Health Departments
- D. Livingston County Board Resolution: Support of Fully Funded Revenue Sharing to Counties
- E. Oceana County Board Resolution: Full Funding of Revenue Sharing Payments to Counties

2013-230 **PREPARE RESOLUTIONS IN SUPPORT OF: 1. FULLY FUNDED REVENUE SHARING TO COUNTIES; 2. ADVOCATING FOR IMPROVED SERVICE TO VETERANS; AND 3. SUPPORT FULL FUNDING OF THE ESSENTIAL SERVICES LINE ITEMS WITH COPIES GOING GOVERNOR RICK SNYDER, SENATOR GOEFF HANSEN, REPRESENTATIVE COLLENE LAMONTE, REPRESENTATIVE MARCIA HOVEY-WRIGHT AND THE MICHIGAN ASSOCIATION OF COUNTIES. A FRIENDLY AMENDMENT BY COMMISSIONER HUGHES TO RECEIVE AND PLACE ON FILE COMMUNICATIONS A. - E. ABOVE, WAS ACCEPTED BY COMMISSIONER NASH.**

Moved by Nash, seconded by Sabo, to prepare resolutions in support of: 1. Fully Funded Revenue Sharing to Counties; 2. Advocating for Improved Service to Veterans; and 3. Support Full Funding of the Essential Services Line Items with copies going Governor Rick Snyder, Senator Goeff Hansen, Representative Collene Lamonte, Representative Marcia Hovey-Wright and the Michigan Association of Counties. A friendly amendment by Commissioner Hughes to receive and place on file Communications A. - E. above, was accepted by Commissioner Nash.

Voice vote.

Motion Carried

COMMITTEE/BOARD REPORTS

2013-231 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO PERMIT THE COURT AND THE COUNTY TO EXTEND THE CONTRACT WITH PLANTE AND MORAN TO PROVIDE CONSULTING SERVICES IN THE SELECTION AND IMPLEMENTATION OF A COMPREHENSIVE JUSTICE ELECTRONIC CONTENT MANAGEMENT (ECM) SYSTEM AND AUTHORIZE THE COUNTY BOARD CHAIR TO SIGN RELATED CONTRACT**

CPS13/06-21

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Hughes, to authorize the Circuit Court Administrator to permit the Court and the County to extend the contract with Plante and Moran to provide consulting services in the selection and implementation of a comprehensive justice Electronic Content Management (ECM) system and authorize the County Board Chair to sign related contract.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-232 **AUTHORIZE THE CIRCUIT COURT, FAMILY DIVISION, TO ENTER INTO AN AGREEMENT WITH THE MUSKEGON COUNTY YMCA TO PROVIDE SUMMER EVENING RECREATIONAL PROGRAMMING FOR YOUTH INVOLVED WITH THE JUVENILE DIVISION**

CPS13/06-22

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Hughes, to authorize the Circuit Court, Family Division, to enter into an agreement with the Muskegon County YMCA to provide summer evening recreational programming for youth involved with the Juvenile Division.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-233 **AUTHORIZE STAFF TO APPLY FOR FUNDING UNDER THE MICHIGAN DRUG COURT PROGRAM ADMINISTERED THROUGH THE MICHIGAN STATE COURT ADMINISTRATIVE OFFICE (SCAO) FOR THE GRANT PERIOD OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014 IN THE AMOUNT OF \$70,000 TO PROVIDE TREATMENT SERVICES; THERE IS NO MATCH REQUIREMENTS**

CPS13/06-23

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Hughes, to authorize staff to apply for funding under the Michigan Drug Court program administered through the Michigan State Court Administrative Office (SCAO) for the grant period October 1, 2013 through September 30, 2014 in the amount of \$70,000 to provide treatment services; there is no match requirements.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-234 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE MARINE SAFETY GRANT IN THE AMOUNT OF \$91,000 FOR PERSONNEL AND OPERATING COSTS FOR THE 2013 CALENDAR YEAR AND TO AMEND THE COUNTY BUDGET ACCORDINGLY**

CPS13/06-24

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Hughes, to authorize the Sheriff's Office to accept the Marine Safety grant in the amount of \$91,000 for personnel and operating costs for the 2013 calendar year and to amend the County budget accordingly.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik,
Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-235 **AUTHORIZE STAFF TO APPLY FOR FUNDS FROM THE HOMELAND SECURITY DEPARTMENT UNDER THE PORT SECURITY GRANT PROGRAM (CFDA 97.056) IN THE AMOUNT OF \$486,000 WITH A 25% COUNTY MATCH OF \$162,000**

CPS13/06-25

The Courts and Public Safety Committee recommends, moved by Cross, seconded by Hughes, to authorize staff to apply for funds from the Homeland Security Department under the Port Security Grant Program (CFDA 97.056) in the amount of \$486,000 with a 25% County match of \$162,000.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-236 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH REAL LIFE LIVING SERVICES TO PROVIDE COMMUNITY LIVING SUPPORT SERVICES AT THE FOLLOWING RATES: \$4.71 PER 15 MINUTES FOR 1-TO-1 STAFF TO CONSUMER RATIO; \$2.44 PER 15 MINUTES FOR 1-TO-2 STAFF TO CONSUMER RATIO; AND \$1.94 PER 15 MINUTES PER 1-TO-3+ STAFF TO CONSUMER RATIO, EFFECTIVE JUNE 1, 2013 THROUGH SEPTEMBER 30, 2014, WITH A CAP OF \$15,000.00**

HR13/06-40

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the Community Mental Health Director to sign a contract with Real Life Living Services to provide Community Living Support Services at the following rates: \$4.71 per 15 minutes for 1-to-1 staff to consumer ratio; \$2.44 per 15 minutes for 1-to-2 staff to consumer ratio; and \$1.94 per 15 minutes per 1-to-3+ staff to consumer ratio, effective June 1, 2013 through September 30, 2014, with a cap of \$15,000.00.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, Marvin Engle, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-237 **AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE RENEWAL OF THE CLEAN MICHIGAN INITIATIVE INLAND BEACH MONITORING GRANT CONTRACT WITH THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY AND THE SUBCONTRACT WITH GVSU/AWRI, TO PROVIDE FUNDING IN EXCHANGE FOR WORK TO BE PERFORMED (PLUS LOCAL MATCH OF \$4,000) FOR INLAND BATHING BEACH MONITORING EFFECTIVE FROM MARCH 1, 2013 TO SEPTEMBER 30, 2014, WITH NO EFFECT ON COUNTY GENERAL FUND**

HR13/06-41

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the Public Health Director to sign the renewal of the Clean Michigan Initiative Inland Beach Monitoring grant contract with the Michigan Department of Environmental Quality and the subcontract with GVSU/AWRI, to provide funding in exchange for work to be performed (plus local match of \$4,000) for inland bathing beach monitoring effective from March 1, 2013 to September 30, 2014, with no effect on County General Fund.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins,
Ben Cross, Marvin Engle, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-238 **APPROVE AMENDMENTS TO THE MUSKEGON COUNTY BOARD OF COMMISSIONERS' RULES AS PRESENTED**

HR13/06-42

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to approve amendments to the Muskegon County Board of Commissioners' Rules as presented.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins,
Ben Cross, Marvin Engle, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-239 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$3,402,072.10 COVERING THE PERIOD OF MAY 15, 2013 THROUGH MAY 31, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/06-54

The Ways and Means Committee recommends, moved by Nash, seconded by Cross, to approve payment of the accounts payable of \$3,402,072.10 covering the period of May 15, 2013 through May 31, 2013 as presented by the County Clerk.

Roll Call

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross,
Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-240 **ACCEPT THE BID PROPOSAL OF DRISENGA ASSOCIATES FOR SITE SURVEYS OF THE MUSKEGON COUNTY HALL OF JUSTICE PROPERTY AND THE MUSKEGON COUNTY SOUTH CAMPUS PROPERTY**

WM13/06-55

The Ways and Means Committee recommends, moved by Nash, seconded by Cross, to accept the bid proposal of Driesenga Associates for site surveys of the Muskegon County Hall of Justice property and the Muskegon County South Campus property.

Roll Call

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross,
Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-241 **APPROVE A ONE-YEAR LEASE IN THE AMOUNT OF \$4,200 BETWEEN SAFECUTTERS, INC., AND THE COUNTY OF MUSKEGON FOR 299 SQUARE FEET OF OFFICE SPACE IN THE AIRPORT ADMINISTRATION BUILDING**

WM13/06-56

The Ways and Means Committee recommends, moved by Nash, seconded by Cross, to approve a one-year lease in the amount of \$4,200 between Safecutters, Inc., and the County of Muskegon for 299 square feet of office space in the Airport Administration building.

Roll Call

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross,
Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-242

WM13/06-57

The Ways and Means Committee recommends, moved by Nash, seconded by Cross, to approve a one-year lease in the amount of \$2,916 between Bodywise Clinical Massage, LLC, and the County for 208 square feet of office space in the Airport Administration building.

Roll Call

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross,
Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-243 **APPROVE THE OPERATING LEVY OF 5.6984 MILLS FOR MUSKEGON COUNTY TO BE LEVIED IN JULY 2013, THE OPERATING LEVY OF 0.3221 MILLS FOR THE LAKESHORE MUSEUM CENTER TO BE LEVIED IN DECEMBER 2013, THE OPERATING LEVY OF 0.0752 MILLS FOR THE DEPARTMENT OF VETERAN'S AFFAIRS TO BE LEVIED IN DECEMBER 2013, THE OPERATING LEVY OF 0.3000 MILLS FOR MUSKEGON COUNTY CENTRAL DISPATCH TO BE LEVIED IN DECEMBER 2013 AND THE DEBT REPAYMENT LEVY OF 0.3000 MILLS FOR THE QUALITY OF LIFE BOND ISSUANCE TO BE LEVIED IN DECEMBER 2013 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**

WM13/06-58

The Ways and Means Committee recommends, moved by Nash, seconded by Cross, to approve the operating levy of 5.6984 mills for Muskegon County to be levied in July 2013, the operating levy of 0.3221 mills for the Lakeshore Museum Center to be levied in December 2013, the operating levy of 0.0752 mills for the Department of Veteran's Affairs to be levied in December 2013, the operating levy of 0.3000 mills for Muskegon County Central Dispatch to be levied in December 2013 and the debt repayment levy of 0.3000 mills for the Quality of Life bond issuance to be levied in December 2013 and to authorize the Muskegon County Clerk and the Chair of the Muskegon County Board of Commissioners to sign the associated forms required by the State of Michigan which will be submitted to the State of Michigan by the Muskegon County Equalization Department.

Roll Call

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross,
Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-244 **APPROVE THE SUMMER TAX COLLECTION BOND FROM 7/1/13 THROUGH 3/31/14 WITH HARTFORD INSURANCE COMPANY IN THE AMOUNT OF \$11,221**

WM13/06-59

The Ways and Means Committee recommends, moved by Nash, seconded by Cross, to approve the Summer Tax Collection Bond from 7/1/13 through 3/31/14 with Hartford Insurance Company in the amount of \$11,221.

Roll Call

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross,
Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

CHAIRMAN'S REPORT

Chairman Mahoney announced that there will be a Board Planning Session on Tuesday, June 18th, at 1:30 p.m., South Campus, Room #202.

2013-245 **RESOLUTION IN SUPPORT OF NON-DISCRIMINATION FOR LESBIAN, GAY, BISEXUAL AND TRANSGENDER PERSONS**

The Chairman recommends, moved by Wilkins, seconded by Cross, to approve a resolution in support of Non-Discrimination for Lesbian, Gay, Bisexual and Transgender Persons. (See full resolution following minutes.)

Voice vote.

Motion Carried

2013-246 **RESOLUTION IN SUPPORT OF WEST MICHIGAN GROWTH COMMITTEE**

The Chairman recommends, moved by Nash, seconded by Cross, to approve a resolution in support of West Michigan Growth Committee. (See full resolution following minutes.)

Voice vote.

Motion Carried

Chairman Mahoney will have the Senior Resources Annual Implementation Plan 2014-2016 packet available for Commissioners to review.

ADMINISTRATOR'S REPORT

Administrator Hammersley had nothing to report at this time.

OLD BUSINESS

Commissioner Scolnik asked why the revenue sharing resolution second page referenced Livingston County. It was noted that the resolution was based on the resolution Livingston Counties and that will be corrected prior to distribution.

NEW BUSINESS

Vice Chair Wilkins noted that at 2:00 p.m. on Saturday, June 22, 2013 at the Lake Woods Nursing home located at 1684 Vulcan, there will be a ceremony to honor Ssgt Robert Spencer and Cpl Flate Staples with the Congressional Gold Medal of Honor for their service in the Montford Point Marines which was established in 1942.

2013-247 **ADOPT A RESOLUTION IN HONOR AND RECOGNITION OF SSGT ROBERT SPENCER AND CPL FLATE STAPLES FOR BEING AWARDED THE CONGRESSIONAL GOLD MEDAL OF HONOR FOR THEIR SERVICE IN THE MONTFORD POINT MARINES WHICH WAS ESTABLISHED IN 1942**

Moved by Wilkins, seconded by Sabo, to adopt a resolution in honor and recognition of Ssgt Robert Spencer and Cpl Flate Staples for being awarded the Congressional Gold Medal of Honor for their service in the Montford Point Marines which was established in 1942.

Voice vote.

Motion Carried

Commissioner Hughes noted she had received several messages from citizens that they were not happy with the helicopters flying around their homes.

Commissioner Hughes asked if, in light of the high gas prices, bus routes may include car pool lots to assist residents.

COMMITTEE LIAISON REPORTS

Commissioner Nash reported that the LCC Board transition is moving along. He also noted there will be a position open on this Board. Commissioner Nash stated he will be participating in an LCC Board training Thursday and asked to be excused from the Committee meeting. He further noted there are no major issues with legacy costs.

Commissioner Engle reminded everyone to register for the United Way Day of Caring to be held at Muskegon County Fairgrounds on Friday, June 21, 2013, 8 a.m. - 4 p.m.

Commissioner Hughes encouraged basket donations for Brookhaven's 28th Annual Ice Cream Social to be held on Wednesday, July 10, 2013 at the Brookhaven Medical Care Facility at 1890 Apple Avenue. (See flyer following minutes.)

Commissioner Sabo reported that tire recycling event that was hosted by several northern Townships was a tremendous success with 5000+ tires being turned in for safe disposal. Commissioner Sabo and Hughes thanked the volunteers for their time with this very difficult task.

Vice Chair Wilkins invited everyone to the Muskegon Heights Festival in the Park beginning Thursday, June 13th through Saturday, June 15th at Rowan Park on Broadway Avenue. Saturday morning Mayor Darrell Paige will host a breakfast at City Hall from 8:30 a.m. - 10:30 a.m. The Parade will begin at 11 a.m. and everyone is welcome.

PUBLIC COMMENT (ON A NEW TOPIC)

Cathy Forbes, Oceana County Road Commissioner, introduced herself to the Board.

Chairman Mahoney recognized audience members, Deb Ackerman - Egelston Township Treasurer and Kim Arter - Laketon Township Supervisor.

ADJOURN

2013 **MOVED BY HUGHES, SECONDED BY NASH, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:57 p.m.

Nancy A. Waters, County Clerk

NAW:mlw

Preliminary Minutes
To be approved at the Full Board Meeting on Tuesday, June 25, 2013

Muskegon County Board of Commissioners

A Resolution Calling Upon the Governor and State Legislature to Fully Fund Revenue Sharing Payments to Counties in Fiscal Year 2014

WHEREAS, in the Governor's recommendation for the FY 2014 budget, counties are scheduled to receive a 22.9% cut from what they were projected to receive based on the deal struck in 2004/2005; and

WHEREAS, the Governor is recommending an appropriation of \$140.6 million, \$41.7 million less than statutorily required and counties will be required to "earn" twenty-percent of their funding by fulfilling the County Incentive Program (CIP) requirements; and

WHEREAS, with the proposed budget for Fiscal Year 2014, counties would receive a cut of about \$42 million and, at first glance, it appears that the administration has recommended an additional \$10 million for county revenue sharing and CIP payment, but in reality, these additional funds result in less money to each county this year; and

WHEREAS, counties have worked diligently for the past decade by leading the effort to reform, consolidate, and right size government in an effort to increase efficiency and adjust to declining revenues but a "one-size-fits-all" approach to the CIP Employee Compensation Category is not acceptable; and

WHEREAS, each local unit of government is in a different financial place, some growing, some declining, some healthy, and some are struggling with their long term liabilities and to say that all counties need to comply with a prescriptive formula on employee compensation would be a step backward for some and unattainable for others; and

WHEREAS, compliance with the third category for this fiscal year is attainable because all counties are following the 80/20 healthcare law enacted last session and the category should remain the same with the State stopping all attempts to "move the bar"; and

WHEREAS, in 2004/2005, counties agreed to forgo revenue sharing for a period of time in order to assist Michigan in balancing the budget and were promised a return of that funding once reserves were depleted; and

WHEREAS, revenue sharing is more than just a pot of money to be allocated in whole or in part to counties but is a statutory promise made to counties in exchange for giving up local taxing authority and for a more recent change in local taxing administration; and

WHEREAS, the concept of earning what has already been earned in unacceptable; and

WHEREAS, according to the Glenn Steil State Revenue Sharing Act, 21.3% of 4% of State sales tax is supposed to go to statutory revenue sharing which amounts to over \$1 billion, however, the Governor's proposal only allocates 35% of this collection to revenue sharing while the balance is being used to bolster the State's General Fund budget; and

WHEREAS, revenue sharing is used by counties to pay for the multitude of state-mandated services including the courts, the jails, the constitutional officers, elections and the public health system and, coupled with the recent reductions in property values and increased mandated state service delivery, counties are stretched to the financial limit; and

WHEREAS, it is projected that the Governor's recommended FY 2014 revenue sharing cut to Muskegon County is \$824,919.

THEREFORE BE IT RESOLVED that the Muskegon County Board of Commissioners calls upon the Governor and the State Legislature to live up to their promise by fully funding revenue sharing payments to counties in fiscal year 2014; and

BE IT FINALLY RESOLVED that copies of this resolution be forwarded to the Governor Rick Snyder, Senator Goeff Hansen, Representative Collene Lamonte, Representative Marcia Hovey-Wright and the Michigan Association of Counties.

* * * * *

The Muskegon County Board of Commissioners, at its June 11, 2013, meeting recommended approval by _____, support by _____, the aforementioned resolution.

I, Nancy A. Waters, Clerk of the Muskegon County Board of Commissioners and Clerk of the County of Muskegon, do hereby certify that the above Resolution was duly adopted by said Board on June 11, 2013.

Nancy A. Waters, Clerk
County of Muskegon



Muskegon County Board of Commissioners

A Resolution Advocating for Improved Service to Veterans

WHEREAS, United States Veterans deserve to be treated with the highest regard for their service to America and her citizens; and

WHEREAS, the workload has more than doubled over the last decade due to wars in Iraq and Afghanistan along with new outreach efforts and presumptive conditions related to Agent Orange exposure; and

WHEREAS, the Department of Veterans Affairs operates the country's largest health care system; and

WHEREAS, already over 480,000 (46%) of the more than one million discharged Veterans from the wars in Iraq and Afghanistan have sought care at VA health care facilities; and

WHEREAS, the 2010 congressional Budget Office notes that the VA no longer has the capacity to adequately serve all current enrollees; and

WHEREAS, it has been reported that the Veterans Benefits Administration has over 1,000,000 unprocessed claims and that the average waiting time for Veterans is 18 to 36 months until they receive their benefits; and

WHEREAS, statistics show nearly one third of returning Veterans from the wars in Iraq and Afghanistan have a mental health condition; and

WHEREAS, statistics show one Veteran commits suicide every 65 seconds, 69% of them are over 50 years of age, and one in every five suicides in the United States is a Veteran; and

WHEREAS, Veterans have fought to defend our nation and our freedoms; they should not need to fight to get the medical services and benefits they deserve; and

THEREFORE, BE IT RESOLVED, that the Muskegon County Board of Commissioners urges the Federal Government to take immediate action to improve and expedite America's Veterans access to deserved benefits; and

BE IT FURTHER RESOLVED, that copies of this resolution will be forward to Governor Rick Snyder; Senator Goeff Hansen; Representative Collene Lamonte; Representative Marcia Hovey-Wright; Major General Gregory J. Vadnais, Michigan Department of Military and Veterans Affairs Director, National Association of Counties and the Michigan Association of Counties.

The Muskegon County Board of Commissioners, at its June 11, 2013, meeting recommended approval by _____, support by _____, the aforementioned resolution.

I, Nancy A. Waters, Clerk of the Muskegon County Board of Commissioners and Clerk of the County of Muskegon, do hereby certify that the above Resolution was duly adopted by said Board on June 11, 2013.

Nancy A. Waters, Clerk
County of Muskegon



Muskegon County Board of Commissioners

A Resolution Supporting Full Funding of the Essential Services Line Item

WHEREAS, Michigan's local public health departments support the provision of quality public health services mandated to be provided on a statewide basis; and

WHEREAS, the funding provided by the Michigan Departments of Agriculture, Community Health and Environmental Quality to conduct these mandated services has not kept pace with inflation rates for the past ten years and has experienced several reductions; and

WHEREAS, local funds appropriated to support the delivery of these mandated services now comprise over 70% of the total funding for these services; and

WHEREAS, Section 333.2475 of the Michigan Public Health Code of 1978 requires a 50/50 cost sharing of these mandated services; and

WHEREAS, public health services have demonstrated a documented return on investment of at least four dollars for every dollar spent on public health; and

THEREFORE, BE IT RESOLVED, that the Muskegon County Board of Commissioners urges the Governor and the State Legislature to restore the 2.7 million dollars that has been cut from the Essential Services line item in the 2010 and 2011 State appropriations; and

BE IT FURTHER RESOLVED, that the State of Michigan appropriate sufficient dollars in the fiscal year 2014 budget to comply with PA 368 of 1978 and make a stronger financial commitment to protecting the population health outcomes of Michigan residents; and

BE IT FURTHER RESOLVED, that copies of this resolution will be forward to Governor Rick Snyder; Senator Goeff Hansen; Representative Collene Lamonte; Representative Marcia Hovey-Wright; the Michigan Association of Local Public Health and the Michigan Association of Counties.

The Muskegon County Board of Commissioners, at its June 11, 2013, meeting recommended approval by _____, support by _____, the aforementioned resolution.

I, Nancy A. Waters, Clerk of the Muskegon County Board of Commissioners and Clerk of the County of Muskegon, do hereby certify that the above Resolution was duly adopted by said Board on June 11, 2013.

Nancy A. Waters, Clerk
County of Muskegon



Muskegon County Board of Commissioners

A Resolution In Support of Non-Discrimination For Lesbian, Gay, Bisexual and Transgender Persons

WHEREAS, the County of Muskegon promotes an environment that is free of discrimination and harassment for all of its employees, customers, clients and community members; and

WHEREAS, the County of Muskegon recognizes all federal and state laws prohibiting discrimination of persons based on race, color, national origin, religion, sex/gender, age, height, weight, marital status, familial status, physical or mental disability, and arrest record; and

WHEREAS, the County of Muskegon recognizes that there is an identifiable, vulnerable population which includes lesbian, gay, bisexual and transgender (LGBT) persons who are subject to discrimination in all aspects of their lives; and

WHEREAS, the County of Muskegon recognizes that sexual orientation and sexual identity, either actual or perceived, is a basic human right; and

WHEREAS, the County of Muskegon recognizes that everyone has the right to live free from discrimination;

NOW, THEREFORE, BE IT RESOLVED that the Muskegon County Board of Commissioners affirms its commitment of non-discrimination for all persons, its compliance with all state and federal laws; and a desire for an inclusive community; and

FURTHER, BE IT RESOLVED, that it is the policy of the Muskegon County Board of Commissioners that no County-provided services will discriminate based on sexual orientation or sexual identity, and no policy or procedure shall be used that will have the effect of creating unequal opportunities.

The Muskegon County Board of Commissioners, at its June 11, 2013, meeting recommended approval by _____, support by _____, the aforementioned resolution.

I, Nancy A. Waters, Clerk of the Muskegon County Board of Commissioners and Clerk of the County of Muskegon, do hereby certify that the above Resolution was duly adopted by said Board on June 11, 2013.

Nancy A. Waters, Clerk
County of Muskegon



Muskegon County Board of Commissioners

A Resolution in Support of West Michigan Growth Committee

WHEREAS, West Michigan Growth Committee is a newly formed committee whose mission is to promote growth in Muskegon County, and;

WHEREAS, the Muskegon County Board of Commissioners recognizes the need for such growth to create the jobs necessary for a thriving economy, and;

WHEREAS, the West Michigan Growth Committee is made up of a committee of volunteers that have devoted their time and energy to search out manufacturing and processing companies to bring to Muskegon County;

NOWHEREFORE, BE IT RESOLVED, that the Muskegon County Board of Commissioners supports the vision of this group to bring job growth to Muskegon County.

* * * * *

The Muskegon County Board of Commissioners, at its June 11, 2013, meeting recommended approval by _____, support by _____, the aforementioned resolution.

I, Nancy A. Waters, Clerk of the Muskegon County Board of Commissioners and Clerk of the County of Muskegon, do hereby certify that the above Resolution was duly adopted by said Board on June 11, 2013.

Nancy A. Waters, Clerk
County of Muskegon



*Brookhaven's
28th Annual
Ice Cream Social*

Wednesday, July 10, 2013

11:00 am—5 pm

*Brookhaven Medical Care Facility
1890 Apple Ave.*



Please join us for great entertainment,
food, prizes, craft sale, raffles, and games.

*If you would like to donate a prize basket for the
raffles, please contact Melissa Pfenning at 724-3551*

*Proceeds go to the Brookhaven Resident
Activity Fund. Any questions call 724-3551.*

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

*Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman*

*Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair*

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

Full Board Meeting

June 25, 2013

4:00 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: None

Also Present: County Administrator Bonnie B. Hammersley,
County Clerk Nancy A. Waters,
Corporate Counsel Douglas M. Hughes,
Chief Deputy County Clerk Marcia L. Wilkes

2013-249 **APPROVAL OF THE AGENDA**

Moved by Wilkins, seconded by Derezinski, to approve the agenda as presented.

Voice vote.

Motion Carried

2013-250 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, JUNE 11, 2013**

Moved by Cross, seconded by Sabo, to approve the Full Board Minutes of Tuesday, June 11, 2013.

Voice vote.

Motion Carried

PRESENTATIONS

- A. MSU Extension 4-H Presentation by Katie Courtade, 4-H Program Coordinator; Nancy Smith, 4-H Leader/Sheriff's Mounted Unit; Cammie Clark, 4-H Princess; Jackson Fitzgerald, 1st runner up 4-H Queen; and Zane Lee, 4-H Prince. They explained some of the highlights which will be going on at the Muskegon County Youth Fair at the Muskegon County Fairgrounds on July 23 through 27, 2013. They invited the Commissioners and the public to join them at the fairgrounds on Friday, July 26, from 4 p.m. - 7 p.m. for a steak fry.

Commissioner Engle stated that on Thursday and Friday, July 25 and July 26, free MATS buses will be running to and from the Muskegon County Fairgrounds.

