

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
January 10, 2008

CALL TO ORDER

The meeting was called to order by County Clerk Karen Buie at 4:00 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Kenneth Mahoney; Roger Wade; Louis McMurray.

Excused: I. John Snider.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Sam Wendling, Community Development Director; Karen Buie, County Clerk; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Dale Weisner, Blue Lake Township Resident; News Media.

BPW-08-001 - ELECTION OF OFFICERS

County Clerk Karen Buie opened nominations for officers of the Board of Public Works.

Moved by Mr. Aley, seconded by Mr. Buzzell, to retain the 2007 officers for 2008.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Hulka; Mahoney; Wade; McMurray.

Nays - None.

Motion carried

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BPW-08-001 - ELECTION OF OFFICERS CONT'D

Chairman McMurray assumed the Chair and thanked the Board for their support. He also stated that in a recent memo from the County Administrator regarding major accomplishments by the Board in 2007, many were in the Department of Public Works.

Chairman McMurray thanked Vice Chairman Engle for working with him during the last year.

BPW-08-002 - APPROVAL OF MINUTES

Moved by Mr. Engle, seconded by Mr. Hulka, to approve the minutes of the meeting held December 13, 2007.

Motion carried

BPW-08-003 - ACCOUNTS PAYABLE

Moved by Mr. Engle, seconded by Mr. Aley, to approve the Accounts Payable in the total amount of \$492,883.26, as follows:

1. Parks Fund 2080 - \$7,930.60
2. Water System Improvement Bond Fund 4150 - \$114,885.78
3. Muskegon Charter, Egelston, Dalton Townships Sewer Fund 4641 - \$239,675.82
4. Solid Waste Fund 5710 - \$500.00
5. Regional Water System Fund 5910 - \$97,063.13
6. Laketon Township Sewer Fund 8834 - \$32,827.93

Roll call: Ayes - Mahoney; Wade; Aley; Buzzell; Collins; Engle; Hulka; McMurray.

Nays - None.

Motion carried

Chairman McMurray recognized Secretary Martin Hulka, Drain Commissioner, for serving on the Board of Public Works and Dave Kendrick for serving as Deputy Secretary for the Board of Public Works.

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BPW-08-004 - CORRPRO PROPOSAL - INSPECTION OF CATHODIC PROTECTION SYSTEM FOR FRUITPORT TOWNSHIP WATER TANK

Moved by Mr. Engle, seconded by Mr. Hulka, to approve the proposal by Corrpro for the inspection of the Cathodic Protection System for the Fruitport Township water tank in the amount of \$535.00 to be paid from the Fruitport water tank maintenance fund, 8711-0530.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-005 - MUSKEGON COUNTY BUSINESS PARK - NORTH - CONTRACT CHANGE ORDER #2

Moved by Mr. Engle, seconded by Mr. Aley, to approve Contract Change Order #2 for the Muskegon County Business Park - North infrastructure project for a total increase to the contract price of \$4,837.98 bringing the total project cost to \$1,604,823.23 which is to be paid from the Muskegon County Business Park - North infrastructure fund 4150-4151.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-006 - AUTHORIZATION TO BID - GPS GUIDANCE SYSTEMS FOR TRACTORS AND COMBINES

Moved by Mr. Mahoney, seconded by Mr. Buzzell, to authorize Wastewater staff to bid the GPS guidance systems for four Farm Division tractors and two combines.

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BPW-08-006 - AUTHORIZATION TO BID - GPS GUIDANCE SYSTEMS FOR  
TRACTORS AND COMBINES CONT'D

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Hulka; Mahoney;  
Wade; McMurray.

Nays - None.

Motion carried

BPW-08-007 - AUTHORIZATION TO BID - REPLACEMENT OF SEEDER

Moved by Mr. Engle, seconded by Mr. Buzzell, to authorize  
Wastewater staff to bid the replacement of the Brillion seeder  
with a no-till John Deere unit.

Motion carried

BPW-08-008 - AUTHORIZATION TO BID - JOINT REPAIRS ON IRRIGATION  
PIPELINE

Moved by Mr. Engle, seconded by Mr. Collins, to authorize  
Wastewater staff to bid the joint repairs on the 30-inch  
asbestos-cement irrigation pipeline in field 12.

Motion carried

BPW-08-009 - EXTEND CLOSING DATE - PURCHASE AGREEMENT WITH MR.  
ERDMAN FOR SALE OF WHITEHALL WASTEWATER PROPERTY

Moved by Mr. Mahoney, seconded by Mr. Engle, to extend the  
closing date in the September 2007 Purchase Agreement with Mr.  
Erdman for the sale of the Whitehall Wastewater property to  
January 22, 2009.

Following discussion, Commissioner Aley offered a friendly  
amendment to extend the closing date for 6 months with review  
after the 6 months extension.

The friendly amendment was accepted.

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BPW-08-009 - EXTEND CLOSING DATE - PURCHASE AGREEMENT WITH MR.  
ERDMAN FOR SALE OF WHITEHALL WASTEWATER PROPERTY CONT'D

The motion with the friendly amendment - extend the closing date in the September 2007 Purchase Agreement with Mr. Erdman for the sale of the Whitehall Wastewater property for 6 months (June 22, 2008) with review after the 6 months extension.

Roll call: Ayes - Engle; Hulka; Mahoney; Wade; Aley; Buzzell;  
Collins.

Nays - McMurray.

Motion carried

BPW-08-010 - INFORMATION ITEMS

Moved by Mr. Engle, seconded by Mr. Hulka, that the following items be received and placed on file:

1. Public Works Monthly Operating Report - December 2007.
2. Muskegon County Regional Water System Policy Board Meeting Minutes - December 11, 2007 (draft).
3. Muskegon Municipal Wastewater Management Committee Minutes - December 20, 2007 (draft).

Motion carried

BPW-08-011 - OLD BUSINESS

There was no old business.

BPW-08-012 - NEW BUSINESS

There was no new business.

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BPW-08-013 - AUDIENCE PARTICIPATION

Jim Derezinski, Board of Commissioners Chairman, addressed the Board of Public Works. Mr. Derezinski informed the Board that the Community Development/Strategic Planning meeting scheduled for Thursday, January 17, 2008, will be canceled.

Mr. Dale Weisner, Blue Lake Township resident, addressed the Board of Public Works regarding questions he has on the use of methane gas. Mr. Warner answered his questions.

Mr. Weisner thanked Chairman McMurray for taking an interest in his questions and allowing him to address the Board of Public Works.

Commissioner Aley thanked Chairman McMurray for his work as Chairman of the Board of Public Works and also welcomed Commissioner Wade to the Board of Public Works.

BPW-08-014 - RECESS/CLOSED SESSION

Moved by Mr. Aley, seconded by Mr. Engle, to recess the meeting and reconvene into closed session regarding land acquisition at 4:30 p.m.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka;  
Mahoney; McMurray.

Nays - None.

Motion carried

The meeting reconvened and went into closed session at 4:32 p.m.

The meeting returned to open session at 4:41 p.m.

Moved by Mr. Aley, seconded by Mr. Collins, to authorize the Community Development Director to execute a purchase agreement prepared by Corporate Counsel with Matthew C. & Patricia J. Brown covering real property at 8517 Apple Avenue in the amount of \$90,000 and to authorize the Community Development Director to execute all other documents needed to close the transaction.

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BPW-08-014 - RECESS/CLOSED SESSION CONT'D

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Hulka; Mahoney;  
Wade; McMurray.

Nays - None.

Motion carried

BPW-08-015 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Collins, to adjourn the  
meeting at 4:41 p.m.

Motion carried

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

kf

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
February 14, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Lewis Collins; Marvin Engle; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Excused: Charles Buzzell; Martin Hulka.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Pat Jordan, Muskegon Charter Township Supervisor; Dave Fisher, Muskegon Charter Township; Dave Farhat, Pheasants Forever; Commissioner Scolnik; Commissioner Gill; News Media.

BPW-08-016 - APPROVAL OF MINUTES

Moved by Mr. Engle, seconded by Mr. Collins, to approve the minutes of the regular meeting held January 10, 2008, and the minutes of the closed session held on January 10, 2008.

