

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
January 13, 2011

CALL TO ORDER

The meeting was called to order by Board of Commissioners
Chairman Ken Mahoney at 4:33 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin
Engle; David Fisher; Alan Jager; Scott Plummer; John
Snider; Rillastine Wilkins.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth,
Director of Wastewater; Bonnie Hammersley, County
Administrator; Ted Williams, Corporate Counsel; Karen
Fisher, Secretary.

Others

Present: Board Chair Mahoney; Commissioner Longmire; Mike
Thompson, Egelston Township Supervisor.

BPW-11-001 - APPROVAL OF AGENDA

Moved by Mr. Snider, seconded by Ms. Wilkins, to approve the
agenda as presented.

Motion carried

BPW-11-002 - ELECTION OF OFFICERS

Chairman Mahoney opened nominations for Chair of the Board of
Public Works.

Moved by Mr. Snider, seconded by Mr. Derezinski, to nominate
Marvin Engle for Chair of the Board of Public Works.

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BPW-11-002 - ELECTION OF OFFICERS CONT'D

Moved by Mr. Plummer, seconded by Mr. Collins, to close nominations for Chair of the Board of Public Works.

Moved by Mr. Cross, seconded by Mr. Snider, that an unanimous ballot be cast for Mr. Engle.

Motion carried

Chairman Engle assumed the Chair.

Chairman Engle opened nominations for Vice Chair of the Board of Public Works.

Moved by Mr. Cross, seconded by Mr. Snider, to nominate Scott Plummer for Vice Chair of the Board of Public Works.

Moved by Mr. Snider, seconded by Mr. Derezinski, that nominations be closed and an unanimous ballot be cast for Mr. Plummer.

Motion carried

Chairman Engle opened nominations for Secretary of the Board of Public Works.

Moved by Mr. Snider, seconded by Mr. Collins, to nominate David Fisher for Secretary of the Board of Public Works.

Moved by Mr. Snider, seconded by Mr. Plummer, that nominations be closed and an unanimous ballot be cast for Mr. Fisher.

Motion carried

Chairman Engle opened nominations for Deputy Secretary of the Board of Public Works.

Moved by Mr. Fisher, seconded by Mr. Snider, to appoint John Warner, Director of Public Works, as Deputy Secretary of the Board of Public Works.

Moved by Mr. Snider, seconded by Mr. Cross, that an unanimous ballot be cast for Mr. Warner.

Motion carried

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BPW-11-003 - APPROVAL OF MINUTES

Moved by Mr. Snider, seconded by Mr. Collins, to approve the minutes of the meeting held December 9, 2010.

Motion carried

BPW-11-004 - ACCOUNTS PAYABLE

Moved by Mr. Jager, seconded by Mr. Snider, to approve the Accounts Payable in the total amount of \$335,899.38, as follows:

1. Water System Improvement Bond Fund 4150 - \$9,895.00
2. Solid Waste Fund 5710 - \$117.04
3. Regional Water System Fund 5910 - \$204,406.44
4. Fruitport-Norton Shores Water Fund 8711 - \$121,480.90

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins; Plummer; Wilkins; Cross; Fisher.

Nays - None.

Motion carried

BPW-11-005 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on any agenda item.

BPW-11-006 - PROPOSAL FOR GROUNDWATER SAMPLING/TESTING/REPORTING SERVICES - SOLID WASTE

Moved by Mr. Collins, seconded by Mr. Snider, to approve Engineering & Environmental Solutions for groundwater monitoring and reporting services for 2011 (RFP-11-1831) for their quoted fee of \$37,606.40 per year with costs being paid from Solid Waste fund, 5710-0526.

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BPW-11-006 - PROPOSAL FOR GROUNDWATER SAMPLING/TESTING/REPORTING SERVICES - SOLID WASTE CONT'D

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins;
Wilkins; Cross.

Nays - Plummer; Fisher.

Motion carried

BPW-11-007 - PROPOSAL FOR AIR MONITORING/REPORTING SERVICES - SOLID WASTE

Moved by Mr. Snider, seconded by Mr. Collins, to award the air monitoring and reporting service (RFP-10-1823) contract to Air Quality Specialist at the quoted cost of \$8,100/year for basic services with costs being paid from Solid Waste fund, 5710-0526.

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins;
Plummer; Wilkins; Cross; Fisher.

Nays - None.

Motion carried

BPW-11-008 - AUTHORIZATION TO BID - RELOCATED LEACHATE PUMP STATION #1

Moved by Mr. Snider, seconded by Mr. Derezinski, to authorize staff to bid the construction of the relocated leachate pump station #1 for Solid Waste with all costs for this project being paid from Solid Waste fund, 5710-0526.

Motion carried

BPW-11-009 - AWARD BID - ½ TON, 4-WHEEL DRIVE TRUCK

Moved by Mr. Snider, seconded by Ms. Wilkins, to award the bid for the "Fleet Vehicle" Wastewater ½-ton, four-wheel-drive truck to Jorgensen Ford Sales for \$19,255.05, per the specifications in RFB 11-1844.

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BPW-11-009 - AWARD BID - ½ TON, 4-WHEEL DRIVE TRUCK CONT'D

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Wilkins;
Cross; Fisher.

Nays - Collins; Plummer.

Motion carried

BPW-11-010 - AUTHORIZATION TO BID - FARM CHEMICALS & FERTILIZERS

Moved by Mr. Derezinski, seconded by Mr. Snider, to authorize Wastewater staff to advertise for bids the budgeted Farm chemicals and fertilizers for 2011.

Motion carried

BPW-11-011 - AUTHORIZATION TO BID - ALFALFA HAY TONNAGE

Moved by Mr. Derezinski, seconded by Mr. Snider, to authorize Wastewater staff to bid the alfalfa hay tonnage from seven fields, or about 634 acres, that would be established for four years in the spring of 2011.

Motion carried

BPW-11-012 - CONTRACT WITH MUSKEGON COUNTY BEAGLE CLUB

Moved by Mr. Snider, seconded by Mr. Derezinski, to approve the contract with the Muskegon County Beagle Club to use the Muskegon County Wastewater Management System property for beagle field trial competition activity, on dates provided and approved by the Wastewater Director, each year through 2015 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins;
Plummer; Wilkins; Cross; Fisher.

Nays - None.

Motion carried

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BPW-11-013 - CHANGE ORDER #7, CONTRACT #2 - 66-INCH FORCE MAIN
REPLACEMENT PROJECT

Moved by Mr. Derezinski, seconded by Mr. Snider, to approve Change Order #7 on Contract #2 of the 66-inch force main replacement project for the Wastewater System for an increase in the contract of \$210,932.95 from \$14,467,022.86 to \$14,677,955.81, approve the additive alternate of \$10,232.25 for lead-based paint abatement, and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins;
Plummer; Wilkins; Cross; Fisher.

Nays - None.

Motion carried

BPW-11-014 - INFORMATION ITEMS

Moved by Mr. Collins, seconded by Mr. Snider, that the following information items be received and placed on file:

1. Public Works Monthly Operating Report - December 2010.
2. Wastewater Monthly Operating Report - December 2010.

Motion carried

BPW-11-015 - OLD BUSINESS

There was no old business.

BPW-11-016 - NEW BUSINESS

Commissioner Jager commented on putting up signs at the Solid Waste regarding use of the restrooms and/or getting a "port-a-jon" for users of the Solid Waste.

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BPW-11-017 - PUBLIC COMMENT ON NEW TOPIC

There were no public comments on any new topic.

Students from Reeths Puffer High School were in attendance.

BPW-11-018 - ADJOURN

Moved by Mr. Collins, seconded by Mr. Snider, to adjourn the meeting at 4:59 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
February 10, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:43 p.m.

ROLL

Present: Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; Rillastine Wilkins.

Excused: Lewis Collins; I. John Snider.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Director of Wastewater; Bonnie Hammersley, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Board Chair Mahoney; Mike Thompson, Egelston Township Supervisor; Deb Ackerman, Egelston Township Treasurer.

BPW-11-019 - APPROVAL OF AGENDA

Moved by Mr. Plummer, seconded by Mr. Cross, to approve the agenda as presented.

Motion carried

BPW-11-020 - APPROVAL OF MINUTES

Moved by Ms. Wilkins, seconded by Mr. Jager, to approve the minutes of the meeting held January 13, 2011.

Motion carried

BPW-11-021 - ACCOUNTS PAYABLE

Moved by Mr. Derezsinski, seconded by Mr. Cross, to approve the Accounts Payable in the total amount of \$153,182.83, as follows:

1. Solid Waste Fund 5710 - \$1,060.06
2. Regional Water System Fund 5910 - \$151,072.77
3. Fruitport-Norton Shores Water Fund 8711 - \$1,050.00

Roll call: Ayes - Derezsinski; Engle; Plummer; Wilkins; Cross;
Fisher; Jager.

Nays - None.

Motion carried

BPW-11-022 - PUBLIC COMMENT ON AN AGENDA ITEM

There was no public comment on any agenda item.

BPW-11-023 - FREE DUMP DAYS FOR LOCAL UNITS

Moved by Mr. Derezsinski, seconded by Ms. Wilkins, to approve the "free dump days" for the local units for 2011 and the associated rules for participation.