- B. Sandra Vanderhyde, Deputy Circuit Court Administrator, presented the Michigan Self-Help Center of Muskegon County to the Board. The Legal Help Center will bring a new service to our citizens. This is a free resource for area residents who need to represent themselves in simple civil legal matters. The Legal Help Center will roll out in Muskegon on Monday, July 1, 2013. The website is: www.MichiganLegalHelp.org

PUBLIC COMMENT (on an agenda item)

None

COMMUNICATIONS

None

COMMITTEE/BOARD REPORTS

2013-251 **ADOPT THE LICENSE AGREEMENT WITH THE MICHIGAN IRISH MUSIC FESTIVAL TO PROVIDE A LICENSE FOR THE USE OF HERITAGE LANDING FRIDAY, SEPTEMBER 13 THROUGH SUNDAY, SEPTEMBER 15, 2013 FOR THE MICHIGAN IRISH MUSIC FESTIVAL, AND TO AUTHORIZE THE CHAIRPERSON OF THE COUNTY BOARD TO EXECUTE THE AGREEMENT**

CD/SP13/06 - 07 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to adopt the License Agreement with the Michigan Irish Music Festival to provide a license for the use of Heritage Landing Friday, September 13 through Sunday, September 15, 2013 for the Michigan Irish Music Festival, and to authorize the Chairperson of the County Board to execute the agreement.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-252 **ACCEPT THE PROPOSAL BY VREDEVELD HAEFNER, LLC TO PROVIDE AGREED UPON PROCEDURES IN THE EVALUATION OF ACCOMMODATIONS TAXES COLLECTED AND AUDITING OF MUSKEGON COUNTY LODGING PROPERTIES FOR A TOTAL COST OF \$11,770.00 WITH EXTRA TIME CHARGED AT THE STATED HOURLY RATE OF \$110.49**

CD/SP13/06 – 08 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to accept the proposal by Vredeveld Haefner, LLC to provide agreed upon procedures in the evaluation of accommodations taxes collected and auditing of Muskegon County lodging properties for a total cost of \$11,770.00 with extra time charged at the stated hourly rate of \$110.49.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-253 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PURCHASE THREE (3) HEAVY-DUTY 35-FOOT LOW-FLOOR CNG-POWERED BUSES FROM GILLIG CORPORATION PER THE TERMS AND CONDITIONS OF THE LEXTRAN RFP 1302 FOR A TOTAL PURCHASE PRICE NOT TO EXCEED \$1,350,000, CONTINGENT ON EXECUTION OF THE FEDERAL "TIGER IV" GRANT TO COVER 100% OF THE PURCHASE**

TR13/06-18 The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to authorize the Muskegon Area Transit System to purchase three (3) heavy-duty 35-foot Low-Floor CNG-powered buses from Gillig Corporation per the terms and conditions of the Lextran RFP 1302 for a total purchase price not to exceed \$1,350,000, contingent on execution of the Federal "TIGER IV" grant to cover 100% of the purchase.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-254 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$2,156,159.55 COVERING THE PERIOD OF JUNE 1, 2013 THROUGH JUNE 10, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/06 – 60 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to approve payment of the accounts payable of \$2,156,159.55 covering the period of June 1, 2013 through June 10, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-255 **APPROVE THE INTER LOCAL AGREEMENT BETWEEN THE CITY OF MUSKEGON AND THE COUNTY OF MUSKEGON TO SUBMIT A JOINT APPLICATION TO THE DEPARTMENT OF HOMELAND SECURITY AND AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE APPLICATION**

WM13/06 – 61 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to approve the Inter Local Agreement between the City of Muskegon and the County of Muskegon to submit a joint application to the Department of Homeland Security and authorize the Chairman of the County Board of Commissioners to sign the application.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-256 **AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE THE AGREEMENT BETWEEN THE MUSKEGON COMMUNITY HEALTH PROJECT AND THE COUNTY OF MUSKEGON FROM JULY 1, 2013 THROUGH JUNE 2014 WITH RENEWAL PROVISIONS FOR ONE YEAR THEREAFTER**

WM13/06 – 62 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to authorize the Board Chairman to execute the agreement between the Muskegon Community Health Project and the County of Muskegon from July 1, 2013 through June 2014 with renewal provisions for one year thereafter.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-257 **AUTHORIZE STAFF TO APPLY FOR FUNDING UNDER THE MICHIGAN COMPREHENSIVE CANCER CONTROL PROGRAM: COMMUNITY IMPLEMENTATION PROJECT, 2013-2015 IN THE AMOUNT OF \$40,000 WITH A 10% MATCH COMING FROM THE PUBLIC ACT 2 FUNDS**

WM13/06 – 63 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to authorize staff to apply for funding under the Michigan Comprehensive Cancer Control Program: Community Implementation Project, 2013-2015 in the amount of \$40,000 with a 10% match coming from the Public Act 2 funds.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-258 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO ENTER INTO AND SIGN THE MEMORANDUM OF UNDERSTANDING BETWEEN MUSKEGON COUNTY AND THE CITIES OF MUSKEGON AND MUSKEGON HEIGHTS FOR THE SUBMISSION OF THE JAG GRANT BY THE CITY OF MUSKEGON**

WM13/06 – 64 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to enter into and sign the Memorandum of Understanding between Muskegon County and the cities of Muskegon and Muskegon Heights for the submission of the JAG grant by the City of Muskegon.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-259 **AUTHORIZE THE DISTRICT COURT TO TERMINATE THE PUBLIC DEFENDER CONTRACT WITH BENJAMIN MEDEMA AND APPROVE A CONTRACT WITH ANGELLA GUERRERO, THROUGH ITS CHIEF JUDGE THE HONORABLE MARIA LADAS HOOPES FOR THE REMAINDER OF THE \$43,541.65 (\$11,875.00) BOARD APPROVED CONTRACT THROUGH SEPTEMBER 30, 2013 AND AUTHORIZE BOARD CHAIR TO SIGN SAID CONTRACT**

WM13/06 – 65 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to authorize the District Court to terminate the public defender contract with Benjamin Medema and approve a contract with Angella Guerrero, through its Chief Judge the Honorable Maria Ladas Hoopes for the remainder of the \$43,541.65 (\$11,875.00) board approved contract through September 30, 2013 and authorize Board Chair to sign said contract.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-260 **AUTHORIZE FINANCE AND MANAGEMENT SERVICES/PURCHASING OFFICE TO SELL COUNTY SURPLUS VEHICLES THROUGH THE SEALED QUOTATION PROCESS**

WM13/06 – 66 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to authorize Finance and Management Services/Purchasing Office to sell County surplus vehicles through the sealed quotation process.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-261 **APPROVE RENEWAL OF THE PROFESSIONAL LIABILITY INSURANCE POLICY, COVERING CMH PSYCHIATRISTS, FOR THE POLICY PERIOD JUNE 26, 2013 – JUNE 26, 2014 IN THE AMOUNT OF \$15,432 WITH RSUI LANDMARK**

WM13/06 – 67 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to approve renewal of the Professional Liability insurance policy, covering CMH psychiatrists, for the policy period June 26, 2013 – June 26, 2014 in the amount of \$15,432 with RSUI Landmark.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-262 **ACCEPT THE GRANT FROM UNITED WAY OF THE LAKESHORE FOR \$50,000 FROM THE DTE FOUNDATION TO PROVIDE LOW INCOME YOUTH WITH A SUMMER YOUTH EXPERIENCE AS APPROVED BY THE MUSKEGON-OCEANA WORKFORCE DEVELOPMENT BOARD**

WM13/06 – 68 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to accept the grant from United Way of the Lakeshore for \$50,000 from the DTE Foundation to provide low income youth with a Summer Youth Experience as approved by the Muskegon-Oceana Workforce Development Board.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-263 **ACCEPT THE GRANT FROM MUSKEGON COMMUNITY COLLEGE FOR \$55,000 TO ASSIST THE COLLEGE WITH THE “CREDENTIALS TO CAREERS” GRANT AWARDED BY THE US DEPARTMENT OF LABOR AS APPROVED BY THE MUSKEGON-OCEANA WORKFORCE DEVELOPMENT BOARD**

WM13/06 – 69 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to accept the grant from Muskegon Community College for \$55,000 to assist the college with the “Credentials to Careers” grant awarded by the US Department of Labor as approved by the Muskegon-Oceana Workforce Development Board.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-264 **ALLOW THE SHERIFF’S OFFICE TO APPLY FOR THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP), OFF-ROAD VEHICLE (ORV) AND THE SNOWMOBILE GRANTS**

WM13/06 – 70 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to allow the Sheriff’s Office to apply for the State Criminal Alien Assistance Program (SCAAP), Off-Road Vehicle (ORV) and the Snowmobile grants.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

CHAIRMAN’S REPORT

2013-265 The Chairman recommends, moved by Derezinski, seconded by Cross, to appoint Scott Plummer to the Community Mental Health Service Board for the term effective 6/25/13 - 3/31/2015.

Voice vote.

Motion Carried

COMMITTEE LIAISON REPORTS

Chairman Mahoney reminded everyone of the Muskegon County Youth Fair: July 23 through 27, 2013.

LIAISON REPORTS

Commissioner Scolnik stated that he had attended the Lakeshore Museum Board meeting. He announced that the Hilt's Landing Project, which will cost over \$3 million, is well underway. Mr. John McGarry, Chief Executive Officer of the Lakeshore Museum, has raised an additional \$500,000 through private donations.

Commissioner Wilkins and several other Commissioners met with State Representative Marcia Hovey-Wright and Mr. Ron DeCook from Amtrack regarding rail service. Commissioner Sabo stated that they also discussed the importance of the Amtrack and bus transportation needs of our community not only now, but well into the future.

Commissioner Hughes shared that she attend the United Way Day of Caring at the Muskegon County Fairgrounds. Fabulous changes were made, including painting, plumbing, concrete, and even a new barn.

Commissioner Hughes attended the Astronomy Facility Open House at the County Wastewater on Saturday, June 22, 2013. It is a wonderful free opportunity to use this facility at our County Wastewater.

Chairman Mahoney stated that he and Commissioner Sabo enjoyed giving the Resolutions to the two marines.

ADMINISTRATOR'S REPORT

2013-266 **ADOPT THE RESOLUTION ACCEPTING THE FUNDS FROM THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES AND TO AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE GRANT AGREEMENT AND AUTHORIZE STAFF TO SEEK BIDS FOR ARCHITECTURAL AND ALL OTHER RELATED SERVICES FOR THE PROJECT**

The Administrator recommends, moved by Cross, seconded by Sabo, to adopt the Resolution accepting the funds from the Michigan Department of Natural Resources and to authorize the Chairman of the County Board of Commissioners to sign the grant agreement and authorize staff to seek bids for architectural and all other related services for the project.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Motion Carried

2013-267 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY DIRECTOR TO SIGN A CONTRACT WITH MERCY HEALTH, SAINT MARY'S FAMILY PHARMACY AND HACKLEY HEALTH VENTURES, INC. FOR ALL INCLUSIVE PHARMACEUTICAL SERVICES WITH AN IN-HOUSE PHARMACY AT 376 E. APPLE AVENUE, EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014**

The Administrator recommends, moved by Nash, seconded by Derezinski, to authorize the Community Mental Health Services of Muskegon County Director to sign a contract with **Mercy Health, Saint Mary's Family Pharmacy and Hackley Health Ventures, Inc.** for all inclusive Pharmaceutical Services with an in-house pharmacy at 376 E. Apple Avenue, effective October 1, 2013 through September 30, 2014.

Discussion followed. Commissioner Hughes was concerned about the problems between Mercy Health and other county departments, and about our local pharmacies not being included. Julia Rupp, Executive Officer of Community Mental Health, explained that the local pharmacies do not have the capacity to complete Community Mental Health orders. Commissioner Scolnik wondered how much was spent on the medications. Ms. Rupp will get those figures to the Commissioners .

Roll Call on 2013-267

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins,
Chairman Kenneth Mahoney

No: None

Motion Carried

2013-268 **ENDORSE THE APPLICATION OF THE CITY OF MUSKEGON AS THE
LEAD AGENCY FOR A HOME CONSORTIUM WITH THE CITIES OF
MUSKEGON HEIGHTS, NORTON SHORES AND ROOSEVELT PARK**

The Administrator recommends, moved by Cross, seconded by
Derezinski, to endorse the application of the City of Muskegon as the lead agency for a
HOME Consortium with the Cities of Muskegon Heights, Norton Shores and Roosevelt
Park.

Discussion followed.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins,
Chairman Kenneth Mahoney

No: None

Motion Carried

2013-269 **AWARD THE FOOD SERVICES CONTRACT FOR VARIOUS COUNTY FACILITIES (INCLUDING THE JUVENILE TRANSITION CENTER WHICH PARTICIPATES IN THE NATIONAL SCHOOL LUNCH PROGRAM) TO CANTEEN SERVICES, INC. AT AN ESTIMATED COST OF \$185,511.42 WITH ANNUAL RENEWAL OPTIONS FOR UP TO FOUR (4) ADDITIONAL YEARS. THE BREAKFASTS AND LUNCHESES SERVED AT THE JUVENILE TRANSITION CENTER ARE REIMBURSED VIA THE NATIONAL SCHOOL LUNCH PROGRAM**

The Administrator recommends, moved by Derezinski, seconded by Cross, to award the food services contract for various county facilities (including the Juvenile Transition Center which participates in the National School Lunch Program) to Canteen Services, Inc. at an estimated cost of \$185,511.42 with annual renewal options for up to four (4) additional years. The breakfasts and lunches served at the Juvenile Transition Center are reimbursed via the National School Lunch Program.

Commissioner Nash expressed his concern that this added agenda item had come out very late and that everyone needed time to review it.

County Administrator Hammersley apologized for not getting it to the Commissioners sooner. The current provider did not wish to rebid. County Administrator Hammersley stated that the problem with the current provider was the fluctuation in people at the facilities. As Canteen Services also supplies the jail, the difference in meals at the other facilities will not be a major problem.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Abstain: Charles Nash

Motion Carried

OLD BUSINESS

None

NEW BUSINESS

None.

PUBLIC COMMENT (on a new topic)

Mike Krauch, Finance and Home Educator for the MSU Extension introduced himself to the Board of Commissioners. He is a free resource for people looking to budget, purchase a home, etc. He will be offering Financial Literacy classes which will be free to community.

ADJOURN

2013-270

MOVED BY HUGHES, SECONDED BY CROSS, TO ADJOURN.

Voice vote.

Motion Carried

Meeting adjourned at 4:39 p.m.

Nancy A. Waters, County Clerk

NAW:mlw

Approved at the Full Board Meeting on Tuesday, July 16, 2013

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

*Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman*

*Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair*

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

Full Board Meeting

**July 16, 2013
4:00 P.M.**

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: James Derezinski

Also Present: County Administrator Bonnie B. Hammersley,
County Clerk Nancy A. Waters,
Corporate Counsel Theodore Williams
Chief Deputy County Clerk Marcia L. Wilkes

2013-271 **APPROVAL OF THE AGENDA**

Moved by Wilkins, seconded by Cross, to approve the agenda as presented.

Voice vote.

Motion Carried

2013-272 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, JUNE 25, 2013**

Moved by Cross, seconded by Sabo, to approve the Full Board Minutes of Tuesday, June 25, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT (on an agenda item)

None

COMMUNICATIONS

The Roscommon County Board of Commissioners: Resolution Requesting Full Funding of Revenue Sharing was presented to the Board for their information.

COMMITTEE/BOARD REPORTS

2013-273 **APPROVE THE REQUEST TO APPLY FOR \$157,094 FROM THE OFFICE OF
COMMUNITY ALTERNATIVES IN LANSING FOR FY2014**

CPS13/07 -26 The Courts & Public Safety Committee recommends, moved by Cross, seconded by Hughes, to approve the request to apply for \$157,094 from the Office of Community Alternatives in Lansing for FY2014.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-274 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN AN
AMENDMENT TO THE CONTRACT WITH AVAL, INC., TO PROVIDE
COMMUNITY LIVING SUPPORT SERVICES TO THE RESIDENTS OF
GRETCHEN'S PLACE AT THE FOLLOWING RATES: RESIDENT A AT \$66.57
PER DIEM; RESIDENT B AT \$68.63 PER DIEM; RESIDENT C AT \$81.31 PER
DIEM; AND RESIDENT D AT \$70.96 PER DIEM, EFFECTIVE JUNE 1, 2013
THROUGH SEPTEMBER 30, 2013**

HS13/07 – 43 The Human Services Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Director to sign an amendment to the contract with Aval, Inc., to provide Community Living Support Services to the residents of Gretchen's Place at the following rates: Resident A at \$66.57 per diem; Resident B at \$68.63 per diem; Resident C at \$81.31 per diem; and Resident D at \$70.96 per diem, effective June 1, 2013 through September 30, 2013.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-275 **AUTHORIZE THE CREATION OF AN ADULT/CHILD/ADDICTIONS
PSYCHIATRIST POSITION IN THE COMMUNITY MENTAL HEALTH
PSYCHIATRIC SERVICES PROGRAM (ORG 7323)**

HS13/07 – 44 The Human Services Committee recommends, moved by Nash, seconded by Cross, to authorize the creation of an Adult/Child/Addictions Psychiatrist position in the Community Mental Health Psychiatric Services Program (Org 7323).

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: Charles Nash

Excused: James Derezinski

Motion Carried

2013-276 **AUTHORIZE THE RECLASSIFICATION OF THE NETWORK SPECIALIST
POSITION TO A CONTRACT SPECIALIST POSITION IN THE COMMUNITY
MENTAL HEALTH NETWORK DEVELOPMENT DEPARTMENT (ORG 7702)
EFFECTIVE JULY 1, 2013**

HS13/07 – 45 The Human Services Committee recommends, moved by Nash, seconded by Cross, to authorize the reclassification of the Network Specialist position to a Contract Specialist position in the Community Mental Health Network Development department (org 7702) effective July 1, 2013.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-277 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN THE AMENDMENT #1 TO THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF HUMAN SERVICES, EFFECTIVE OCTOBER 1, 2013, WHICH EXTENDS THE CURRENT AGREEMENT THROUGH SEPTEMBER 30, 2014 AND INCREASE THE DOLLAR AMOUNT OF THE AGREEMENT BY \$3,000.00 TO A MAXIMUM OF \$54,300.00 FOR FY2014**

HS13/07 – 46 The Human Services Committee recommends, moved by Nash, seconded by Cross, to authorize the Community Mental Health Director to sign the Amendment #1 to the contract with the Michigan Department of Human Services, effective October 1, 2013, which extends the current agreement through September 30, 2014 and increase the dollar amount of the agreement by \$3,000.00 to a maximum of \$54,300.00 for FY2014.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-278 **APPOINT JOSEPH A. DELTONDO, D.O., ELIZABETH A. DOUGLAS, M.D., AND BRANDY L. SHATTUCK, M.D. AS DEPUTY MEDICAL EXAMINERS FOR MUSKEGON COUNTY**

HS13/07 – 47 The Human Services Committee recommends, moved by Nash, seconded by Cross, to appoint Joseph A. Deltondo, D.O., Elizabeth A. Douglas, M.D., and Brandy L. Shattuck, M.D. as Deputy Medical Examiners for Muskegon County.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-279 **AUTHORIZE PUBLIC HEALTH – MUSKEGON COUNTY TO ACCEPT A GRANT FROM THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY THROUGH THE GLRI IN THE AMOUNT OF \$5,000 TO PERFORM E.COLI MONITORING ON RUDDIMAN CREEK IN THE CITY OF MUSKEGON, AND FURTHER AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE GRANT AGREEMENT**

HS13/07 – 48 The Human Services Committee recommends, moved by Nash, seconded by Cross, to authorize Public Health – Muskegon County to accept a grant from the Michigan Department of Environmental Quality through the GLRI in the amount of \$5,000 to perform E.coli monitoring on Ruddiman Creek in the City of Muskegon, and further authorize the Public Health Director to sign the grant agreement.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-280 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$29,619,930.81 COVERING THE PERIOD OF JUNE 11, 2013 THROUGH JULY 3, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/07 – 71 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to approve payment of the accounts payable of \$29,619,930.81 covering the period of June 11, 2013 through July 3, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-281 **ADOPT THE RESOLUTION AUTHORIZING GENERAL OBLIGATION LIMITED TAX BONDS, SERIES 2013. THE RESOLUTION PROVIDES FOR THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF NOT-TO-EXCEED FORTY (\$40) MILLION IN TOTAL WITH A MAXIMUM PROJECT FUND DEPOSIT OF THIRTY-FOUR (\$34 MILLION) FOR THE PROJECT. THE REMAINING FUNDS WILL BE USED TO FUND CAPITALIZED INTEREST AND ANY COSTS ASSOCIATED WITH ISSUANCE OF THE BONDS. THE RESOLUTION AUTHORIZES ADMINISTRATION TO SELECT INVESTMENT BANKING FIRMS TO NEGOTIATE THE SALE OF THE BONDS AND TO SELL THE BONDS WITHIN THE PARAMETERS SET FORTH IN THE RESOLUTION**

WM13/07 – 72 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to adopt the Resolution Authorizing General Obligation Limited Tax Bonds, Series 2013. The Resolution provides for the issuance of bonds in the principal amount of not-to-exceed forty (\$40) million in total with a maximum project fund deposit of thirty-four (\$34 million) for the project. The remaining funds will be used to fund capitalized interest and any costs associated with issuance of the bonds. The Resolution authorizes Administration to select investment banking firms to negotiate the sale of the bonds and to sell the bonds within the parameters set forth in the Resolution.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

2013-282 **AWARD THE CONTRACT FOR PARKING LOT ANALYSIS AND MODIFICATION (RFQ-13-2071) TO WESTSHORE CONSULTING FOR THEIR QUOTED BASE COST OF \$38,380 WITH COSTS BEING PAID FROM THE JAIL PLANNING FUND, 4660-4661**

WM13/07 – 73 The Ways & Means Committee recommends, moved by Nash, seconded by Hughes, to award the contract for parking lot analysis and modification (RFQ-13-2071) to Westshore Consulting for their quoted base cost of \$38,380 with costs being paid from the Jail Planning Fund, 4660-4661.

Discussion was held regarding what parking lot was being analyzed. Administrator Hammersley stated that this was regarding the underground parking lot for the new Sheriff Department.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

CHAIRMAN'S REPORT

2013-283 Chairman Mahoney recommended, moved by Cross, seconded by Wilkins, to approve the Resolution Approving Senior Resources Annual Implementation Plan for FY2014 and FY2014-2016 Multi-Year Area Plan.

Roll Call

Yes: Benjamin Cross, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: James Derezinski

Motion Carried

LIAISON REPORTS

None

ADMINISTRATOR'S REPORT

Administrator Hammersley had nothing to report at this time.

NEW BUSINESS

Commissioner Hughes announced that the Brookhaven Ice Cream Social was a huge success. Commissioner Hughes and Commissioner Sabo scooped ice cream all day. Commissioner Wilkins was also present at the Ice Cream Social.

Commissioner Hughes also stated that the Health Department's "Project Fresh" last Saturday was a very nice event. They even had the trolley which ran from the Health Department to the Farmer's Market so that people could purchase their fresh fruits and vegetables.

Commissioner Nash stated that he has received another complaint about employment with the County. Commissioner Nash would like to find out why this is happening.

Commissioner Scolnik stated that Brookhaven has new furniture in the courtyard. The furniture was bought with donated money.

Commissioner Sabo stated that there were no items for consideration at the Public Works Committee which was scheduled for Thursday, July 18, 2013, and the meeting is cancelled.

Commissioner Hughes stated that the Water Policy Board meeting for Tuesday, July 16, 2013, was also cancelled.

PUBLIC COMMENT (on a new topic)

None

ADJOURN

2013-284 **MOVED BY SABO, SECONDED BY WILKINS, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:25 p.m.

Nancy A. Waters, County Clerk

NAW:mlw

Preliminary Minutes
To be approved at the Full Board Meeting on Tuesday, July 30, 2013

Muskegon County Board of Commissioners

A Resolution Approving Senior Resources Annual Implementation Plan for FY2014 and the FY2014-2016 Multi-Year Area Plan

WHEREAS, Senior Resources of West Michigan, an Area Agency on Aging, serves the counties of Muskegon, Oceana and Ottawa and it was designated as Area Agency on Aging in 1973 by said counties to administer the Older Americans Act and the Older Michiganians Act with said designation approved by the Office of Services to the Aging and authorized by the Michigan Commission on Aging; and

WHEREAS, the mission of Senior Resources is to provide a comprehensive and coordinated system of services designed to assist in maintaining the independence, dignity and quality of life for the elderly and act as an advocate for them by advancing causes or issues that are vital to their welfare; and

WHEREAS, it is Senior Resources specific goal to effectively implement the Older Americans Act by developing and administering a regional area plan for coordinating and contracting with viable agencies for services for persons 60 years and older; and

WHEREAS, the Senior Resources FY2014 Annual Implementation Plan which is designed as an update to the FY2014 – 2016 Multi-Year Area Plan once again emphasizes security and independence for the elderly with services targeted to low-income, frail, minority and the medically underserved elderly population, and

WHEREAS, it is also the intent of Senior Resources to assure that the basic services of home delivered meals, personal care, homemaker services, adult day care/in-home respite, case coordination and support and care management are available in the counties of Muskegon, Oceana and Ottawa; and

WHEREAS, it is the focus of Senior Resources, through its case management services, to provide older adults with the services necessary to remain in their own homes and to allow clients to choose from a pool of personal care, homemaking, in-home respite and adult day care providers; and

WHEREAS, use of a purchase of service format allows case managers more flexibility in arranging services and clients may choose their providers or change them if they are not satisfied; and

WHEREAS, Senior Resources has found this format to be a more efficient and effective use of limited dollars as demand for services continues to exceed the supply of available funds and requires the agency to look for alternative sources to assist their clients and to create measures to work with what they have, and

THEREFORE BE IT RESOLVED, the Muskegon County Board of Commissioners approves the Senior Resources Annual Implementation Plan for FY2014 and the FY2014-2016 Multi-Year Area Plan.

* * * * *

The Muskegon County Board of Commissioners, at its July 16, 2013, meeting recommended approval by Commissioner Cross, support by Commissioner Wilkins, the aforementioned resolution.

I, Nancy A. Waters, Clerk of the Muskegon County Board of Commissioners and Clerk of the County of Muskegon, do hereby certify that the above Resolution was duly adopted by said Board on July 16, 2013.

Nancy A. Waters, Clerk
County of Muskegon



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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board Meeting

July 30, 2013
4:00 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

Excused: Terry Sabo

Also Present: County Administrator Bonnie B. Hammersley,
County Clerk Nancy A. Waters,
Corporate Counsel Theodore Williams
Chief Deputy County Clerk Marcia L. Wilkes

2013-285 **APPROVAL OF THE AGENDA**

Moved by Derezinski, seconded by Nash, to approve the agenda as presented.

Voice vote.

Motion Carried

2013-286 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, JULY 16, 2013**

Moved by Cross, seconded by Wilkins, to approve the Full Board Minutes of Tuesday, July 16, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT (on an agenda item)

None

COMMUNICATIONS

The Huron County Board of Commissioners: Resolution Opposing HB 4785 was presented to the Board for their information. It is of particular interest to areas that have rural ambulance service.