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-017 - ACCOUNTS PAYABLE

Moved by Mr. Engle, seconded by Mr. Wade, to approve the Accounts Payable in the total amount of \$359,386.46, as follows:

1. Parks Fund 2080 - \$8,920.36
2. Water System Improvement Bond Fund 4150 - \$33,698.68
3. Muskegon Charter, Egelston, Dalton Townships Sewer Fund 4641 - \$7,386.04
4. Solid Waste Fund 5710 - \$112.13
5. Regional Water System Fund 5910 - \$267,299.46
6. Laketon Township Sewer Fund 8834 - \$41,969.79

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Collins; McMurray.

Nays - None.

Motion carried

BPW-08-018 - JOHNSON & ANDERSON PROPOSAL - EASEMENT PREPARATION AND ACQUISITION - GREENRIDGE WATER PROJECT

Moved by Mr. Snider, seconded by Mr. Engle, to approve Johnson & Anderson's proposal for easement preparation and acquisition for the Greenridge water project at a cost of \$500.00 per easement with an estimated total cost of \$18,000 with costs paid from the Northside Water System construction fund, 4150-4155.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-019 - REQUEST BIDS - HOUSEHOLD HAZARDOUS WASTE PROGRAM

Moved by Mr. Collins, seconded by Mr. Snider, to approve staff to request bids for the contract for pickup, transport and disposal of materials collected in our Household Hazardous Waste program using a 1 year contract with an option for a second year with

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BPW-08-019 - REQUEST BIDS - HOUSEHOLD HAZARDOUS WASTE PROGRAM  
CONT'D

costs for the work paid from the Recycling fund 5710-0527.

Motion carried

BPW-08-020 - PREIN & NEWHOF PROPOSAL - NORTHSIDE WATER SYSTEM

Moved by Mr. Snider, seconded by Mr. Engle, to approve the proposal from Prein & Newhof for an estimated cost of \$3,500-\$5,000 for investigating methods to reconfigure parts of the Northside Water System to allow the elevated water storage tank to stay on line through the winter months with costs being paid from Northside Water Fund 5910-0546.

Roll call: Ayes - Snider; Wade; Aley; Collins; Engle; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-021 - SOLICIT BIDS - REPLACEMENT OF GAS WELLS AND CAPPING  
AT SOLID WASTE

Moved by Mr. Collins, seconded by Mr. Engle, to authorize staff to solicit bids for the replacement of gas wells and capping of portions of cells #2 and #3 at the Solid Waste site with all costs being paid from retained earnings in the Solid Waste fund, 5710-0526.

Motion carried

BPW-08-022 - JOHNSON & ANDERSON PROPOSAL - GREAT LAKES FORD WATER  
SERVICE

Moved by Mr. Snider, seconded by Mr. Collins, to approve the proposal from Johnson & Anderson for design and construction engineering services for the project involving bringing water to Great Lakes Ford for an estimated total cost of \$27,000 with

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BPW-08-022 - JOHNSON & ANDERSON PROPOSAL - GREAT LAKES FORD WATER SERVICE CONT'D

costs being paid from Eastside Water funds 5910-0552.

Roll call: Ayes - Aley; Collins; Engle; Mahoney; Snider; Wade; McMurray.

Nays - None.

Motion carried

BPW-08-023 - MUSKEGON COUNTY BUSINESS PARK - NORTH - CONTRACT CHANGE ORDER #3

Moved by Mr. Engle, seconded by Mr. Wade, to approve Contract Change Order #3 for the Muskegon County Business Park - North project, RFB-07-1551, in the amount of \$15,947.70 bringing the total project cost to \$1,620,770.93 with costs to be paid from the Cordova Construction fund 4150-4151.

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-024 - AWARD BIDS - WASTEWATER FARM CHEMICALS

Moved by Mr. Collins, seconded by Mr. Mahoney, to award the bids for the Wastewater Farm Chemicals to Wilbur Ellis for R-56 for \$2,353.75 and Bronc Max for \$2,160; to Daylight Enterprises for Roundup-alternative Touchdown for \$39,520; to Troyer Growers Supply for Prowl-alternative Acumen for \$6,695.25, for Pursuit for \$2,060, Postman for \$12,200, and ENC-alternative 12-4-6 Micros for \$15,035; to Helena Chemical for Headline fungicide for \$10,100 and for Baythroid for \$10,260; and Crop Production Services for ESN for \$128,100; and to move to reject the 0-0-61 Potash bids.

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley; McMurray.

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BPW-08-024 - AWARD BIDS - WASTEWATER FARM CHEMICALS CONT'D

Nays - None.

Motion carried

BPW-08-025 - PERMISSION TO COMPLETE FY2009 FEDERAL APPROPRIATIONS  
GRANT APPLICATION

Moved by Mr. Engle, seconded by Mr. Wade, to grant permission to Wastewater staff to complete a FY2009 Federal appropriations grant application on behalf of the County Wastewater System to ask for \$19M in funds to replace the second half of the remaining 66-inch PCCP.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Collins;  
McMurray.

Nays - None.

Motion carried

BPW-08-026 - AWARD BID FOR MAINTAINER TRUCK BODY

Moved by Mr. Engle, seconded by Mr. Collins, to award the bid for the Maintainer truck body for the Wastewater Fleet division to Allied Truck Equipment for \$55,854 per RFB 08-1577.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Collins; Engle;  
McMurray.

Nays - None.

Motion carried

BPW-08-027 - CHANGE ORDER #11 - PUMP STATION C CONSTRUCTION  
CONTRACT

Moved by Mr. Engle, seconded by Mr. Mahoney, to approve Change Order #11 on the Pump Station C construction contract increasing it by \$13,539 from \$14,018,985 to \$14,032,524 and authorize the Public Works Board Chairman to sign same.

Board of Public Works  
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BPW-08-027 - CHANGE ORDER #11 - PUMP STATION C CONSTRUCTION  
CONTRACT CONT'D

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Collins; Engle;  
McMurray.

Nays - None.

Motion carried

BPW-08-028 - AWARD BIDS FOR WASTEWATER FARM ALFALFA SALE

Moved by Mr. Engle, seconded by Mr. Aley, to award the bids for the Wastewater Farm alfalfa sale to denDulk Dairy for \$20 per ton of alfalfa on the one-year fields 6, 25, 26 and 35 per RFB 08-1578; \$25 per ton of alfalfa on the four-year fields 9, 15, 15A, 24, 28, 32, 36 and 43-46N per RFB 08-1578; and to authorize staff to bid the alfalfa on an additional field.

Roll call: Ayes - Snider; Wade; Aley; Collins; Engle; Mahoney;  
McMurray.

Nays - None.

Motion carried

BPW-08-029 - AGREEMENT WITH PHEASANTS FOREVER

Moved by Mr. Engle, seconded by Mr. Snider, to approve the February 14, 2008, Agreement with Pheasants Forever and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Wade; Aley; Collins; Engle; Mahoney; Snider;  
McMurray.

Nays - None.

Motion carried

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BPW-08-030 - BID REPLACEMENT OF BATCH DRYER WET BIN

Moved by Mr. Snider, seconded by Mr. Engle, to authorize Wastewater staff to bid the replacement of the batch dryer wet bin at the grain center.

Motion carried

BPW-08-031 - PURCHASE GPS GUIDANCE SYSTEMS FOR COMBINES AND TRACTORS

Moved by Mr. Engle, seconded by Mr. Snider, to authorize Wastewater staff to purchase the GPS guidance systems for two John Deere combines and four John Deere tractors directly from John Deere at their State Contract price of \$54,273.31.

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-032 - BID I-BEAM REPLACEMENT, SAND BLASTING AND PAINTING OF GRAIN CENTER SCALES

Moved by Mr. Collins, seconded by Mr. Engle, to authorize Wastewater staff to bid the I-Beam replacement and sand blasting and painting of the grain center scales.

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

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BPW-08-033 - MDEQ DRAFT ADMINISTRATIVE CONSENT ORDER

Moved by Mr. Engle, seconded by Mr. Aley, to agree with the January 29, 2008, MDEQ draft Administrative Consent Order stipulation of replacing the remaining 8.5 miles of PCCP by December 31, 2010.