Roll call: Ayes - Engle; Plummer; Wilkins; Cross; Fisher; Jager;
Derezsinski.

Nays - None.

Motion carried

BPW-11-024 - FINAL PAYMENT - WASTEWATER SYSTEM SEGMENT #1
CONTRACT FOR 66-INCH FORCE MAIN REPLACEMENT PROJECT

Moved by Mr. Fisher, seconded by Mr. Cross, to approve final payment on the Wastewater System Segment #1 Contract for the 66-inch force main replacement project for \$1,000.00 and authorize the Public Works Board Chairman to sign same.

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BPW-11-024 - FINAL PAYMENT - WASTEWATER SYSTEM SEGMENT #1
CONTRACT FOR 66-INCH FORCE MAIN REPLACEMENT PROJECT CONT'D

Roll call: Ayes - Plummer; Wilkins; Cross; Fisher; Jager;
Derezinski; Engle.

Nays - None.

Motion carried

BPW-11-025 - CHANGE ORDER #4 - WASTEWATER SYSTEM OUTFALL 002
LAKETON AND SULLIVAN STATION IMPROVEMENTS CONTRACT

Moved by Mr. Derezinski, seconded by Mr. Fisher, to approve Change Order #4 on the Wastewater System Outfall 002 Laketon and Sullivan Station Improvements Contract for an increase of \$13,920.00 in the contract from \$1,374,246.00 to \$1,388,166.00, and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Plummer; Wilkins; Cross; Fisher; Jager;
Derezinski; Engle.

Nays - None.

Motion carried

BPW-11-026 - AWARD BID - FLOW METER CALIBRATION

Moved by Mr. Derezinski, seconded by Mr. Cross, to award low bid for the "Flow Meter Calibration" in the Wastewater Plant Collection System to RS Technical Services, Inc. at their price of \$22,050 for the calibration of 33 billing meters and five process meters and their \$95 per hour repair labor rate, all per the specifications in RFB 11-1851.

Roll call: Ayes - Wilkins; Cross; Fisher; Jager; Derezinski;
Engle; Plummer.

Nays - None.

Motion carried

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BPW-11-027 - PERMISSION TO ADVERTISE FOR BIDS - T&L IRRIGATION PARTS

Moved by Mr. Fisher, seconded by Mr. Plummer, to grant Wastewater staff permission to advertise for bids the T&L irrigation parts used on the farm.

Motion carried

BPW-11-028 - AUTHORIZATION TO SEEK CONSULTING SERVICES - COST OF SERVICE STUDY AND LONG TERM FINANCIAL PLAN FOR WASTEWATER

Moved by Mr. Fisher, seconded by Mr. Plummer, to authorize Wastewater staff to seek consulting services to provide a cost-of-service study and to develop a long-term financial plan for the Wastewater System.

Roll call: Ayes - Fisher; Jager; Derezinski; Engle; Plummer; Wilkins; Cross.

Nays - None.

Motion carried

BPW-11-029 - INFORMATION ITEMS

Moved by Mr. Derezinski, seconded by Mr. Plummer, that the following information items be received and placed on file:

1. Public Works Monthly Operations Report - January 2011.
2. Wastewater Monthly Operating Report - January 2011.
3. Muskegon County Regional Water System Policy Board Meeting Minutes - January 11, 2011 (draft).

Motion carried

BPW-11-030 - OLD BUSINESS

There was no old business.

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BPW-11-031 - NEW BUSINESS

There was no new business.

BPW-11-032 - PUBLIC COMMENT ON NEW TOPIC

There was no public comment on any new topic.

BPW-11-033 - ADJOURN

Moved by Ms. Wilkins, seconded by Mr. Derezinski, to adjourn the meeting at 4:02 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
March 10, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Excused: David Fisher.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Director of Wastewater; Bonnie Hammersley, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Mike Thompson, Egelston Township Supervisor; Deb Ackerman, Egelston Township Treasurer; Scott Erdman, Erdman Holdings, LLC; Commissioner Longmire; Board Chair Ken Mahoney.

BPW-11-034 - APPROVAL OF AGENDA

Moved by Mr. Snider, seconded by Mr. Cross, to approve the agenda as presented.

Motion carried

BPW-11-035 - APPROVAL OF MINUTES

Moved by Mr. Derezinski, seconded by Mr. Collins, to approve the minutes of the meeting held February 10, 2011.

Motion carried

BPW-11-036 - ACCOUNTS PAYABLE

Moved by Mr. Collins, seconded by Mr. Cross, to approve the Accounts Payable in the total amount of \$5,939.64, as follows:

1. Solid Waste Fund 5710 - \$96.08
2. Regional Water System Fund 5910 - \$5,843.56

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross; Jager; Snider; Derezinski.

Nays - None.

Motion carried

BPW-11-037 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on any agenda item.

BPW-11-038 - DIXON ENGINEERING PROPOSAL

Moved by Mr. Derezinski, seconded by Mr. Snider, to approve the proposal from Dixon Engineering for the preparation of technical specifications for wet interior painting and other repairs on the Evanston Avenue elevated water storage tank for their proposed cost of \$2,800 not-to-exceed with costs being paid from the Regional Water System fund, 5910.

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Jager; Snider; Derezinski; Engle.

Nays - None.

Motion carried

BPW-11-039 - EES PROPOSAL

Moved by Mr. Collins, seconded by Ms. Wilkins, to approve the EES proposal for \$6,200 for making application to MDNRE for the removal of wells from the groundwater monitoring program at Solid Waste with costs being paid from Solid Waste fund 5710-0526.

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BPW-11-039 - EES PROPOSAL CONT'D

Roll call: Ayes - Plummer; Wilkins; Cross; Jager; Snider;
Derezinski; Engle; Collins.

Nays - None.

Motion carried

BPW-11-040 - SIXTH AMENDMENT TO REAL ESTATE PURCHASE AGREEMENT -
ERDMAN

Moved by Mr. Snider, seconded by Mr. Collins, to approve the Sixth Amendment to the Real Estate Purchase Agreement between the Public Works Board, the County of Muskegon and the Erdman Holdings, LLC and Erdman Recycling, LLC, and authorize the Chairman to sign the Sixth Amendment to the Real Estate Purchase Agreement.

Moved by Mr. Plummer, seconded by Mr. Derezinski, to suspend the rules and allow Mr. Erdman to address the Board.

Motion carried

Mr. Scott Erdman addressed the Board of Public Works explaining the need for the Sixth Amendment and answering questions from Board members.

Moved by Mr. Snider, seconded by Ms. Wilkins, to return to regular session.

Motion carried

Roll call: Ayes - Wilkins; Cross; Jager; Snider; Derezinski;
Engle; Collins; Plummer.

Nays - None.

Motion carried

BPW-11-041 - PERMISSION TO BID - TRUCK LIFT

Moved by Mr. Snider, seconded by Mr. Cross, to grant Wastewater staff permission to advertise for bids a truck lift for the Fleet Maintenance garage.

Motion carried

BPW-11-042 - AWARD BIDS - AGRICULTURAL CHEMICALS

Moved by Mr. Derezsinski, seconded by Mr. Snider, to award the Roundup Power Max at \$14.21 per gallon, Eptam Herbicide at \$33.99 per gallon, Prowl 3.3 EC (or Acumen) at \$21.85 per gallon, Pursuit at \$354.85 per gallon, Optimize 400 at a total cost of \$1,884.00, soy bean foliar fertilizer at \$5.70 per gallon, corn foliar fertilizer at \$12.95 per gallon, ESN for \$648.90 per ton, and Bronc Max for \$10.00 per gallon from Wilbur-Ellis Company; the 90:10 surfactant at \$9.50 per gallon and the alfalfa foliar fertilizer at \$3.64 per gallon from TMF Ag Supply; the 0-0-60 for \$577.00 per ton and the 18-46-0 for \$699.00 per ton from Farmers Co-op Elevator Co.; the Valor SX DG at \$59.30 per pound from Troyer Growers Supply; and the Halex GT at \$28.10 per gallon from Day Light Enterprises, all for the Wastewater System, per the specifications in RFB 11-1870.

Roll call: Ayes - Jager; Snider; Derezsinski; Engle; Collins;
Plummer; Wilkins; Cross.

Nays - None.

Motion carried

BPW-11-043 - PERMISSION TO BID - ROTARY MOWER

Moved by Mr. Collins, seconded by Mr. Snider, to grant Wastewater staff permission to advertise for bids a pull-behind, 20' flex-wing, heavy-duty, rotary mower.

Motion carried

BPW-11-044 - AWARD BID - IRRIGATION RIG REPLACEMENT NOZZLES

Moved by Mr. Collins, seconded by Ms. Wilkins, to accept the Zirk Welding and Irrigation bid of \$37,315.26 for replacement nozzles for irrigation rigs 1-11 for the Wastewater System per the bid specifications outlined in RFB 11-1869.

Roll call: Ayes - Snider; Derezinski; Engle; Collins; Plummer;
Wilkins; Cross; Jager.

Nays - None.