COMMITTEE/BOARD REPORTS

2013-287 **APPROVE AND SUPPORT THE “FREE” SHRED DAY TO BE HELD AT THE HALL OF JUSTICE PARKING LOT AT 990 TERRACE STREET, MUSKEGON, MI 49442, FROM 10 A.M. TO 2 P.M. ON SATURDAY, SEPTEMBER 21ST, 2013**

CD/SP13/07 - 09 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to approve and support the “FREE” Shred Day to be held at the Hall of Justice parking lot at 990 Terrace Street, Muskegon, MI 49442, from 10 a.m. to 2 p.m. on Saturday, September 21st, 2013. (See attached)

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-288 **APPROVE THE ORGANIZATION FUND AGREEMENT FOR THE FRIENDS OF THE MUSKEGON COUNTY PARKS FUND WITH THE COMMUNITY FOUNDATION FOR MUSKEGON COUNTY AND THE BYLAWS FOR THE FRIENDS OF THE MUSKEGON COUNTY PARKS ADVISORY COMMITTEE**

CD/SP13/07 – 10 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to approve the organization fund agreement for the Friends of the Muskegon County Parks Fund with the Community Foundation for Muskegon County and the Bylaws for the Friends of the Muskegon County Parks Advisory Committee.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-289 **APPROVE, AND AUTHORIZE THE CHAIRMAN TO SIGN, AN ACCESS AGREEMENT, IN THE AMOUNT OF \$6,073.80 PER YEAR, BETWEEN THE COUNTY AND AEROVISION PROPERTY GROUP III, LLC, PROVIDING AIRCRAFT ACCESS BETWEEN AEROVISION'S PROPERTY AT 509 EAST AIRPORT ROAD AND THE AIRPORT**

TR13/07-19 The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to approve, and authorize the Chairman to sign, an Access Agreement, in the amount of \$6,073.80 per year, between the County and Aerovision Property Group III, LLC, providing aircraft access between Aerovision's property at 509 East Airport Road and the Airport.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-290 **APPROVE AUTHORIZING THE CHAIR TO EXECUTE, UPON RECEIPT, FEDERAL AND STATE GRANT OFFERS (\$424,768 AND \$11,178, RESPECTIVELY), PROVIDING FUNDING FOR THE AIRPORT'S FY2013 CAPITAL IMPROVEMENT PROJECTS, AND FURTHER AUTHORIZE THE CLERK TO EXECUTE ANY NECESSARY RESOLUTIONS FOR SAID GRANT OFFERS**

TR13/07-20 The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to approve authorizing the Chair to execute, upon receipt, Federal and State Grant Offers (\$424,768 and \$11,178, respectively), providing funding for the Airport's FY2013 capital improvement projects, and further authorize the Clerk to execute any necessary resolutions for said Grant Offers.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-291 **APPROVE AWARDING RFB13-2075 TO TRIANGLE ASSOCIATES, AND FURTHER AUTHORIZE THE CHAIR TO EXECUTE A CONTRACT BETWEEN THE COUNTY AND TRIANGLE ASSOCIATES IN THE AMOUNT OF \$266,000 TO PERFORM THE WORK, PENDING RECEIPT OF A FY2013 FEDERAL GRANT OFFER, WITH THE COUNTY'S 2.5% SHARE OF THE PROJECT TO BE \$6,650**

TR13/07-21 The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to approve awarding RFB13-2075 to Triangle Associates, and further authorize the Chair to execute a contract between the County and Triangle Associates in the amount of \$266,000 to perform the work, pending receipt of a FY2013 Federal Grant Offer, with the County's 2.5% share of the project to be \$6,650.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-292 **APPROVE, AND AUTHORIZE THE CHAIRMAN TO SIGN, AMENDMENT NO. 1, IN THE AMOUNT OF \$49,500, TO A CONTRACT DATED MARCH 26, 2013, BETWEEN THE COUNTY AND PREIN & NEWHOF, PENDING RECEIPT OF A FY2013 FEDERAL GRANT OFFER, THE INTENT OF WHICH IS TO COVER THE CONSTRUCTION PHASE ENGINEERING SERVICES OF THE AIRCRAFT RESCUE AND FIRE FIGHTING STATION REHABILITATION PROJECT (RFB13-2075), WITH THE COUNTY'S 2.5% SHARE OF THE AMENDMENT TO BE \$1,238**

TR13/07-22 The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to approve, and authorize the Chairman to sign, Amendment No. 1, in the amount of \$49,500, to a contract dated March 26, 2013, between the County and Prein & Newhof, pending receipt of a FY2013 Federal Grant Offer, the intent of which is to cover the construction phase engineering services of the Aircraft Rescue and Fire Fighting Station Rehabilitation Project (RFB13-2075), with the County's 2.5% share of the Amendment to be \$1,238.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-293 **APPROVE AWARDING RFB13-2076 TO ALLSTATE ELECTRIC, INC., AND FURTHER AUTHORIZE THE CHAIR TO EXECUTE A CONTRACT BETWEEN THE COUNTY AND ALLSTATE ELECTRIC, INC. IN THE AMOUNT OF \$48,640 TO PERFORM THE WORK, PENDING RECEIPT OF A FY2013 FEDERAL GRANT OFFER, WITH THE COUNTY'S 2.5% SHARE OF THE PROJECT TO BE \$1,216**

TR13/07-23 The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to approve awarding RFB13-2076 to Allstate Electric, Inc., and further authorize the Chair to execute a contract between the County and Allstate Electric, Inc. in the amount of \$48,640 to perform the work, pending receipt of a FY2013 Federal Grant Offer, with the County's 2.5% share of the project to be \$1,216.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-294 **APPROVE, AND AUTHORIZE THE CHAIRMAN TO SIGN, AMENDMENT NO. 1, IN THE AMOUNT OF \$15,000, TO A CONTRACT DATED MAY 23, 2013, BETWEEN THE COUNTY AND PREIN & NEWHOF, PENDING RECEIPT OF A FY2013 FEDERAL GRANT OFFER, THE INTENT OF WHICH IS TO COVER THE CONSTRUCTION PHASE ENGINEERING SERVICES OF THE AIRFIELD LIGHTING CONTROL PANEL REPLACEMENT PROJECT (RFB13-2076), WITH THE COUNTY'S 2.5% SHARE OF THE AMENDMENT TO BE \$375**

TR13/07-24 The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to approve, and authorize the Chairman to sign, Amendment No. 1, in the amount of \$15,000, to a contract dated May 23, 2013, between the County and Prein & Newhof, pending receipt of a FY2013 Federal Grant Offer, the intent of which is to cover the construction phase engineering services of the Airfield Lighting Control Panel Replacement Project (RFB13-2076), with the County's 2.5% share of the Amendment to be \$375.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-295 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$3,536,057.64
COVERING THE PERIOD OF JULY 6, 2013 THROUGH JULY 16, 2013 AS
PRESENTED BY THE COUNTY CLERK**

WM13/07 – 74 The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve payment of the accounts payable of \$3,536,057.64 covering the period of July 6, 2013 through July 16, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-296 **APPROVE THE FY2014 BUDGET HEARING SCHEDULE AS PRESENTED**

WM13/07 – 75 The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the FY2014 Budget Hearing Schedule as presented.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-297 **ACCEPT THE GRANT FROM THE COMMUNITY FOUNDATION OF
MUSKEGON COUNTY FOR \$8,275 TO PROVIDE LOW INCOME YOUTH WITH
A SUMMER YOUTH EXPERIENCE AS APPROVED BY THE MUSKEGON-
OCEANA WORKFORCE DEVELOPMENT BOARD AND AUTHORIZE THE
COUNTY BOARD CHAIR TO SIGN THE GRANT AGREEMENT**

WM13/07 – 76 The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to accept the grant from the Community Foundation of Muskegon County for \$8,275 to provide low income youth with a Summer Youth Experience as approved by the Muskegon-Oceana Workforce Development Board and authorize the County Board Chair to sign the Grant Agreement.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-297 **ACCEPT THE BID IN THE AMOUNT OF \$304,168 FROM TRIDONN
CONSTRUCTION COMPANY FOR THE COMMUNITY MENTAL HEALTH
JOHN HALMOND CENTER INTERIOR RENOVATION PROJECT**

WM13/07 – 77The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to accept the bid in the amount of \$304,168 from Tridonn Construction Company for the Community Mental Health John Halmond Center Interior Renovation Project.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-298 **SUPPORT A RESOLUTION IN HONOR OF GE AVIATION'S (FORMERLY
JOHNSON TECHNOLOGY) 50TH ANNIVERSARY OF SERVICE AND JOB
CREATION TO OUR COMMUNITY**

WM13/07 – 78The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to support a resolution in honor of GE Aviation's (formerly Johnson Technology) 50th Anniversary of service and job creation to our community.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

2013-298 **APPROVE THE SETTLEMENT IN THE PENDING LITIGATION IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN, SOUTHERN DIVISION: *TIMOTHY A. CARL V MUSKEGON COUNTY, ET AL*, CIVIL CASE NO. 1:11-CV-94 AND IN THE 14TH CIRCUIT COURT FOR THE COUNTY OF MUSKEGON: *TIMOTHY A. CARL V MUSKEGON COUNTY, ET AL*, CASE NO. 12-48776-CZ, BASED UPON CORPORATE COUNSEL'S RECOMMENDATION**

WM13/07 – 79The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the settlement in the pending litigation in the United States District Court for the Western District of Michigan, Southern Division: *Timothy A. Carl v Muskegon County, et al*, Civil Case No. 1:11-cv-94 and in the 14th Circuit Court for the County of Muskegon: *Timothy A. Carl v Muskegon County, et al*, Case No. 12-48776-CZ, based upon Corporate Counsel's recommendation.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

CHAIRMAN'S REPORT

Chairman Mahoney stated that the dedication of a bench at Meinert Park in honor of long-time volunteer Gregg Smith will be held at Meinert Park on Thursday, August 1, 2013 at 10:00.

Chairman Mahoney stated that according to the Convention and Visitors Bureau in May Muskegon County accommodations were up 7% and the White Lake area was up 5%.

LIAISON REPORTS

Commissioner Cross stated that the Ravenna Community Library put on an addition which was accomplished through donations of \$275,000. Citizens actually did a lot of the labor as well. Storyville is going well. It is a literacy program for children between the ages of 0 to 5. Also, the Muskegon Heights Library is looking for a new building. One consideration is the Central Elementary Building which is larger and could house other activities as well.

Commissioner Hughes stated that she visited the Wastewater Facility. She was surprised at how far the filter marsh has come. She stated that they were harvesting as well. Also, the Muskegon Stargazers will have a free open house on Saturday August 10, 2013 at 8:00 p.m. and another one on Saturday, September 7, 2013, at 8:00 p.m. and the public is invited. (See attached)

ADMINISTRATOR'S REPORT

2013-299 **ACCEPT THE FUNDING IN THE AMOUNT OF \$27,017 FROM THE MICHIGAN DEPARTMENT OF EDUCATION TO PROVIDE EDUCATION SUPPORT THROUGH SCHOOL PROGRAMMING IN THE PURCHASE OF COMPUTERS AND OTHER EDUCATIONAL TOOLS FOR YOUNG ADULTS (AGES 15-17) INCARCERATED IN THE COUNTY JAIL AND AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN ALL DOCUMENTS**

2013-299 Administrator Bonnie Hammersley recommends, moved by Derezinski, seconded by Cross, to accept the funding in the amount of \$27,017 from the Michigan Department of Education to provide education support through school programming in the purchase of computers and other educational tools for young adults (ages 15-17) incarcerated in the County jail and authorize the Chairman of the County Board of Commissioners to sign all documents.

Discussion followed. Sheriff Roesler stated that this federal grant does have some specific rules which must be followed. The current jail does not have the IT infrastructure necessary to operate video classrooms. The Muskegon County Jail has approximately 200 inmates per year who are between the ages of 17 and 18 that this grant could assist. The grant will also allow contracting with staff from area schools to teach these students.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
 Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine Wilkins

No: None

Excused: Terry Sabo

Motion Carried

OLD BUSINESS

2013-300 Moved by Commissioner Wilkins and seconded by Commissioner Cross, to add to the LGBA Resolution that it will be sent to Governor Snyder, our local state senator and representatives, along with the 82 other county clerks.

Voice vote.

Motion Carried

NEW BUSINESS

None.

PUBLIC COMMENT (on a new topic)

Kay Cummings, MSU Extension, introduced their new staff member, Pam Daniels, who will be promoting education and Disease Prevention and Management Programs. Pam will be working toward motivational support.

Craig L. Monette, the new Probate Administrator, introduced himself to the County Board. He stated that he is originally from Muskegon and looks forward to working here.

Bob Andree, Worker's Freedom Coalition, informed the Board that Kent County has adopted a policy not to do business with LaMar, based out of Hudsonville, because of their past federal violations. He urged the Muskegon County Board to do the same thing on the jail project.

Commissioner Nash stated that Jerry Brand, Grange Construction, will be holding a workshop to work with small, minority, and disadvantaged contractors who wish to bid on jobs associated with the new jail project. This workshop will be held on Wednesday, August 14, 2013, from 5:00 p.m. until 7:00 p.m. at the Muskegon Heights City Hall.

Chairman Mahoney stated that Commissioner Scolnik's wife was home from the hospital and recovering and that Commissioner Derezinski's wife suffered a broken neck in two places while swimming.

Chairman Mahoney acknowledged Donald Studaven, Trustee from Blue Lake Township, who was in the audience.

ADJOURN

2013-301 **MOVED BY WILKINS, SECONDED BY CROSS, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:21 p.m.

Nancy A. Waters, County Clerk

NAW:mlw

***Preliminary Minutes
To be approved at the Full Board Meeting on Tuesday, August 13, 2013***

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

*Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman*

*Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair*

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

Full Board Meeting

**August 13, 2013
4:01 P.M.**

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: None

Also Present: County Administrator Bonnie B. Hammersley,
County Clerk Nancy A. Waters,
Corporate Counsel Theodore Williams,
Chief Deputy County Clerk Marcia L. Wilkes

2013-302 **APPROVAL OF THE AGENDA**

Moved by Derezinski, seconded by Nash, to approve the agenda as presented.

Voice vote.

Motion Carried

2013-303 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, JULY 30, 2013**

Moved by Cross, seconded by Wilkins, to approve the Full Board Minutes of Tuesday, July 30, 2013.

Voice vote.

Motion Carried

2013-304 **MOVED BY DEREZINSKI, SECONDED BY CROSS, TO SUSPEND THE RULES TO ALLOW SCOTT JANIGA, REPRESENTING ABATE, TO SPEAK.**

Voice vote.

Motion Carried

Scott Janiga, representing Abate, presented the Commissioners with a check in the amount of \$334.00, which represented 10% of the revenue received for parking during Bike Time.

PUBLIC COMMENT (on an agenda item)

None

PRESENTATION OF 2014 PROPOSED BUDGET

County Administrator Bonnie Hammersley and Finance Director Heath Kaplan presented the 2014 Proposed Budget. We have maintained reserves and the County has had positive growth with our service levels. There have been no layoffs projected for the 2014 Fiscal Year Budget. The full budget will be available on-line on the County website beginning Friday, August 16, 2013.

COMMUNICATIONS

2013-305 **LAKE COUNTY BOARD OF COMMISSIONERS: RESOLUTION OPPOSING HB 4785 PUBLIC HEALTH CODE WAS PRESENTED TO THE BOARD FOR THEIR INFORMATION**

Moved by Hughes and supported by Wilkins to receive and place on file the the Lake County Board of Commissioners: Resolution Opposing HB 4785 Public Health Code.

Voice vote.

Motion Carried

Chairman Mahoney stated that he will do some research on HB4785. He believes that it will mainly affect rural ambulance service.

COMMITTEE/BOARD REPORTS

2013-306 **AUTHORIZE STAFF TO APPLY FOR FUNDING IN THE AMOUNT OF \$20,000 FROM THE STATE COURT ADMINISTRATOR'S OFFICE TO PROVIDE TRAINING FOR THE EXISTING ADULT MENTAL HEALTH COURT TEAM (60TH DISTRICT COURT) AND THE PROPOSED JUVENILE MENTAL HEALTH COURT TEAM (14TH CIRCUIT COURT/FAMILY COURT) TO OBTAIN CERTIFICATION**

CPS13/08 -27 The Courts and Public Safety Committee recommends, moved by Cross, seconded by Derezinski, to authorize staff to apply for funding in the amount of \$20,000 from the State Court Administrator's Office to provide training for the existing adult mental health court team (60th District Court) and the proposed juvenile mental health court team (14th Circuit Court/Family Court) to obtain certification.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-307 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR, CHAIR OF THE ELECTRONIC CONTENT MANAGEMENT STEERING COMMITTEE AND COUNTY STAFF, WITH THE ASSISTANCE OF PLANTE & MORAN TO ENTER INTO CONTRACT NEGOTIATIONS WITH IMAGESOFT IN ORDER TO PROVIDE A COMPREHENSIVE PUBLIC SAFETY ELECTRONIC CONTENT MANAGEMENT SYSTEM**

CPS13/08 – 28 The Courts and Public Safety Committee recommends, moved by Cross, seconded by Derezinski, to authorize the Circuit Court Administrator, Chair of the Electronic Content Management Steering Committee and County staff, with the assistance of Plante & Moran to enter into contract negotiations with ImageSoft in order to provide a comprehensive Public Safety Electronic Content management system.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-308 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN THE AGREEMENT WITH THE CHILD ABUSE COUNCIL, COURT APPOINTED SPECIAL ADVOCATE PROGRAM, TO PROVIDE TRAINED CITIZEN VOLUNTEERS TO ADVOCATE FOR THE BEST INTERESTS OF ABUSED AND NEGLECTED CHILDREN INVOLVED IN THE COURT SYSTEM; THE AGREEMENT IS EFFECTIVE FROM JULY 1, 2013 THROUGH SEPTEMBER 30, 2014; THE PROGRAM WILL BE FUNDED BY THE CHILD ABUSE COUNCIL DONATING \$67,500 IN UNITED WAY OF THE LAKESHORE GRANT FUNDS, PRIVATE LOCAL FUNDS AND MATCHING FUNDS THROUGH THE STATE OF MICHIGAN CHILD CARE FUND PROGRAM**

CPS13/08 – 29 The Courts and Public Safety Committee recommends, moved by Cross, seconded by Derezinski, to authorize the Circuit Court Administrator to sign the Agreement with the Child Abuse Council, Court Appointed Special Advocate Program, to provide trained citizen volunteers to advocate for the best interests of abused and neglected children involved in the court system; the agreement is effective from July 1, 2013 through September 30, 2014; the program will be funded by the Child Abuse Council donating \$67,500 in United Way of the Lakeshore grant funds, private local funds and matching funds through the State of Michigan Child Care Fund Program.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
 Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-309 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN THE AMENDED AGREEMENT WITH MEDIATION AND RESTORATIVE SERVICES, TO PROVIDE RESTORATIVE SERVICES TO JUVENILE OFFENDERS; THE AGREEMENT IS EFFECTIVE JULY 1, 2013 THROUGH SEPTEMBER 30, 2014; THE PROGRAM WILL BE FUNDED BY MEDIATION AND RESTORATION SERVICES DONATING A \$58,000 IN UNITED WAY OF THE LAKESHORE GRANT FUNDS AND MATCHING FUNDS THROUGH THE STATE OF MICHIGAN CHILD CARE FUND PROGRAM**

CPS13/08 – 30 The Courts and Public Safety Committee recommends, moved by Cross, seconded by Derezinski, to authorize the Circuit Court Administrator to sign the Amended Agreement with Mediation and Restorative Services, to provide restorative services to juvenile offenders; the agreement is effective July 1, 2013 through September 30, 2014; the program will be funded by Mediation and Restoration Services donating a \$58,000 in United Way of the Lakeshore grant funds and matching funds through the State of Michigan Child Care Fund Program.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-310 **AUTHORIZE THE RECLASSIFICATION OF THE HOUSING SPECIALIST/SELF-DETERMINATION COORDINATOR POSITION (BPN X43101) TO HOUSING SPECIALIST/MI WITH A SALARY RANGE OF \$33,706.40 TO \$46,962.24 PER YEAR EFFECTIVE AUGUST 15, 2013.**

HS13/08 – 49 The Human Services Committee recommends, moved by Wilkins, seconded by Cross, to authorize the reclassification of the Housing Specialist/Self-Determination Coordinator position (BPN X43101) to Housing Specialist/MI with a salary range of \$33,706.40 to \$46,962.24 per year effective August 15, 2013.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-311 **AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN A CONTRACT WITH BDO USA, LLP FOR PROFESSIONAL AUDITING SERVICES, EFFECTIVE AUGUST 1, 2013 THROUGH JULY 31, 2014, WITH EXPECTED COSTS OF \$42,500.00 AND A MAXIMUM OF \$700.00 ANNUALLY FOR OUT-OF-POCKET EXPENSES, AND WITH ADDITIONAL CHARGES IF A SINGLE AUDIT IS REQUIRED OR IF THERE ARE ADDITIONAL PROCEDURES REQUIRED BY THE STATE FOR THE ADDITIONAL THREE (3) MONTHS' COMPLIANCE EXAMINATION**

HS13/08 – 50 The Human Services Committee recommends, moved by Wilkins, seconded by Cross, to authorize the Community Mental Health Executive Director to sign a contract with BDO USA, LLP for professional auditing services, effective August 1, 2013 through July 31, 2014, with expected costs of \$42,500.00 and a maximum of \$700.00 annually for out-of-pocket expenses, and with additional charges if a Single Audit is required or if there are additional procedures required by the State for the additional three (3) months' compliance examination.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-312 **APPROVE THE RENEWAL OF FOUR (4) SUPPORTIVE HOUSING PROJECTS (SHP) FINANCED WITH GRANTS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) THROUGH THE MUSKEGON COUNTY HOMELESS CONTINUUM OF CARE NETWORK, CONSISTENT WITH THE MUSKEGON COUNTY CONSOLIDATED PLAN FOR HOUSING FOR 2011-2016, AND TO APPROVE SIGNATURE BY THE CHAIR OF THE COUNTY BOARD OF COMMISSIONERS ON HUD FORM 2991 (CERTIFICATE OF CONSISTENCY)**

HS13/08 – 51 The Human Services Committee recommends, moved by Wilkins, seconded by Cross, to approve the renewal of four (4) Supportive Housing Projects (SHP) financed with grants from the U.S. Department of Housing and Urban Development (HUD) through the Muskegon County Homeless Continuum of Care Network, consistent with the Muskegon County Consolidated Plan for Housing for 2011-2016, and to approve signature by the Chair of the County Board of Commissioners on HUD form 2991 (Certificate of Consistency).

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-313 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$2,732,218.85 COVERING THE PERIOD OF JULY 17, 2013 THROUGH JULY 24, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/08 – 80 The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to approve payment of the accounts payable of \$2,732,218.85 covering the period of July 17, 2013 through July 24, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-314 **APPROVE SETTING THE PUBLIC HEARING DATE FOR THE FY2014 PROPOSED MUSKEGON COUNTY BUDGET FOR THURSDAY, SEPTEMBER 5, 2013 AT 4:00 P.M AT THE BOARD OF COMMISSIONERS' ROOM ON THE 4TH FLOOR OF THE MICHAEL E. KOBZA HALL OF JUSTICE AND TO AUTHORIZE THE PUBLICATION OF A NOTICE OF PUBLIC HEARING IN A NEWSPAPER OF GENERAL CIRCULATION ON OR BEFORE AUGUST 18, 2013**

WM13/08 – 81 The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to approve setting the Public Hearing date for the FY2014 Proposed Muskegon County Budget for Thursday, September 5, 2013 at 4:00 P.M at the Board of Commissioners' Room on the 4th floor of the Michael E. Kobza Hall of Justice and to authorize the publication of a Notice of Public Hearing in a newspaper of general circulation on or before August 18, 2013.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-315 **AUTHORIZE THE RELEASE OF A RFB FOR IBNR ACTUARIAL SERVICES FOR WORKERS' COMPENSATION, GENERAL LIABILITY, PROPERTY, AUTOMOBILE LIABILITY, AUTOMOBILE PHYSICAL DAMAGE AND UNEMPLOYMENT INSURANCE EXPOSURES**

WM13/08 – 82 The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the release of a RFB for IBNR actuarial services for Workers' Compensation, General Liability, Property, Automobile Liability, Automobile Physical Damage and Unemployment Insurance exposures.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

CHAIRMAN'S REPORT

Chairman Mahoney shared that he would like everyone to begin thinking about who would be appropriate from their district to sit on the Friends of the County Parks Advisory Committee. (One member will be appointed by the elected County Commissioner from each of the County of Muskegon's nine legislative districts).

Discussion was held. This will be an advisory committee and it will bring their suggestions to this Board. Commissioner Nash stated that he would like a list of the duties regarding this Committee. County Administrator Bonnie Hammersley will provide all of the Commissioners with that information.

Chairman Mahoney said that the Hilts Landing Groundbreaking will be held on Wednesday, August 28, 2013 from 4:00 p.m. until 6:00 p.m. (See attached)

LIAISON REPORTS

Commissioner Cross announced that the Storyville Project at the District Library is moving along well.

Commissioner Engle shared that the Fair was good, but the animal prices were down this year.

Commissioner Hughes said that she was at the Fairchild Park located in Muskegon Charter Township for the clean-up yesterday. This park is only accessible from the back of Brookhaven and also from Pine Grove Manor.

Chairman Mahoney shared that the 3rd Wednesday of August is designated as cemetery clean-up day.

Commissioner Nash stated that, concerning the LLC Board, regionalization will be occurring. Now that LLC is going regional with Mental Health, there is a discrepancy about legacy costs.

Commissioner Hughes announced that Johnson Technology/GE Aviation is having its 50th Anniversary. They will be hosting an open house on August 17, 2013, from 10:00 am until 2:00 p.m. A Resolution from the Muskegon County Board of Commissioners will be presented at 11:30 a.m.

Commissioner Nash encouraged everyone to write their representatives and senator urging their support for the extension of Medicaid.

Commissioner Scolnik stated that he attended the ribbon cutting for Annis Water Research Institute. He stated that it was a very impressive facility and the money was raised in less than a year.

ADMINISTRATOR'S REPORT

2013-316 **AWARD THE PURCHASE OF THE RECYCLE BINS AND STATIONS (RFB-13-2086) TO BUSCH SYSTEMS INTERNATIONAL INC. IN THE AMOUNT OF \$10,045.78 FOR THE INITIAL ORDER TO COVER HALL OF JUSTICE (FUND 1010-0265) AND PUBLIC HEALTH FACILITIES (FUND 6340-0244) AND APPROVE FUTURE ORDERS USING THIS BID AS THE PROGRAM EXPANDS.**

Administrator Bonnie Hammersley recommends, moved by Derezinski, seconded by Sabo, to award the purchase of the recycle bins and stations (RFB-13-2086) to Busch Systems International Inc. in the amount of \$10,045.78 for the initial order to cover Hall of Justice (fund 1010-0265) and Public Health facilities (fund 6340-0244) and approve future orders using this bid as the program expands.

Discussion was held concerning the fact that Busch Systems is a Canadian company. Commissioners expressed concern regarding loss of local jobs and lack of feedback from the previous trial on the 4th floor of the Michael E. Kobza Hall of Justice.

County Administrator Bonnie Hammersley will get data regarding the trial recycle containers to the Commissioners.

Sara Damm, Muskegon County Sustainability Coordinator, addressed the Commissioners. She stated that the new recycle containers will be well labeled, including Spanish and pictures.

Roll Call

Yes: James Derezinski, Marvin Engle, Kenneth Mahoney, Robert Scolnik,
 Rillastine Wilkins

No: Benjamin Cross, Suzie Hughes, Charles Nash, Terry Sabo

Motion Carried

OLD BUSINESS

Commissioners Nash stated that he had taken a tour of Michigan Works and suggested that other Commissioners do so as well. He also stated that department heads and supervisors need to make sure communication is given to potential employees.

NEW BUSINESS

None.

PUBLIC COMMENT (on a new topic)

None.

ADJOURN

2013-317 **MOVED BY CROSS, SECONDED BY HUGHES, TO ADJOURN.**

Voice vote.

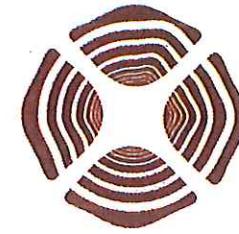
Motion Carried

Meeting adjourned at 5:30 p.m.

Nancy A. Waters, County Clerk

NAW:mlw

Preliminary Minutes
Approved at the Full Board Meeting on Tuesday, August 27, 2013



Hilt's Landing

Michigan's Heritage Park

Ground Breaking Ceremony

Join us as we break ground at Hilt's Landing for the construction of Michigan's Heritage Park. We will outline our development plans for this 20 acre woodland park. Guests will have an opportunity to walk along a gentle trail, meet interpreters in period dress, and gain a sense of what's to come when we open the park in 2015.

Wednesday, **August 28** from 4 to 6 pm

Hilt's Landing is located in northern Muskegon County just off US 31.

Take US 31 exit 128 east to Durham Road, the first road on the left near the Comfort Inn. Parking will be available on the park grounds. This is an outdoor event; please wear comfortable shoes.

Call **231.722.0278** if you have questions or need more information.

Join us for history in the making...

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board Meeting

August 27, 2013

4:00 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: None

Also Present: County Administrator Bonnie B. Hammersley,
 Corporate Counsel Susan Franklin,
 Chief Deputy County Clerk Marcia L. Wilkes

2013-318 **APPROVAL OF THE AGENDA**

Moved by Derezinski, seconded by Cross, to approve the agenda as presented.

Voice vote.