Dave Kendrick, Director of Public Works, stated that the Muskegon Municipal Wastewater Management Committee held a special meeting and unanimously endorsed the pipe replacement stipulation.

Moved by Mr. Aley, seconded by Mr. Engle, to suspend the rules to allow audience participation on this issue.

Motion carried

Dave Fisher, Muskegon Township, addressed the Board of Public Works. Mr. Fisher commended Mr. Kendrick for his work on this issue.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Collins; McMurray.

Nays - None.

Motion carried

BPW-08-034 - PURCHASE POTASH FERTILIZER

Moved by Mr. Snider, seconded by Mr. Engle, to authorize the purchase of 100 tons of potash 0-0-60 fertilizer for the Wastewater Farm from Farmers Co-Op Elevator for \$387 per ton.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Collins; McMurray.

Nays - None.

Motion carried

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BPW-08-035 - WEST SHORE SNOWMOBILE COUNCIL - USE AND MAINTAIN  
WASTEWATER SYSTEM TRAILS

Moved by Mr. Aley, seconded by Mr. Collins, to authorize the West Shore Snowmobile Council to use and maintain the Wastewater System trails for public recreation through April of 2013 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-036 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - January, 2008.
2. Muskegon County Regional Water System Policy Board Minutes - January 15, 2008 (draft).
3. Muskegon Municipal Wastewater Management Committee Minutes - January 17, 2008 (draft).

Motion carried

BPW-08-037 - OLD BUSINESS

There was no old business.

BPW-08-038 - NEW BUSINESS

There was no new business.

Board of Public Works  
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BPW-08-039 - AUDIENCE PARTICIPATION

There was no audience participation.

BPW-08-040 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Mahoney, to adjourn the meeting at 3:52 p.m.

Motion carried

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Louis McMurray, Chairman

kf

M I N U T E S

Board of Public Works  
Special Meeting  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
February 26, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:53 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Scott Erdman; Chairman Derezinski; Commissioner Scolnik; News Media.

BPW-08-041 - CLOSED SESSION - LEGAL OPINION

Moved by Mr. Aley, seconded by Mr. Engle, to enter into closed session regarding a legal opinion at 3:54 p.m.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

The meeting returned to open session at 4:35 p.m.

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BPW-08-042 - CLOSING DATE FOR SALE OF WHITEHALL PLANT

Moved by Mr. Snider, seconded by Mr. Engle, to approve extending the closing date for the sale of the Whitehall Plant site to Scott Erdman to January 22, 2009, in accordance with the request.

Roll call: Ayes - Buzzell; Collins; Engle; Mahoney; Snider; Wade; McMurray.

Nays - Aley; Hulka.

Motion carried

BPW-08-043 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Engle, to adjourn the meeting at 4:37 p.m.

Motion carried

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

kf

MINUTES

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
March 13, 2008

CALL TO ORDER

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

ROLL

Present: Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Ken Mahoney; I. John Snider; Roger Wade.

Excused: Don Aley; Louis McMurray.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Chairman Derezinski; Commissioner Gill.

BPW-08-044 - APPROVAL OF AGENDA

Moved by Mr. Mahoney, seconded by Mr. Hulka, to approve the agenda with the deletion of items #13 (Whitehall Treatment Plant Property - Brownfield Redevelopment Authority) and #22 (Administrative Consent Order).

Motion carried

BPW-08-045 - APPROVAL OF MINUTES

Moved by Mr. Snider, seconded by Mr. Collins, to approve the minutes of the regular meeting held on February 14, 2008, the special meeting held on February 26, 2008 and the closed session held on February 26, 2008.

Motion carried

Board of Public Works  
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BPW-08-046 - ACCOUNTS PAYABLE

Moved by Mr. Wade, seconded by Mr. Hulka, to approve the Accounts Payable in the total amount of \$317,756.87, as follows:

1. Parks Fund 2080 - \$4,436.89
2. Water System Improvement Bond Fund 4150 - \$12,520.70
3. Whitehall Township Water Fund 4645 - \$51,975.63
4. Solid Waste Fund 5710 - \$326.69
5. Regional Water System Fund 5910 - \$200,442.31
6. Laketon Township Sewer Fund 8834 - \$48,054.65

Roll call: Ayes - Engle; Hulka; Mahoney; Snider; Wade; Buzzell;  
Collins.

Nays - None.

Motion carried

BPW-08-047 - REGIONAL WATER SYSTEM - RESOLUTION RECOMMENDING  
PROJECT TO COUNTY BOARD

Moved by Mr. Snider, seconded by Mr. Collins, to recommend to the Board of Commissioners of Muskegon County that they undertake the refinancing of the Muskegon Township water bond in an amount not to exceed \$10,000,000 which includes approximately \$7,000,000 in existing bonding and approximately \$3,000,000 in new money for improvements to the water system with costs paid by rates and fees and underwritten by the full faith and credit pledged by the Townships of Muskegon, Laketon, Fruitland and Dalton.

Roll call: Ayes - Hulka; Mahoney; Snider; Wade; Buzzell; Collins;  
Engle.

Nays - None.

Motion carried

BPW-08-048 - REGIONAL WATER SYSTEM - RESOLUTION APPROVING DPW  
CONTRACT AND BOND RESOLUTION REGARDING CHARTER TOWNSHIP OF  
MUSKEGON AND TOWNSHIPS OF DALTON, FRUITLAND AND LAKETON

Moved by Mr. Snider, seconded by Mr. Buzzell, the resolution

approving the DPW Contract and Bond Resolution Regarding the Charter Township of Muskegon, the Townships of Dalton, Fruitland

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BPW-08-048 - REGIONAL WATER SYSTEM - RESOLUTION APPROVING DPW CONTRACT AND BOND RESOLUTION REGARDING CHARTER TOWNSHIP OF MUSKEGON AND TOWNSHIPS OF DALTON, FRUITLAND AND LAKETON CONT'D

and Laketon in the matter of the refinancing of the current water bond held by Muskegon Charter Township in an amount not to exceed \$10,000,000.

Roll call: Ayes - Mahoney; Snider; Wade; Buzzell; Collins; Engle; Hulka.

Nays - None.

Motion carried

BPW-08-049 - REGIONAL WATER SYSTEM - DPW CONTRACT

Moved by Mr. Snider, seconded by Mr. Buzzell, to approve the DPW Contract for the refinancing of the Muskegon Charter Township \$7,000,000 water bond plus up to \$3,000,000 in new financing contingent upon approval of this DPW Contract by the Townships of Dalton, Fruitland, Laketon and Muskegon Charter.

Roll call: Ayes - Snider; Wade; Buzzell; Collins; Engle; Hulka; Mahoney.

Nays - None.

Motion carried

BPW-08-050 - JOHNSON & ANDERSON PROPOSAL - RELINING PROJECT - QUARTERLINE ROAD

Moved by Mr. Snider, seconded by Mr. Wade, to authorize Johnson & Anderson to undertake the design and construction engineering for the watermain relining project on Quarterline Road from Apple Avenue to Marquette Avenue for a not-to-exceed fee of \$72,000 with costs being paid from the Water System funds, 5910-0552.

Roll call: Ayes - Wade; Buzzell; Collins; Engle; Hulka; Mahoney; Snider.

Nays - None.

Motion carried

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BPW-08-051 - REQUEST BIDS - RELINING PROJECT - QUARTERLINE ROAD

Moved by Mr. Wade, seconded by Mr. Buzzell, to authorize staff to request bids for the relining of the Quarterline Road watermain from Apple Avenue to Marquette Avenue with costs for the project to be paid from Water System funds 5910-0552.

Roll call: Ayes - Buzzell; Collins; Engle; Hulka; Mahoney;  
Snider; Wade.

Nays - None.