Motion carried

BPW-11-045 - AWARD BID - ALFALFA SALE

Moved by Mr. Snider, seconded by Mr. Derezinski, to award the alfalfa hay in fields 3, 4, 14, and 20 at the Wastewater System to den Dulk Dairy for \$32.25 per ton for the next four years; and the alfalfa hay in fields 44, 47 and 51N at the Wastewater System to den Dulk Dairy for \$29.25 per ton for the next four years, all per the specifications in RFB 11-1863, and authorize the Public Works Board Chairman to sign the contract to formalize the above actions.

Roll call: Ayes - Derezinski; Engle; Collins; Plummer; Wilkins;
Cross; Jager; Snider.

Nays - None.

Motion carried

BPW-11-046 - INFORMATION ITEMS

Moved by Mr. Collins, seconded by Mr. Snider, that the following information items be received and placed on file:

1. Public Works Monthly Operations Report - February 2011.
2. Wastewater Monthly Operating Report - February 2011.

Motion carried

BPW-11-047 - OLD BUSINESS

There was no old business.

BPW-11-048 - NEW BUSINESS

There was no new business.

BPW-11-049 - AUDIENCE PARTICIPATION

Scott Erdman, Vice President of the Fair Board, addressed the Board of Public Works.

He stated that a cover for the grandstand was put up in December. The Fair Board raised over \$50,000 for this project.

An Eagle Scout is doing a project for a handicap viewing area next to the grandstand.

Mr. Erdman stated a grant was received from Great Lakes Energy to help with the building projects.

BPW-11-050 - ADJOURN

Moved by Ms. Wilkins, seconded by Mr. Plummer, to adjourn the meeting at 3:52 p.m.

Motion carried

Marvin Engle, Chairman

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
April 14, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Excused: James Derezinski.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Director of Wastewater; Bonnie Hammersley, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Deb Ackerman, Egelston Township Treasurer; Commissioner Longmire; Board Chair Ken Mahoney; Jim White, Attorney representing fortu Powercell; Hank Teshchendorf, fortu Powercell; Ed Garner, Muskegon Area First.

BPW-11-051 - APPROVAL OF AGENDA

Moved by Mr. Collins, seconded by Mr. Plummer, to approve the agenda with the addition of items #7 Sanitary Sewer Agreement with Bayer CropScience LP and fortu PowerCell adding to the suggested motion "contingent upon obtaining all applicable signatures."'; and #8 refunding of the Wastewater Management System No. 2 Bonds.

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BPW-11-051 - APPROVAL OF AGENDA CONT'D

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Fisher;
Jager; Snider; Engle.

Nays - None.

Motion carried

BPW-11-052 - APPROVAL OF MINUTES

Moved by Mr. Plummer, seconded by Mr. Collins, to approve the minutes of the meeting held March 10, 2011.

Motion carried

BPW-11-053 - ACCOUNTS PAYABLE

Moved by Mr. Collins, seconded by Mr. Cross, to approve the Accounts Payable in the total amount of \$97,995.49, as follows:

1. Solid Waste Fund 5710 - \$238.46
2. Regional Water System Fund 5910 - \$97,757.03

Roll call: Ayes - Wilkins; Cross; Fisher; Jager; Snider; Engle;
Collins; Plummer.

Nays - None.

Motion carried

BPW-11-054 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on any agenda item.

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BPW-11-055 - AUTHORIZATION TO SOLICIT BIDS - INTERIOR PAINTING
AND STRUCTURAL REPAIR WORK - EVANSTON AVENUE TANK

Moved by Mr. Fisher, seconded by Mr. Plummer, to authorize staff to solicit bids for the interior painting and structural repair work on the Evanston Avenue elevated water storage tank with costs being paid from the Regional Water System fund 5910-0552.

Motion carried

BPW-11-056 - AWARD BID - GREAT LAKES FORD WATERMAIN

Moved by Mr. Collins, seconded by Mr. Snider, to accept the low bid of \$92,000.00 from Thompson Brothers, Inc., for the extension of watermain to Great Lakes Ford (RFB-11-1859) with costs for the work being paid from the Regional Water System fund 5910.

Roll call: Ayes - Snider; Engle; Collins; Plummer; Wilkins;
Cross; Fisher.

Nays - None.

Abstain - Jager.

Motion carried

BPW-11-057 - PERMANENT EASEMENT AGREEMENT - CONSUMERS ENERGY

Moved by Mr. Collins, seconded by Mr. Snider, to authorize the Board Chair to accept the Just Compensation in the amount of \$1,000.00 and sign the Permanent Easement Agreement between Muskegon County and Consumers Energy Company.

Roll call: Ayes - Snider; Engle; Collins; Plummer; Wilkins;
Cross; Fisher; Jager.

Nays - None.

Motion carried

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BPW-11-058 - AGREEMENT - MUSKEGON AREA FIRST

Moved by Mr. Fisher, seconded by Ms. Wilkins, to approve the proposal and agreement for Muskegon Area First to furnish Marketing Services for the Wastewater System for 2011, 2012 and 2013 fiscal year and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross;
Fisher; Jager; Snider.

Nays - None.

Motion carried

BPW-11-059 - RECLASSIFY IRRIGATION OPERATOR TO OPERATION
MAINTENANCE MECHANIC

Moved by Mr. Collins, seconded by Mr. Cross, to reclassify one Irrigation Operator position as an Operation Maintenance Mechanic under the supervision of the Engineer Operations Manager per the Request for Reclassification Position form.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross;
Fisher; Jager; Snider.

Nays - None.

Motion carried

BPW-11-060 - WASTEWATER DIRECTOR/PUBLIC WORKS CHAIRMAN APPROVAL
OF CHANGE ORDERS

Moved by Mr. Fisher, seconded by Mr. Snider, to authorize the Wastewater Director and/or the Public Works Chairman to approve any field adjustments required that are less than ten thousand (\$10,000) per incident and authorize Public Works Chairman to sign same.

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BPW-11-060 - WASTEWATER DIRECTOR/PUBLIC WORKS CHAIRMAN APPROVAL
OF CHANGE ORDERS CONT'D

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Fisher;
Jager; Snider; Engle.

Nays - None.

Motion carried

BPW-11-061 - SANITARY SEWER AGREEMENT WITH BAYER CROPSCIENCE LP
AND FORTU POWERCELL

Moved by Mr. Snider, seconded by Mr. Plummer, to suspend the
rules and allow audience participation on this issue.

Motion carried

Mr. Jim White, attorney for fortu, and Mr. Hank Teshchendorf,
fortu PowerCell, addressed the Board of Public Works regarding
this issue.

Mr. White stated that the agreement needs to be modified to add
Muskegon Charter Township as a signatory to this agreement. This
item will be on the agenda for Muskegon Charter Township's
approval at their meeting on Monday.

Moved by Mr. Snider, seconded by Ms. Wilkins, to return to
regular session.

Motion carried

Moved by Mr. Snider, seconded by Mr. Fisher, to approve the
Sanitary Sewer Agreement with Bayer CropScience LP and fortu
PowerCell, Inc., to be a Direct Connect User to the Muskegon
County Wastewater Management System contingent upon adding
Muskegon Charter Township as signatory to this agreement and
obtaining all applicable signatures.

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BPW-11-061 - SANITARY SEWER AGREEMENT WITH BAYER CROPSCIENCE LP
AND FORTU POWERCELL CONT'D

Roll call: Ayes - Plummer; Wilkins; Cross; Fisher; Jager; Snider;
Engle; Collins.

Nays - None.

Motion carried

BPW-11-062 - REFUNDING PROCESS OF WASTEWATER MANAGEMENT SYSTEM
NO. 2 BONDS

Moved by Mr. Snider, seconded by Mr. Collins, to authorize the
Finance & Management Services Director to coordinate the
refunding process of the Wastewater Management System No. 2 Bonds
with First Southwest and bond counsel.

Motion carried

BPW-11-063 - INFORMATION ITEMS

Moved by Mr. Snider, seconded by Mr. Collins, that the following
information items be received and placed on file:

1. Public Works Monthly Operations Report - March 2011.
2. Wastewater Monthly Operating Report - March 2011.
3. Muskegon County Regional Water System Policy Board Meeting
Minutes - March 8, 2011 (draft).

Motion carried

BPW-11-064 - OLD BUSINESS

There was no old business.

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BPW-11-065 - NEW BUSINESS

Commissioner Snider asked if Muskegon Charter Township will be a party to the sewer contract.

Mr. White stated a clause stating it has been accepted and approved by Muskegon Charter Township will be added to the agreement.

David Kieft, Muskegon Charter Township Supervisor, stated the reason Muskegon Charter Township needs to be a signatory to the sewer agreement for Bayer/fortu is because the direct connect user, according to the new master contract, cannot be approved unless the municipality that the direct connect user is in approves the connection.

BPW-11-066 - PUBLIC COMMENT ON A NEW TOPIC

There were no comments on any new topic.

BPW-11-067 - ADJOURN

Moved by Mr. Plummer, seconded by Mr. Collins, to adjourn the meeting at 3:55 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
May 12, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Scott Plummer; I. John Snider; Rillastine Wilkins.

Excused: Lewis Collins; Alan Jager.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Director of Wastewater; Bonnie Hammersley, County Administrator; Heath Kaplan, Finance & Management Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Mike Thompson, Egelston Township Supervisor; Deb Ackerman, Egelston Township Treasurer; Commissioner Longmire; Board Chair Ken Mahoney.