Motion Carried

2013-319 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, AUGUST 13, 2013**

Moved by Wilkins, seconded by Cross, to approve the Full Board Minutes of Tuesday, August 13, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT (on an agenda item)

Joshua EldenBrady addressed the Muskegon County Board of Commissioners regarding reforming the Public Defender System. He is in full support of the changes and was disheartened to see the Muskegon County Bar Association's response.

COMMUNICATIONS

- A. Alger County Board of Commissioners: Resolution No. 2013-11 in Opposition of HB 4785.
- B. Chippewa County Board of Commissioners: Resolution No. 13-14 Requesting Full Funding of Revenue Sharing
- C. County of Cheboygan Board of Commissioners: Resolution No. 13-16 Requesting Full Funding of Revenue Sharing
- D. Huron County Board of Commissioners: Resolution in Support of SB 395
- E. Oceana County Board of Commissioners: Resolution Urging the State of Michigan to Participate in the Passage of the Healthy Michigan Plan (Medicaid Expansion)

Chairman Mahoney stated that the above communications were for the Commissioners' information.

COMMITTEE/BOARD REPORTS

2013-320 **AUTHORIZE BOARD CHAIR TO SIGN THE AMENDMENT TO THE GROUND LEASE FOR CAMPING BETWEEN THE COUNTY OF MUSKEGON AND AMERICAN BIKERS AIMING TOWARD EDUCATION, REGION V OF THE STATE OF MICHIGAN**

CD/SP13/08 - 11 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to authorize Board Chair to sign the Amendment to the Ground Lease for Camping Between the County of Muskegon and American Bikers Aiming Toward Education, Region V of the State of Michigan.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-321 **APPROVE THE EXTENSION OF CONTRACT WITH LUNAR COW DESIGN FOR 2014 AND 2015 VISITORS GUIDES**

CD/SP13/08 – 12 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to approve the extension of contract with Lunar Cow Design for 2014 and 2015 Visitors Guides.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-322 **APPROVE A MICHIGAN AIR SERVICE PROGRAM GRANT CONTRACT, PROVIDING \$80,000 OF STATE FUNDS TO REHABILITATE AND MODIFY THE AIRPORT'S DE-ICE TRUCK AND DESIGN/BUILD A RESTROOM BEYOND THE SECURITY SCREENING CHECKPOINT, WITH THE LOCAL MATCH OF \$8,889 IDENTIFIED IN THE AIRPORT'S FY2013 REVISED BUDGET SUBMITTAL**

TR13/08-26 The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve a Michigan Air Service Program Grant Contract, providing \$80,000 of State funds to rehabilitate and modify the Airport's de-ice truck and design/build a restroom beyond the security screening checkpoint, with the local match of \$8,889 identified in the Airport's FY2013 revised budget submittal.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-323 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$15,895,042.52 COVERING THE PERIOD OF JULY 25, 2013 THROUGH AUGUST 12, 2013 AS PRESENTED BY THE COUNTY CLERK.**

WM13/08 – 83The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve payment of the accounts payable of \$15,895,042.52 covering the period of July 25, 2013 through August 12, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-324 **APPOINT MR. FRED JOHNSON TO THE PUBLIC DEFENDER DEPARTMENT DIRECTOR POSITION EFFECTIVE SEPTEMBER 9, 2013, WITH THE STARTING ANNUAL SALARY AT STEP 1, \$85,550**

WM13/08 – 84The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to appoint Mr. Fred Johnson to the Public Defender Department Director position effective September 9, 2013, with the starting annual salary at Step 1, \$85,550.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-325

AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE NOTICE OF INTENT TO ENTER INTO THE SUB-RECIPIENT AGREEMENT AND PARTICIPATE IN A REGIONAL MODEL FOR THE USE OF THE REVOLVING LOAN FUNDS; TO ADOPT THE RESOLUTION OF THE COUNTY BOARD OF COMMISSIONERS AUTHORIZING THE CHAIRMAN OF THE COUNTY BOARD TO EXECUTE SEVERAL AGREEMENTS, ACT AS THE CERTIFYING OFFICER FOR THE ENVIRONMENTAL REVIEW FOR COUNTY OF MUSKEGON PROJECTS AND SIT AS MEMBER OF THE REGIONAL REVOLVING LOAN FUND ADVISORY COMMITTEE AND TO AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE SUB-RECIPIENT AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND THE CAPITAL FUND SERVICES, INC.

WM13/08 – 85The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to sign the Notice of Intent to enter into the Sub-Recipient Agreement and participate in a regional model for the use of the revolving loan funds; to adopt the Resolution of the County Board of Commissioners authorizing the Chairman of the County Board to execute several agreements, act as the certifying officer for the environmental review for County of Muskegon projects and sit as member of the Regional Revolving Loan Fund Advisory Committee and to authorize the Chairman of the County Board of Commissioners to sign the Sub-Recipient Agreement between the County of Muskegon and the Capital Fund Services, Inc.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-326 **AUTHORIZE STAFF TO APPLY FOR CDBG FUNDS IN THE AMOUNT OF \$300,000 WITH NO MATCH AND HOLD A PUBLIC HEARING ON SEPTEMBER 10, 2013; FURTHER AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE FAIR HOUSING RESOLUTION AND ACT AS THE CERTIFYING OFFICER FOR THE COUNTY OF MUSKEGON**

WM13/08 – 86The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize staff to apply for CDBG funds in the amount of \$300,000 with no match and hold a public hearing on September 10, 2013; further authorize the Chairman of the County Board of Commissioners to sign the Fair Housing Resolution and act as the Certifying Officer for the County of Muskegon.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-327 **AUTHORIZE STAFF TO SEEK REQUESTS FOR PROPOSALS FOR TREATMENT SERVICES FOR SOBRIETY COURT**

WM13/08 – 87The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize staff to seek Requests for Proposals for treatment services for Sobriety Court.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-328 **APPROVE THE SHERIFF'S OFFICE TO APPLY FOR THE FISCAL YEAR 2014 SECONDARY ROAD PATROL GRANT FROM THE OFFICE OF HIGHWAY SAFETY PLANNING**

WM13/08 – 88The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the Sheriff's Office to apply for the fiscal year 2014 Secondary Road Patrol grant from the Office of Highway Safety Planning.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-329 **APPROVE A CONTRACT WITH THE CITY OF MUSKEGON FOR THE MUSKEGON COUNTY HUMAN RESOURCES DEPARTMENT TO PROVIDE THE HUMAN RESOURCES FUNCTION FOR THE CITY OF MUSKEGON IN THE AMOUNT OF \$75,000 FOR A PERIOD OF ONE (1) YEAR AND AUTHORIZE THE BOARD CHAIR AND COUNTY CLERK TO SIGN THE CONTRACT**

WM13/08 – 89The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve a contract with the City of Muskegon for the Muskegon County Human Resources Department to provide the Human Resources function for the City of Muskegon in the amount of \$75,000 for a period of one (1) year and authorize the Board Chair and County Clerk to sign the contract.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-330 **APPOINT DEBORAH GROENEVELD AS EMPLOYER DELEGATE AND KRISTEN WADE AS EMPLOYER ALTERNATE TO THE 2013 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**

WM13/08 – 90The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to appoint Deborah Groeneveld as employer delegate and Kristen Wade as employer alternate to the 2013 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

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-331 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN A CONTRACT EXTENSION WITH DETECT P.I. RECOVERY, LLC AT A FLAT FEE OF \$30.00 FOR REVIEW OF DISCOVERY AND AN HOURLY RATE OF \$45.00 PER HOUR AND MILEAGE REIMBURSEMENT AT \$.55.5 PER MILE AND PRE-APPROVED OVERNIGHT OR OUT OF STATE COSTS FOR THE PERIOD OF OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013 PENDING MONTHLY REVIEW OF EXPENDITURES**

WM13/08 – 91The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to sign a contract extension with Detect P.I. Recovery, LLC at a flat fee of \$30.00 for review of discovery and an hourly rate of \$45.00 per hour and mileage reimbursement at \$.55.5 per mile and pre-approved overnight or out of state costs for the period of October 1, 2013 through December 31, 2013 pending monthly review of expenditures.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-332 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE SECOND AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH THE LAKESHORE COORDINATING COUNCIL**

WM13/08 – 92The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to sign the Second Amendment to the Memorandum of Understanding with the Lakeshore Coordinating Council.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-333 **AUTHORIZE THE CIRCUIT COURT TO ENTER INTO CONTRACTS WITH THE FOLLOWING ATTORNEYS: CHRIS WILSON ASSIGNED FULL TIME TO JUDGE MARIETTI - \$32,500; FRED LESICA ASSIGNED FULL TIME TO JUDGE HICKS - \$32,500; JOSEPH FISHER HALF TIME TO JUDGE MARIETTI AND JUDGE HICKS - \$16,250; JOSEPH FISHER PART TIME TO HANDLE PRELIMINARY HEARINGS - \$11,250; FREDERIC F. BALGOOYEN TO HANDLE CONFLICTS - \$11,814; GARY VEURINK PART TIME FAMILY DIVISION - \$11,875; EDNA CASS PART TIME FAMILY DIVISION - \$11,875; CHAD CATALINO PART TIME FAMILY DIVISION - \$11,875; MICHAEL WALSH PART TIME FAMILY DIVISION - \$11,875; DAVID KORTERING PART TIME FAMILY DIVISION - \$11,875; STEPHEN CORWIN PART TIME FAMILY DIVISION - \$11,875; DAVID WILLIAMS PART TIME FAMILY DIVISION - \$11,875; MANDA MITTEER PART TIME FAMILY DIVISION - \$11,875; BRENDA SPRADER PART TIME FAMILY DIVISION CONFLICTS - \$8,000; THE CONTRACTS SHALL BE EFFECTIVE OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013**

WM13/08 – 93The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Circuit Court to enter into contracts with the following attorneys: Chris Wilson assigned full time to Judge Marietti - \$32,500; Fred Lesica assigned full time to Judge Hicks - \$32,500; Joseph Fisher half time to Judge Marietti and Judge Hicks - \$16,250; Joseph Fisher part time to handle preliminary hearings - \$11,250; Frederic F. Balgooyen to handle conflicts - \$11,814; Gary Veurink part time Family Division - \$11,875; Edna Cass part time Family Division - \$11,875; Chad Catalino part time Family Division - \$11,875; Michael Walsh part time Family Division - \$11,875; David Kortering part time Family Division - \$11,875; Stephen Corwin part time Family Division - \$11,875; David Williams part time Family Division - \$11,875; Manda Mitteer part time Family Division - \$11,875; Brenda Sprader part time Family Division conflicts - \$8,000; the contracts shall be effective October 1, 2013 through December 31, 2013.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-334 **AUTHORIZE THE DISTRICT COURT, THROUGH ITS CHIEF JUDGE, HONORABLE MARIA LADAS HOOPES, TO ENTER INTO A THREE MONTH CONTRACT WITH THE FIVE ATTORNEYS TO BE DESIGNATED AS PUBLIC DEFENDERS EFFECTIVE OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013 AS FOLLOWS: JAMES MAREK - \$11,875; BRIAN HOSTICKA - \$11,875; MARY FARRELL - \$11,875; ANGELLA DOREMIRE - \$11,875 AND JOSEPH FISHER - \$5,375**

WM13/08 – 94The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the District Court, through its Chief Judge, Honorable Maria Ladas Hoopes, to enter into a three month contract with the five attorneys to be designated as public defenders effective October 1, 2013 through December 31, 2013 as follows: James Marek - \$11,875; Brian Hosticka - \$11,875; Mary Farrell - \$11,875; Angella Doremire - \$11,875 and Joseph Fisher - \$5,375.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

CHAIRMAN'S REPORT

Commissioner Mahoney stated that the Convention and Visitors Bureau indicate that the accommodations in June for White Lake were up 5% and Muskegon was up 7%.

Chairman Mahoney included Letters of Support regarding the Muskegon Public Defender System to all Commissioners.

Chairman Mahoney shared that the Alloy Resources Corporation Open House was today, August 27, 2013, from 3:00 p.m. to 5:30 p.m., at 2281 Port City Boulevard.

Commissioner Hughes stated that she had attended the Alloy Resources Corporation Open House. She was impressed with the processes being utilized by Alloy.

Chairman Mahoney announced that the Hilts Landing Groundbreaking is scheduled for Wednesday, August 28, 2013, from 4:00 p.m. until 6:00 p.m.

Additionally, Chairman Mahoney informed the Commissioners and the public that the Rotary Park Groundbreaking will be held on Thursday, October 3, 2013 at 1:45 p.m.

LIAISON REPORTS

Commissioner Wilkins said she attended the SMART meeting in Berrien County on August 7, 2013. The MAC representative was there and provided an update on HB 4714. She informed the Commissioners that the bill has been amended and transportation funding has been set aside. The vote will be taken the last week of August.

Commissioner Wilkins also stated Muskegon County Airport had improved passenger activity for the month of July. She said that we had a total of 4009 passengers, which was up about 8% over last year.

Commissioner Engle felt it worthwhile to mention that there are two groundbreaking. He stated that this is something which we have not seen for quite awhile.

Commissioner Hughes announced that the Wastewater site will be holding a National Rocket Launch event next Memorial Day. She stated that there are very few places which can accommodate a National Rocket Launch event and we are very fortunate in Muskegon County to have such a location.

Commissioner Sabo shared that the Michigan Association of Professional Santas were recently in town, with their Mrs. Santas, and dressed in their summer "santa" suits. Commissioner Sabo hosted a cook-out at his home for the Santas. They enjoyed their tour of Muskegon and plan to return next year.

Commissioner Scolnik stated that he recently attended the Pyrotechnics Guild in Pennsylvania. Due to the large open space needed for this event, Commissioner Scolnik was unable to bring this event to the Muskegon area.

ADMINISTRATOR'S REPORT

The Administrator has nothing to report at this time.

OLD BUSINESS

None.

NEW BUSINESS

Commissioner Cross stated that he recently saw former Commissioner Collins. Mr. Collins stated that the grounds around South Campus are looking phenomenal!

Commissioner Nash commended the Board for its unanimous vote for the Public Defender System. He stated that it was a huge milestone and a major change for the community.

PUBLIC COMMENT (on a new topic)

Rachel Star and M. Suzanne Kowalski both addressed the Board regarding the Meinert "Pines" Park. They stated that problems include: no cell phone service; no emergency phone; things are broken and not being fixed; the managers are rude to campers; the managers are not reachable even in middle of the night for emergencies. They feel that they are paying more and receiving less service.

Commissioner Scolnik has also heard complaints regarding the park's supervision. Commissioner Scolnik felt that the concerns stated by Ms. Star and Ms. Kowalski are genuine concerns and that something needs to be done. Mr. Scolnik stated that the customer service appears to be poor.

Chairman Mahoney informed Ms. Star and Ms. Kowalski that their complaints have not fallen on deaf ears and that the Board will be making some changes.

Chairman Mahoney recognized in the audience Egelston Township Supervisor John Holter and Treasurer Deb Ackerman.

ADJOURN

2013-335

MOVED BY NASH, SECONDED BY SABO, TO ADJOURN.

Voice vote.

Motion Carried

Meeting adjourned at 4:43 p.m.

Marcia L. Wilkes
Chief Deputy County Clerk

mlw

***Preliminary Minutes
To be approved at the Full Board Meeting on Tuesday, September 10, 2013***

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board Meeting

September 10, 2013
4:00 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: None

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

2013-336 **APPROVAL OF THE 2nd REVISED AGENDA**

Moved by Nash, seconded by Hughes, to approve the 2nd revised agenda as presented.

Voice vote.

Motion Carried

2013-337 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, AUGUST 27, 2013**

Moved by Derezinski, seconded by Wilkins, to approve the Full Board Minutes of Tuesday, August 27, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT (on an agenda item)

There was no public comment on an agenda item.

PUBLIC HEARING

2013-338 **OPEN THE PUBLIC HEARING REGARDING APPLICATION FOR CDBG FUNDS AND CLOSURE OF CDBG BLOCK GRANT MSC-2011-0787-HOA**

Moved by Nash, seconded by Cross, to open the Public Hearing regarding Application for CDBG Funds and Closure of CDBG Block Grant MSC-2011-0787-HOA

Voice vote.

Motion Carried

There were no comments made.

2013-339 **CLOSE THE PUBLIC HEARING REGARDING APPLICATION FOR CDBG FUNDS AND CLOSURE OF CDBG BLOCK GRANT MSC-2011-0787-HOA**

Moved by Nash, seconded by Wilkins, to close the Public Hearing regarding Application for CDBG Funds and Closure of CDBG Block Grant MSC-2011-0787-HOA.

Voice vote.

Motion Carried

COMMUNICATIONS

There were no communication items to come before the Board

PRESENTATION - PRESENTATION BY LARRY GOLBERG, GMB ARCHITECTURE AND ENGINEERING RE: MUSKEGON COUNTY JAIL AND MUSKEGON COUNTY JUVENILE TRANSITION CENTER

Larry Goldberg, GMB Architecture and Engineering, presented information about the current proposed plan for the Muskegon County Jail and Muskegon County Juvenile Transition Center.

Discussion ensued.

COMMITTEE/BOARD REPORTS

Commissioner Cross, Chairman of the Courts and Public Safety Committee, reported that there were no action items before the Committee meeting of September 3, 2013.

2013-340 **AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH FOR MANAGED MENTAL HEALTH SUPPORTS AND SERVICES, EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014**

HS13/09-52

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the Community Mental Health Executive Director to sign the contract with the Michigan Department of Community Health for Managed Mental Health Supports and Services, effective October 1, 2013 through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None **Motion Carried**

2013-341 **AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH FOR THE CHANGES TO THE CONTRACT BETWEEN MDCH AND THE MICHIGAN PREPAID INPATIENT HEALTH PLANS FOR MEDICAID SPECIALTY SERVICES, EFFECTIVE OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013**

HS13/09-53

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the Community Mental Health Executive Director to sign the contract with the Michigan Department of Community Health for the changes to the contract between MDCH and the Michigan Prepaid Inpatient Health Plans for Medicaid Specialty Services, effective October 1, 2013 through December 31, 2013.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None **Motion Carried**

2013-342 **AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH FOR THE CHANGES TO THE CONTRACT BETWEEN MDCH AND THE MICHIGAN ADULT BENEFITS WAIVER SECTION 1115 DEMONSTRATION PROGRAM, EFFECTIVE OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013**

HS13/09-54

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize the Community Mental Health Executive Director to sign the contract with the Michigan Department of Community Health for the changes to the contract between MDCH and the Michigan Adult Benefits Waiver Section 1115 demonstration program, effective October 1, 2013 through December 31, 2013.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-343 **AUTHORIZE PUBLIC HEALTH - MUSKEGON COUNTY TO REIMBURSE FARMERS PARTICIPATING IN PROJECT FRESH BASED ON THE NUMBER OF COUPONS RECEIVED**

HS13/09-55

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize Public Health - Muskegon County to reimburse farmers participating in Project Fresh based on the number of coupons received.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-344 **AUTHORIZE PUBLIC HEALTH TO ENTER INTO AN AGREEMENT WITH ACCESS HEALTH, INC., IN THE AMOUNT OF \$243,100 PER YEAR, FOR THE DELIVERY OF HEALTH CARE RELATED SERVICES FOR INDIGENT AND LOW-INCOME RESIDENTS OF MUSKEGON COUNTY FOR THE 2012-2013 FISCAL YEAR; FURTHER MOVE TO AUTHORIZE THE BOARD CHAIRMAN AND THE PUBLIC HEALTH DIRECTOR TO SIGN THE ASSOCIATED AGREEMENT**

HS13/09-56

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize Public Health to enter into an agreement with Access Health, Inc., in the amount of \$243,100 per year, for the delivery of health care related services for indigent and low-income residents of Muskegon County for the 2012-2013 fiscal year; further move to authorize the Board Chairman and the Public Health Director to sign the associated agreement.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-345 **AUTHORIZE PUBLIC HEALTH TO UPDATE THE RESTROOMS IN THE PUBLIC HEALTH BUILDING AND REPLACE CARPET IN THE MAIN CORRIDOR AT A COST NOT TO EXCEED \$39,000 USING SURPLUS BUDGET FUNDS WITH NO ADDITIONAL GENERAL FUND ALLOCATION**

HS13/09-57

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize Public Health to update the restrooms in the Public Health building and replace carpet in the main corridor at a cost not to exceed \$39,000 using surplus budget funds with no additional general fund allocation.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-346 **AUTHORIZE PUBLIC HEALTH - MUSKEGON COUNTY TO AMEND ITS FY13 BUDGET (REVENUE AND EXPENDITURES) FROM \$6,074,247 TO \$6,002,870 TO INCLUDE INCREASED COST ALLOCATION, GENERAL PAYOFF ALLOCATIONS AND BUILDING IMPROVEMENTS; AND DECREASES IN SALARIES AND FRINGES, WITH A NET REDUCTION IN GENERAL FUND APPROPRIATION OF \$110,000**

HS13/09-58

The Human Services Committee recommends, moved by Nash, seconded by Hughes, to authorize Public Health - Muskegon County to amend its FY13 budget (revenue and expenditures) from \$6,074,247 to \$6,002,870 to include increased cost allocation, general payoff allocations and building improvements; and decreases in salaries and fringes, with a net reduction in general fund appropriation of \$110,000.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-347 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$6,589,324.72 COVERING THE PERIOD OF AUGUST 13, 2013 THROUGH AUGUST 30, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/09-95

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve payment of the accounts payable of \$6,589,324.72 covering the period of August 13, 2013 through August 30 , 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-348 **ACCEPT THE OFFER FROM PARADIGM JET TO PURCHASE LOT 13 OF 4946 PAUL COURT FOR \$66,000, CONTINGENT ON SITE PLAN AND RELATED PERMITTING APPROVAL, PROPOSED FENCE RIGHTS, AND COUNTY COMPLETING A PROPERTY SURVEY (IF REQUIRED)**

WM13/09-96

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to accept the offer from Paradigm Jet to purchase lot 13 of 4946 Paul Court for \$66,000, contingent on site plan and related permitting approval, proposed fence rights, and County completing a property survey (if required).

Chairman Mahoney inquired about the fence rights on this project. Heath Kaplan, Director Finance & Management Services, responded that discussion with Marty Piette, A.A.E. Muskegon Airport Manager, indicated that this will not cause any problem.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-349 **ACCEPT THE PROPOSAL FROM COMPLETE LAWN CARE FOR A COST NOT TO EXCEED \$480 PER CUT FOR HERITAGE LANDING AND \$75 PER CUT FOR ROTARY PARK; AND TO INCLUDE HERITAGE LANDING AND ROTARY PARK CLEAN-UP**

WM13/09-97

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to accept the proposal from Complete Lawn Care for a cost not to exceed \$480 per cut for Heritage Landing and \$75 per cut for Rotary Park; and to include Heritage Landing and Rotary Park clean-up.

Discussion followed.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-350 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE PURCHASE AGREEMENT FOR THE PROPERTY LOCATED AT 1365 FRANCIS STREET FOR THE AMOUNT OF \$20,000**

WM13/09-98

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to sign the Purchase Agreement for the property located at 1365 Francis Street for the amount of \$20,000.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None **Motion Carried**

2013-351 **AUTHORIZE THE MUSKEGON COUNTY DEPARTMENT OF VETERANS INFORMATION TENT TO BE LOCATED AT THE CONVENTION AND VISITORS BUREAU DURING FUTURE DOWNTOWN AREA EVENTS WITH COORDINATION TAKING PLACE VIA COUNTY ADMINISTRATION**

WM13/09-99

The Ways and Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Muskegon County Department of Veterans Information Tent to be located at the Convention and Visitors Bureau during future downtown area events with coordination taking place via County Administration.

Commissioner Derezinski noted the wording for this item was not available at the time of the Committee meeting but the motion reflects what was discussed and recommended.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None **Motion Carried**

Commissioner Derezinski thanked Administration Staff for responding to questions that arise at committee and board meetings and getting information needed by Commissioners as quickly as they do.

CHAIRMAN'S REPORT

Chairman Mahoney asked Commissioners to get names to Administration for Friends of the County Park District Representatives. Commissioner Nash asked about the responsibilities for this position, to which the Administrator responded that the responsibilities will be forwarded to Commissioners via email.

Chairman Mahoney noted the annual Constitution Week Proclamation was included in the agenda packet. (See attached Proclamation following minutes.)

Chairman Mahoney noted the Rotary Park Groundbreaking will take place Thursday, October 3rd at 1:45 p.m. (Additional details will be attached to minutes as they become available.)

Chairman Mahoney announced the nominees for the Board of Canvassers Election for terms ending October 31, 2013. The Republican Party Chair, Andrew Fink, nominated: 1. Nancy Wells Fred Bertsch, and Amy Preston. The Democratic Party Chair, Robert Carter, nominated: 1. Douglas Smith, Edward Luttrull, and Carole Carter. Ballots were distributed to Commissioners to vote for not more than one nominee from each political party. Ballots were collected and County Clerk Waters read the votes while Kimberly Grimm, Elections Coordinator, tallied the votes. It was determined that Republican Nancy Wells and Democrat Douglas Smith were elected to serve from November 1, 2013 through October 31, 2017 as Muskegon County Board of Canvasser members.

LIAISON REPORTS

Commissioner Sabo noted he had participated in the Veteran's Memorial Park clean up. He further noted that there is more work to be done and invited all to participate Saturday, September 14th at 9:00 a.m. at the causeway to help.

Commissioner Derezinski further commented that the West Michigan Shoreline Regional Development Commission (WMSRDC) had funds remaining that will be used to provide additional native vegetation to the Veteran's Memorial Park.

Commissioner Nash reported that, with the LCC dissolution they will become a Regional Entity, but legacy costs need to be resolved and he is requesting that the County Administrator and the Human Resources Director work on these issues..

ADMINISTRATOR'S REPORT

2013-352 **ADOPT THE LICENSE AGREEMENT WITH WAVES OF HOPE - MICHIGAN FOR A SIX-DAY LICENSE AGREEMENT WITH THE COUNTY OF MUSKEGON TO USE THE CARPENTER LOT FOR EVENT PARKING FOR THE MICHIGAN IRISH MUSIC FESTIVAL, SEPTEMBER 13 - 15, 2013 AND THE BASSMASTER ELITE SERIES TOYOTA TRUCK ALL-STAR TOURNAMENT SEPTEMBER 27-29, 2013; AUTHORIZE THE COUNTY BOARD CHAIR TO EXECUTE THE AGREEMENT NOTING THE COUNTY OF MUSKEGON WILL REALIZE HALF OF THE GROSS REVENUES COLLECTED FOR THE PARKING CONCESSION**

The Administrator recommends, moved by Cross, seconded by Derezinski, to adopt the License Agreement with Waves of Hope - Michigan for a six-day License Agreement with the County of Muskegon to use the Carpenter Lot for event parking for the Michigan Irish Music Festival, September 13 - 15, 2013 and the Bassmaster Elite Series Toyota Truck All-Star Tournament September 27-29, 2013; authorize the County Board Chair to execute the agreement noting the County of Muskegon will realize half of the gross revenues collected for the parking concession.

Commissioner Scolnik asked about "Waves of Hope". Commissioner Hughes explained that they are similar to Wings of Mercy, but by ferry transport for emergency medical treatment.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-353 **APPROVE RESOLUTION AUTHORIZING DIRECT PLACEMENT OF
GENERAL OBLIGATION LIMITED TAX BONDS NOT TO EXCEED
\$40,000,000, SERIES 2013 AS PRESENTED**

The Administrator recommends, moved by Sabo, seconded by Nash, to Approve Resolution Authorizing Direct Placement of General Obligation Limited Tax Bonds not to exceed \$40,000,000, Series 2013 as presented.

Tom Colis of Miller Canfield and Andre Ayala, First Southwest Vice President and Financial Advisor to Muskegon County, presented information regarding the General Obligation Limited Tax Bond opportunity and the current financial status in the state of Michigan.

Questions were raised by Commissioners during the presentation and answered.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
 Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik,
 Rillastine Wilkins

No: None

Motion Carried

OLD BUSINESS

There was no Old Business to come before the Board.