Motion carried

BPW-08-052 - JOHNSON & ANDERSON PROPOSAL - QUARTERLINE ROAD  
WATERMAIN REPLACEMENT

Moved by Mr. Snider, seconded by Mr. Mahoney, to authorize engaging Johnson & Anderson for the design and construction engineering services for the Quarterline Road watermain replacement from Apple Avenue to Evanston Avenue for their proposed not-to-exceed fee of \$85,000 with costs being paid from the water fund 5910-0552.

Roll call: Ayes - Buzzell; Collins; Engle; Hulka; Mahoney;  
Snider; Wade.

Nays - None.

Motion carried

BPW-08-053 - FREE DISPOSAL - ANNUAL CLEANUP DAYS FOR  
MUNICIPALITIES

Moved by Mr. Collins, seconded by Mr. Buzzell, that the annual waiver of tipping fees for municipalities be approved based on the previously approved procedure and all communities be notified annually of the practice to assist in annual "clean up days" with each municipality to be allowed one day for the waiver of tipping fees.

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BPW-08-053 - FREE DISPOSAL - ANNUAL CLEANUP DAYS FOR MUNICIPALITIES CONT'D

Roll call: Ayes - Collins; Engle; Hulka; Mahoney; Snider; Wade; Buzzell.

Nays - None.

Motion carried

BPW-08-054 - WHITEHALL TOWNSHIP EXCESS BOND FUNDS

Moved by Mr. Snider, seconded by Mr. Mahoney, to authorize the return to Whitehall Township of excess bond funds held in Fund 4645-4650 along with all associated accrued interest which currently totals approximately \$51,900 with the final amount determined by the Accounting Department based on the date which the check is made.

Roll call: Ayes - Engle; Hulka; Mahoney; Snider; Wade; Buzzell; Collins.

Nays - None.

Motion carried

BPW-08-055 - AWARD BID - WASTEWATER SYSTEM IRRIGATION PIPE REPAIR

Moved by Mr. Collins, seconded by Mr. Hulka, to award the bid for the Wastewater System irrigation pipe repair to Jackson-Merkey Contractors for \$10,690 per the specifications in RFB 08-1582.

Roll call: Ayes - Hulka; Mahoney; Snider; Wade; Buzzell; Collins; Engle.

Nays - None.

Motion carried

BPW-08-056 - PERMISSION TO BID - LINING AND REPLACEMENT WORK -

RUDDIMAN AREA SEWER

Moved by Mr. Wade, seconded by Mr. Mahoney, to authorize Wastewater staff to bid the lining and replacement work in the

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BPW-08-056 - PERMISSION TO BID - LINING AND REPLACEMENT WORK -  
RUDDIMAN AREA SEWER CONT'D

Ruddiman Area Sewer from manhole 15 to manhole 18 and from manhole 21 to manhole 26.

Roll call: Ayes - Mahoney; Snider; Wade; Buzzell; Collins; Engle; Hulka.

Nays - None.

Motion carried

BPW-08-057 - PERMISSION TO SCHEDULE PUBLIC HEARING

Moved by Mr. Collins, seconded by Mr. Snider, to authorize Wastewater staff to schedule a Public Hearing on the Segment 1 66-inch PCCP replacement project at 5:30 PM April 15, 2008, in the county board room.

Motion carried

BPW-08-058 - CONSUMERS ENERGY - POWER FEED TO LIFT STATION C

Moved by Mr. Wade, seconded by Mr. Snider, to authorize Consumers Power to extend the Getty 46 kV line from their Terrace Substation to the County's new Wastewater System Lift Station C for a not-to-exceed cost of \$250,000.

Roll call: Ayes - Wade; Buzzell; Collins; Engle; Hulka; Mahoney; Snider.

Nays - None.

Motion carried

BPW-08-059 - MOVE EXPENSE TO FY2008 CAPITAL BUDGET & PERMISSION  
TO BID - FUEL SYSTEM REPLACEMENT

Moved by Mr. Snider, seconded by Mr. Wade, to authorize that the cost of the Wastewater fuel system replacement be moved from the

FY2009 capital budget to the FY2008 capital budget and that permission be granted to staff to advertise for bids this replacement.

Motion carried

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BPW-08-060 - PERMISSION TO BID - PAVING

Moved by Mr. Snider, seconded by Mr. Buzzell, to authorize staff to advertise for bids the paving of the Wastewater System's main access road and Administration Building parking lots.

Motion carried

BPW-08-061 - PERMISSION TO BID - WASTEWATER FLEET MAINTENANCE SERVICE TRUCK AIR COMPRESSOR

Moved by Mr. Wade, seconded by Mr. Snider, to authorize staff to advertise for bids the Wastewater Fleet Maintenance service truck air compressor.

Motion carried

BPW-08-062 - PERMISSION TO BID - 5 YARD DUMP TRUCK WING PLOW REPLACEMENT

Moved by Mr. Wade, seconded by Mr. Snider, to authorize staff to advertise for bids the replacement of the Wastewater System 5 yard dump truck wing plow.

Motion carried

BPW-08-063 - AWARD BID - ALFALFA

Moved by Mr. Snider, seconded by Mr. Collins, to award the bid for alfalfa from field 11 at the Wastewater System to Van Den Brink Farms for \$30.03 per ton for four years per the specifications in RFB 08-1584.

Roll call: Ayes - Mahoney; Snider; Wade; Buzzell; Collins; Engle; Hulka.

Nays - None.

Motion carried

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Page Eight

BPW-08-064 - REJECT BIDS - NO-TILL DRILL

Moved by Mr. Snider, seconded by Mr. Mahoney, to reject the bids for RFB 08-1580, a no-till drill for the Wastewater System Farm.

Roll call: Ayes - Snider; Wade; Buzzell; Collins; Engle; Hulka; Mahoney.

Nays - None.

Motion carried

BPW-08-065 - PERMISSION TO BID - MIXER PLATFORM MODIFICATIONS

Moved by Mr. Mahoney, seconded by Mr. Wade, to authorize Wastewater staff to advertise for bids the modifications to the Cell #1 mixer platforms that will allow the impellers to operate more efficiently.

Motion carried

BPW-08-066 - DESIGN ENGINEERING FORCE MAIN REPLACEMENT & PURSUE SRF LOAN

Moved by Mr. Wade, seconded by Mr. Buzzell, to hire Prein & Newhof to perform the design engineering associated with replacing 5.5 miles of the County Wastewater System's 66-inch force main from Brooks Road to the Treatment Plant for a not-to-exceed price of \$553,798, and to authorize Wastewater staff to pursue a first quarter 2009 \$21M SRF loan for this project to be repaid using county revenue bonds and to authorize the Public Works Board Chairman to sign both the engineering services contract and the SRF paperwork for this project.

Roll call: Ayes - Buzzell; Collins; Engle; Hulka; Mahoney; Snider; Wade.

Nays - None.

Motion carried

Mr. Kendrick stated that the Municipal Wastewater Users Committee concurs with this issue.

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BPW-08-067 - REQUEST BIDS - REPLACEMENT OF WATERMAIN -  
QUARTERLINE ROAD

Moved by Mr. Wade, seconded by Mr. Snider, to authorize staff to bid the replacement of the watermain in Quarterline Road from Apple Avenue to Laketon Avenue, with costs for the project being paid from water system fund 5910 through the refinancing of the Eastside Water System bonds.

Motion carried

BPW-08-069 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - February, 2008
2. Muskegon County Regional Water System Policy Board minutes - February 5, 2008 (draft).

Motion carried

BPW-08-070 - OLD BUSINESS

There was no old business.

BPW-08-071 - NEW BUSINESS

Vice Chairman Engle stated that a letter from S.E.A. Wireless, Inc., representing MetroPCS, was distributed for information. They are interested in pursuing a lease for space for cellular antennae on the elevated water storage tank in Muskegon Township. No action is required at this time. This issue was presented to the Water System Policy Board for their information at their meeting of March 11, 2008.

Commissioner Buzzell inquired if a gypsy moth program was in the budget for this year.

Mr. Warner stated he is not aware of any gypsy moth program being done by the County.

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BPW-08-072 - AUDIENCE PARTICIPATION

There was no audience participation.

BPW-08-073 - CLOSED SESSION

Moved by Mr. Wade, seconded by Mr. Snider, to enter into closed session regarding land acquisition at 4:05 p.m.