BPW-11-068 - APPROVAL OF AGENDA

Moved by Mr. Snider, seconded by Mr. Fisher, to approve the agenda as presented with the addition of the final agenda item on T&L irrigation parts bids.

Motion carried

Board of Public Works
May 12, 2011
Page Two

BPW-11-069 - APPROVAL OF MINUTES

Moved by Mr. Derezinski, seconded by Mr. Snider, to approve the minutes of the meeting held April 14, 2011.

Motion carried

BPW-11-070 - ACCOUNTS PAYABLE

Moved by Ms. Wilkins, seconded by Mr. Cross, to approve the Accounts Payable in the total amount of \$96,682.61, as follows:

1. Solid Waste Fund 5710 - \$131.76
2. Regional Water System Fund 5910 - \$96,550.85

Roll call: Ayes - Derezinski; Engle; Plummer; Wilkins; Cross; Fisher; Snider.

Nays - None.

Motion carried

BPW-11-071 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no public comments on any agenda item.

BPW-11-072 - AWARD BID FOR GAP CELL LEACHATE PUMP STATION FOR SOLID WASTE

Moved by Mr. Snider, seconded by Mr. Plummer, to approve the low bid of \$513,915.00 from Jackson-Merkey for the construction of the gap cell leachate pump station for Solid Waste with costs being paid from Solid Waste fund 5710-0526.

Roll call: Ayes - Engle; Plummer; Wilkins; Cross; Fisher; Snider; Derezinski.

Nays - None.

Motion carried

Board of Public Works
May 12, 2011
Page Three

BPW-11-073 - PERMISSION TO ADVERTISE FOR BIDS - FARM EQUIPMENT

Moved by Mr. Fisher, seconded by Ms. Wilkins, to allow the Wastewater System to advertise for bid one (1) self-propelled sprayer with the option to trade-in one (1) 2000 pull-behind sprayer and one (1) 2001 John Deere Tractor.

Motion carried

BPW-11-074 - PERMISSION TO ADVERTISE FOR BIDS - CALCIUM CHLORIDE

Moved by Mr. Plummer, seconded by Mr. Cross, to grant Wastewater staff permission to advertise for bids the Calcium Chloride for the 2011 and 2012 seasons.

Motion carried

BPW-11-075 - AWARD BID - T&L IRRIGATION PARTS

Moved by Mr. Snider, seconded by Mr. Derezinski, to award the bid for a discounted rate of 28% and 20.5% for all T&L irrigation parts supplied by Zirk Welding & Irrigation to the Muskegon County Wastewater Management System per specifications outlined in RFB 11-1885 and authorize the Public Works Board Chairman to sign the contract documents for same.

Roll call: Ayes - Wilkins; Cross; Fisher; Snider; Derezinski;
Engle; Plummer.

Nays - None.

Motion carried

BPW-11-076 - AWARD BID - STORAGE TANK

Moved by Mr. Plummer, seconded by Ms. Wilkins, to award the bid for the 6000 gallon Polyethylene Storage Tank for the Wastewater System to Pressures & Pipes, Inc., in the amount of \$39,067.00, to furnish and install per the specifications in RFB 11-1877.

Board of Public Works
May 12, 2011
Page Four

BPW-11-076 - AWARD BID - STORAGE TANK CONT'D

Roll call: Ayes - Snider; Derezinski; Engle; Plummer; Wilkins;
Cross; Fisher.

Nays - None.

Motion carried

BPW-11-077 - ADOPT RESOLUTION AUTHORIZING FUTURES TRADING

Moved by Mr. Derezinski, seconded by Mr. Fisher, that the Public Works Board adopt the Resolution Authorizing Futures Trading and further authorize the Public Works Board Chairman, Vice Chairman and Secretary to sign the Resolution Authorizing Futures Trading.

Roll call: Ayes - Derezinski; Engle; Plummer; Wilkins; Cross;
Fisher; Snider.

Nays - None.

Motion carried

BPW-11-078 - INFORMATION ITEMS

Moved by Mr. Derezinski, seconded by Mr. Plummer, that the following information items be received and placed on file:

1. Public Works Monthly Operations Report - April 2011.
2. Wastewater Monthly Operating Report - April 2011.
3. Muskegon County Regional Water System Policy Board Meeting Minutes - April 12, 2011.

Motion carried

BPW-11-079 - OLD BUSINESS

There was no old business.

Board of Public Works
May 12, 2011
Page Five

BPW-11-080 - NEW BUSINESS

There was no new business.

BPW-11-081 - PUBLIC COMMENT ON NEW TOPIC

Mike Thompson, Egelston Township Supervisor, inquired about the status of the wind turbines at the Wastewater Site.

Mr. Eisenbarth stated that bids have been received and interviews will be conducted soon.

BPW-11-082 - ADJOURN

Moved by Mr. Plummer, seconded by Mr. Fisher, to adjourn the meeting at 3:47 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Special Meeting
Michael E. Kobza Hall of Justice
Muskegon, Michigan
May 24, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:31 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Director of Wastewater; Bonnie Hammersley, County Administrator; Doug Hughes, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Mike Thompson, Egelston Township Supervisor; Deb Ackerman, Egelston Township Treasurer; Commissioner Longmire; Commissioner Scolnik; Board Chair Ken Mahoney; Matt Farrar, Fruitport Charter Township.

BPW-11-083 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on the agenda item.

BPW-11-084 - AWARD CONTRACT FOR COST OF SERVICE CONSULTING

Moved by Mr. Collins, seconded by Mr. Cross, to award the contract for "Cost of Service Consulting" to perform a rate design study for the Wastewater System per the specifications in RFP 11-1884 to Utility Financial Solutions for \$24,585.

Board of Public Works
Special Meeting
May 24, 2011
Page Two

BPW-11-084 - AWARD CONTRACT FOR COST OF SERVICE CONSULTING CONT'D

Mr. Eisenbarth gave a brief summary of the process of choosing the firm to perform the cost of service consulting.

The Wastewater users voted unanimously to approve the contract with Utility Financial Solutions.

Drain Commissioner Fisher stated that Mr. Tom Traciak from Umbaugh has done work for the Regional Water System and he feels that Umbaugh is capable of performing the cost of service work for the Wastewater at their lower bid price.

Discussion followed.

Moved by Mr. Fisher, seconded by Ms. Wilkins, to suspend the rules and allow audience participation on this issue.

Motion carried

Mr. Matt Farrar, Fruitport Charter Township and member of the Wastewater Users Committee, addressed the Board of Public Works. He stated he was involved in the interviews and feels that Utility Financial Solutions is the best choice for this project.

Moved by Mr. Plummer, seconded by Mr. Snider, to go back to regular session.

Motion carried

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Snider; Derezinski; Engle.

Nays - Fisher; Jager.

Motion carried

BPW-11-085 - PUBLIC COMMENT ON NEW ITEM

There were no comments on any new item.

Board of Public Works
Special Meeting
May 24, 2011
Page Three

BPW-11-086 - ADJOURN

Moved by Mr. Collins, seconded by Mr. Fisher, to adjourn the meeting at 3:45 p.m.

Motion carried

Marvin Engle, Chairman

kf

JUNE 3, 2011

MEETING NOTICE

NOTICE IS HEREBY GIVEN THAT THE REGULAR SCHEDULED MEETING OF THE BOARD OF PUBLIC WORKS FOR JUNE 9, 2011, 3:30 P.M., BOARD OF COMMISSIONERS ROOM, 4TH FLOOR, MICHAEL E. KOBZA HALL OF JUSTICE, 990 TERRACE STREET, MUSKEGON, MI 49442, HAS BEEN CHANGED TO JUNE 14, 2011, 3:30 P.M., BOARD OF COMMISSIONERS ROOM, 4TH FLOOR, MICHAEL E. KOBZA HALL OF JUSTICE, 990 TERRACE STREET, MUSKEGON, MI 49442.

MARVIN ENGLE, CHAIRMAN
BOARD OF PUBLIC WORKS

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 the following:

Muskegon County Administrator's Office
Michael E. Kobza Hall of Justice
Fourth Floor; 990 Terrace Street; Muskegon, MI 49442

(231) 724-6520

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
July 14, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; Marvin Engle; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Excused: James Derezinski; David Fisher.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Director of Wastewater; Bonnie Hammersley, County Administrator; Heath Kaplan, Finance & Management Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Board Chair Ken Mahoney.

BPW-11-099 - APPROVAL OF AGENDA

Moved by Mr. Plummer, seconded by Ms. Wilkins, to approve the agenda with the following addition:

1. Information Item - Wastewater Contract.

Motion carried

BPW-11-100 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. Collins, to approve the Accounts Payable in the total amount of \$191,016.37 as follows:

Board of Public Works
July 14, 2011
Page Two

BPW-11-100 - ACCOUNTS PAYABLE CONT'D

1. Solid Waste - \$221.40
2. Regional Water System Fund 5910 - \$190,794.97

Roll call: Ayes - Snider; Engle; Collins; Plummer; Wilkins;
Cross; Jager.

Nays - None.

Motion carried

BPW-11-101 - APPROVAL OF MINUTES

Moved by Mr. Plummer, seconded by Mr. Collins, to approve the minutes of the meeting held June 14, 2011.