NEW BUSINESS

2013-354 **CANCEL THE SEPTEMBER 19TH TRANSPORTATION COMMITTEE MEETING
DUE TO LACK OF AGENDA ITEMS**

Moved by Wilkins, seconded by Sabo, to cancel the September 19th Transportation Committee Meeting due to lack of agenda items.

Voice vote.

Motion Carried

Commissioner Derezinski noted he will not be present the week of September 19th so the Ways and Means Committee Meeting will be chaired by Vice Chair Nash.

PUBLIC COMMENT (on a new topic)

Nancy Wells thanked the Board for their support. Ms. Wells noted that being a Canvasser is a learning experience. She further thanked Kimberly Grimm, Elections Coordinator, for her guidance in the canvassing process.

**Muskegon County Board of Commissioners
Full Board Meeting**

**September 10, 2013 202
4:00 p.m.**

Commissioner Nash invited everyone to Bethesda Baptist Church Sunday, September 15th where he and County Clerk Waters will be participating in a forum geared toward youth. County Clerk Waters generously provided wristbands for participants with extras for County Commissioners.

Chairman Mahoney recognized audience members: Egelston Township Supervisor John Holter and Treasurer Deb Ackerman.

ADJOURN

2013-355 **MOVED BY NASH, SECONDED BY WILKINS, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 5:26 p.m.

Nancy A. Waters, County Clerk

NAW/jmp

***Preliminary Minutes
To be approved at the Full Board Meeting on Tuesday, September 24, 2013***

County of Muskegon



PROCLAMATION

Constitution Week in Observance of the
Signing of the United States Constitution
September 17 through September 23, 2013

WHEREAS, September 17, 2013, marks the 226th anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate the occasion; and

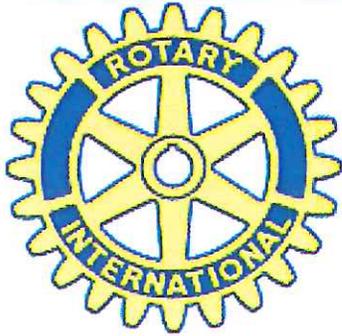
WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through September 23 as Constitution Week;

NOW, THEREFORE, the Muskegon County Board of Commissioners do hereby proclaim the week of September 17 through September 23, as CONSTITUTION WEEK, and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remember that lost rights may never be regained.

Muskegon County Board of Commissioners

DRAFT





The Muskegon County Board of Commissioners

And

The Muskegon Rotary Club

Cordially Invite You

To Attend

The Groundbreaking for Rotary Park

Thursday, October 3, 2013

1:45 PM

At Rotary Park

900 W. Western Avenue

Muskegon, MI 49440



Please park in the YMCA parking lot.

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board

Tuesday, September 24, 2013
4:00 p.m.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioner was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

Also Present: County Administrator Bonnie B. Hammersley
Corporate Counsel Doug Hughes
Chief Deputy County Clerk Marcia L. Wilkes
Secretary to County Clerk Jeanne Pezet

2013-356 **APPROVAL OF THE AGENDA**

Moved by Cross, seconded by Wilkins, to approve the agenda as presented.

Voice vote

Motion Carried

2013-357 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, SEPTEMBER 10, 2013**

Move by Derezinski, seconded by Hughes, to approve the Full Board Minutes of Tuesday, September 10, 2013.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

Eric Stevens, Circuit Court Administrator, addressed the Board apologizing for missing the Ways and Means Committee Meeting where discussion took place regarding the budget and reclassification of job descriptions. Mr. Stevens reported good news that the job description issue has been resolved with a very good meeting with himself, Finance Director Heath Kaplan, and County Clerk Nancy A. Waters.

David Shafer, representing the Muskegon County Bar Association, addressed the Board expressing descent to bringing the Public Defender in house and registered his objection to this plan.

COMMUNICATIONS

The following Communication Items were forwarded to Board Members for information:

- A. Bay County: Resolution #2013-171; In Opposition to HB 4785
- B. Berrien County: Resolution B1309185; In Support of Bill Amendment to MCL § 211.27
- C. Lake County: Resolution #09/11/13 1298; In Support of SB 395

The Community Development/Strategic Planning Committee meeting was held on Thursday, September 19th; there were no action items to report.

2013-358 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$17,097,780.40 COVERING THE PERIOD OF AUGUST 31, 2013 THROUGH SEPTEMBER 13, 2013 AS PRESENTED BY THE COUNTY CLERK.**

WM13/09 – 100

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to approve payment of the accounts payable of \$17,097,780.40 covering the period of August 31, 2013 through September 13, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None

Motion Carried

2013-359 **ADOPT THE RESOLUTION INITIATING PUBLIC ACT 423 FOR THE 2013 FISCAL YEAR AND AUTHORIZE THE BOARD CHAIR TO SIGN IT**

WM13/09 – 101

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to adopt the resolution initiating Public Act 423 for the 2013 fiscal year and authorize the Board Chair to sign it.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-360 **ACCEPT THE FUNDING IN THE AMOUNT OF \$196,100.00 FROM THE GREAT LAKES AREA OF CONCERN ACQUISITION GRANT TO ACQUIRE 26 ACRES OF WILLBRANDT PROPERTY ON THE WEST SIDE OF WITHAM ROAD IN NORTH MUSKEGON AND AUTHORIZE THE COUNTY ADMINISTRATOR TO SIGN THE ELECTRONIC GRANT AGREEMENT**

WM13/09 – 102

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to accept the funding in the amount of \$196,100.00 from the Great Lakes Area of Concern Acquisition Grant to acquire 26 acres of Willbrandt property on the west side of Witham Road in North Muskegon and authorize the County Administrator to sign the electronic grant agreement.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-361 **ACCEPT A \$300,000 GRANT FROM THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY (MSC-2012-0787-HOA) TO REHABILITATE HOMES IN THE NON-ENTITLEMENT COMMUNITIES WITHIN MUSKEGON COUNTY FOR INCOME ELIGIBLE HOMEOWNERS AND TO ALLOW STAFF TO ISSUE REQUESTS FOR PROPOSALS FOR CONTRACTORS AND OTHER VENDORS TO IMPLEMENT THE PROGRAM**

WM13/09 – 103

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to accept a \$300,000 grant from the Michigan State Housing Development Authority (MSC-2012-0787-HOA) to rehabilitate homes in the non-entitlement communities within Muskegon County for income eligible homeowners and to allow staff to issue Requests for Proposals for contractors and other vendors to implement the program.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-362 **STATE OF MICHIGAN PUBLIC ACT 152 OF 2011), THE BOARD OF COMMISSIONERS OF THE COUNTY OF MUSKEGON HEREBY EXTENDS THE COUNTY'S EXEMPTION FROM THE REQUIREMENTS OF SAID ACT FROM AN ADDITIONAL YEAR THROUGH THE END OF FISCAL 2014; AND THAT 15 PERCENT OF THE MEDICAL BENEFIT PLAN'S PREMIUM EQUIVALENT AMOUNT SHALL BE DEDUCTED FROM COMPENSATION DUE TO EACH COVERED EMPLOYEE AND ELECTED PUBLIC OFFICIAL; AND THAT AUTHORIZATION BY THE EMPLOYEE OR ELECTED PUBLIC OFFICIAL FOR THE COUNTY TO MAKE THE DEDUCTION SHALL BE A CONDITION FOR ELIGIBILITY FOR THE MEDICAL BENEFIT PLAN**

WM13/09 – 104

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to, pursuant to Section 8 of the Publicly Funded Health Insurance Contribution Act (State of Michigan Public Act 152 of 2011), the Board of Commissioners of the County of Muskegon hereby extends the County's exemption from the requirements of said act from an additional year through the end of fiscal 2014; and that 15 percent of the medical benefit plan's premium equivalent amount shall be deducted from compensation due to each covered employee and elected public official; and that authorization by the employee or elected public official for the County to make the deduction shall be a condition for eligibility for the medical benefit plan.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-363 **APPROVE RENEWAL OF ASSESSMENT ADMINISTRATION SERVICES PROVIDED BY THE EQUALIZATION DEPARTMENT TO THE CITY OF WHITEHALL AND AUTHORIZE THE CHAIR OF THE COUNTY BOARD OF COMMISSIONERS TO EXECUTE AN AGREEMENT PREPARED BY THE EQUALIZATION DEPARTMENT TO PROVIDE THE SERVICES**

WM13/09 – 105

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to approve renewal of Assessment Administration Services provided by the Equalization Department to the City of Whitehall and authorize the Chair of the County Board of Commissioners to execute an agreement prepared by the Equalization Department to provide the services.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-364 **AMEND THE CURRENT ADOPTED FY2013 BUDGETS AS PRESENTED**
WM13/09 – 106

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to amend the current adopted FY2013 budgets as presented.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-365 **ADOPT THE FY2014 COUNTY OF MUSKEGON APPROPRIATION
ORDINANCE INCLUDING THE BUDGET AMENDMENTS, AND INCLUDING
THE ADOPTION OF THE ASSOCIATED FY2014 POSITION CHANGES,
FY2014 EQUIPMENT ITEMS AND FY2014 CAPITAL PROJECTS, WHICH
COLLECTIVELY REPRESENT THE IMPLEMENTATION OF THE COUNTY OF
MUSKEGON'S FY2014 OPERATING BUDGET**

WM13/09 – 107

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to adopt the FY2014 County of Muskegon Appropriation Ordinance including the Budget Amendments, and including the adoption of the associated FY2014 position changes, FY2014 Equipment Items and FY2014 Capital Projects, which collectively represent the implementation of the County of Muskegon's FY2014 Operating Budget.

Commissioner Sabo noted concerns with the new Public Defender system.

Administrator Hammersley stated she met with Public Defender Director Fred Johnson who assured her that he could fill his staff within the budget provided for him.

Commissioner Hughes noted the Public Defender stated in his interview that he would hire local.

Commissioner Derezinski inquired who will be on the panel for filling the Public Defender's staff. Administrator Hammersley had instructed Mr. Johnson that it is best not to interview alone but he would make the final decision on who to hire.

Commissioner Nash noted County Clerk Waters had left a note to thank Eric Stevens and the Administrator for working on issues and for the opportunity to present her concerns at the Ways and Means Committee Meeting.

Commissioner Hughes thanked Administration for their patience with the many questions from Commissioners working on the budget for the first time.

Commissioner Engle noted every battle plan looks great until the first soldier goes out and so it will be with the budget, we will make adjustments as needed.

Commissioner Wilkins noted County Clerk Waters was happy to resolve the issues and that the problems will be resolved.

Chairman Mahoney noted, although Muskegon County was not included in the ACLU case, Muskegon County was pointed out as one of the worst in the state for Public Defenders.

Roll Call on 2013-365

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-366 **AUTHORIZE FINANCE & MANAGEMENT SERVICES/PURCHASING OFFICE STAFF TO ACCEPT THE HIGHEST AUTHENTICATED BID FOR EACH OF THE TWELVE (12) SURPLUS VEHICLES AND DISTRIBUTE THE PROCEEDS TO THE APPROPRIATE FUNDS**

WM13/09 – 108

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to authorize Finance & Management Services/Purchasing Office staff to accept the highest authenticated bid for each of the twelve (12) surplus vehicles and distribute the proceeds to the appropriate funds.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-367 **APPROVE THE PURCHASE OF 5,000 GAIN SKILL ASSESSMENTS FROM WONDERLIC, INC., IN THE AMOUNT OF \$30,000**

WM13/09 – 109

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to approve the purchase of 5,000 GAIN skill assessments from Wonderlic, Inc., in the amount of \$30,000.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-368 **AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE THE AGREEMENT BETWEEN THE MUSKEGON COMMUNITY HEALTH PROJECT AND THE COUNTY OF MUSKEGON IN THE AMOUNT OF \$31,200 FROM OCTOBER 1, 2013 THROUGH JUNE 30, 2014 FOR COMMUNITY HEALTH WORKER SERVICES; AND AUTHORIZE PUBLIC HEALTH TO ADD AND RECRUIT A NEW PUBLIC HEALTH TECHNICIAN POSITION TO PERFORM THE RELATED CONTRACT DUTIES, WITH NO INCREASE IN THE GENERAL FUND ALLOCATION**

WM13/09 – 110

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to authorize the Board Chairman to execute the agreement between the Muskegon Community Health Project and the County of Muskegon in the amount of \$31,200 from October 1, 2013 through June 30, 2014 for community health worker services; and authorize Public Health to add and recruit a new Public Health Technician position to perform the related contract duties, with no increase in the general fund allocation.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

2013-369 **AWARD RFP13-2090 TO INFORMATION SYSTEMS INTELLIGENCE (ISI) FOR A PERIOD NOT TO EXCEED FIVE (5) YEARS (OCTOBER 1, 2013 – SEPTEMBER 30, 2018) AND A COST NOT TO EXCEED \$66,000 PER MONTH, WITH A 1% ANNUAL MODIFIER AT THE ANNIVERSARY OF THE AGREEMENT; IN ADDITION, AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE THE AGREEMENT**

WM13/09 – 111

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to award RFP13-2090 to Information Systems Intelligence (ISI) for a period not to exceed five (5) years (October 1, 2013 – September 30, 2018) and a cost not to exceed \$66,000 per month, with a 1% annual modifier at the anniversary of the agreement; in addition, authorize the Board Chairman to execute the agreement.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

No: None Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney reminded Commissioner to forward names for Friends of the County Park District Representatives to himself or Lisa Chalko.

Chairman Mahoney and Administrator Hammersley noted the County of Muskegon's Sustainability Plan & Sustainability Graphic (Located on the Intranet/Board of Commissioners) meets the requirement for the County's Grant.

Chairman Mahoney invited everyone to the Rotary Park Groundbreaking at 900 W. Western, Muskegon; on Thursday, October 3rd at 1:45 p.m.

2013-370 **APPOINT CARL OCCHIPINTI, TO THE WORKFORCE DEVELOPMENT BOARD MICHIGAN REHABILITATION SERVICES; TERM THROUGH 12/31/14**

The Chairman recommends, moved by Derezinski, seconded by Sabo, to appoint Carl Occhipinti, to the Workforce Development Board Michigan Rehabilitation Services; term through 12/31/14.

Voice vote.

Motion Carried

Chairman Mahoney reminded everyone that the October 17, 2013 Community Development/Strategic Planning Committee and Transportation Committee meetings are being held at Montague Township Hall, 8915 Whitbeck Road, Montague at 4 p.m.

Chairman Mahoney invited Commissioners to the Michigan Township Association's Muskegon Township meeting on Monday, September 30th at Cedar Creek Township Hall at 7 p.m.

Chairman Mahoney noted BassMasters is setting up and invited everyone to participate.

Chairman Mahoney also noted that the Accommodations Tax Advisory Committee met and is working on making adjustments to the Accommodations Tax.

Commissioner Sabo reported that the Veterans and Muskegon Lions are busy with Veterans Causeway Park and always need volunteers. They will continue to work every Saturday starting at 9 a.m. until the weather turns too bad. He also noted that the work release or trustee workers from the jail have been doing a great job.

Commissioner Derezinski agreed that the work release or trustee workers from the jail are very hard workers. He addressed Public Works Director John Warner regarding moving the cannons located at the park across the bridge for renovation. Mr. Warner said he would check to see if the bridge would support the weight of the cannons.

Commissioner Nash asked if the appointees to the Friends of the County Park District Representatives may be invited to the Full Board Meeting when the Board approves their appointments. Administrator Hammersley noted an invitation will go out to those being appointed.

Commissioner Hughes reported that the West Michigan Shoreline Development Commission (WMSRDC) met at the new City of Muskegon DPW. One issue discussed was a conflict with State Police and Homeland Security Training.

ADMINISTRATOR'S REPORT

Administrator Hammersley noted she had nothing to report at this time.

OLD BUSINESS

Commissioner Nash inquired about information for employment issues. Administrator Hammersley noted Mary Villanueva will forward a report to Commissioners.

Commissioner Sabo asked how the recycling initiative is coming along. Sarah Damm, Sustainability Coordinator, addressed the Board noting October 1 will be the full roll-out of the program and surveys will be going out to departments regarding the initial phase. Ms. Damm will also be auditing from time to time.

NEW BUSINESS

Commissioner Wilkins reported a complaint from a citizen about how difficult it is to get to Heritage Landing before and after events are taking place at this venue. This citizen may appear before the Board regarding this issue.

PUBLIC COMMENT (on a new topic)

Mr. Harold Whaley addressed the Board regarding the West Michigan Lake Hawks ABA Basketball Team. The team will have a 30 game season with half being home games. The venue has yet to be determined.

2013-371 **PREPARE A RESOLUTION OF SUPPORT FOR THE WEST MICHIGAN LAKE HAWKS ABA BASKETBALL TEAM**

Moved by Cross, seconded by Hughes, to prepare a resolution of support for the West Michigan Lake Hawks ABA Basketball Team.

Voice vote.

Motion Carried

Dr.Zawdie Abiade addressed the Board expressing appreciation for their efforts to communication and resolve issues and working so well together.

Chairman Mahoney recognized audience members, Don Studaven, Blue Lake Township Trustee, and Dr.Zawdie Abiade City of Muskegon Mayoral Candidate.

ADJOURN

2013-372 **MOVED BY NASH, SECONDED BY CROSS, TO ADJOURN**

Voice vote.

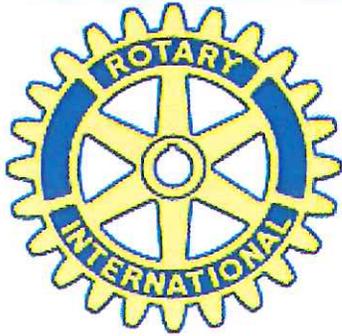
Motion Carried

Meeting adjourned at 4:43 p.m.

Marcia L. Wilkes, Chief Deputy County Clerk

jmp

Preliminary Minutes
to be approved at the Full Board Meeting on Tuesday, October 8, 2013



The Muskegon County Board of Commissioners

And

The Muskegon Rotary Club

Cordially Invite You

To Attend

The Groundbreaking for Rotary Park

Thursday, October 3, 2013

1:45 PM

At Rotary Park

900 W. Western Avenue

Muskegon, MI 49440



Please park in the YMCA parking lot.

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board

Tuesday, October 8, 2013
4:00 p.m.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation, praying for David Fisher, Muskegon County Drain Commissioner's family following his death. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Terry Sabo, Rillastine Wilkins

Excused: Robert Scolnik

Also Present: County Administrator Bonnie B. Hammersley
Corporate Counsel Doug Hughes
County Clerk Nancy A. Waters
Chief Deputy County Clerk Marcia L. Wilkes

2013-373 **APPROVAL OF THE AGENDA**

Moved by Commissioner Cross, seconded by Commissioner Hughes, to approve the agenda as amended, with removal of item B under Presentations.

Voice vote

Motion Carried

2013-374 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, SEPTEMBER 24, 2013**

Move by Commissioner Derezinski, seconded by Commissioner Wilkins, to approve the Full Board Minutes of Tuesday, September 24, 2013.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

None

COMMUNICATIONS

There were no new communications.

PRESENTATION

Chairman Mahoney presented the West Michigan Lake Hawks (American Basketball Association) with a Resolution from the Board. Accepting the Resolution for the Lake Hawks were: Sheronda Williams, Jeffery Burris, Larry Lessett, Ronald Jenkins, Harold Whaley, Walter Love, and Lee Gilbert.

The Lake Hawks will play their first game on Saturday, November 9, 2013 against the Pontiac Firebirds at Muskegon Catholic. Tickets will be \$10.00 at the door. For more information on the Lake Hawks please visit www.lakehawksbasketball.com.

2013-375

AUTHORIZE THE RECLASSIFICATION OF ONE (1) FAMILY COURT SUPERVISOR TO ONE (1) FAMILY COURT COUNSELOR; AND AUTHORIZE A CHANGE IN PAY GRADE FOR THE MUSKEGON COUNTY FAMILY COURT COUNSELORS (3) FROM NX200 TO NX240 TO MORE ACCURATELY REFLECT THEIR CURRENT DUTIES.

CPS13/10 – 31 The Courts and Public Safety Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to authorize the reclassification of one (1) Family Court Supervisor to one (1) Family Court Counselor; and authorize a change in pay grade for the Muskegon County Family Court Counselors (3) from NX200 to NX240 to more accurately reflect their current duties.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-376 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR AND THE MUSKEGON COUNTY BOARD CHAIR TO SIGN THE AGREEMENT WITH THE CHILD ABUSE COUNCIL, CHILDREN’S ADVOCACY CENTER, TO PROVIDE SERVICES TO THE CIRCUIT COURT – FAMILY DIVISION BY PROVIDING ASSISTANCE TO CHILD VICTIMS OF CRIMINAL ACTIONS AND NEGLECT AND ABUSE CASES INVOLVING THE COURT SYSTEM, EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014**

CPS13/10 – 32 The Courts and Public Safety Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to authorize the Circuit Court Administrator and the Muskegon County Board Chair to sign the Agreement with the Child Abuse Council, Children’s Advocacy Center, to provide services to the Circuit Court – Family Division by providing assistance to child victims of criminal actions and neglect and abuse cases involving the court system, effective October 1, 2013 through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-377 **AWARD CONTRACTS WITH WEST MICHIGAN THERAPY IN THE AMOUNT OF \$71,820.00 FOR THE TREATMENT OF 35 SOBRIETY COURT PARTICIPANTS AND TRINITY HEALTH CORPORATION D/B/A MERCY HEALTH LIFE COUNSELING IN THE AMOUNT OF \$71,820.00 FOR THE TREATMENT OF 35 SOBRIETY COURT PARTICIPANTS AND AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE GRANT AGREEMENT AND THE CONTRACTS WITH THE TREATMENT PROVIDERS AND SURVEILLANCE OFFICERS.**

CPS13/10 – 33 The Courts and Public Safety Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to award contracts with West Michigan Therapy in the amount of \$71,820.00 for the treatment of 35 Sobriety Court participants and Trinity Health Corporation d/b/a Mercy Health Life Counseling in the amount of \$71,820.00 for the treatment of 35 Sobriety Court participants and authorize the Chairman of the County Board of Commissioners to sign the grant agreement and the contracts with the treatment providers and surveillance officers.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-378 **AUTHORIZE THE MUSKEGON COUNTY BOARD OF COMMISSIONERS CHAIR TO SIGN A 90 DAY EXTENSION AGREEMENT WITH MUSKEGON FAMILY CARE, THROUGH DECEMBER 31, 2013, FOR MEDICAL SERVICES PROVIDED AT THE JUVENILE TRANSITION CENTER, AT NO INCREASE IN RATE OF \$2,000 PER MONTH DURING THIS PERIOD**

CPS13/10 – 34 The Courts and Public Safety Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to authorize the Muskegon County Board of Commissioners Chair to sign a 90 day extension agreement with Muskegon Family Care, through December 31, 2013, for medical services provided at the Juvenile Transition Center, at no increase in rate of \$2,000 per month during this period.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-379 **AUTHORIZE THE PROBATE COURT TO ENTER INTO A CONTRACT WITH LENORE FONSTEIN TO CONTINUE TO PROVIDE IN-HOME INVESTIGATIONS IN ADOPTION AND GUARDIANSHIP CASES ALONG WITH A REPORT AND RECOMMENDATIONS TO THE COURT FOR A CONTRACT AMOUNT OF \$16,000 ANNUALLY WITH AN ADDITIONAL \$5,400 MILEAGE ALLOWANCE; EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014**

CPS13/10 – 35 The Courts and Public Safety Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to authorize the Probate Court to enter into a contract with Lenore Fonstein to continue to provide in-home investigations in adoption and guardianship cases along with a report and recommendations to the Court for a contract amount of \$16,000 annually with an additional \$5,400 mileage allowance; effective October 1, 2013 through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Abstain: Charles Nash

Excused: Robert Scolnik

Motion Carried

2013-380 **TO AUTHORIZE THE PROBATE COURT TO ENTER INTO A CONTRACT WITH VICKI BROGE, WEST MICHIGAN MONEYMINDERS, LLC, TO ASSIST THE COURT IN ANALYZING ANNUAL ACCOUNTINGS AND TO PROVIDE EDUCATIONAL SESSIONS FOR LAY CONSERVATORS FOR A CONTRACT AMOUNT OF \$16,800; EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014.**

CPS13/10 – 36 The Courts and Public Safety Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to authorize the Probate Court to enter into a contract with Vicki Broge, West Michigan Moneycenters, LLC, to assist the court in analyzing annual accountings and to provide educational sessions for lay conservators for a contract amount of \$16,800; effective October 1, 2013 through September 30, 2014

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Abstain: Charles Nash

Excused: Robert Scolnik

Motion Carried

2013-381 **AUTHORIZE THE COUNTY ADMINISTRATOR TO ACCEPT THE GRANT FUNDS THROUGH THE ELECTRONIC GRANT AGREEMENT ACCEPTANCE PROCESS FROM THE HOMELAND SECURITY DEPARTMENT UNDER THE PORT SECURITY GRANT PROGRAM (CFDA 97.056) IN THE AMOUNT OF \$372,165 WITH A 25% COUNTY MATCH OF \$124,055 FOR A TOTAL PROJECT COST OF \$496,220**

CPS13/10 – 37 The Courts and Public Safety Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to authorize the County Administrator to accept the grant funds through the electronic grant agreement acceptance process from the Homeland Security Department under the Port Security Grant Program (CFDA 97.056) in the amount of \$372,165 with a 25% County match of \$124,055 for a total project cost of \$496,220.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-382

AUTHORIZE A RESOLUTION TO REQUEST THAT THE MICHIGAN DEPARTMENT OF TRANSPORTATION REMOVE THE RAILROAD BRIDGE ON US-31 BETWEEN LAKETON AVENUE AND SHERMAN BOULEVARD

CPS13/10 – 38 The Courts and Public Safety Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to authorize a resolution to request that the Michigan Department of Transportation remove the railroad bridge on US-31 between Laketon Avenue and Sherman Boulevard.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-383

AUTHORIZE BROOKHAVEN MCF TO RE-ESTABLISH AN HOURLY COOK, HOURLY KITCHEN HELPER AND HOURLY CUSTODIAN POSITION

HS13/10 – 59 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize Brookhaven MCF to re-establish an hourly cook, hourly kitchen helper and hourly custodian position.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-384

AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN AN AMENDMENT TO CONTINUE THE LEASE AGREEMENT OF THE INDIAN BAY HOME FROM GEORGE DEAN, EFFECTIVE JANUARY 1, 2014 THROUGH DECEMBER 31, 2014, AT A MONTHLY RENT OF \$2,048.36

HS13/10 – 60 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the Community Mental Health Executive Director to sign an amendment to continue the lease agreement of the Indian Bay Home from George Dean, effective January 1, 2014 through December 31, 2014, at a monthly rent of \$2,048.36.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-385

AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN AN AMENDMENT TO CONTINUE THE LEASE AGREEMENT OF THE WHITE LAKE COMMUNITY SKILL BUILDING CENTER FROM GEORGE DEAN, EFFECTIVE JANUARY 1, 2014 THROUGH DECEMBER 31, 2014, AT A MONTHLY RENT OF \$2,094.09

HS13/10 – 61 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the Community Mental Health Executive Director to sign an amendment to continue the lease agreement of the White Lake Community Skill Building Center from George Dean, effective January 1, 2014 through December 31, 2014, at a monthly rent of \$2,094.09.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-386

APPROVE AMENDMENT OF THE CONTRACT WITH HERITAGE HOMES, INC., TO INCLUDE AN ENHANCED CLS RATE OF \$5.37 PER 15-MINUTE UNIT AND AN ENHANCED RESPITE RATE OF \$5.37 PER 15-MINUTE UNIT FOR AN IDENTIFIED CONSUMER, EFFECTIVE SEPTEMBER 22, 2013, THROUGH SEPTEMBER 30, 2014

HS13/10 – 62 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to approve amendment of the contract with Heritage Homes, Inc., to include an Enhanced CLS rate of \$5.37 per 15-minute unit and an Enhanced Respite rate of \$5.37 per 15-minute unit for an identified consumer, effective September 22, 2013, through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-387

AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY DIRECTOR TO SIGN A CONTRACT WITH REVEL, INC., FOR BRAND DEVELOPMENT, STRATEGIES FOR PRINT AND ONLINE COMMUNICATIONS, SOCIAL MEDIA AND E-NEWS GRAPHICS, AND INTERACTIVE WEBSITE DEVELOPMENT, EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014, AT AN AMOUNT NOT TO EXCEED \$35,000.00

HS13/10 – 63 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the Community Mental Health Services of Muskegon County Director to sign a contract with Revel, Inc., for brand development, strategies for print and online communications, social media and E-News graphics, and interactive website development, effective October 1, 2013 through September 30, 2014, at an amount not to exceed \$35,000.00.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-388

TO AFFIRM CONTINUATION OF COMMUNITY MENTAL HEALTH (CMH) AGREEMENTS ARE NON-EXPIRING AND INCLUDE STATE FACILITIES, MEDICAID HEALTH PLANS, INTERAGENCY AGREEMENTS (MOST OF WHICH HAVE NO MONETARY EXCHANGE), COLLEGES/UNIVERSITIES, CMHSP BOARD ACCESS AGREEMENTS (COUNTY OF FINANCIAL RESPONSIBILITY – COFR), SUBSTANCE ABUSE REFERRAL AGREEMENTS, AND NURSING HOME AGREEMENTS. WITH THE EXCEPTION OF THE STATE FACILITIES, THESE AGREEMENTS ARE PRIMARILY FOR COORDINATION AND COLLABORATION OF OUR SERVICES. ALL MAY BE TERMINATED BY WRITTEN NOTIFICATION TO THE OTHER PARTY WITH AN EFFECTIVE DATE OF TERMINATION

HS13/10 – 64 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to affirm continuation of Community Mental Health (CMH) agreements are non-expiring and include State Facilities, Medicaid Health Plans, Interagency Agreements (most of which have no monetary exchange), colleges/universities, CMHSP Board Access Agreements (County of Financial Responsibility – COFR), Substance Abuse Referral Agreements, and Nursing Home Agreements. With the exception of the State Facilities, these agreements are primarily for coordination and collaboration of our services. All may be terminated by written notification to the other party with an effective date of termination

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

Motion Carried

2013-389

ACCEPT THE PROPOSED RATE CHANGES AT COMMUNITY MENTAL HEALTH SERVICES BY THOSE VENDORS/PROVIDERS LISTED IN ATTACHMENT A: FY 2013/2014 PROPOSED VENDOR RATE CHANGES, EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014

HS13/10 – 65 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to accept the proposed rate changes at Community Mental Health Services by those vendors/providers listed in Attachment A: FY 2013/2014 Proposed Vendor Rate Changes, effective October 1, 2013 through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-390 **AUTHORIZE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN A CONTRACT WITH THOSE SERVICE VENDORS/PROVIDERS WHO HAVE SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE PROVISION AT THE CURRENT FISCAL YEAR 2012/2013 RATES FOR THE TIME PERIOD EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014**

HS13/10 – 66 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize Community Mental Health Executive Director to sign a contract with those service vendors/providers who have submitted written agreements to continue service provision at the current Fiscal Year 2012/2013 rates for the time period effective October 1, 2013 through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-391 **APPROVE THE EXTENSION OF FISCAL YEAR 2012/2013 COMMUNITY MENTAL HEALTH VENDOR/PROVIDER CONTRACTS FOR UP TO NINETY (90) DAYS FOR THOSE VENDORS/PROVIDERS WHO HAVE NOT COMPLETED FISCAL YEAR 2013/2014 RATE NEGOTIATIONS OR SUBMITTED THEIR NETWORK RE-APPLICATIONS**

HS13/10 – 67 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to approve the extension of Fiscal Year 2012/2013 Community Mental Health vendor/provider contracts for up to ninety (90) days for those vendors/providers who have not completed Fiscal Year 2013/2014 rate negotiations or submitted their Network Re-applications.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-392

AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN A CONTRACT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH FOR THE FY2014 SERVICES TO ADULTS WITH SERIOUS MENTAL ILLNESS BLOCK GRANT IN THE AMOUNT OF \$140,000.00

HS13/10 – 68 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the Community Mental Health Executive Director to sign a contract with the Michigan Department of Community Health for the FY2014 Services to Adults with Serious Mental Illness Block Grant in the amount of \$140,000.00.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-393

APPROVE PUBLIC HEALTH – MUSKEGON COUNTY’S REQUEST TO ACCEPT SEMHA FUNDS TO SUPPORT IMPLEMENTATION OF PARENT CAFÉS FOR CHILDREN’S SPECIAL HEALTH CARE SERVICES OUTREACH AND FAMILY INVOLVEMENT AND TO ALLOW THEM TO CONTRACT OUT FOR CO-LEADERS AND A PARAPROFESSIONAL TO CONDUCT THE CAFÉS

HS13/10 – 69 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to approve Public Health – Muskegon County’s request to accept SEMHA funds to support implementation of parent cafés for Children’s Special Health Care Services outreach and family involvement and to allow them to contract out for co-leaders and a paraprofessional to conduct the cafés.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-394 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF
\$7,149,614.69 COVERING THE PERIOD OF SEPTEMBER 14, 2013
THROUGH SEPTEMBER 30, 2013 AS PRESENTED BY THE COUNTY
CLERK**

WM13/10 – 112 The Ways & Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to approve payment of the accounts payable of \$7,149,614.69 covering the period of September 14, 2013 through September 30, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
 Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Abstain: Charles Nash

Excused: Robert Scolnik

Motion Carried

2013-395 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF
COMMISSIONERS TO SIGN THE FAIR HOUSING CONTRACT
WITH THE CITIES OF MUSKEGON, NORTON SHORES,
MUSKEGON HEIGHTS AND THE FAIR HOUSING CENTER OF
WEST MICHIGAN FOR FAIR HOUSING SERVICES AND TO
UTILIZE \$6,500 FROM EITHER THE NSP 3 OR CDBG
ADMINISTRATIVE FUNDS FOR THE COUNTY OF
MUSKEGON'S SHARE OF THE CONTRACT COSTS**

WM13/10 – 113 The Ways & Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to authorize the Chairman of the County Board of Commissioners to sign the Fair Housing Contract with the Cities of Muskegon, Norton Shores, Muskegon Heights and the Fair Housing Center of West Michigan for fair housing services and to utilize \$6,500 from either the NSP 3 or CDBG administrative funds for the County of Muskegon's share of the contract costs.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
 Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-396

AWARD OLIVER WYMAN ACTUARIAL CONSULTING A THREE (3) YEAR CONTRACT IN THE AMOUNT OF \$29,970 PER YEAR, TO PROVIDE IBNR ACTUARIAL ANALYSIS OF MUSKEGON COUNTY CLAIMS AND ALLOCATED CLAIMS ADJUSTMENT EXPENSES

WM13/10 – 114 The Ways & Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to award Oliver Wyman Actuarial Consulting a three (3) year contract in the amount of \$29,970 per year, to provide IBNR actuarial analysis of Muskegon County claims and allocated claims adjustment expenses.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

2013-397

AUTHORIZE THE REDEMPTION OF THE WORKERS' COMPENSATION DISABILITY CLAIMS OF LINDA HUNT AND JACQUELINE MARION, BASED ON CORPORATE COUNSEL'S RECOMMENDATION

WM13/10 – 115 The Ways & Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to authorize the redemption of the Workers' Compensation disability claims of Linda Hunt and Jacqueline Marion, based on Corporate Counsel's recommendation.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Robert Scolnik

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney reminded everyone to give the names of their Friend of the County Park District Representatives to him so that the appointments can be made.

2013-398 **CHAIRMAN MAHONEY RECOMMENDS, MOVED BY COMMISSIONER DEREZINSKI, SECONDED BY COMMISSIONER WILKINS THAT THE FOLLOWING ACCOMMODATIONS TAX COMMITTEE APPOINTMENTS BE MADE:**

Franklin Peterson (At-Large Slot) Term: 10/8/13 - 12/31/15
Ketal Patel (Motels/Hotels Slot) Term: 10/8/13 - 12/31/15
Diana Eldred (Motels/Hotels Slot) Term: 10/8/13 - 12/31/15

Voice vote

Motion Carried

2013-399 **CHAIRMAN MAHONEY RECOMMENDS, MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER SABO, THAT DR. DORIS RUCKS BE REAPPOINTED TO THE DEPARTMENT OF HUMAN SERVICES BOARD FOR A TERM OF 11/1/13 TO 10/31/16.**

Voice vote

Motion Carried

Chairman Mahoney stated that the trial period for having Board of Commissioners' Committee/Full Board Meetings begin at 4:00 p.m. was almost done and that it was time to determine a permanent start time.

2013-400 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER CROSS, TO CONTINUE THE MEETING TIME AT 4:00 P.M.**

Discussion was held concerning different start times, including noon, 3:30 p.m. and staying at 4:00 p.m.

Voice vote

Motion Carried

Chairman Mahoney announced that the Thursday, October 17, 2013 at 4:00 p.m. Community Development/Strategic Planning Committee and Transportation Committee meetings will be held at the Montague Township Hall, 89125 Whitbeck Road, Montague, Michigan. Commissioner Derezinski asked to be excused from those meetings.

Chairman Mahoney thanked the Convention and Visitors Bureau staff and Community Development Director Bob Lukens for the success of the Bassmasters Elite Series All-Star Tournament weekend. It will be aired on Sunday, October 13, 2013, on ESPN 2 from 2:00 p.m. until 7:00 p.m.

ADMINISTRATOR'S REPORT

2013-401 **THE ADMINISTRATOR RECOMMENDS, MOVED BY COMMISSIONER CROSS, SECONDED BY COMMISSIONER DEREZINSKI, TO APPROVE THE REVISIONS TO THE MUSKEGON COUNTY BOARD OF COMMISSIONERS' PERSONNEL RULES 1, 2, 3, 4, 5, 15, 18, 19, 20, AND 29, AS WELL AS APPROVAL OF THE REVISIONS TO THE PERSONNEL SYSTEM RESOLUTION.**

Commissioner Nash asked why the committee was switched. Administrator Hammersley stated that the Personnel Rules require that Human Resources reports to the Ways and Means Committee.

Voice vote

Motion Carried

Chairman Mahoney introduced Stephanie Barrett, the Interim Drain Commissioner.

Commissioner Derezinski asked just what the process would be to fill the vacant Drain Commissioner's position.

County Clerk Nancy A. Waters responded that the law provides that the committee consisting of Chief Probate Judge Mullally, Prosecutor D. J. Hilson, and County Clerk Waters will meet for the purpose of selecting a "suitable person" to serve as Drain Commissioner until the primary and general elections are completed in 2014 and the Muskegon County Board of Canvassers has certified the winner. That person will then be sworn in and will serve for the remainder of Mr. Fisher's terms, which is December 31, 2016.

Commissioner Nash reported that the LCC Board will be asking the Commissioners to adopt a recommendation requesting that the current group be terminated and the new organization be adopted.

Commissioner Engle stated that he and County Clerk Nancy A. Waters attend the MSU Extension Public Hearing in Fremont on Monday, October 7, 2013, for the community, farmers, and interested citizens.

OLD BUSINESS

None

NEW BUSINESS

Commissioner Hughes questioned as to whether the Board might want to consider moving Board Meetings to another location during the new jail construction.

Commissioner Nash stated that the 4H Awards Banquet was tonight at Fellowship Reformed Church at 6:00 p.m.

Commissioner Nash stated that there was a financial workshop tomorrow at the Louis McMurray Building from 1:00 p.m. until 4:00 p.m. Frank Cox would be one of the presenters.

Commissioner Derezinski stated that the 4H Program has grown by leaps and bounds and that he is very impressed with the 4H Group.

Commissioner Engle said “they are a hard-working group out there”.

Commissioner Wilkins stated that a lot of people had worked very hard at the Fairgrounds during the United Way Community Day of Caring, including her.

Chairman Mahoney recognized Deb Ackerman, Egelston Township Treasurer, in the audience.

Chairman Nash thanked County Clerk Nancy A. Waters for her part in the Recycle Day.

County Clerk Nancy A. Waters thanked the John Warner Public Works Director, Sara Damm Sustainability Coordinator, and Greg Leverage Solid Waste Supervisor, for their assistance.

PUBLIC COMMENT (on a new topic)

None

ADJOURN

2013-402 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER HUGHES, TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 4:38 p.m.

Nancy A. Waters, County Clerk

NAW:mlw

Preliminary Minutes
to be approved at the Full Board Meeting on Tuesday, October 22, 2013

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board

Tuesday, October 22, 2013
4:00 p.m.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: Charles Nash

Also Present: Corporate Counsel Doug Hughes
 County Clerk Nancy A. Waters
 Secretary to the County Clerk Jeanne Pezet

2013-403 **APPROVAL OF THE AGENDA**

Moved by Commissioner Derezinski, seconded by Commissioner Wilkins, to approve the agenda as amended, adding two names to the Friends of the County Park District Representative Appointments: Amber Peterson for District #2 and Raymond Korstanje for District #7.

Voice vote

Motion Carried

2013-404 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, OCTOBER 8, 2013**

Move by Commissioner Cross, seconded by Commissioner Sabo, to approve the Full Board Minutes of Tuesday, October 8, 2013.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

None

INTRODUCTION

Mr. Franklin "Frank" Peterson, new City of Muskegon Manager, introduced himself to the Board of Commissioners so they will be able to "put a face to the name". Mr. Peterson noted he had a reputation for working well with other community and government leaders in his past position and hopes to continue the same in Muskegon County.

Commissioner Cross thanked Mr. Peterson for believing in Muskegon and for taking a lead roll in the City.

Chairman Mahoney stated he looks forward to working with Mr. Franklin on many projects.

COMMUNICATIONS

2012-405 **RECEIVE AND PLACE ON FILE THE BAY COUNTY RESOLUTION NO. 2013-192: SUPPORT OF HB 4194**

Moved by Commissioner Wilkins, seconded by Commissioner Hughes, to receive and place on file the Bay County Resolution No. 2013-192: Support of HB 4194.

Voice vote.

Motion Carried

COMMITTEE/BOARD REPORTS

Commissioner Scolnik, Chair of the Community Development/Strategic Planning Committee noted he had not attended the October 17th meeting so deferred to Commissioner Cross to present the report.

2013-406 **ADOPT THE PROPOSED AMENDMENTS TO THE COUNTY OF MUSKEGON'S ACCOMMODATIONS TAX ORDINANCE**

CD/SP13/10-13

The Community Development/Strategic Planning Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to adopt the proposed amendments to the County of Muskegon's Accommodations Tax Ordinance.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-407 **APPROVE A RESOLUTION IN SUPPORT OF THE COUNTY OF MUSKEGON
2014 SCRAP TIRE CLEAN-UP GRANT PROPOSAL**

CD/SP13/10-14

The Community Development/Strategic Planning Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to approve a resolution in support of the County of Muskegon 2014 Scrap Tire Clean-Up Grant Proposal.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-408 **APPROVE A MICHIGAN AIR SERVICE PROGRAM GRANT CONTRACT,
PROVIDING \$25,000 OF STATE FUNDS FOR VARIOUS AIRPORT
MARKETING AND PROMOTION PROJECTS, WITH THE LOCAL MATCH OF
\$2,778 IDENTIFIED IN THE AIRPORT'S FY2014 BUDGET SUBMITTAL**

TR13/10-29

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Sabo, to approve a Michigan Air Service Program Grant Contract, providing \$25,000 of State funds for various Airport marketing and promotion projects, with the local match of \$2,778 identified in the Airport's FY2014 budget submittal.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-409 **APPROVE THE AMENDMENTS TO THE AIRPORT ADVISORY COMMITTEE
BYLAWS**

TR13/10-30

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Sabo, to approve the amendments to the Airport Advisory Committee Bylaws.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-410 **APPROVE ALLOWING THE CHAIRMAN TO EXECUTE AN AMENDMENT TO AN EXISTING LEASE AGREEMENT BETWEEN THE COUNTY AND THE TRANSPORTATION SECURITY ADMINISTRATION, EFFECTIVELY ADDING 618 SQUARE FEET OF OFFICE SPACE LOCATED IN THE AIRPORT ADMINISTRATION BUILDING, AT A RATE OF \$17.46/SF/YEAR, OR \$10,790.28/YEAR**

TR13/10-31

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Sabo, to approve allowing the Chairman to execute an Amendment to an existing lease agreement between the County and the Transportation Security Administration, effectively adding 618 square feet of office space located in the Airport Administration Building, at a rate of \$17.46/SF/Year, or \$10,790.28/year.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-411 **APPROVE CONTRACT MODIFICATION NOS. 1 AND 2, IN THE AMOUNT OF \$-74,832.84 AND \$-12,912.90, RESPECTIVELY, TO THE AIRPORT LANDSIDE ROAD AND PARKING LOT REHABILITATION PROJECT (CONTRACT #M61-01-C106), RESULTING IN A FINAL CONSTRUCTION COST OF \$442,184.16, AND REDUCING THE COUNTY'S 5% SHARE FROM \$26,497.00 TO \$22,109.21**

TR13/10-32

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Sabo, to approve Contract Modification Nos. 1 and 2, in the amount of \$-74,832.84 and \$-12,912.90, respectively, to the Airport Landside Road and Parking Lot Rehabilitation project (Contract #M61-01-C106), resulting in a final construction cost of \$442,184.16, and reducing the County's 5% share from \$26,497.00 to \$22,109.21.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-412 **APPROVE AMENDMENT NO. 2 TO THE PREIN & NEWHOF CONTRACT COVERING PROFESSIONAL ENGINEERING, DESIGN, AND CONSTRUCTION MANAGEMENT FEES FOR THE AIRPORT LANDSIDE ACCESS ROAD AND PARKING LOT RECONSTRUCTION PROJECT, IN THE AMOUNT OF \$6,399, WITH THE COUNTY'S 5% SHARE OF THE INCREASE TO BE \$319.95**

TR13/10-33

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Sabo, to approve Amendment No. 2 to the Prein & Newhof contract covering professional engineering, design, and construction management fees for the Airport Landside Access Road and Parking Lot Reconstruction project, in the amount of \$6,399, with the County's 5% share of the increase to be \$319.95.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-413 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$10,014,076.14 COVERING THE PERIOD OF OCTOBER 1, 2013 THROUGH OCTOBER 8, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/10-116

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve payment of the accounts payable of \$10,014,076.14 covering the period of October 1, 2013 through October 8, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-414 **RECLASSIFY FISCAL ANALYST POSITION #X37901 (NX00220) TO SENIOR FISCAL ANALYST (NX00280)**

WM13/10-117

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to reclassify Fiscal Analyst position #X37901 (NX00220) to Senior Fiscal Analyst (NX00280).

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-415 **ACCEPT THE GRANT AWARD FOR THE ESTABLISHMENT OF THE 14TH CIRCUIT COURT SWIFT AND SURE SANCTIONS PROBATION PROGRAM IN THE AMOUNT OF \$368,000, AND AUTHORIZE THE BOARD CHAIRMAN TO SIGN THE SWIFT AND SURE SANCTIONS PROBATION PROGRAM FY 2014 CONTRACT**

WM13/10-118

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to accept the grant award for the establishment of the 14th Circuit Court Swift and Sure Sanctions Probation Program in the amount of \$368,000, and authorize the Board Chairman to sign the Swift and Sure Sanctions Probation Program FY 2014 Contract.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-416 **AWARD THE BUILDING REQUEST FOR PROPOSAL RFP 13-2084 TO FWG ENTERPRISES, LLC**

WM13/10-119

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to award the Building Request for Proposal RFP 13-2084 to FWG Enterprises, LLC.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-417 **EXTEND THE CONTRACT WITH CANTEEN SERVICES FOR A PERIOD OF TWO YEARS TO PROVIDE INMATE COMMISSARY SERVICE AND TO AUTHORIZE THE SHERIFF TO SIGN THIS AGREEMENT EXTENSION**

WM13/10-120

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to extend the contract with Canteen Services for a period of two years to provide inmate commissary service and to authorize the Sheriff to sign this agreement extension.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-418 **EXTEND THE CONTRACT WITH SECURUS TECHNOLOGIES FOR A PERIOD OF TWO YEARS TO PROVIDE INMATE TELEPHONE SERVICE AND TO HAVE THE BOARD CHAIR SIGN THIS CONTRACT EXTENSION**

WM13/10-121

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to extend the contract with Securus Technologies for a period of two years to provide inmate telephone service and to have the Board Chair sign this contract extension.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-419 **ADOPT THE 2013 APPORTIONMENT REPORT AS PREPARED AND SUBMITTED BY THE MUSKEGON COUNTY EQUALIZATION DEPARTMENT**

WM13/10-122

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to adopt the 2013 Apportionment Report as prepared and submitted by the Muskegon County Equalization Department.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

2013-420 **ACCEPT THE BID IN THE AMOUNT OF \$124,000 FROM TRIDONN CONSTRUCTION COMPANY FOR THE COMMUNITY MENTAL HEALTH BRINKS RELOCATION PROJECT**

WM13/10-123

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to accept the bid in the amount of \$124,000 from Tridonn Construction Company for the Community Mental Health Brinks Relocation Project.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2013-421 **APPROVE APPOINTMENTS TO THE FRIENDS OF THE COUNTY PARK DISTRICT REPRESENTATIVES AS RECOMMENDED BY CHAIRMAN MAHONEY**

The Chairman recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to appoint the following Friends of the County Park District Representatives for Terms 10/22/13 through 12/31/2015:

- Kimberly Sims, District #1
- Amber Petersen, District #2
- Jerry Sanders, District #3
- Ken Hulka, District #5
- Pamela Lynk, District #6
- Raymond Korstanje, District #7
- Veronica West, District #8
- Rachel Star, District #9

Voice vote.

Motion Carried

2013-422 **APPOINT ROBERT SPLANE TO THE MUSKEGON/OCEANA WORKFORCE DEVELOPMENT BOARD APPOINTMENT TERM: 10/22/13 – 12/31/14**

The Chairman recommends, moved by Commissioner Cross, seconded by Commissioner Wilkins, to appoint Robert Splane to the Muskegon/Oceana Workforce Development Board Appointment Term: 10/22/13 – 12/31/14

Voice vote.

Motion Carried

Chairman Mahoney reported that, at the ATAC Meeting this morning, additional items will be coming to the Board in the future so be prepared.

Commissioner Derezinski thanked John Warner, Public Works Director, who was able to work with him to get the cannons from Veterans Memorial Park across the causeway bridge and also found a location where the cannons may be stored for the winter and for repairs.

Commissioner Scolnik noted the Fall Clean-up event, promoted at Commission meetings by County Clerk Waters, received several positive comments on his Facebook page prior to the event and many thanks following the event.

County Clerk Waters stated that Sara Damm, Sustainability Coordinator, will be presenting her report to the Board on November 12, 2013, but credit goes to John Warner, Public Works Director. County Clerk Waters also reminded Commissioners that this event will be repeated in April 2014.

Commissioner Hughes had attended the Fall Clean-up event and also reported that it was very successful and citizens were thrilled that the County would offer such an event.

Commission Hughes reported that the Water Policy Board passed an item that will make it much easier for businesses and residents to hook into the water system which will be a great help in attracting new businesses to the area.

ADMINISTRATOR'S REPORT

None.

OLD BUSINESS

None

NEW BUSINESS

2013-423 **APPROVE THE PURCHASE OF 913 PINE STREET FROM ANN M. ALLEN IN AN AMOUNT NOT TO EXCEED \$35,000**

Moved by Derezhinski, seconded by Hughes, to approve the purchase of 913 Pine Street from Ann M. Allen in an amount not to exceed \$35,000.

Roll Call

Yes: Benjamin Cross, James Derezhinski, Marvin Engle, Susie Hughes, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Excused: Charles Nash

Motion Carried

PUBLIC COMMENT (on a new topic)

None

Chairman Mahoney recognized audience members, Dave Kieft, Muskegon Charter Township Supervisor; Deb Ackerman, Egelston Township Treasurer; and Stephanie Barrett, Muskegon County Drain Commissioner.

ADJOURN

2013-424 **MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER HUGHES, TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 4:20 p.m.

Nancy A. Waters, County Clerk

NAW/jmp

Muskegon County Board of Commissioners

A Resolution in Support of the County of Muskegon 2014 Scrap Tire Clean-up Grant Proposal

WHEREAS, scrap tires have a blighting influence and pose a public health hazard from mosquito-transmitted diseases; and

WHEREAS, blight negatively effects property values and the aesthetic quality of our recreation areas; and

WHEREAS, the Michigan Department of Environmental Quality has a Scrap Tire Cleanup Grant Program to address the proper disposal and reuse of strap tires; and

WHEREAS, the County of Muskegon desires to access resources provided by the state in the most efficient manner;

NOW, THEREFORE, BE IT RESOLVED that the County of Muskegon Board of Commissioners supports a grant submittal to the Michigan Department of Environmental Quality's Scrap Tire Cleanup grant; and

FURTHER, BE IT RESOLVED, that County of Muskegon Department of Public Works commits to apply for the grant on behalf of the County of Muskegon.

Moved: Commissioner Cross

Seconded: Commissioner Hughes

Votes:

Ayes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,

Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

Nays: None.

Excused: Charles Nash

Adopted this 22nd day of October, 2013

Attest: _____

Nancy A. Waters, County Clerk



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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board

Tuesday, November 12, 2013
4:00 p.m.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation, followed by a moment of silence for all the Veterans. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Absent: None

Also Present: Administrator Bonnie Hammersley
 County Clerk Nancy A. Waters
 Chief Deputy County Clerk Marcia L. Wilkes
 Corporate Counsel Doug Hughes

2013-425 **APPROVAL OF THE AGENDA**

Chairman Mahoney added item D under the Chairman's report, which will be to prepare a resolution honoring Suzanne McGee, who has been the Montague City Treasurer for 28 years and who will be retiring.

Moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve the agenda, as amended.

Voice vote

Motion Carried

2013-426 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, OCTOBER 22, 2013**

Moved by Commissioner Wilkins, seconded by Commissioner Hughes, to approve the Full Board Minutes of Tuesday, October 22, 2013.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

None

INTRODUCTION

Ms. Brenda M. Moore, Muskegon County Drain Commissioner, introduced herself to the Board. She outlined her credentials for the Board and shared her enthusiasm in getting projects done and working toward the future.