Roll call: Ayes - Engle; Hulka; Mahoney; Snider; Wade; Buzzell; Collins.

Nays - None.

Motion carried

The meeting entered back into open session at 4:10 p.m.

BPW-08-074 - ADJOURN

Moved by Mr. Mahoney, seconded by Mr. Collins, to adjourn the meeting at 4:11 p.m.

Motion carried

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Marvin Engle, Vice Chairman

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Martin L. Hulka, Secretary

kf

M I N U T E S

Board of Public Works  
Special Meeting  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
April 3, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Martin Hulka; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Excused: Marvin Engle.

Staff

Present: John Warner, Deputy Director of Public Works; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Chairman Derezinski; Commissioner Scolnik.

BPW-08-075 - AWARD BID - QUARTERLINE ROAD WATERMAIN RELINING

Moved by Mr. Aley, seconded by Mr. Hulka, to award the watermain relining project for Quarterline Road from Apple Avenue to Marquette Avenue, RFB-08-1589, to Liquiforce Contractors of Romulus, Michigan, for the low bid of \$725,171.85 with costs for the work being paid from proceeds of the new money portion of the refinancing of the Muskegon Township water bond, fund 5910.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

Board of Public Works  
Special Meeting  
April 3, 2008  
Page Two

BPW-08-076 - ADJOURN

The meeting adjourned at 3:31 p.m.

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

kf

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
April 15, 2008

CALL TO ORDER

The meeting was called to order by Vice Chairman Marvin Engle at 3:47 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Excused: Martin Hulka.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Chairman Derezinski; Rol Crummel, Laketon Township Supervisor; Deb Ackerman, Egelston Township Treasurer; Dave Fisher, Muskegon Charter Township; News Media.

BPW-08-077 - APPROVAL OF AGENDA

Moved by Mr. Aley, seconded by Mr. Wade, to approve the agenda as presented.

Motion carried

BPW-08-078 - APPROVAL OF MINUTES

Moved by Mr. Snider, seconded by Mr. Buzzell, to approve the minutes of the regular meeting held on March 13, 2008, and the minutes of the closed session held on March 13, 2008.

Motion carried

Board of Public Works  
April 15, 2008  
Page Two

BPW-08-079 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. McMurray, to approve the Accounts Payable in the total amount of \$197,345.08, as follows:

1. Parks Fund 2080 - \$13,287.50
2. Water System Improvement Bond Fund 4150 - \$5,038.16
3. Solid Waste Fund 5710 - \$77.66
4. Regional Water System Fund 5910 - \$159,550.56
5. Laketon Township Sewer Fund 8834 - \$19,391.20

Roll call: Ayes - Buzzell; Collins; Engle; Mahoney; Snider;  
Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-080 - DIXON ENGINEERING PROPOSAL - WATER TANK INSPECTION AND REPORT

Moved by Mr. Aley, seconded by Mr. Snider, to approve the agreement with Dixon Engineering to perform a complete inspection and report for the elevated water storage tank on the Eastside Water System for a total cost of \$2,425.00 which will be paid by the water system fund 5910-0552.

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley;  
Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-081 - ADVERTISE FOR BIDS - SALE OF COMBINE

Moved by Mr. Wade, seconded by Mr. Snider, to advertise for bids the sale of a Wastewater System Farm combine.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;  
Collins; McMurray.

Nays - None.

Motion carried

Board of Public Works  
April 15, 2008  
Page Three

BPW-08-082 - LIFT STATION C - CHANGE ORDER #12

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve Change Order #12 to Triangle Associates to increase the Lift Station C Contract from \$14,032,524 by \$153,787 to \$14,186,311 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-083 - LIFT STATION C - CHANGE ORDER #13

Moved by Mr. Snider, seconded by Mr. Collins, to approve Change Order #13 to Triangle Associates to increase the Lift Station C Contract from \$14,186,311 by \$41,642 to \$14,227,953 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-084 - AGREEMENT WITH CITY OF MONTAGUE - SEWAGE LIFT STATION

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve the agreement with the City of Montague for the Wastewater System to operate and maintain the Montague Main Sewage Lift Station.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Mahoney; McMurray.

Nays - None.

Motion carried

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Page Four

BPW-08-085 - TELEMETRY WORK - MONTAGUE MAIN SEWAGE LIFT STATION

Moved by Mr. Mahoney, seconded by Mr. Snider, to approve the quote for Sidock Systems to perform the telemetry work necessary for the Wastewater System to operate and maintain the Montague Main Sewage Lift Station for \$19,798.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Mahoney; Snider; McMurray.

Nays - None.

Motion carried

BPW-08-086 - E&ES PROPOSAL - CONSTRUCTION ENGINEERING - CAPPING & WELL REPLACEMENT PROJECT FOR SOLID WASTE

Moved by Mr. Buzzell, seconded by Mr. Collins, to approve the proposal from E&ES to perform construction engineering services for the capping and well replacement project for the Solid Waste site for an estimated fee of \$53,000 with costs being paid from Solid Waste fund, 5710-0526.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell; Collins.

Nays - None.

Motion carried

BPW-08-087 - APPROVE CONTRACT - TRANSPORTATION & DISPOSAL OF HOUSEHOLD HAZARDOUS WASTE

Moved by Mr. Snider, seconded by Mr. Wade, to approve contracting with Environmental Recycling Group for the transportation and disposal of our Household Hazardous Waste per RFP-08-1586 for their low bid price of \$9,452.00 which will be paid from the Recycling fund, 5710-0527.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

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BPW-08-088 - SEWER LINE EASEMENT

Moved by Mr. Snider, seconded by Mr. Collins, to recommend to the Board of Commissioners the approval of the Sewer Line Easement between the County of Muskegon and Whitehall Township, calling for the possible construction of a sewer pump station and that the Chairperson be authorized to approve the Sewer Line Easement between the County of Muskegon and Whitehall Township.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-089 - RESOLUTION REGARDING SALE OF BONDS

Moved by Mr. Snider, seconded by Mr. Buzzell, to approve the Resolution Regarding Sale of Bonds of the County of Muskegon which defines that the method the Public Works Board will use to approve the bond sale will be by the approval of the Chairman or, in his absence, the Secretary of the Public Works Board.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-090 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - March 2008.
2. Muskegon County Regional Water System Policy Board Minutes - March 11, 2008 (draft).
3. Muskegon Municipal Wastewater Management Committee Minutes - January 17, 2008.

Motion carried

Board of Public Works  
April 15, 2008  
Page Six

BPW-08-091 - OLD BUSINESS

Commissioner Snider stated he has gotten information from a gentleman in Detroit regarding wind turbines and provided same to Mr. Kendrick.

BPW-08-092 - NEW BUSINESS

There was no new business.

BPW-08-093 - AUDIENCE PARTICIPATION

There was no audience participation.

BPW-08-094 - CLOSED SESSION - LAND ACQUISITION

Moved by Mr. Aley, seconded by Mr. Snider, to enter into closed session regarding land acquisition at 4:16 p.m.

Roll call: Ayes - Buzzell; Collins; Engle; Mahoney; Snider; Wade;  
Aley; McMurray.

Nays - None.

Motion carried

The meeting entered back into open session at 4:27 p.m.

There was a brief discussion on the wetlands project at the Wastewater. The Board will be kept up to date on this issue.

BPW-08-095 - RECESS/RECONVENE

Moved by Mr. Aley, seconded by Mr. Collins, to recess the meeting until the Public Hearing at 5:30 p.m.

Motion carried

The meeting reconvened at 5:30 p.m.

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle;  
Ken Mahoney; I. John Snider; Roger Wade; Louis  
McMurray.

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BPW-08-095 - RECESS/RECONVENE CONT'D

Excused: Martin Hulka.

Others

Present: See attached sheet.

BPW-08-096 - PUBLIC HEARING - SEGMENT 1 66-INCH PCCP REPLACEMENT  
PROJECT

Moved by Mr. Wade, seconded by Mr. Snider, to open the Public  
Hearing regarding Segment 1 66-inch PCCP Replacement Project.