Motion carried

BPW-11-102 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on any agenda item.

BPW-11-103 - AWARD PAINTING/STRUCTURAL REPAIR - EVANSTON AVENUE TANK

Moved by Mr. Snider, seconded by Mr. Cross, to award the contract for interior painting and structural repair of the Evanston Avenue elevated water storage tank (RFB-11-1901) to L.C. United Painting for \$107,000 with costs being paid from Regional Water System fund 5910-0552.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross; Jager;
Snider.

Nays - None.

Motion carried

Board of Public Works
July 14, 2011
Page Three

BPW-11-104 - DIXON ENGINEERING PROPOSAL - EVANSTON AVENUE TANK

Moved by Mr. Collins, seconded by Mr. Snider, to approve Dixon Engineering's proposal for the inspection of the interior painting and structural repair of the Evanston Avenue elevated water storage tank for their proposed not-to-exceed cost of \$11,785.00 with costs being paid from Regional Water fund 5910-0552.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross; Jager; Snider.

Nays - None.

Motion carried

BPW-11-105 - FINAL PAYMENT - WASTEWATER LAKETON/OUTFALL 002 & SULLIVAN IMPROVEMENTS

Moved by Mr. Collins, seconded by Mr. Cross, to approve final payment on the Wastewater Laketon/Outfall 002 and Sullivan Improvements for \$38,894.23 to Grand River Construction and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Jager; Snider; Engle.

Nays - None.

Motion carried

BPW-11-106 - INFORMATION ITEMS

Moved by Mr. Collins, seconded by Ms. Wilkins, that the following information items be received and placed on file:

1. Memorandum Regarding Sewer Master Contract.
2. Public Works Monthly Operations Report - June 2011.
3. Wastewater Monthly Operating Report - June 2011.

Motion carried

Board of Public Works
July 14, 2011
Page Four

BPW-11-107 - AUTHORIZE HOWARD & HOWARD TO NEGOTIATE WITH
DEVELOPER - WIND POWERED ELECTRIC GENERATING SYSTEM

Moved by Mr. Plummer, seconded by Mr. Snider, to authorize Howard & Howard legal counsel to enter into negotiations with a developer toward a definitive lease agreement whereby the system would lease all or part of its lands for the development, construction and operation of an approximately 100 megawatt wind powered electric generating system.

Roll call: Ayes - Plummer; Wilkins; Cross; Jager; Snider; Engle; Collins.

Nays - None.

Motion carried

BPW-11-108 - APPROVE FUNDING - GREAT LAKES FORD WATERMAIN PROJECT

Moved by Mr. Snider, seconded by Mr. Cross, to approve for FY 2011 Regional Water System funds to pay for the Great Lakes Ford watermain project in the following amounts: \$10,000 to 5910-0554-818000 and \$92,000 to 5910-0554-973000.

Roll call: Ayes - Wilkins; Cross; Jager; Snider; Engle; Collins; Plummer.

Nays - None.

Motion carried

BPW-11-109 - OLD BUSINESS

There was no old business.

BPW-11-110 - NEW BUSINESS

There was no new business.

Board of Public Works
July 14, 2011
Page Five

BPW-11-111 - PUBLIC COMMENT ON A NEW TOPIC

There were no public comments on any new topic.

BPW-11-112 - ADJOURN

Moved by Mr. Snider, seconded by Mr. Collins, to adjourn the meeting at 3:46 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
August 11, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Director of Wastewater; Bonnie Hammersley, County Administrator; Heath Kaplan, Finance & Management Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Board Chair Ken Mahoney; Commissioner Longmire; Mike Thompson, Egelston Township Supervisor; Don Studaven, Blue Lake Township Supervisor; Bryan Mazade, City of Muskegon; Kathy Evans, W.M.S.R.D.C.; Louis McMurray, former County Commissioner & Public Works Board Chairman.

BPW-11-113 - APPROVAL OF AGENDA

Moved by Mr. Snider, seconded by Mr. Plummer, to approve the agenda and the addendum.

Motion carried

BPW-11-114 - APPROVAL OF MINUTES

Moved by Mr. Derezinski, seconded by Mr. Collins, to approve the minutes of the meeting held July 14, 2011.

Motion carried

Board of Public Works
August 11, 2011
Page Two

BPW-11-115 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. Cross, to approve the Accounts Payable in the total amount of \$145,286.96, as follows:

1. Solid Waste Fund 5710 - \$150.74
2. Regional Water System Fund 5910 - \$145,136.22

Roll call: Ayes - Derezinski; Engle; Collins; Plummer; Wilkins; Cross; Fisher; Jager; Snider.

Nays - None.

Motion carried

BPW-11-116 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on any agenda items.

BPW-11-117 - GREAT LAKES FORD WATERMAIN PROJECT - CONTRACT CHANGE ORDER #1

Moved by Mr. Fisher, seconded by Ms. Wilkins, to approve Contract Change Order #1 (final) for the Great Lakes Ford watermain project (RFB-11-1859) in the amount of a cost reduction of \$4,314.80 bringing the total project cost to \$87,685.20 with costs being paid from the Regional Water System fund 5910-0554.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross; Fisher; Jager; Snider; Derezinski.

Nays - None.

Motion carried

BPW-11-118 - SEVENTH AMENDMENT TO REAL ESTATE PURCHASE AGREEMENT - ERDMAN/MUSKEGON COUNTY PUBLIC WORKS BOARD

Moved by Mr. Snider, seconded by Mr. Cross, to approve the Seventh amendment to the Real Estate Purchase Agreement between Erdman Holdings, LLC together with Erdman Recycling, LLC and the Muskegon County Public Works Board for extending the contingency period on the 1.78 acres for a maximum 5 years.

Board of Public Works
August 11, 2011
Page Three

BPW-11-118 - SEVENTH AMENDMENT TO REAL ESTATE PURCHASE AGREEMENT
- ERDMAN/MUSKEGON COUNTY PUBLIC WORKS BOARD CONT'D

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Fisher;
Jager; Snider; Derezinski; Engle.

Nays - None.

Motion carried

BPW-11-119 - 2011 WASTEWATER YOUTH TURKEY HUNT, ARCHERY DEER
HUNTING, ARCHERY COYOTE HUNTING, TRAPPING RULES, DNR WATERFOWL
HUNT

Moved by Mr. Fisher, seconded by Mr. Cross, to adopt the 2011
Wastewater Youth Turkey Hunt, Archery Deer Hunting, Archery
Coyote Hunting and Trapping Rules and authorize the DNR Waterfowl
Hunt.

Roll call: Ayes - Plummer; Wilkins; Cross; Fisher; Jager; Snider;
Derezinski; Engle; Collins.

Nays - None.

Motion carried

BPW-11-120 - INFORMATION ITEMS

Moved by Mr. Collins, seconded by Mr. Plummer, that the following
information items be received and placed on file:

1. Public Works Monthly Operations Report - July 2011.
2. Muskegon County Regional Water System Policy Board Minutes -
July 14, 2011 (draft).
3. Wastewater Monthly Operating Report - July 2011.

Motion carried

Board of Public Works
August 11, 2011
Page Four

BPW-11-121 - OLD BUSINESS

There was no old business.

BPW-11-122 - NEW BUSINESS

Commissioner Plummer stated he will not be able to attend the next Public Works Board meeting.

Commissioner Snider stated that there was a lengthy discussion at the Regional Water System Policy Board meeting regarding the City of Muskegon's proposal on water.

BPW-11-123 - AUDIENCE PARTICIPATION

Kathy Evans, W.M.S.R.D.C., addressed the Board of Public Works. She gave a summary of some of the projects she is working on.

Chairman Engle recognized Mr. Louis McMurray in the audience.

BPW-11-124 - ADJOURN

Moved by Mr. Collins, seconded by Mr. Plummer, to adjourn the meeting at 3:49 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
September 8, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Wastewater Director; Ellen Pallasch, Administrative Analyst; Bonnie Hammersley, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Ken Mahoney, Board Chair; Charles Nash, Former County Commissioner; Jim Riley.

BPW-11-125 - APPROVAL OF AGENDA

Moved by Mr. Plummer, seconded by Mr. Cross, to approve the agenda as presented.

Motion carried

BPW-11-126 - APPROVAL OF MINUTES

Moved by Mr. Collins, seconded by Ms. Wilkins, to approve the minutes of the meeting held August 11, 2011.

Motion carried

Board of Public Works
September 8, 2011
Page Two

BPW-11-127 - ACCOUNTS PAYABLE

Moved by Mr. Derezinski, seconded by Mr. Cross, to approve the Accounts Payable in the total amount of \$199,054.92, as follows:

1. Solid Waste Fund 5710 - \$346.47
2. Regional Water System Fund 5910 - \$198,708.45

Roll call: Ayes - Snider; Derezinski; Engle; Collins; Plummer;
Wilkins; Cross; Fisher; Jager.

Nays - None.

Motion carried

BPW-11-128 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on any agenda items.

BPW-11-129 - SOLICIT BIDS - PIGGING OF GAS TRANSMISSION LINE AT SOLID WASTE

Moved by Mr. Snider, seconded by Mr. Collins, to authorize staff to solicit bids for the pigging of the gas transmission line at Solid Waste with all costs being paid from the Solid Waste gas fund 5710-1528.