COMMUNICATIONS

None

COMMITTEE/BOARD REPORTS

2013-427 **ACCEPT THE COURT INNOVATION GRANT AWARD TO THE 14TH CIRCUIT COURT IN THE AMOUNT OF \$50,000, AND AUTHORIZE THE BOARD CHAIRMAN TO SIGN THE COURT INNOVATION GRANT FY2014 CONTRACT**

CPS13/11-39 The Courts and Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to accept the Court Innovation Grant award to the 14th Circuit Court in the amount of \$50,000, and authorize the Board Chairman to sign the Court Innovation Grant FY2014 Contract.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-428 **APPROVE THE FY2014 CHILD CARE FUND ANNUAL PLAN AND BUDGET AND AUTHORIZE THE CHAIRMAN OF THE BOARD TO SIGN THE DOCUMENT FOR SUBMISSION TO THE STATE OF MICHIGAN**

CPS13/11-40 The Courts and Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to approve the FY2014 Child Care Fund Annual Plan and Budget and authorize the Chairman of the Board to sign the document for submission to the State of Michigan.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-429 **AUTHORIZE THE SHERIFF'S OFFICE TO APPLY FOR THE 2014 CALENDAR YEAR MARINE SAFETY GRANT FROM THE STATE OF MICHIGAN DEPARTMENT OF NATURAL RESOURCES**

CPS13/11-41 The Courts and Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to authorize the Sheriff's Office to apply for the 2014 calendar year Marine Safety Grant from the State of Michigan Department of Natural Resources.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-430 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE FY2013-2014 OFFICE OF HIGHWAY SAFETY PLANNING – SECONDARY ROAD PATROL & TRAFFIC ACCIDENT PREVENTION PROGRAM GRANT (#50746-14) IN THE AMOUNT OF \$147,870.00 WITH A COUNTY SUPPLEMENT ANTICIPATED AT \$72,809.00**

CPS13/11-42 The Courts and Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to authorize the Sheriff's Office to accept the FY2013-2014 Office of Highway Safety Planning – Secondary Road Patrol & Traffic Accident Prevention Program grant (#50746-14) in the amount of \$147,870.00 with a County supplement anticipated at \$72,809.00.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-431 **AUTHORIZE THE BOARD CHAIRPERSON TO SIGN THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF CORRECTIONS AND ACCEPT THE FY2014 COMMUNITY CORRECTIONS GRANT IN THE AMOUNT OF \$190,914.00**

CPS13/11-43 The Courts and Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to authorize the Board Chairperson to sign the contract with the Michigan Department of Corrections and accept the FY2014 Community Corrections grant in the amount of \$190,914.00.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-432 **APPROVE CHANGING SUPPORTS COORDINATOR/MI POSITION #X87232 TO MASTERS LEVEL CLINICIAN/HBS EFFECTIVE NOVEMBER 13, 2013**

HS13/11-70 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Cross, to approve changing Supports Coordinator/MI #X87232 to Masters Level Clinician/HBS effective November 13, 2013.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-433 **AUTHORIZE COMMUNITY MENTAL HEALTH TO AMEND THE FY 2011/2013 CONTRACTS WITH THE FOURTEEN (14) COMMUNITY INPATIENT PROVIDERS LISTED ON "HOSPITALS CONTRACTING WITH THE INPATIENT AFFILIATION FOR FY14" IN ORDER TO EXTEND THE CURRENT CONTRACTS THROUGH SEPTEMBER 30, 2014, AS THE LISTED RATES FOR EACH HOSPITAL**

HS13/11-71 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Cross, to authorize Community Mental Health to amend the FY 2011/2013 contracts with the fourteen (14) Community Inpatient providers listed on "Hospitals Contracting with the Inpatient Affiliation for FY14" in order to extend the current contracts through September 30, 2014, as the listed rates for each hospital.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-434 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A FIRST AMENDMENT TO THE LEASE WITH NO MORE SIDELINES TO INCREASE THE AMOUNT OF CMH PROGRAMS OFFICE SPACE AT THEIR FOLKERT COMMUNITY HUB (LOCATED AT 640 W. SEMINOLE ROAD, MUSKEGON, MI 49441), FOR A TOTAL MONTHLY RENT OF \$6,833.76, EFFECTIVE OCTOBER 1, 2013 THROUGH DECEMBER 31, 2017**

HS13/11-72 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Cross, to authorize the Community Mental Health Director to sign a First Amendment to the Lease with No More Sidelines to increase the amount of CMH programs office space at their Folkert Community Hub (located at 640 W. Seminole Road, Muskegon, MI 49441), for a total monthly rent of \$6,833.76, effective October 1, 2013 through December 31, 2017.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-435 **AUTHORIZE COMMUNITY MENTAL HEALTH TO ACCEPT THE PROPOSED RATE CHANGES BY THOSE VENDORS/PROVIDERS LISTED IN "FY 2013/2014 PROPOSED VENDOR RATE CHANGES", EFFECTIVE OCTOBER 1, 2013, THROUGH SEPTEMBER 30, 2014**

HS13/11-73 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Cross, to authorize Community Mental Health to accept the proposed rate changes by those vendors/providers listed in "FY 2013/2014 Proposed Vendor Rate Changes", effective October 1, 2013, through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-436 **AUTHORIZE COMMUNITY MENTAL HEALTH TO CONTRACT WITH THOSE SERVICE VENDORS/PROVIDERS WHO HAVE SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE PROVISION AT THE FISCAL YEAR 2012/2013 RATES FOR THE TIME PERIOD EFFECTIVE OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014**

HS13/11-74 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Cross, to authorize Community Mental Health to contract with those service vendors/providers who have submitted written agreements to continue service provision at the Fiscal Year 2012/2013 rates for the time period effective October 1, 2013 through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-437 **AUTHORIZE PUBLIC HEALTH – MUSKEGON COUNTY TO ACCEPT THE LOWEST BID FROM GREAT LAKES FORD FOR ONE NEW LEASED VEHICLE FOR ITS WIC PROGRAM AND TWO NEW LEASED VEHICLES FOR ITS ENVIRONMENTAL QUALITY PROGRAM, WITH NO CHANGE TO THE COUNTY GENERAL FUND**

HS13/11-75 The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Cross, to authorize Public Health – Muskegon County to accept the lowest bid from Great Lakes Ford for one new leased vehicle for its WIC program and two new leased vehicles for its Environmental Quality program, with no change to the county general fund.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-438 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$22,924,758.10
COVERING THE PERIOD OF OCTOBER 9, 2013 THROUGH NOVEMBER 1,
2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/11-124 The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to approve payment of the accounts payable of \$22,924,758.10 covering the period of October 9, 2013 through November 1, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-439 **ACCEPT THE PROPOSAL/PRICE STRUCTURE FROM WILLIAMS HUGHES,
PLLC FOR THE TERM BEGINNING JANUARY 1, 2014, THROUGH
DECEMBER 31, 2014**

WM13/11-125 The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to accept the proposal/price structure from Williams Hughes, PLLC for the term beginning January 1, 2014, through December 31, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-440 **ACCEPT THE PROPOSAL AMENDMENT FROM THE LCC BOARD OF
DIRECTORS TO AMEND SECTION 9 OF THE SECOND AMENDMENT TO
THE MEMORANDUM OF UNDERSTANDING BETWEEN MUSKEGON
COUNTY AND LCC**

WM13/11-126 The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to accept the proposal amendment from the LCC Board of Directors to amend section 9 of the second amendment to the Memorandum of Understanding between Muskegon County and LCC.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-441 **AMEND THE NOVEMBER 2006 INTERGOVERNMENTAL AGREEMENT BETWEEN THE MUSKEGON COUNTY BOARD OF COMMISSIONERS AND THE MUSKEGON COUNTY LAND BANK AUTHORITY TO PROVIDE A DESIGNATED STAFF MEMBER "LAND BANK COORDINATOR" AS APPROVED BY MOTION 2013-365; WITH POSITION BEING FUNDED BY THE LAND BANK AND BE CONSIDERED A BONA FIDE COUNTY EMPLOYEE WITH EQUIVALENT COMPENSATION AND BENEFITS AS OTHERS IN THE SAME EMPLOYEE CLASS; ALSO TO AUTHORIZE THE COUNTY BOARD CHAIR TO SIGN THE AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT**

WM13/11-127 The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to amend the November 2006 Intergovernmental Agreement between the Muskegon County Board of Commissioners and the Muskegon County Land Bank Authority to provide a designated staff member "Land Bank Coordinator" as approved by motion 2013-365; with position being funded by the Land Bank and be considered a bona fide County employee with equivalent compensation and benefits as others in the same employee class; also to authorize the County Board Chair to sign the amendment to the Intergovernmental Agreement.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2013-442 Chairman Mahoney recommends, moved by Commissioner Engle, seconded by Commissioner Wilkins, to appoint Vicki Broge, District #4; and Susan Cloutier-Myers, Disability Advocate, to the Friends of the County Park for a term of 11/12/13 through 12/31/15.

Voice vote

Motion Carried

2013-443 Chairman Mahoney recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to appoint Barbara Sheren (public slot) to the MSU District Extension Council for a term 11/12/13 – 12/31/14.

Voice vote

Motion Carried

Chairman Mahoney announced that the Juvenile Transition Center Groundbreaking will be Tuesday, December 3, 2013, at 3:00 p.m. at the South Campus. It has been a long time coming. Mark the date.

2013-444 Chairman Mahoney recommended, moved by Commissioner Derezinski and seconded by Commissioner Wilkins, that a resolution be prepared for Susanne McGee, Treasurer of the City of Montague, who will be retiring after 28 years of service.

Voice vote

Motion Carried.

Commissioner Wilkins stated that the final report on the Muskegon Area Wide Plan was presented on October 29, 2013. The report included economic and land use changes in the community, as well as other items.

Commissioner Wilkins stated that the WMSRDC Board thanked our County Clerk, Nancy A. Waters and former Mayor Merrill Bailey, for their service to the Board. They will be replaced by Chris McGuigan and Nancy Freye.

Voice vote

Motion Carried

ADMINISTRATOR'S REPORT

2013-445 **APPROVE THE SUPPORT OF A RESOLUTION FOR THE LAKESHORE MUSEUM CENTER TO REVISE ITS BYLAWS TO DECREASE THE BOARD OF TRUSTEE MEMBERS FROM 24 MEMBERS CURRENTLY TO NO MORE THAN 15 AND NO LESS THAN 12 MEMBERS, WITHOUT CHANGING THE NUMBER OF APPOINTMENTS BY THE BOARD OF COMMISSIONERS, WITHIN THE NEXT THREE YEARS.**

The County Administrator recommends, moved by Commissioners Cross, supported by Commissioner Hughes, to approve the support of a resolution for the Lakeshore Museum Center to revise its bylaws to decrease the Board of Trustee members from 24 members currently to no more than 15 and no less than 12 members, without changing the number of appointments of the Board of Commissioners, within the next three years.

Discussion was held. Commissioner Nash shared his concerns about the reduction of the board. Commissioner Nash wanted to be certain that the board membership maintains a proper representation of the County. Commissioner Sabo asked what the number for a quorum was at the present time.

John McCarry, III, Chief Executive Officer of the Lakeshore Museum Center Board of Trustees, stated that the Board will always maintain a good cross section citizens from the community.

Voice vote

Motion Carried

OLD BUSINESS

Commissioner Scolnik commended John McGarry for his dedication and success in raising money for the Hilts Landing Project. Mr. McGarry was honored with applause.

NEW BUSINESS

Commissioner Sabo reported that the Reeths Puffer Marching Band won first place in the State Marching Band Competition. The band is traveling to Indianapolis for the next competition.

2013-446 Moved by Commissioner Sabo, seconded by Commissioner Cross, to prepare a resolution honoring the Reeths Puffer Marching Band for their accomplishments. The resolution would be presented to the Reeths Puffer Marching Bank and their director at a later date.

Voice vote

Motion Carried

PUBLIC COMMENT (on a new topic)

John J. Jurkas addressed the Board and Administrator Hammersley requesting that they stop expending county tax payer's money on corporate counsel fees in the representation of Sheriff Dean Roesler_or the Memorial Golf Outing. He also requested that Administrator Hammersley ask for an outside state agency to investigate this matter for misappropriation of tax payer's monies.

Commissioner Nash reminded everyone that Thursday is the last day to get their checks and/or money orders to him for the Muskegon branch NAACP Scholarship Fund.

Chairman Mahoney announced that the new basketball team, the Lake Hawks, provided a lot of excitement in their most recent game. Commissioner Nash said that the Lake Hawks had made some organizational changes and has named Ron Jenkins as their head coach.

ADJOURN

2013-447 **MOVED BY COMMISSIONER CROSS, SECONDED BY
COMMISSIONER WILKINS, TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 4:29 p.m.

Nancy A. Waters, County Clerk

NAW/mlw

Preliminary Minutes

To be approved at the Full Board Meeting on Tuesday, November 26, 2013

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board

Tuesday, November 26, 2013
4:00 p.m.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Absent: None

Also Present: Board/EEO Liaison Lisa Chalko
Secretary to County Clerk Jeanne Pezet
Corporate Counsel Doug Hughes

2013-448 **APPROVAL OF THE AGENDA**

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

Voice vote

Motion Carried

2013-449 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, NOVEMBER 12, 2013**

Moved by Commissioner Cross, seconded by Commissioner Wilkins, to approve the Full Board Minutes of Tuesday, November 12, 2013 with the following changes: 1.) remove the word "Assistant" before Corporate Counsel since, in the new contract, both Doug Hughes and Theodore Williams are Corporate Counsel; and 2.) revise wording on last page regarding the Lake Hawks game to indicate the "most recent game" rather than "last game" as we hope there will be many more.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

Bonnie Gonzalez, from Community Mental Health, informed the Board that one week since the no smoking ordinance went into effect at Community Mental Health there have been no issues requiring enforcement.

Becky Katzenback, from Family Court, asked that Commissioner reconsider removing the use of E-Cigarettes from the proposed amendment to the current Smoking Pollution Ordinance.

Laura Fitzpatrick, Representative from the No Smoke Coalition, offered the Coalition's support for a smooth transition in the amendment to the Muskegon County Smoking Pollution Ordinance.

Suzanne Beckeman, Nurse at CMH and trainer of Freedom from Smoking Program, noted E-Cigarettes are not FDA regulated.

Randall Carroll, resident, expressed concern over how little discussion took place regarding the Muskegon County Smoking Pollution Ordinance Amendments and the effect on County properties. Mr. Carroll also expressed concern regarding restriction of people within their own vehicles. Mr. Carroll further suggested the issue be put to the people as a ballot issue.

PRESENTATIONS

- A. Mr. Dennis Marvin, Consumers Energy, Public Affairs Director and Mr. Keith Welcher, Consumers Energy, Program Manager, presented information regarding the Future of the Cobb Plant. Discussion ensued.
- B. Mr. Tony Moulatsiotis, County Treasurer & Land Bank Chair; and Mr. Tim Burgess, Land Bank Coordinator; presented a Land Bank Update. Mr. Moulatsiotis noted they have recently made a third payment on the Land Bank's loan from the County. Mr. Burgess reminded Commissioners that the goal of the Land Bank is to get County properties back on the tax rolls. Muskegon County was the recipient of the 2012 Land Bank Award. Mr. Burgess thanked Commissioners and their predecessors for the opportunity to provide this service in Muskegon County. Muskegon County's Land Bank is considered a model for other counties.

Commissioner Sabo gave credit to former Commissioner Snider for supporting the creation of the Muskegon County Land Bank.

Commissioner Nash commended the work of Mr. Burgess and Mr. Moulatsiotis with the Land Bank for improvements within his district.

COMMUNICATIONS

None

COMMITTEE/BOARD REPORTS

2013-450 **AMEND THE MUSKEGON COUNTY SMOKING POLLUTION ORDINANCE AS RECOMMENDED, TO TAKE EFFECT ON JANUARY 1, 2014 FOR THE CMH FACILITIES AND JULY 1, 2014 FOR ALL REMAINING COUNTY PROPERTIES**

CD/SP13/11-15

The Community Development/Strategic Planning Committee recommends, moved by Commissioner Scolnik, seconded by Cross, to amend the Muskegon County Smoking Pollution Ordinance as recommended, to take effect on January 1, 2014 for the CMH Facilities and July 1, 2014 for all remaining county properties.

Discussion ensued. Commissioner Hughes expressed concerns about requirements on constituent-owned properties to stop constituents from doing legal activities and penalizing a specific group of people without offering options. Commissioner Hughes encouraged Commissioners to join her in a "No" vote on this motion.

Commissioner Nash noted this amendment may be adding insult for injury to people trying to quit and would like to see an amendment to strike E-Cigarettes from the amendment.

Commissioner Wilkins would like smoking in one's own car to also be stricken from the amendment.

Commissioner Engle noted there is no impact study showing E-Cigarettes to be of any benefit when quitting smoking.

2013-451 **STRIKE E-CIGARETTES FROM THE MUSKEGON COUNTY SMOKING POLLUTION ORDINANCE AMENDMENT**

Moved by Commissioner Nash, seconded by Commissioner Sabo, to strike E-Cigarettes from the Muskegon County Smoking Pollution Ordinance Amendment.

Commissioner Scolnik stated he would like to see research on E-Cigarettes as well as information on the smoking ban at Muskegon Community College and if their ban included vehicles.

Roll Call

Yes: Benjamin Cross, James Derezinski, Susie Hughes, Charles Nash,
Terry Sabo, Rillastine Wilkins

No: Marvin Engle, Robert Scolnik, Kenneth Mahoney

Motion Carried

Commissioner Sabo noted that, although he is all for smoke free communities, he was surprised by the urgency to pass this motion when government is usually slow to act.

2013-452 **POSTPONE ACTION ON THE AMENDMENT TO THE MUSKEGON COUNTY
SMOKING POLLUTION ORDINANCE FOR 90 DAYS**

Moved by Commissioner Derezinski, seconded by Commissioner Sabo, to postpone action on the amendment to the Muskegon County Smoking Pollution Ordinance for 90 days.

Roll Call

Yes: Benjamin Cross, James Derezinski, Susie Hughes, Charles Nash,
Terry Sabo, Rillastine Wilkins

No: Marvin Engle, Robert Scolnik, Kenneth Mahoney

Motion Carried

Commissioner Scolnik noted he will communicate with the Administrator to get more research on concerns regarding the proposed amendment to the Muskegon County Smoking Pollution Ordinance and report back in 90 days.

Commissioner Hughes would also like to see classes provided to the public to assist with quitting smoking.

2013-453 **AUTHORIZE A PURCHASE AGREEMENT WITH THE DOWNTOWN
MUSKEGON DEVELOPMENT CORPORATION FOR THE COUNTY TO
ACQUIRE DOWNTOWN MUSKEGON PROPERTY PARCELS 61-24-233-000-
0022-00 AND 61-24-233-000-0023-00 FOR THE COMBINED PRICE OF
\$152,000, WITH ALL CLOSING COSTS TO BE PAID BY THE COUNTY OF
MUSKEGON AND WITH GRANT FUNDING TO REIMBURSE 100% OF THE
COST OF THIS REAL PROPERTY FOR USE IN THE RENOVATION AND
ADDITION TO THE MATS DOWNTOWN TRANSIT CENTER**

TR13/11-34

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Nash, to authorize a purchase agreement with the Downtown Muskegon Development Corporation for the County to acquire downtown Muskegon property parcels 61-24-233-000-0022-00 and 61-24-233-000-0023-00 for the combined price of \$152,000, with all closing costs to be paid by the County of Muskegon and with grant funding to reimburse 100% of the cost of this real property for use in the renovation and addition to the MATS downtown transit center.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-454 AWARD RFQ 13-2089 FOR ARCHITECTURE AND ENGINEERING SERVICES RELATED TO THE RENOVATION AND ADDITION TO THE DOWNTOWN TRANSIT CENTER TO URS CORPORATION AND TO EXECUTE A CONTRACT IN THE AMOUNT OF \$198,859.11, CONTINGENT ON THE COUNTY'S SUCCESSFUL NEGOTIATION OF THE PROPERTY ACQUISITION NEEDED FOR THE PROJECT

TR13/11-35

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Nash, to award RFQ 13-2089 for Architecture and Engineering Services related to the renovation and addition to the downtown transit center to URS Corporation and to execute a contract in the amount of \$198,859.11, contingent on the County's successful negotiation of the property acquisition needed for the project.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-455 AWARD RFQ 13-2087 FOR CONSTRUCTION PROGRAM MANAGEMENT SERVICES RELATED TO THE RENOVATION AND ADDITION TO THE DOWNTOWN TRANSIT CENTER AND OTHER MATS CAPITAL PROJECTS TO THE FIRM FISHBECK, THOMPSON, CARR, AND HUBER USING A CONTRACT IN THE AMOUNT OF \$72,546 FOR TRANSIT CENTER SERVICES AND A CONTRACT IN THE AMOUNT OF \$39,417 FOR MISCELLANEOUS CAPITAL PROJECT ASSISTANCE OVER THREE YEARS, BOTH CONTRACTS CONTINGENT ON THE COUNTY'S SUCCESSFUL NEGOTIATION OF THE PROPERTY ACQUISITION NEEDED FOR THE TRANSIT CENTER PROJECT

TR13/11-36

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Nash, to award RFQ 13-2087 for Construction Program Management Services related to the renovation and addition to the downtown transit center and other MATS capital projects to the firm Fishbeck, Thompson, Carr, and Huber using a contract in the amount of \$72,546 for transit center services and a contract in the amount of \$39,417 for miscellaneous capital project assistance over three years, both contracts contingent on the County's successful negotiation of the property acquisition needed for the transit center project.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-456 **APPROVE THE ACQUISITION AND REPLACEMENT OF TWO AIRPORT OPERATIONS VEHICLES USING \$28,000 IN PROCEEDS FROM THE SALE OF A LOADER TO THE SOLID WASTE DEPARTMENT, AND FURTHER AUTHORIZE STAFF TO DISPOSE OF THE TWO VEHICLES BEING REPLACED, A 2000 CHEVY SUBURBAN AND A 2001 MERCURY MOUNTAINEER, BY OFFERING EACH VEHICLE FOR SALE TO THE PUBLIC AT FAIR MARKET VALUE**

TR13/11-37

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Nash, to approve the acquisition and replacement of two Airport Operations vehicles using \$28,000 in proceeds from the sale of a loader to the Solid Waste Department, and further authorize staff to dispose of the two vehicles being replaced, a 2000 Chevy Suburban and a 2001 Mercury Mountaineer, by offering each vehicle for sale to the public at fair market value.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-457 **APPROVE AN INDEPENDENT CONTRACTOR AGREEMENT FOR AIR TRAVEL MARKETING CONSULTANT BETWEEN THE COUNTY AND DIANNE HOOFFMAN, PROVIDING 100 HOURS PER MONTH OF CONSULTING SERVICES TO THE AIRPORT, AT THE RATE OF \$30 PER HOUR, FOR A TOTAL ANNUAL MAXIMUM OF \$36,000, PLUS EXPENSES RELATED TO SERVICES RENDERED, FOR A PERIOD OF FIVE YEARS**

TR13/11-38

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Nash, to approve an Independent Contractor Agreement for Air Travel Marketing Consultant between the County and Dianne Hoofman, providing 100 hours per month of consulting services to the Airport, at the rate of \$30 per hour, for a total annual maximum of \$36,000, plus expenses related to services rendered, for a period of five years.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-458 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$3,940,840.29 COVERING THE PERIOD OF NOVEMBER 4, 2013 THROUGH NOVEMBER 12, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/11-128

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve payment of the accounts payable of \$3,940,840.29 covering the period of November 4, 2013 through November 12, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-459 **AUTHORIZE A BUSINESS ASSOCIATES AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND WILLIAMS HUGHES, PLLC AND AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN SAME**

WM13/11-129

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to authorize a Business Associates Agreement between the County of Muskegon and Williams Hughes, PLLC and authorize the Chairman of the County Board of Commissioners to sign same.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-460 **APPROVE THE PROPOSED JAIL BONDING FUNDING AGREEMENT BETWEEN THE MUSKEGON COUNTY BOARD OF COMMISSIONERS AND COUNTY SHERIFF IN THE AMOUNT OF \$1,200,000 PER FISCAL YEAR OVER THE LIFE TERM OF THE GENERAL OBLIGATION LIMITED TAX BONDS, SERIES 2013**

WM13/11-130

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve the proposed Jail Bonding Funding Agreement between the Muskegon County Board of Commissioners and County Sheriff in the amount of \$1,200,000 per fiscal year over the life term of the General Obligation Limited Tax Bonds, Series 2013.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-461 **APPROVE THE WAGE REOPENER SETTLEMENTS WITH THE AFSCME BROOKHAVEN UNIT, CMH AIDE TEAMSTER UNIT, COMMAND FOP UNIT, CORRECTIONS FOP UNIT, DEPUTY FOP UNIT, DISTRICT COURT TEAMSTER UNIT, GENERAL EMPLOYEES TEAMSTER UNIT, LPN BROOKHAVEN SEIU UNIT, PUBLIC HEALTH NURSE MNA UNIT, PUBLIC WORKS SEIU UNIT TO GRANT A ONE PERCENT (1%) WAGE INCREASE EFFECTIVE JANUARY 1, 2014, AND A ONE PERCENT (1%) WAGE INCREASE EFFECTIVE JULY 1, 2014**

WM13/11-131

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve the wage reopener settlements with the AFSCME Brookhaven Unit, CMH Aide Teamster Unit, Command FOP Unit, Corrections FOP Unit, Deputy FOP Unit, District Court Teamster Unit, General Employees Teamster Unit, LPN Brookhaven SEIU Unit, Public Health Nurse MNA Unit, Public Works SEIU Unit to grant a one percent (1%) wage increase effective January 1, 2014, and a one percent (1%) wage increase effective July 1, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-462 **APPROVE A ONE PERCENT (1%) WAGE INCREASE EFFECTIVE JANUARY 1, 2014 AND A ONE PERCENT (1%) WAGE INCREASE EFFECTIVE JULY 1, 2014 TO NON-BARGAINING EMPLOYEE CLASS DESIGNATIONS OF BD, EE, ND, NF, NH, NT, NU, NV, NW, NX, XF, XH, XT, XU, AND XW (EXCLUDING COUNTY COMMISSIONERS).**

WM13/11-132

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve a one percent (1%) wage increase effective January 1, 2014 and a one percent (1%) wage increase effective July 1, 2014 to non-bargaining employee class designations of BD, EE, ND, NF, NH, NT, NU, NV, NW, NX, XF, XH, XT, XU, and XW (excluding County Commissioners).

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-463 **ADOPT THE AMENDMENT TO THE 2013 APPORTIONMENT REPORT AS PREPARED AND SUBMITTED BY THE MUSKEGON COUNTY EQUALIZATION DEPARTMENT**

WM13/11-133

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to adopt the amendment to the 2013 Apportionment Report as prepared and submitted by the Muskegon County Equalization Department.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-464 **APPROVE THE PROPOSAL FOR EXCESS WORKERS' COMPENSATION INSURANCE WITH SAFETY NATIONAL CASUALTY CORPORATION FOR THE PERIOD OF 1/1/14 TO 12/31/14, WITH A \$500,000 SELF-INSURED RETENTION, AND A PREMIUM RATE OF \$.17 PER \$100 PAYROLL**

WM13/11-134

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve the proposal for excess workers' compensation insurance with Safety National Casualty Corporation for the period of 1/1/14 to 12/31/14, with a \$500,000 self-insured retention, and a premium rate of \$.17 per \$100 payroll.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-465 **APPROVE THE CONTINUED MEMBERSHIP FOR MUSKEGON COUNTY WITH THE MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY FOR GENERAL LIABILITY AND PROPERTY INSURANCE COVERAGE WITH A 2014 ANNUAL CONTRIBUTION OF \$802,233, AND AUTHORIZE THE HUMAN RESOURCES DIRECTOR TO SIGN THE 2014 RENEWAL DOCUMENTS**

WM13/11-135

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve the continued membership for Muskegon County with the Michigan Municipal Risk Management Authority for general liability and property insurance coverage with a 2014 annual contribution of \$802,233, and authorize the Human Resources Director to sign the 2014 renewal documents.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-466 **ACCEPT THE FY2013-14 SNOWMOBILE LAW ENFORCEMENT GRANT AND OFF-ROAD VEHICLE LAW ENFORCEMENT GRANT FROM THE MICHIGAN DEPARTMENT OF NATURAL RESOURCES**

WM13/11-136

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to accept the FY2013-14 Snowmobile Law Enforcement Grant and Off-Road Vehicle Law Enforcement Grant from the Michigan Department of Natural Resources.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-467 **APPROVE THE RECOMMENDATION OF CORPORATE COUNSEL
REGARDING THE DENA BOWEN SETTLEMENT**

WM13/11-137

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Cross, to approve the recommendation of Corporate Counsel regarding the Dena Bowen settlement.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2016-468 **APPOINT ERIN KUHN AS THE LOCAL PLANNING PROFESSIONAL
REPRESENTATIVE ON THE FRIENDS OF THE COUNTY PARKS
COMMITTEE**

Chairman Mahoney recommends, moved by Commissioner Wilkins, seconded by Commissioner Sabo, to appoint Erin Kuhn as the Local Planning Professional representative on the Friends of the County Parks Committee for a term of 11/26/13 – 12/31/15.

Voice vote.

Motion Carried

Chairman Mahoney announced that the Juvenile Transition Center Groundbreaking will be Tuesday, December 3, 2013, at 3:00 p.m. at the South Campus.

Chairman Mahoney reminded Commissioners to review the 2014 Proposed Board Calendar and let him or Lisa Chalko, Board/EEO Liaison, know of any conflicts or issues. The calendar will be voted on at the organizational meeting on January 3, 2014.