Motion carried

Mr. Kendrick stated that the public hearing has been called to  
allow public comment on the March 2008 amendment to the  
Wastewater System project plan. This is a requirement for the  
state revolving fund low interest loan that the Wastewater is  
applying for. This project involves the replacement of the  
remaining 8.5 miles of the original 66-inch prestressed concrete  
cylinder pipe forcemain from US-31 to the Wastewater Treatment  
Plant. The County is currently negotiating the Administrative  
Consent Order with MDEQ. Part of the stipulations of that order  
will mandate the replacement of this pipeline. Staff has had  
lengthy discussions with MDEQ on the pipeline route and the  
alternative recommended in this amendment has received their  
concurrence. The Wastewater Committee has been involved in the  
process.

Tim Bergstrom, Prein & Newhof, gave a power point presentation  
regarding this issue.

Michael Potgeter, 5784 Jefferson, would like to see the route of  
the pipe follow the power lines, not near Wolf Lake. Mr.  
Potgeter had concerns regarding contamination of the wetlands and  
Wolf Lake if the pipe failed. Mr. Potgeter asked who would be  
liable if Wolf Lake were to become contaminated due to a failure.

Deb Ackerman, 1241 Woodcrest, stated she is attending the public  
hearing representing a resident who is concerned about his  
property that is located near the wetlands. He intends to build  
on the property and is concerned that if the wetlands are  
disturbed, it may negatively impact his property, i.e. turn his

land into wetlands and become unbuildable. The resident also inquired if letters would be sent to the owners of parcels that would be involved in this project to answer the residents questions.

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BPW-08-096 - PUBLIC HEARING - SEGMENT 1 66-INCH PCCP REPLACEMENT PROJECT CONT'D

Gail Griswold, 5800 Jefferson, had concerns about the pipeline route going one block from Wolf Lake.

Cathy Bernston, 12 Bear Lake Road, stated she echoes the concerns of the residents in Egelston Township. She lives on Bear Lake and many of the residents who live near Bear Lake are concerned about the wetlands and pipe failures.

Dave Fisher, 5195 Cooley, stated he is the Community Development Director and Utilities Director for Muskegon Charter Township and Vice Chair of the Wastewater Management Committee. He stated that Mr. Kendrick and the engineers have done a tremendous job in providing information to the Wastewater Management Committee on this issue. The Wastewater Management Committee supports the pipe replacement alternative.

Dale Weisner, 1318 White Lake Drive, stated that he is not concerned about breakage, but is concerned about if the material used for the pipeline is able to withstand the chemicals that will go through the pipe.

Bambi Rinehart, 6035 Hubbard Road, stated she is concerned that the land where the proposed route for the pipe is swamp land and the soil is very unstable.

Dennis Griswold, 5800 Jefferson, stated he is not against the sewer line, but is concerned with the location being close to Wolf Lake.

Bob Bass, 6063 Hubbard, stated he is concerned that the route is through a marsh area and he is not opposed to the sewer line, just the route.

Tim Bergstrom and Mike Fuller, Prein & Newhof, addressed some of the concerns of the residents.

Moved by Mr. Aley, seconded by Mr. Snider, to close the public hearing at 6:55 p.m.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;

McMurray.

Nays - None.

Motion carried

Board of Public Works  
April 15, 2008  
Page Nine

BPW-08-097 - ADJOURN

Moved by Mr. Snider, seconded by Mr. Aley, to adjourn the meeting  
at 6:55 p.m.

Motion carried

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Marvin Engle, Vice Chair

kf

## M I N U T E S

Board of Public Works  
Special Meeting  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
April 17, 2008

### CALL TO ORDER

The meeting was called to order by Vice Chairman Marvin Engle at 3:59 p.m.

### ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Ken Mahoney; Roger Wade; Louis McMurray.

Excused: Martin Hulka; I. John Snider.

### Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Sam Wendling, Community Development Director; Karen Fisher, Secretary.

### Others

Present: Chairman Derezinski; Commissioner Scolnik; Tim Bergstrom, Mike Fuller & Tom Newhof, Prein & Newhof Engineers; News Media.

### BPW-08-098 - RESOLUTION - WASTEWATER SYSTEM PUBLIC HEARING AND PROJECT PLAN AMENDMENT

Mr. Kendrick stated that as part of the State Revolving Fund process, a public hearing had to be held and a resolution needs to be passed that adopts the project plan. The resolution states that a public hearing was held and the concerns from the public hearing are being addressed. The only concern from the public hearing is locating the pipeline on Hall Road at the headwaters of Wolf Lake. The Engineers responded by reassuring the citizens that the pipeline can be designed and constructed safely within

Board of Public Works  
Special Meeting  
April 17, 2008  
Page Two

BPW-08-098 - RESOLUTION - WASTEWATER SYSTEM PUBLIC HEARING AND  
PROJECT PLAN AMENDMENT CONT'D

the roadbed of Hall Road and also retain the current functionability of the marsh in the area. Mr. Kendrick has talked to and e-mailed one of the residents regarding the procedure that will be followed in addressing the residents concerns and assured him there will be communications from the County. Prein & Newhof has written a letter supporting the proposed alternative that was included in the amendment. A letter will be sent to the residents keeping them informed of this issue.

Moved by Mr. Aley, seconded by Mr. Mahoney, to adopt the resolution regarding the April 15, 2008, Wastewater System Public Hearing and the project Plan Amendment discussed at that time and authorize the Public Works Board Chairman to sign same.

Moved by Mr. Mahoney, seconded by Mr. Buzzell, to suspend the rules and allow audience participation.

Motion carried

James Derezinski, 11 Wolf Lake Road, addressed the Board of Public Works. Mr. Derezinski asked if there is an alarm at "E" station in case there are any problems in that area.

Mr. Kendrick stated that there is a low pressure alarm at "E" station.

Moved by Mr. Mahoney, seconded by Mr. Buzzell, to close audience participation.

Motion carried

Chairman McMurray asked Mr. Kendrick to give the Board a brief summary of how this Administrative Consent Order came about.

Mr. Kendrick stated that after the fifth pipeline break, a public hearing was held and the County proposed to the State to replace 3½ miles of pipe. The State would not accept that and told the County they would have to replace the 3½ miles of pipe plus the retention basins or replace all the pipeline. The Wastewater

Board of Public Works  
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April 17, 2008  
Page Three

BPW-08-098 - RESOLUTION - WASTEWATER SYSTEM PUBLIC HEARING AND  
PROJECT PLAN AMENDMENT CONT'D

Management Committee, the Public Works Board and everyone involved has always stated they would rather put money into a fix that would help the neighborhoods in addition to the lakes. The decision was made to do the full pipe replacement option and the State ordered the County to do that. Mr. Kendrick stated the County is doing the pipe replacement option so there is not another break like the last one in Muskegon Township.

Roll call: Ayes - Mahoney; Wade; Aley; Buzzell; Collins; Engle;  
McMurray.

Nays - None.

Motion carried

BPW-08-099 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Mahoney, to adjourn the meeting at 4:13 p.m.

Motion carried

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Marvin Engle, Vice Chair

kf

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
May 8, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:31 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Absent: Martin Hulka.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Greg Leverence, Solid Waste Manager; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Dave Fisher, Muskegon Charter Township; Kurt Poll and another representative from Kamminga & Roodvoets Contractors; Steve Jackson and Gary Merkey from Jackson-Merkey Contractors; James McCormick, McCormick Sand; News Media.

BPW-08-100 - APPROVAL OF AGENDA

Moved by Mr. Aley, seconded by Mr. Wade, to approve the agenda with the deletion of item #5 (Uncollectible Bad Debt - McClure's Septic Service) and the addition of the Addendum - Administrative Consent Order.

Motion carried

Board of Public Works  
May 8, 2008  
Page Two

BPW-08-101 - APPROVAL OF MINUTES

Moved by Mr. Engle, seconded by Mr. Collins, to approve the minutes of the special meeting held April 3, 2008, the regular meeting held April 15, 2008, the closed session held April 15, 2008, and the special meeting held April 17, 2008.