Motion carried

BPW-11-130 - AGREEMENT WITH RESOURCE RECOVERY CORPORATION

Moved by Mr. Derezinski, seconded by Ms. Wilkins, to approve the agreement with Resource Recovery Corporation allowing them to recover reusable metal from foundry sand on the Solid Waste site.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross;
Fisher; Jager; Snider; Derezinski.

Nays - None.

Motion carried

Board of Public Works
September 8, 2011
Page Three

BPW-11-131 - CONTRACT CHANGE FOR PREIN & NEWHOF

Moved by Mr. Snider, seconded by Mr. Fisher, to approve the contract change for Prein & Newhof for the Solid Waste leachate pump station project in the amount of an increase of \$9,800.00 bringing the total not-to-exceed contract price to \$44,202.50 for engineering services with costs being paid by Solid Waste fund 5710-0526.

Roll call: Ayes - Collins; Wilkins; Cross; Fisher; Snider;
Derezinski; Engle.

Nays - Plummer; Jager.

Motion carried

BPW-11-132 - PETITION TO ALLOW FRUITLAND TOWNSHIP TO BE LOCAL USER OF WASTEWATER MANAGEMENT SYSTEM

Moved by Mr. Snider, seconded by Mr. Cross, to approve the petition to allow Fruitland Township to become a Local User of the Muskegon County Wastewater Management System.

Roll call: Ayes - Plummer; Wilkins; Cross; Fisher; Jager; Snider;
Derezinski; Engle; Collins.

Nays - None.

Motion carried

BPW-11-133 - INFORMATION ITEMS

Moved by Mr. Derezinski, seconded by Mr. Collins, that the following information items be received and placed on file:

1. Public Works Monthly Operations Report - August 2011.
2. Muskegon County Regional Water System Policy Board Minutes - August 9, 2011.
3. Wastewater Monthly Operating Report - August 2011.
4. FY 2012 Wastewater Budget Proposal.

Board of Public Works
September 8, 2011
Page Four

BPW-11-133 - INFORMATION ITEMS CONT'D

Mark Eisenbarth, Wastewater Director, gave a brief presentation on the 2012 Wastewater Budget.

Motion carried

BPW-11-134 - OLD BUSINESS

There was no old business.

BPW-11-135 - NEW BUSINESS

There was no new business.

BPW-11-136 - PUBLIC COMMENT ON NEW TOPIC

There were no public comments on any new topics.

BPW-11-137 - ADJOURN

Moved by Mr. Derezinski, seconded by Mr. Collins, to adjourn the meeting at 4:35 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Special Meeting
Michael E. Kobza Hall of Justice
Muskegon, Michigan
September 27, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Wastewater Director; Ellen Pallasch, Administrative Analyst; Bonnie Hammersley, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Ken Mahoney, Board Chair; David Kieft, Muskegon Charter Township Supervisor; Mike Thompson, Egelston Township Supervisor; Chris Hall, Dalton Township Supervisor; Deb Ackerman, Egelston Township Treasurer; Bethann Rahn, Egelston Township Trustee; Commissioner Longmire; Commissioner Scolnik; Mark Beauchamp, Utility Financial Solutions.

BPW-11-138 - COMMENT ON AN AGENDA ITEM

Bethann Rahn, Egelston Township Trustee, commented on agenda item D-1 - FY 2012 Wastewater Budget and Gallonage Rate, stating that she is against the sewer rate increase.

Board of Public Works
Special Meeting
September 27, 2011
Page Two

BPW-11-139 - PRESENTATION - UTILITY FINANCIAL SOLUTIONS, LLC - MARK BEAUCHAMP

Mr. Mark Beauchamp, Utility Financial Solutions, LLC, gave the Board a summary of the Cost of Service Study for the Muskegon County Wastewater System and answered questions from the Board.

BPW-11-140 - FY 2012 WASTEWATER BUDGET AND GALLONAGE RATE

Moved by Mr. Derezinski, seconded by Mr. Fisher, to recommend a 21.54% increase as reflected in the proposed FY2012 Wastewater Operations and Maintenance budget and Bond payments with expenditures and revenues of \$10,304,679 and a gallonage rate at \$2,646.86 per million gallons.

Lengthy discussion followed.

Moved by Mr. Snider, seconded by Mr. Collins, to vote on the motion on the floor.

Roll call: Ayes - Fisher; Snider; Derezinski; Engle; Collins; Plummer; Wilkins; Cross.

Nays - Jager.

Motion carried

Roll call: Ayes - Snider; Derezinski; Engle; Collins; Plummer; Wilkins; Cross; Fisher.

Nays - Jager.

Motion carried

BPW-11-141 - EVANSTON AVENUE WATER TANK PAINTING - BULLETIN #1

Moved by Mr. Collins, seconded by Mr. Cross, to approve the bulletin #1 pricing for the Evanston Avenue elevated water storage tank painting project (RFB-11-1901) for an amount not-to-exceed \$6,450 bringing the total project cost to \$113,450 with all costs being paid from the Regional Water System fund 5910-0552.

Board of Public Works
Special Meeting
September 27, 2011
Page Three

BPW-11-141 - EVANSTON AVENUE WATER TANK PAINTING - BULLETIN #1
CONT'D

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins;
Plummer; Wilkins; Cross; Fisher.

Nays - None.

Motion carried

BPW-11-142 - ADJOURN

Moved by Mr. Plummer, seconded by Mr. Fisher, to adjourn the
meeting at 4:28 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
October 13, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Excused: David Fisher.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Wastewater Director; Bonnie Hammersley, County Administrator; Heath Kaplan, Finance & Management Director; Jim Lemmen, Corporate Counsel; Lisa Chalko, Secretary to the County Administrator.

Others

Present: Ken Mahoney, Board Chair; Rodger Kershner & John Kreucher, Howard & Howard.

BPW-11-143 - APPROVAL OF AGENDA

Moved by Mr. Derezinski, seconded by Mr. Cross, to approve the agenda as presented.

Motion carried

BPW-11-144 - APPROVAL OF MINUTES

Moved by Mr. Collins, seconded by Mr. Cross, to approve the minutes of the regular meeting held on September 8, 2011, and the special meeting held on September 27, 2011.

Motion carried

Board of Public Works
October 13, 2011
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BPW-11-145 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. Plummer, to approve the Accounts Payable in the total amount of \$205,670.61, as follows:

1. Solid Waste Fund 5710 - \$550.99
2. Regional Water System Fund 5910 - \$205,119.62

Roll call: Ayes - Derezhinski; Engle; Collins; Plummer; Wilkins; Cross; Jager; Snider.

Nays - None.

Motion carried

BPW-11-146 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no public comments on any agenda item.

BPW-11-147 - AWARD COMPACTOR BID

Moved by Mr. Collins, seconded by Mr. Cross, to award the purchase of a new landfill compactor (RFB-11-1915) to Michigan CAT for their bid of \$697,000 for a CAT 826H machine with costs being paid from Solid Waste fund 5710-0526.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross; Jager; Snider; Derezhinski.

Nays - None.

Motion carried

BPW-11-148 - MUSKEGON COUNTY SOIL EROSION AND SEDIMENTATION CONTROL ORDINANCE

Moved by Mr. Derezhinski, seconded by Mr. Snider, to approve the language of the proposed Muskegon County Soil Erosion and Sedimentation Control Ordinance and recommend to the Board of Commissioners of Muskegon County the adoption of the ordinance.

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BPW-11-148 - MUSKEGON COUNTY SOIL EROSION AND SEDIMENTATION
CONTROL ORDINANCE CONT'D

Following discussion, moved by Mr. Jager, seconded by Ms. Wilkins, to table this issue.

Roll call: Ayes - Wilkins; Jager.

Nays - Collins; Plummer; Cross; Snider; Derezinski;
Engle.

Motion to table defeated

Roll call: Ayes - Plummer; Wilkins; Cross; Snider; Derezinski;
Engle; Collins.

Nays - Jager.

Motion carried

BPW-11-149 - AUTHORIZATION TO ADVERTISE FOR BIDS - CHEMICALS,
PETROLEUM PRODUCTS AND GASES FOR FY 2012

Moved by Mr. Collins, seconded by Mr. Snider, to authorize Wastewater staff to advertise for bids the budgeted chemicals, petroleum products and gases for FY 2012.

Motion carried

BPW-11-150 - WAIVE BIDDING PROCESS FOR FY 2012 FOR PURCHASE OF
ALFALFA, CORN OR SOYBEAN SEED

Moved by Mr. Snider, seconded by Mr. Cross, to waive the County bidding process for FY 2012 for the Wastewater System for the purchase of alfalfa, corn or soybean seed.

Roll call: Ayes - Wilkins; Cross; Jager; Snider; Derezinski;
Engle; Collins; Plummer.

Nays - None.

Motion carried

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BPW-11-151 - MUSKEGON MICHIGAN AREA ROCKETRY CLUB EVENT

Moved by Mr. Derezinski, seconded by Mr. Snider, to permit the Muskegon Michigan Area Rocketry Club to hold a week-long national event on the Wastewater site in July and August, 2012.

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins;
Plummer; Wilkins; Cross.

Nays - None.