Vice Chair Wilkins presented a report from the SMART Committee noting that Muskegon County will host the SMART Meeting on May 7, 2014 showcasing the Public Defender's Office and encouraged Commissioners to attend.

Commissioner Cross presented a report from the District Library Board stating that Storyville fundraisers are taking place. This project is totally funded with donations.

ADMINISTRATOR'S REPORT

There was no Administrator's Report.

OLD BUSINESS

None.

NEW BUSINESS

Commissioner Nash noted that the Lake Hawks will play Sunday, December 1st, at Three Oaks, and will be sporting their new uniforms.

PUBLIC COMMENT

Bob Andree, with the Workers Free Coalition, asked if LaMar will be awarded any work on the jail. Heath Kaplan, Finance Manager, noted the bid package will go out late December.

Joshua Eldenbrady addressed the Board in support of efforts to stop smoking but expressed concern about smokers in vehicles since not all second hand smokers are outside of vehicles.

Commissioner Derezinski asked how to sign up for the stop smoking programs. Julia Rupp, CMH Director, said she will provide this information to Commissioners.

Laura Fitzpatrick noted smoking educator Cindy Powers presents at schools and those smoking rates are down.

Following are some links from knowsmoke Muskegon County Tobacco Reduction Coalition to assist those who want to stop smoking:

http://www.drugfreemuskegon.com/Know_Smoke.html (know_smoke)

www.ffsonline.org

www.becomeanex.org

www.smokefree.gov

www.quitnet.com

www.cancer.org

www.lungusa.org

Annie Williams addressed the Board requesting her Muskegon County Records. Ms. Williams asked with whom she could speak with regarding these issues. Corporate Counsel Douglas Hughes to follow-up with Ms. Williams.

Chairman Mahoney recognized audience members Deb Ackerman, Egelston Township Treasurer; and State Senator Goeff Hansen.

ADJOURN

2013-469 **MOVED BY COMMISSIONER HUGHES, SECONDED BY COMMISSIONER
NASH, TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 5:15 p.m.

Marcia L. Wilkes, Chief Deputy County Clerk

MLW/jmp

Preliminary Minutes

To be approved at the Full Board Meeting on Tuesday, December 10th, 2013

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board

Tuesday, December 10, 2013
4:55 p.m.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Absent: None

Also Present: Bonnie Hammersley, County Administrator
 Marcia L. Wilkes, Chief Deputy County Clerk
 Doug Hughes, Corporate Counsel

2013-470 **APPROVAL OF THE AGENDA**

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

Voice vote

Motion Carried

2013-471 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, NOVEMBER 26, 2013**

Moved by Commissioner Derezinski, seconded by Commissioner Nash, to approve the Full Board Minutes of Tuesday, November 26, 2013.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

None

PRESENTATIONS

- A. Recycling and Collection Event 2013 Results, were presented by Sara Damm, County of Muskegon Sustainability Coordinator. For details of her presentation, please see her attached report. Sara Damm also shared that the next event will be in April. Work is underway to obtain a grant for the April event. (Presentation attached.)

Ms. Damm thanked Nancy A. Waters Muskegon County Clerk and Commissioners, for their assistance in promoting the Recycling and Collection Event. She also thanked Laketon Township Supervisor Kim Arter for her help with the tires.

Carrie Uthe, MSO/Provider Relations Specialist, Lakeshore Health Network, shared their great results in the collection of medications and sharps. (Presentation attached.)

- B. Stephen Dix, Muskegon Area District Library Director shared a bit of the background of the Muskegon Area District Library (MADL) Storyville Program. He then introduced Mr. Richard Schneider, Muskegon Area District Library Assistant Director.

Mr. Schneider shared the concept of Storyville. Storyville is only for ages 0 to 5 years. Storyville consists of approximately 7 rooms or areas, each of which has a different community based theme, where the different ages of children can learn, explore and also where parents can read to their children and borrow books to take home. The Norton Shores Library will be expanding to contain the only Storyville in the State of Michigan. Richard Schneider will be giving numerous presentations throughout the area during the upcoming months. The fundraising efforts will soon begin. (Presentation attached.)

2013-472 **MOVED BY COMMISSIONER CROSS, SECONDED BY COMMISSIONER HUGHES, THAT THE BOARD PREPARE A RESOLUTION SUPPORTING THE EFFORTS OF STORYVILLE.**

Voice vote

Motion Carried

2013-473 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN THE ACCESS AND VISITATION AGREEMENT BETWEEN THE STATE COURT ADMINISTRATOR'S OFFICE AND THE CIRCUIT COURT; AND AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO REALIGN FUNDING WITH THE CURRENT DUTIES OF THE FAMILY COURT OFFICER, POSITION #G27309**

CPS13/12 – 44

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to authorize the Circuit Court Administrator to sign the Access and Visitation Agreement between the State Court Administrator's Office and the Circuit Court; and authorize the Circuit Court Administrator to realign funding with the current duties of the Family Court Officer, position #G27309.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-474 **ADOPT REVISED MUSKEGON COUNTY FACILITY SAFETY POLICIES AND PROCEDURES AND THE HOSTAGE/BARRICADE SITUATION POLICY**

CPS13/12 – 45

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to adopt revised Muskegon County Facility Safety Policies and Procedures and the Hostage/Barricade Situation Policy.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-475 **APPROVE A SERVICES AGREEMENT WITH MUSKEGON COUNTY AND MUSKEGON FAMILY CARE EFFECTIVE JANUARY 1, 2014 THROUGH DECEMBER 31, 2014, WITH THE OPTION OF TWO ONE-YEAR RENEWALS, FOR MEDICAL AND EMERGENCY DENTAL SERVICES TO THE JUVENILE TRANSITION CENTER AT A RATE OF TWO THOUSAND (\$2,000) DOLLARS PER MONTH OR AN ANNUALIZED AMOUNT OF TWENTY-FOUR THOUSAND (\$24,000) DOLLARS, AND THAT THE CHAIRMAN BE AUTHORIZED TO SIGN THE AGREEMENT**

CPS13/12 – 46

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to approve a services agreement with Muskegon County and Muskegon Family Care effective January 1, 2014 through December 31, 2014, with the option of two one-year renewals, for medical and emergency dental services to the Juvenile Transition Center at a rate of Two Thousand (\$2,000) Dollars per month or an annualized amount of Twenty-Four Thousand (\$24,000) Dollars, and that the Chairman be authorized to sign the agreement.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-476 **SEEK BIDS/QUOTES FOR A THREE YEAR CONTRACT TO CREATE, REVISE, AND UPDATE MUSKEGON COUNTY'S SARA TITLE III HAZARDOUS MATERIALS PLANS (SUPERFUND AMENDMENTS AND REAUTHORIZATION ACT OF 1986) STARTING IN THE CALENDAR YEAR OF 2014**

CPS13/12 – 47

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to seek bids/quotes for a three year contract to create, revise, and update Muskegon County's SARA Title III Hazardous Materials Plans (Superfund Amendments and Reauthorization Act of 1986) starting in the calendar year of 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-477 **CHANGE THE SHERIFF'S OFFICE INMATE ROOM AND BOARD BILLING FROM A THREE TIER SYSTEM TO A TWO TIER SYSTEM AND ADJUST THE FEES TO \$15.00 AND \$35.00 RESPECTIVELY**

CPS13/12 – 48

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to change the Sheriff's Office inmate room and board billing from a three tier system to a two tier system and adjust the fees to \$15.00 and \$35.00 respectively.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-478 **ACCEPT THE FY2013 FUNDS IN THE AMOUNT OF \$4,387.00 FROM THE BUREAU OF JUSTICE ASSISTANCE FOR THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP)**

CPS13/12 – 49

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to accept the FY2013 funds in the amount of \$4,387.00 from the Bureau of Justice Assistance for the State Criminal Alien Assistance Program (SCAAP).

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-479 **APPROVE THE ADDITION OF PHYSICAL THERAPY SERVICES TO COMMUNITY MENTAL HEALTH'S CONTRACT WITH PNA LTD/HOMCARE, INC., AT THE RATES OF \$65.00 PER VISIT FOR A PHYSICAL THERAPIST AND \$47.00 PER VISIT FOR A PHYSICAL THERAPIST ASSISTANT, EFFECTIVE DECEMBER 1, 2013, THROUGH SEPTEMBER 30, 2014**

HS13/12 – 76

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to approve the addition of Physical Therapy Services to Community Mental Health's contract with PNA LTD/Homcare, Inc., at the rates of \$65.00 per visit for a Physical Therapist and \$47.00 per visit for a Physical Therapist Assistant, effective December 1, 2013, through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-480 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY EXECUTIVE DIRECTOR TO ENTER INTO HOSPITAL REIMBURSEMENT ADJUSTMENT (HRA) AGREEMENTS WITH THOSE COMMUNITY INPATIENT HOSPITALS IN WHICH EITHER OTTAWA OR MUSKEGON AFFILIATES PAID FOR INPATIENT CARE OF THEIR CONSUMERS DURING FY 2012, OR THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH HAS ESTABLISHED OUR AGENCY AS ONE OF THE PAYEES FOR THE FACILITY FOR OCTOBER 1, 2013, THROUGH DECEMBER 31, 2013**

HS13/12 – 77

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the Community Mental Health Services of Muskegon County Executive Director to enter into Hospital Reimbursement Adjustment (HRA) agreements with those Community Inpatient Hospitals in which either Ottawa or Muskegon affiliates paid for inpatient care of their consumers during FY 2012, or the Michigan Department of Community Health has established our agency as one of the payees for the facility for October 1, 2013, through December 31, 2013.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-481 **AUTHORIZE COMMUNITY MENTAL HEALTH TO AMEND THE FY14 EXTENSION WITH MERCY HEALTH-HACKLEY BEHAVIORAL HEALTH TO INCREASE THEIR RATES EFFECTIVE NOVEMBER 1, 2013, THROUGH SEPTEMBER 30, 2014, TO \$876.00 PER DAY FOR ADULT INPATIENT SERVICES AND \$976.00 PER DAY FOR ADULT INPATIENT CO-OCCURRING DD/MI SERVICES**

HS13/12 – 78

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize Community Mental Health to amend the FY14 extension with Mercy Health-Hackley Behavioral Health to increase their rates effective November 1, 2013, through September 30, 2014, to \$876.00 per day for Adult Inpatient Services and \$976.00 per day for Adult Inpatient Co-Occurring DD/MI Services.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-482 **AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN A CONTRACT WITH THOSE SERVICE VENDORS/PROVIDERS WHO HAVE SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE PROVISION AT THE FISCAL YEAR 2012/2013 RATES FOR THE TIME PERIOD EFFECTIVE OCTOBER 1, 2013, THROUGH SEPTEMBER 30, 2014**

HS13/12 – 79

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the Community Mental Health Executive Director to sign a contract with those service vendors/providers who have submitted written agreements to continue service provision at the Fiscal Year 2012/2013 rates for the time period effective October 1, 2013, through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-483 **AUTHORIZE THE RECLASSIFICATION OF MASTERS LEVEL CLINICIAN POSITION #X53304 (NX 00240) TO A SUPPORTS COORDINATOR/CBS POSITION (NX 00150) EFFECTIVE DECEMBER 11, 2013 WITH THE FUNDING FOR THIS POSITION STAYING IN ORG 7320**

HS13/12 – 80

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the reclassification of Masters Level Clinician position #X53304 (NX 00240) to a Supports Coordinator/CBS position (NX 00150) effective December 11, 2013 with the funding for this position staying in org 7320.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-484 **AMEND THE CONTRACT WITH PREFERRED EMPLOYMENT AND LIVING SUPPORTS, LLC, AND ADD A PER DIEM COMMUNITY LIVING SUPPORTS RATE OF \$160.00 PLUS INCURRED EXPENSES EFFECTIVE NOVEMBER 1, 2013, THROUGH SEPTEMBER 30, 2014**

HS13/12 – 81

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to amend the contract with Preferred Employment and Living Supports, LLC, and add a per diem Community Living Supports rate of \$160.00 plus incurred expenses effective November 1, 2013, through September 30, 2014.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-485 **AUTHORIZE THE RECLASSIFICATION OF MID-LEVEL PRACTITIONER POSITION #X56204 (NX 00432) TO A 32-HOUR/WEEK GENERAL PSYCHIATRIST POSITION (NX 00650) EFFECTIVE DECEMBER 11, 2013 WITH THE FUNDING FOR THIS POSITION STAYING IN ORG 7323**

HS13/12 – 82

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the reclassification of Mid-Level Practitioner position #X56204 (NX 00432) to a 32-hour/week General Psychiatrist position (NX 00650) effective December 11, 2013 with the funding for this position staying in org 7323.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-486 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$13,485,984.56 COVERING THE PERIOD OF NOVEMBER 13, 2013 THROUGH NOVEMBER 27, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/12 – 138

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to approve payment of the accounts payable of \$13,485,984.56 covering the period of November 13, 2013 through November 27, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney stated that the Organizational Meeting of the Muskegon County Board of Commissioners will be held on Friday, January 3, 2014, 4:00 p.m. at the Michael E. Kobza Hall of Justice Building, 4th floor, Board of Commissioners Room.

Chairman Mahoney reminded everyone that the Jail Groundbreaking will be held on Tuesday, January 7th, 2014, at 3:00 p.m. in front of the courthouse.

ADMINISTRATOR'S REPORT

The Administrator had nothing to report at this time.

OLD BUSINESS

Commissioner Hughes commented on the timeliness of the Storyville presentation. She stated that she wished that the smoking ban proposed ordinance would have been presented with the same degree of timeliness. Commissioner Hughes stated that the Board of Commissioners needs to be kept informed.

Chairman Mahoney stated that Commissioner Scolnik had requested a Board Planning Session on the proposed smoking ban ordinance.

Commissioner Engle stated that the Board is a policy Board and that they rely on the Administrator and the department heads to do what works.

Administrator Hammersley stated that once they have the information requested from the Health Department regarding the smoking ban, a Board Planning Session will be scheduled.

Commissioner Nash asked if other items would be presented at the Board Planning Session.

Chairman Mahoney said that if anyone had other items to be added to the Planning Session to please get those items to him.

Commissioner Derezinski stated that they needed to get smokers involved to participate in writing the non-smoking ordinance.

NEW BUSINESS

2013-487 **MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER SABO, TO CANCEL THE DECEMBER 19, 2013 TRANSPORTATION COMMITTEE MEETING AS THERE ARE NO NEW ITEMS FOR CONSIDERATION AT THIS TIME.**

Voice vote.

Motion Carried

PUBLIC COMMENT

Scott Janiga from J and J Electrical questioned the Board regarding the bidding for the Juvenile Detention Center. The lowest bidder had left things out of his bid and the job was awarded to the next lowest bidder. Specifically, Mr. Janiga wanted to know if the bid bond was acted upon.

Chairman Mahoney stated that this matter would have to be turned over to staff.

Commissioner Derezinski stated that he felt that Mr. Janiga needed to have a response.

Administrator Hammersley said that she would speak with Granger and would get a response to Mr. Janiga.

Mr. Janiga also asked why Muskegon County did not have a local contractor rule so that the money could be kept local.

Commissioner Sabo stated that he would like an update on the entities that were awarded bids. Administrator Hammersley said that she would be getting a list of those who were awarded the bids, along with their addresses and she would forward same to the Board.

Commissioner Scolnik stated that he recently spoke to former Commissioner Alan Jager who had hoped to bid on the demolition of the former antique mall. Mr. Jager informed Commissioner Scolnik that he never received a chance to bid on that demolition.

Chairman Mahoney stated that Granger was hired and that we should not micromanage.

Patricia Jones addressed the Board of Commissioners, and specifically Commissioner Wilkins, regarding the fact that the 18% property tax disbursement for schools in Muskegon Heights was going to be disbursed to other school districts as Muskegon Heights did not have a public school.

Commissioner Wilkins said that she would check and will get back with Ms. Jones.

Ms. Jones also stated that she had seen a Sheriff's horse-trailer being loaded with furniture. She questioned the men loading the furniture about who owned the truck. One of them said that it belonged to his uncle, Jim Shippers. Ms. Jones did not feel it was an appropriate use of a county possession.

Chairman Mahoney informed Ms. Jones that the Sheriff posse is run entirely by volunteers.

Ms. Jones further informed the Board that she was glad that they were taking another look at the smoking ban.

Kay Cummings from MSUE introduced her replacement, Michael Krauch. Mr. Krauch will replace Ms. Cummings as the District 5 Coordinator. District 5 includes Muskegon, Lake, Oceana, Mason and Newaygo counties. Ms. Cummings was retiring, but now has been offered a different role with MSUE. Mr. Krauch looks forward to working together with the County Board.

ADJOURN

2013-488 **MOVED BY COMMISSIONER DEREZINSKI, SECONDED BY
COMMISSIONER NASH, TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 5:20 p.m.

Marcia L. Wilkes
Chief Deputy County Clerk

mlw

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

Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman

Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair

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

Full Board

Tuesday, December 19, 2013
4:55 p.m.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Absent: None

Also Present: Bonnie Hammersley, County Administrator
 Nancy A. Waters, County Clerk
 Marcia L. Wilkes, Chief Deputy County Clerk
 Doug Hughes, Corporate Counsel

2013-489 **APPROVAL OF THE AGENDA**

Moved by Commissioner Cross, seconded by Commissioner Hughes, to approve the agenda, with the following changes under the Chairman's Report: (1) to adopt a resolution for Rev. Don and Grace Mathews, retired pastor from First Presbyterian Church, for their many years of service to our community; (2) adopt a resolution honoring the Muskegon Catholic Central's football team for their state championship; and (3) adopt a tribute to Dr. Grasman for his 46 years of service to our community and to Brookhaven.

Voice vote

Motion Carried

2013-490 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, DECEMBER 10, 2013**

Moved by Commissioner Engle, seconded by Commissioner Cross, to approve the Full Board Minutes of Tuesday, December 10, 2013, with a change to Chairman Mahoney's comment under Public Comment, on a non-agenda item, regarding..."Granger was hired and that we should not meddle" to "Granger was hired and we should not micromanage".

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

Mr. Paul Billings addressed the Board of Commissioners regarding District Court opting out of the new public defender plan, and the consequences that indigent clients may suffer.

Judge Andrew Wierengo, District Court Judge, addressed the Board of Commissioners. He stated that everyone is focusing on the indigent client, but that there are differing opinions.

Chairman Mahoney stated that the Public Defender Department will do what is best for indigent clients.

Commissioner Scolnik stated that the Community Development and Strategic Planning Committee met on Thursday, December 19, 2013 and there are no actions.

2013-491 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$3,598,780.58 COVERING THE PERIOD OF NOVEMBER 28, 2013 THROUGH DECEMBER 10, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/12 – 139

The Ways & Means Committee recommends, moved by Derezsinski, seconded by Sabo, to approve payment of the accounts payable of \$3,598,780.58 covering the period of November 28, 2013 through December 10, 2013 as presented by the County Clerk.

Roll Call

Yes: Benjamin Cross, James Derezsinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-492 **APPROVE PROVIDING \$155,250 IN A SEPARATE APPROPRIATION UNDER ADMINISTRATION FOR DISTRICT COURT INDIGENT CRIMINAL DEFENSE SERVICES FOR THE REMAINDER OF FY2014 AND WAIVE THE COUNTY BOARD'S CONTRACT AUTHORIZATION POLICY**

WM13/12 – 140

The Ways & Means Committee recommends, moved by Derezsinski, seconded by Sabo, to approve providing \$155,250 in a separate appropriation under Administration for District Court indigent criminal defense services for the remainder of FY2014 and waive the County Board's contract authorization policy.

2013-493 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER CROSS TO SUSPEND THE RULES TO ALLOW FRED JOHNSON, JR., CHIEF PUBLIC DEFENDER, TO SPEAK.**

Voice vote.

Motion Carried

Discussion followed on 2013-492.

Fred Johnson, Jr., Chief Public Defender, answered questions from the Board concerning the communications with the district court judges.

Commissioner Derezinski stated that County's agreement with the District Court would last only through the end of this fiscal year on September 30, 2014.

Commissioner Hughes expressed concern that the Board of Commissioners were not made aware of problems in working with the district court judges earlier.

Administrator Hammersley stated that she took full responsibility for the problems with working with the district court judges. Administrator Hammersley said that in sitting through the meetings she felt that they were working through the problems with district court.

Commissioner Engle expressed the fact that the Board needed to follow the laws and that the Board needed to take the appropriate action.

Commissioner Derezinski stated that everyone knew it was going to be a rocky road and that this is just a bump in the road.

Commissioner Nash expressed concerns that the Board should stop playing politics with peoples' lives. He stated that there is now a new law on the books which we should follow. Commissioner Nash stated that it is not about the judges, it is about the people.

Commissioner Sabo agreed that this is just a bump, but that we need to correct the deficiencies. Commissioner Sabo wanted to remove some language that had been presented in the summary at the Ways and Means Committee Meeting on Tuesday, December 17, 2013.

County Clerk Nancy A. Waters read the motion on the floor to the Commissioners.

Chairman Mahoney said that we all have the indigent clients in mind. He further stated that this District Court issue will be non-functional when the new law from Michigan Indigent Defense Commission goes into effect.

Administrator Hammersley shared that the MIDC was put together two years ago to form the guidelines which the County is now trying to follow.

Roll Call on 2013-492

Yes: James Derezinski, Marvin Engle, Susie Hughes,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: Benjamin Cross, Charles Nash; Rillastine Wilkins

Motion Carried

2013-494

APPROVE 60TH DISTRICT COURT ACCEPT THE BID FROM DMC CONSULTING, INC., IN THE AMOUNT OF \$37,875.00 TO PURCHASE THE IBMi7 720 SERIES SERVER TO BE PAID FROM DISTRICT COURT, EQUIPMENT REPAIR AND MAINTENANCE 1010-0136-936.000 AS DETAILED IN RFP 14-2012

WM13/12 – 142

The Ways & Means Committee recommends, moved by Derezinski, seconded by Sabo, to approve 60th District Court accept the bid from DMC Consulting, Inc., in the amount of \$37,875.00 to purchase the IBMi7 720 series server to be paid from District Court, Equipment Repair and Maintenance 1010-0136-936.000 as detailed in RFP 14-2012.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-495

EXEMPT THE CLASSIFICATION OF MID-LEVEL MEDICAL PRACTITIONER FROM THE MUSKEGON COUNTY PERSONNEL RULES

WM13/12 – 143

The Ways & Means Committee recommends, moved by Derezinski, seconded by Sabo, to exempt the classification of Mid-Level Medical Practitioner from the Muskegon County Personnel Rules.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-496

APPROVE THE PARKS TO PURCHASE THE REC-TRAC PARKS RESERVATION SOFTWARE AND AN ADDITIONAL 8 SITE LICENSES FROM VERMONT SYSTEMS FOR A TOTAL COST OF \$30,806, BEING PAID FROM PARKS FUND 2080-0691

WM13/12 – 144

The Ways & Means Committee recommends, moved by Derezinski, seconded by Sabo, to approve the Parks to purchase the Rec-Trac parks reservation software and an additional 8 site licenses from Vermont Systems for a total cost of \$30,806, being paid from Parks Fund 2080-0691.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

2013-497 **ACCEPT THE RECOMMENDATION OF CORPORATE COUNSEL TO SETTLE
THE PENDING WORKERS' COMPENSATION DISABILITY CLAIM OF
BRANDI WALKER**

WM13/12 – 145

Moved by Chairman Mahoney, supported by Commissioner Cross, to accept the recommendation of Corporate Counsel to settle the pending workers' compensation disability claim of Brandi Walker.

Roll Call

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Charles Nash,
Terry Sabo, Robert Scolnik, Rillastine Wilkins, Kenneth Mahoney

No: None

Motion Carried

Commissioner Scolnik apologized for not being at the Ways & Means Committee on December 17. Commissioner Scolnik shared that he suffered a Palm Pilot glitch and for some reason it showed that the meeting had been cancelled. Mr. Heath Kaplan was working on correcting the problem.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2013-498 **CHAIRMAN MAHONEY RECOMMENDS, MOVED BY COMMISSIONER
HUGHES, SECONDED BY COMMISSIONER CROSS TO MAKE THE
FOLLOWING APPOINTMENTS:**

- Foreign Trade Zone; Bonnie Hammersley; Expiration 12/31/15
- Accommodations Tax Advisory Committee (ATAC); Expiration 12/31/15
Joni Dorsett (Amusement/Attraction)
Jim Rudicil (Sports/Recreation)
Len Piasecki (Sports/Recreation)
Kevin Newton (Festivals/Events)
Susan Simonson (Hotels/Motels)
- MSU Extension Council; Expiration 12/31/16
Andy Mikula (Public)
- Museum Board; Expiration 12/31/16
Sabina Freeman
- Public Works Ex-Officio; Expiration 12/31/15
Kim Arter

Voice vote.

Motion Carried

2013-499 **MOVED BY COMMISSIONER SCOLNIK, SECONDED BY COMMISSIONER CROSS, TO APPROVE A TRIBUTE HONORING DR. GRASMAN FOR HIS 46 YEARS OF SERVICE. DR. GRASMAN WILL BE HONORED AT A LUNCHEON POTLUCK AT BROOKHAVEN ON MONDAY, DECEMBER 30, 2013.**

Voice vote.

Motion Carried

2013-500 **MOVED BY COMMISSIONER DEREZINSKI, SECONDED BY COMMISSIONER CROSS, TO APPROVE A RESOLUTION CONGRATULATING THE MUSKEGON CATHOLIC CENTRAL FOOTBALL TEAM FOR THEIR STATE CHAMPIONSHIP.**

Voice vote.

Motion Carried

2013-501 **MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER CROSS, TO APPROVE A RESOLUTION HONORING REV. DON AND GRACE MATTHEWS FOR ALL THEIR WORK IN THE COMMUNITY. THIS WILL BE DELIVERED ON SUNDAY, JANUARY 19, 2014, AT THE PRESBYTERIAN CHURCH.**

Voice vote.

Motion Carried

Commissioner Nash explained his abstention vote on the appointments which Chairman Mahoney has recommended. Commissioner Nash shared that he did not have enough information regarding the individuals.

ADMINISTRATOR'S REPORT

2013-502 **SUPPORT THE JAIL AND JUVENILE TRANSITION CENTER (JJTCC) RECOMMENDATION TO NAME THE NEW FACILITY THE "MUSKEGON COUNTY PUBLIC SAFETY BUILDING.**

The Administrator recommends, moved by Commissioner Nash, seconded by Commissioner Wilkins, to support the Jail and Juvenile Transition Center Committee (JJTCC) recommendation to name the new jail facility the "Muskegon County Public Safety Building".

Discussion followed.

Commission Engle stated no matter what it will always be called the jail.

Commissioner Cross said when he thought of public safety he thought of the police and fire department.

Commissioner Derezinski stated that the Sheriff's first duty is to run the jail.

Commissioner Hughes stated that she also thought of public safety as those who come to help in a time of crises, like the police and fire departments.

Commissioner Sabo said that he was getting a lot of the same feedback from those who work in the public safety field.

Commissioner Hughes said that the building should be called the Muskegon County Sheriff Department and Jail.

Sheriff Dean Roesler addressed the Board stating that his choice was Muskegon County Jail.

Roll Call on 2013-502

Yes: Rillastine Wilkins

No: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Terry Sabo,
Robert Scolnik, Chairman Mahoney

Abstained: Charles Nash

Motion Defeated

2013-503 MOVED BY COMMISSIONER DEREZINSKI, SECONDED BY COMMISSIONER CROSS, TO NAME THE NEW JAIL BUILDING THE "MUSKEGON COUNTY JAIL".

Voice vote.

Motion Carried

OLD BUSINESS

None

NEW BUSINESS

None

PUBLIC COMMENT

None

ADJOURN

2013-504 MOVED BY COMMISSIONER SABO, SECONDED BY COMMISSIONER ENGLE, TO ADJOURN

Voice vote

Motion Carried

Meeting adjourned at 5:56 p.m.

Nancy A. Waters
County Clerk

mlw