Motion carried

BPW-08-102 - ACCOUNTS PAYABLE

Moved by Mr. Engle, seconded by Mr. Wade, to approve the Accounts Payable in the total amount of \$176,865.14, as follows:

1. Parks Fund 2080 - \$3,436.74
2. Solid Waste Fund 5710 - \$1,196.09
3. Regional Water System Fund 5910 - \$172,232.31

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley;  
Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-103 - AWARD CONTRACT - FINAL COVER AND GAS SYSTEM  
CONSTRUCTION PROJECT FOR SOLID WASTE

Moved by Mr. Snider, seconded by Mr. Mahoney, to award the contract for the Final Cover and Gas System Construction Project for Solid Waste, RFB-08-1590, to Kamminga & Roodvoets for their low responsive bid of \$2,464,183.75, with costs to be paid from Solid Waste funds, 5710-0526.

Commissioner Wade stated that with all the jobs that have left Muskegon, the contract should be awarded to a local contractor.

Commissioner Engle stated it is important with the current economic situation, if there is less than a 1% difference in bids, the money should be kept local.

Board of Public Works  
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BPW-08-103 - AWARD CONTRACT - FINAL COVER AND GAS SYSTEM  
CONSTRUCTION PROJECT FOR SOLID WASTE CONT'D

Commissioner Snider stated that the County has fostered competitive bidding and there is a low bid on this project and that low bid should be honored.

Commissioner Aley stated he would like the County to have a policy indicating local preference. He stated it is advertised that the Board has the right to accept/reject any and all bids and accept the best-interest bid. He feels the local bidder on this project is in the best interest of the County.

Commissioner Collins stated that jobs should be kept in Muskegon County.

Commissioner Mahoney stated his concern is the integrity of the bid process. The project was advertised looking for competitive bids and competitive bids were received. Commissioner Mahoney stated that if preference is to be given to local bidders, there needs to be a policy stating same so bidders are aware of it.

Roll call: Ayes - Mahoney; Snider; McMurray.

Nays - Engle; Wade; Aley; Buzzell; Collins.

Motion defeated

Moved by Mr. Aley, seconded by Mr. Engle, to award the contract for the Final Cover and Gas System Construction project for Solid Waste, RFB-08-1590, to Jackson-Merkey Contractors for their bid of \$2,487,489.90, with costs to be paid from Solid Waste funds, 5710-0526.

Mr. Warner stated the recommendation to award the bid to the low, responsive bidder, Kamminga & Roodvoets, came from the Department of Public Works and was based on the published purchasing procedures which state that a bid will be awarded to lowest, responsive, responsible bidder. He stated that both Kamminga & Roodvoets and Jackson-Merkey are responsible, responsive bidders, however, Kamminga & Roodvoets was the lowest bidder and was therefore recommended.

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BPW-08-103 - AWARD CONTRACT - FINAL COVER AND GAS SYSTEM  
CONSTRUCTION PROJECT FOR SOLID WASTE CONT'D

Commissioner Snider stated that without a policy regarding local bidders, the Board is making a mistake. He stated that it the Board's obligation to the taxpayers as a whole, to go out for competitive bids.

Chairman McMurray stated he is concerned about the action the Board is taking in not awarding to the low, responsive bidder.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Wade.

Nays - Mahoney; Snider; McMurray.

Motion carried

BPW-08-104 - CONTRACT CHANGE ORDER #5 - DALTON TOWNSHIP SEWER  
PROJECT

Moved by Mr. Engle, seconded by Mr. Aley, to approve the balancing Contract Change Order #5 for the Dalton Township Sewer project in the amount of a decrease to the project cost of \$26,685.95, bringing the total project cost to \$1,739,690.75 with costs paid from Dalton Sewer bond fund 4641-4643.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-105 - CONTRACT CHANGE ORDER #2 - WASTEWATER SYSTEM PUMP  
STATION #3 STRAINER CONTRACT

Moved by Mr. Engle, seconded by Mr. Aley, to approve Change Order #2 on the Wastewater System Pump Station #3 strainer contract for \$26,194.25 for extra pipe restraint to Jackson-Merkey Contractors, increasing their contract from \$788,860 to \$815,054.25 and authorize the Public Works Board Chairman to sign same.

Board of Public Works  
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Page Five

BPW-08-105 - CONTRACT CHANGE ORDER #2 - WASTEWATER SYSTEM PUMP  
STATION #3 STRAINER CONTRACT CONT'D

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins;  
Engle; McMurray.

Nays - None.

Motion carried

BPW-08-106 - AGREEMENT WITH CITY OF MUSKEGON - KEATING AVENUE  
SEWAGE LIFT STATION

Moved by Mr. Engle, seconded by Mr. Collins, to approve the agreement with the City of Muskegon for the Wastewater System to operate and maintain the Keating Avenue Sewage Lift Station and to authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle;  
Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-107 - AWARD QUOTE - WASTEWATER SYSTEM AIR COMPRESSOR

Moved by Mr. Engle, seconded by Mr. Wade, to award the quote for the Wastewater System Air Compressor to Allied Truck Equipment for \$10,247.25 per RFQ 08-1598.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Mahoney; Snider;  
Wade; McMurray.

Nays - None.

Motion carried

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BPW-08-108 - AWARD QUOTE - WASTEWATER SYSTEM SNOW PLOW WING

Moved by Mr. Engle, seconded by Mr. Mahoney, to award the quote for the Wastewater System Snow Plow Wing to Truck and Trailer Specialties for \$5,119 per RFQ 08-1599.

Roll call: Ayes - Buzzell; Collins; Engle; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-109 - AWARD BID - WASTEWATER SYSTEM FUEL SYSTEM

Moved by Mr. Engle, seconded by Mr. Wade, to award the bid for the Wastewater System Fuel System to Oscar W. Larson Company for \$19,532 per RFB 08-1596.

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-110 - TELEMETRY WORK - KEATING AVENUE SEWAGE LIFT STATION

Moved by Mr. Engle, seconded by Mr. Snider, to approve the quote for Sidock Systems to perform the telemetry work necessary for the Wastewater System to operate and maintain the Keating Avenue Sewage Lift Station for \$31,888.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell; Collins; McMurray.

Nays - None.

Motion carried

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BPW-08-111 - ADMINISTRATIVE CONSENT ORDER

Moved by Mr. Aley, seconded by Mr. Engle, to approve the Administrative Consent Order ACO-SW07-018 for the Wastewater Management System and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-112 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - April 2008.
2. Muskegon Municipal Wastewater Management Committee Meeting Minutes - March 11, 2008.
3. Muskegon County Regional Water System Policy Board Meeting Minutes - April 8, 2008 (draft).

Motion carried

BPW-08-113 - OLD BUSINESS

There was no old business.

BPW-08-114 - NEW BUSINESS

Commissioner Aley reminded the Board that the Muskegon County Land Bank is having an open house and dedication of two houses next week.

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BPW-08-115 - AUDIENCE PARTICIPATION

James McCormick, McCormick Sand, addressed the Board of Public Works regarding the Laketon Township Sanitary Sewer Phase II contracts that will be bid. Mr. McCormick stated he would like to see the large contracts broken down into smaller contracts so more contractors can bid on them. He stated that the issue of local contractors and local employees is very important.

Commissioner Aley requested staff to get a copy of the written policy that the City of Muskegon uses for local preference if the bids are within 1%.

BPW-08-116 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Snider, to adjourn the meeting at 3:56 p.m.

Motion carried

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Louis McMurray, Chairman

kf

M I N U T E S

Board of Public Works  
Special Meeting  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
May 20, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 4:16 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Sam Wendling, Community Development Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

BPW-08-117 - CONTRACT CHANGE ORDER #1 - QUARTERLINE WATERMAIN RELINING PROJECT

Moved by Mr. Engle, seconded by Mr. Collins, to approve Contract Change Order #1 to the Quarterline Watermain Relining Project (RFB-08-1589) to Liquiforce Contractors in the amount of a cost increase of \$17,450.00 for the Quarterline/Marquette intersection work, bringing the total project cost to \$742,621.85 with costs paid from the Quarterline Watermain Relining fund 5910-0555.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

Board of Public Works  
Special Meeting  
May 20, 2008  
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BPW-08-118 - CHANGE ORDER 15 - PHASE II COLLECTION SYSTEM UPGRADE CONTRACT

Moved by Mr. Engle, seconded by Mr. Aley, to approve Change Order 15 for the Phase II Collection System Upgrade Contract with Triangle, to increase the contract by \$115,277 from \$14,237,814 to \$14,353,019 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; Snider; McMurray.