Motion carried

BPW-11-152 - INFORMATION ITEMS

The following items were presented for information:

1. Public Works Monthly Operations Report - September 2011.
2. Wastewater Monthly Operating Report - September 2011.

BPW-11-153 - OLD BUSINESS

There was no old business.

BPW-11-154 - NEW BUSINESS

There was no new business.

BPW-11-155 - PUBLIC COMMENT ON A NEW TOPIC

There were no comments on any new topic.

BPW-11-156 - CLOSED SESSION - WASTEWATER LEASE LEGAL OPINION

Moved by Mr. Snider, seconded by Mr. Cross, to enter into closed session regarding Wastewater lease legal opinion at 4:03 p.m.

Board of Public Works
October 13, 2011
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BPW-11-156 - CLOSED SESSION - WASTEWATER LEASE LEGAL OPINION
CONT'D

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins;
Plummer; Wilkins; Cross.

Nays - None.

Motion carried

The meeting entered back into regular session at 4:58 p.m.

BPW-11-157 - ADJOURN

The meeting adjourned at 5:00 p.m.

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Special Meeting
Michael E. Kobza Hall of Justice
Muskegon, Michigan
October 25, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Wastewater Director; Bonnie Hammersley, County Administrator; Heath Kaplan, Finance & Management Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Charles Krepps, Moorland Township Supervisor; Mike Thompson, Egelston Township Supervisor; Deb Ackerman, Egelston Township Treasurer; Bethann Rahn, Egelston Township Trustee; Jerry Bartoszek, Vice Chair of the Wastewater Users Committee; Attorney Dave Bossenbroek; Board Chairman Mahoney; Commissioner Scolnik; Commissioner Longmire; Representatives from Gamesa Energy and Scandia Wind Offshore.

BPW-11-158 - PUBLIC COMMENT ON AN AGENDA ITEM

Charles Krepps, Moorland Township Supervisor, addressed the Board of Public Works. Supervisor Krepps stated that one of the items the County extended to the municipalities as part of the wind project is shared revenue based on personal property tax. Supervisor Krepps stated there is discussion at the state level to do away with personal property tax. He is concerned that if the state does away with personal property tax, the revenue will disappear with it.

Board of Public Works
Special Meeting
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BPW-11-158 - PUBLIC COMMENT ON AN AGENDA ITEM CONT'D

Mike Thompson, Egelston Township Supervisor, addressed the Board of Public Works. Supervisor Thompson stated he is excited about the wind project and is looking to the County Board to look after the townships as far as having revenue come in.

Jerry Bartoszek, Vice Chair of the Wastewater Users Committee, addressed the Board of Public Works. The Users unanimously passed a resolution encouraging the Public Works Board to approve the lease.

BPW-11-159 - WIND ENERGY LEASE AND EASEMENT AGREEMENT WITH MUSKEGON WIND, LLC (GAMESA)

Moved by Mr. Derezinski, seconded by Mr. Cross, to authorize the Public Works Board Chairman, contingent upon the receipt of an executed Wind Energy Lease and Easement Agreement from Muskegon Wind, LLC, to sign the Lease and Agreement.

Mark Eisenbarth, Wastewater Director, and Rodger Kershner, Howard & Howard, answered questions from the Board.

Roll call: Ayes - Snider; Derezinski; Engle; Collins; Plummer; Wilkins; Cross; Fisher; Jager.

Nays - None.

Motion carried

BPW-11-160 - ADJOURN

Moved by Mr. Plummer, seconded by Mr. Fisher, to adjourn the meeting at 3:43 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Louis McMurray Conference &
Training Center
2624 Sixth Street
Muskegon, Michigan
November 10, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Wastewater Director; Bonnie Hammersley, County Administrator; Heath Kaplan, Finance & Management Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Ken Mahoney, Board Chair; Louis McMurray, Former Commissioner.

BPW-11-161 - APPROVAL OF AGENDA

Chairman Engle stated there is an addendum to the agenda and the wording of agenda item F-6 is changed to "Permission to Solicit RFQs for Engineering Services for Wastewater".

Moved by Mr. Derezinski, seconded by Mr. Collins, to approve the agenda with the addendum and wording change for agenda item F-6.

Motion carried

Board of Public Works
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BPW-11-162 - APPROVAL OF MINUTES

Moved by Mr. Collins, seconded by Ms. Wilkins, to approve the minutes of the regular meeting held October 13, 2011, the closed session held October 13, 2011, and the special meeting held October 25, 2011.

Motion carried

BPW-11-163 - ACCOUNTS PAYABLE

Moved by Mr. Derezinski, seconded by Mr. Snider, to approve the Accounts Payable in the total amount of \$113,131.28, as follows:

1. Solid Waste Fund 5710 - \$441.27
2. Regional Water System Fund 5910 - \$112,690.01

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Fisher;
Jager; Snider; Derezinski; Engle.

Nays - None.

Motion carried

BPW-11-164 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no public comments on any agenda items.

BPW-11-165 - HABITAT FOR HUMANITY - SALVAGE MATERIALS FROM HOUSES OWNED BY SOLID WASTE

Moved by Mr. Derezinski, seconded by Mr. Snider, to approve Habitat for Humanity to salvage materials from the houses owned by Solid Waste prior to demolition, subject to execution of a hold harmless agreement suitable to Corporate Counsel and proof of adequate insurance documentation.

Motion carried

Board of Public Works
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BPW-11-166 - APPROVE BID FOR PIGGING SOLID WASTE GAS LINE

Moved by Mr. Fisher, seconded by Mr. Snider, to approve the bid for pigging the Solid Waste gas line (RFB-12-1922) from Kent Power for their bid price of \$27,950 with costs being paid from Solid Waste fund 5710-1528.

Roll call: Ayes - Wilkins; Cross; Fisher; Jager; Snider;
Derezinski; Engle; Collins; Plummer.

Nays - None.

Motion carried

BPW-11-167 - CHANGE ORDER #1 - WASTEWATER METER PROJECT

Moved by Mr. Cross, seconded by Mr. Fisher, to approve Change Order #1 on the Wastewater Meter project for a deduction of \$12,470.00 in the contract from \$739,855.00 to \$727,385.00, adjust the contract time periods, and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Fisher; Jager; Snider; Derezinski; Engle;
Collins; Plummer; Wilkins; Cross.

Nays - None.

Motion carried

BPW-11-168 - FINAL PAYMENT - WASTEWATER METER STATION PROJECT

Moved by Mr. Fisher, seconded by Mr. Derezinski, to approve final payment on the Wastewater Meter Station project for \$31,105.63 to Jackson-Merkey Contractors and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Jager; Snider; Derezinski; Engle; Collins;
Plummer; Wilkins; Cross; Fisher.

Nays - None.

Motion carried

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BPW-11-169 - ADVERTISE FOR BIDS - THREE FLEET VEHICLES & PURCHASE OF TRUCK

Moved by Mr. Collins, seconded by Mr. Snider, to approve the advertisement of the Wastewater System FY 2012 capital budget of three (3) fleet vehicles and the purchase of one (1) 2009 F250 truck from the Drain Commissioner's Office in the amount of \$14,770.

Motion carried

BPW-11-170 - PERMISSION TO SOLICIT RFQS FOR ENGINEERING SERVICES FOR WASTEWATER

Moved by Mr. Fisher, seconded by Mr. Derezinski, to authorize Wastewater staff to solicit RFQs for engineering services for the Wastewater Department.

Roll call: Ayes - Derezinski; Engle; Collins; Plummer; Wilkins; Cross; Fisher; Jager; Snider.

Nays - None.

Motion carried

BPW-11-171 - CHANGE ORDER #8 - PUMP STATION C

Moved by Mr. Derezinski, seconded by Mr. Snider, to approve Change Order #8 on the Pump Station C - Metro Force Main Replacement, Contract #2 project for a deduction of \$22,016.77 in the contract from \$14,677,955.81 to \$14,655,939.04 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross; Fisher; Jager; Snider; Derezinski.

Nays - None.

Motion carried

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BPW-11-172 - FINAL PAYMENT - PUMP STATION C

Moved by Mr. Derezinski, seconded by Mr. Cross, to approve final payment on the Pump Station C - Metro Force Main Replacement, Contract #2 project for \$10,684.71 to Kamminga & Roodvoets, Inc. and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Fisher;
Jager; Snider; Derezinski; Engle.

Nays - None.

Motion carried

BPW-11-173 - SOLID WASTE HAULER AGREEMENT - MOBILE HAULAWAY, LLC

Moved by Mr. Snider, seconded by Ms. Wilkins, to approve the hauler Agreement between Muskegon County Solid Waste and Mobile Haulaway, LLC.

Roll call: Ayes - Plummer; Wilkins; Cross; Fisher; Jager; Snider;
Derezinski; Engle; Collins.

Nays - None.

Motion carried

BPW-11-174 - INFORMATION ITEMS

Moved by Mr. Derezinski, seconded by Ms. Wilkins, that the following information items be received and placed on file:

1. Public Works Monthly Operations Report - October 2011.
2. Wastewater Monthly Operating Report - October 2011.
3. Muskegon County Regional Water System Policy Board Meeting Minutes - October 11, 2011 (draft).

Motion carried

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BPW-11-175 - OLD BUSINESS

Commissioner Snider asked if gas is still being flared at the Solid Waste site.

Mr. Warner stated that it is.

Commissioner Jager asked about the holes in the tarps at Heritage Landing.

Mr. Warner stated he is not aware of any but will check into it.

BPW-11-176 - NEW BUSINESS

Commissioner Plummer stated that he received some information from Hooker-DeJong Architects regarding the CMH clubhouse on Peck Street. He feels a policy should be developed that any facility the Board has jurisdiction over, Facilities Management should have sole control over those facilities, including the Fairgrounds.

County Administrator Bonnie Hammersley will work on developing a policy regarding same.

BPW-11-177 - PUBLIC COMMENT ON A NEW TOPIC

Commissioner Snider recognized Louis McMurray, former commissioner, in the audience.

BPW-11-178 - ADJOURN

Moved by Mr. Collins, seconded by Ms. Wilkins, to adjourn the meeting at 4:00 p.m.

Motion carried

Marvin Engle, Chairman

kf

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
December 8, 2011

CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

ROLL

Present: Lewis Collins; Benjamin Cross; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

Excused: James Derezinski.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Wastewater Director; Bonnie Hammersley, County Administrator; Heath Kaplan, Finance & Management Director; Doug Hughes, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Ken Mahoney, Board Chair; Commissioner Longmire; Deb Ackerman, Egelston Township Treasurer; Brenda Moore, Mona Lake Watershed Council.

BPW-11-179 - APPROVAL OF AGENDA

Moved by Mr. Collins, seconded by Mr. Snider, to approve the agenda as presented.

Motion carried

BPW-11-180 - APPROVAL OF MINUTES

Moved by Mr. Cross, seconded by Mr. Snider, to approve the minutes of the meeting held November 10, 2011.

Motion carried

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BPW-11-181 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. Plummer, to approve the Accounts Payable in the total amount of \$106,781.73, as follows:

1. Regional Water System Fund 5910 - \$106,781.73

Roll call: Ayes - Snider; Engle; Collins; Plummer; Wilkins;
Cross; Fisher; Jager.

Nays - None.

Motion carried

BPW-11-182 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on any agenda items.

BPW-11-183 - MEMORIAL DRIVE WATERMAIN

Moved by Mr. Snider, seconded by Mr. Collins, to authorize payment of up to \$22,965.40 to Johnson & Anderson for design of the Memorial Drive watermain in accordance with the Laketon Township/Johnson & Anderson agreement with costs being paid by the Regional Water System fund 5910-0546.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross;
Fisher; Jager; Snider.

Nays - None.

Motion carried

BPW-11-184 - APPLICATION FOR PERMIT FOR WORK IN STATE ROW

Moved by Mr. Snider seconded by Ms. Wilkins, to approve the application for a permit for miscellaneous operations within State trunkline right-of-way by the Public Works Department on behalf of the Regional Water System, Muskegon County Wastewater System and Muskegon County Drain Commissioner and authorize John Warner, Director of Public Works, to sign the application on behalf of Muskegon County.

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BPW-11-184 - APPLICATION FOR PERMIT FOR WORK IN STATE ROW CONT'D

Motion carried

BPW-11-185 - AUTHORIZATION TO BID - QUARTERLY CALIBRATION OF WASTEWATER METERS

Moved by Mr. Collins, seconded by Mr. Cross, to authorize Wastewater staff to bid the quarterly calibration of the Wastewater meters for calendar year 2012 with the option to renew for one (1) year.

Motion carried

BPW-11-186 - AUTHORIZATION TO WRITE OFF ACCOUNTS RECEIVABLE - ADVANCED FINISHING

Moved by Mr. Collins, seconded by Mr. Snider, to authorize Wastewater staff to write off the Accounts Receivable amount due from Advanced Finishing, formerly at 8555 Silver Creek Road, Whitehall, Michigan, in the amount of \$413.45, plus all finance charges.

Roll call: Ayes - Plummer; Wilkins; Cross; Fisher; Jager; Snider; Engle; Collins.

Nays - None.

Motion carried

Following discussion, it was the consensus of the Board to follow the County's current policy for bad debts.

BPW-11-187 - AWARD BIDS - FARM EQUIPMENT

Moved by Mr. Cross, seconded by Mr. Plummer, to award the bid to Fillmore Equipment for one (1) John Deere 4930 self-propelled sprayer in the amount of \$179,550.00, including the trade-in of one (1) Redball 680 sprayer and (1) John Deere 8310 tractor, per the specifications in RFB 12-1932.

Board of Public Works
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BPW-11-187 - AWARD BIDS - FARM EQUIPMENT CONT'D

Roll call: Ayes - Wilkins; Cross; Fisher; Jager; Snider; Engle;
Collins; Plummer.

Nays - None.

Motion carried

BPW-11-188 - AWARD BID - CALCIUM NITRATE

Moved by Mr. Collins, seconded by Mr. Plummer, to award the bid for calcium nitrate for the Wastewater System to Neo Solutions, Inc., at \$1.94 per gallon, per the specifications in RFB 12-1935 with the option to renew for 1 year.

Roll call: Ayes - Fisher; Jager; Snider; Engle; Collins; Plummer;
Wilkins; Cross.

Nays - None.

Motion carried

BPW-11-189 - USE OF WASTEWATER PROPERTY FOR FLOW-THROUGH MARSH

Moved by Mr. Fisher, seconded by Mr. Cross, to approve the 100-acre site in the southwest corner of the Wastewater System property for use as a flow-through marsh as sought by the Mona Lake Watershed, Ducks Unlimited, MDEQ and USEPA and direct the Board Chairman to sign the Great Lakes Restoration Initiative Grant Partner Agreement with Ducks Unlimited and direct the Wastewater Director and staff, subject to the Drain Commissioner's signature, to perform all duties required in the Agreement with Ducks Unlimited.

Moved by Mr. Fisher, seconded by Mr. Plummer, to suspend the rules and allow audience participation on this issue.

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BPW-11-189 - USE OF WASTEWATER PROPERTY FOR FLOW-THROUGH MARSH
CONT'D

Roll call: Ayes - Wilkins; Cross; Fisher; Jager; Snider; Engle;
Collins; Plummer.

Nays - None.

Motion carried

Ms. Brenda Moore, Mona Lake Watershed Council, addressed the Board of Public Works. She thanked the Board, Wastewater Staff and the Drain Commissioner for their help in developing this project.

Ms. Moore answered questions from the Board.

The meeting returned to the regular agenda.

Roll call: Ayes - Fisher; Jager; Snider; Engle; Collins; Plummer;
Wilkins; Cross.

Nays - None.

Motion carried

BPW-11-190 - COMPENSATION - HOWARD & HOWARD

Moved by Mr. Snider, seconded by Mr. Fisher, to compensate Howard & Howard in the amount of \$68,665.29 through October 31, 2011, for their time spent on the wind turbine project and have the Board Chairman sign the contract to retain the services of the Howard & Howard law firm until the wind project is in full operation.

Roll call: Ayes - Snider; Engle; Collins; Plummer; Wilkins;
Cross; Fisher; Jager.

Nays - None.

Motion carried

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BPW-11-191 - CANCEL CONTRACT AWARDED TO KENT POWER

Moved by Mr. Snider, seconded by Mr. Fisher, to cancel the contract awarded to Kent Power under RFB-12-1922 and rebid the project with an expanded scope of work and to pay Kent Power time and materials for the preparation work they have performed to date on RFB-12-1922 with all costs being paid by Solid Waste fund 5710-1528.

Roll call: Ayes - Engle; Collins; Plummer; Wilkins; Cross;
Fisher; Jager; Snider.

Nays - None.

Motion carried

BPW-11-192 - INFORMATION ITEMS

Moved by Mr. Collins, seconded by Mr. Cross, that the following information items be received and placed on file:

1. Public Works Monthly Operations Report - November 2011.
2. Wastewater Monthly Operating Report - November 2011.
3. Muskegon County Regional Water System Policy Board Meeting Minutes - November 8, 2011 (draft).

Motion carried

BPW-11-193 - OLD BUSINESS

Commissioner Jager stated that the Rotary Park looks nice.

BPW-11-194 - NEW BUSINESS

There was no new business.

Board of Public Works
December 8, 2011
Page Seven

BPW-11-195 - PUBLIC COMMENT ON A NEW TOPIC

Mr. John VandenBrink addressed the Board of Public Works requesting to purchase one of the houses owned by Solid Waste.

Bids were put out to sell these houses. The County received no bids on any of these houses.

Chairman Engle requested staff have a recommendation for the next meeting regarding this issue.

Commissioner Snider stated the houses were put out for bids with no bidders so there should be no reason to not sell the house.

Mr. Warner stated that it would be against the County's bid policy and recommended against it.

Moved by Mr. Snider, seconded by Mr. Plummer, to waive the application of policy in this particular instance solely for the sale of this property.

Chairman Engle stated he feels that it would be best to have staff review this issue and come back with a recommendation.

Commissioner Snider called for the question.

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Fisher;
Jager; Snider.

Nays - Engle.

Motion carried

BPW-11-196 - ADJOURN

Moved by Mr. Plummer, seconded by Mr. Snider, to adjourn the meeting at 4:04 p.m.

Motion carried

Marvin Engle, Chairman

kf