Nays - None.

Motion carried

BPW-08-119 - CLOSED SESSION - LAND ACQUISITION

Moved by Mr. Aley, seconded by Mr. Engle, to enter into closed session regarding land acquisition at 4:18 p.m.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Hulka; Mahoney; Snider; Wade; McMurray.

Nays - None.

Motion carried

The meeting entered back into open session at 4:51 p.m.

BPW-08-120 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Engle, to adjourn the meeting at 4:51 p.m.

Motion carried

Board of Public Works  
Special Meeting  
May 20, 2008  
Page Three

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

kf

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
June 12, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Rol Crummel, Laketon Township Supervisor; Ken Hulka, Muskegon County Road Commission Managing Director; Deb Ackerman, Egelston Township Treasurer; James McCormick, McCormick Sand; News Media.

BPW-08-121 - APPROVAL OF AGENDA

Moved by Mr. Engle, seconded by Mr. Snider, to approve the agenda with the removal of Item E-2, Award Contract - Laketon Township Water/Sewer Contract II Project, and Item E-7 Fire Service Agreement with Egelston Township.

Motion carried

Board of Public Works  
June 12, 2008  
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BPW-08-122 - APPROVAL OF MINUTES

Moved by Mr. Engle, seconded by Mr. Collins, to approve the minutes of the regular meeting held May 8, 2008, the special meeting held May 20, 2008, and the closed session held May 20, 2008.

Motion carried

BPW-08-123 - ACCOUNTS PAYABLE

Moved by Mr. Engle, seconded by Mr. Aley, to approve the Accounts Payable in the total amount of \$285,011.55, as follows:

1. Parks Fund 2080 - \$9,316.06
2. Water System Improvement Bond Fund 4150 - \$68,975.65
3. Muskegon Charter, Egelston, Dalton Townships Sewer Fund 4641 - \$76,810.83
4. Solid Waste Fund 5710 - \$53.12
5. Regional Water System Fund 5910 - \$129,855.89

Roll call: Ayes - Hulka; Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-124 - AWARD CONTRACT - LAKETON TOWNSHIP SEWER CONTRACT I PROJECT

Moved by Mr. Engle, seconded by Mr. Snider, to award the Laketon Township Sewer Contract I project, RFB-08-1574 to Schippers Excavating of West Olive for their low responsive bid of \$2,097,957.25 with costs being paid from Laketon Township Sewer funds and Laketon Township sewer bond to be sold by Muskegon County at a later date.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; McMurray.

Nays - None.

Motion carried

Board of Public Works  
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BPW-08-125 - AWARD CONTRACT - QUARTERLINE ROAD WATERMAIN  
REPLACEMENT PROJECT

Moved by Mr. Engle, seconded by Mr. Collins, to award the contract for the Quarterline Road Watermain Replacement project, RFB-08-1601, to Jackson-Merkey Contractors for their low responsible bid of \$542,745.10 with costs to be paid from the Water System bond proceeds, fund 5910-0556.

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

Motion carried

Mr. Ken Hulka, Muskegon County Road Commission Managing Director, addressed the Board of Public Works regarding the Quarterline Road Watermain Replacement project.

Following discussion, moved by Mr. Snider, seconded by Mr. Hulka, to table this item until a special Public Works Board meeting on Tuesday, June 17, 2008.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; McMurray.

Nays - None.

Motion carried

BPW-08-126 - INCREASE WASTEWATER FARM CAPITAL BUDGET & ADVERTISE  
FOR BIDS FOR NO-TILL DRILL

Moved by Mr. Snider, seconded by Mr. Hulka, to approve an increase in the Wastewater Farm capital budget from \$45,000 to \$96,000 (a net increase of \$41,000) and give staff permission to advertise for bids a 40-foot no-till drill instead of a 15-foot model.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; Snider; McMurray.

Nays - None.

Motion carried

Board of Public Works  
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BPW-08-127 - AWARD BID - WASTEWATER SYSTEM METRO PAVING

Moved by Mr. Engle, seconded by Mr. Buzzell, to award the bid for the Wastewater System Metro Paving - White Road and Administration Drive to Michigan Paving & Materials for \$262,510 per the specifications in RFB-08-1603.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Hulka; Mahoney; Snider; Wade; McMurray.

Nays - None.

Motion carried

BPW-08-128 - AWARD BID - WASTEWATER SYSTEM RUDDIMAN CREEK INTERCEPTOR PHASE I

Moved by Mr. Wade, seconded by Mr. Engle, to award the bid for the Wastewater System Ruddiman Creek Interceptor Phase I lining and pipe replacement work to Utility Services Authority for \$354,890 per the specifications in RFB-08-1593.

Roll call: Ayes - Collins; Engle; Hulka; Mahoney; Snider; Wade; Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-129 - SALE OF COMBINE

Moved by Mr. Engle, seconded by Mr. Snider, to sell the Wastewater 1990 John Deere Model 9600 Combine and row crop head to Finnerman's Farm & Garden for \$50,250, per the specifications in RFB-08-1604.

Roll call: Ayes - Hulka; Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

Board of Public Works  
June 12, 2008  
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BPW-08-130 - WASTEWATER PHASE II COLLECTION SYSTEM UPGRADE CHANGE ORDER #16

Moved by Mr. Engle, seconded by Mr. Aley, to approve the Wastewater Phase II Collection System Upgrade Change Order #16 to Triangle and Associates for a deduction of \$250,100 from the current contract amount of \$14,353,019 to \$14,102,919 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; McMurray.

Nays - None.

Motion carried

BPW-08-131 - REIMBURSEMENT TO DALTON & FRUITLAND TOWNSHIPS - AUDITOR SERVICES - WATER BOND

Moved by Mr. Engle, seconded by Mr. Mahoney, to reimburse Dalton Township the amount of \$2,640 and Fruitland Township the amount of \$180 for their respective auditor services in connection with the refinancing of the Muskegon Township water bond with costs to be paid from the water fund 5910-0552.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-132 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - May 2008.
2. Muskegon County Regional Water System Policy Board Meeting Minutes - May 6, 2008 (draft).

Motion carried

Board of Public Works  
June 12, 2008  
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BPW-08-133 - OLD BUSINESS

Commissioner Snider stated that a wind shear analysis proposal is being reviewed for generating electricity at the Wastewater System.

Mr. Kendrick has a meeting scheduled for June 19 to discuss this issue.

BPW-08-134 - NEW BUSINESS

There was no new business.

BPW-08-135 - AUDIENCE PARTICIPATION

There was no audience participation.

BPW-08-136 - CLOSED SESSION - LAND ACQUISITION

Moved by Mr. Aley, seconded by Mr. Engle, to enter into closed session regarding land acquisition at 4:02 p.m.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Hulka; Mahoney; Snider; Wade; McMurray.

Nays - None.

Motion carried

The meeting entered back into open session at 4:10 p.m.

BPW-08-137 - LAND ACQUISITION

Moved by Mr. Mahoney, seconded by Mr. Engle, to authorize the Community Development Director to execute a purchase agreement prepared by Corporate Counsel with David and Angela Eklund covering real property at 8585 E. Apple Avenue in the amount of \$87,000 and authorize the Community Development Director to execute all other documents needed to close the transaction.

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BPW-08-137 - LAND ACQUISITION CONT'D

Roll call: Ayes - Collins; Engle; Hulka; Mahoney; Snider; Wade;  
Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-138 - ADJOURN

The meeting adjourned at 4:11 p.m.

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

kf

M I N U T E S

Board of Public Works  
Special Meeting  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
June 17, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Staff

Present: John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Chairman Derezinski; Commissioner Gill; Commissioner Scolnik; Craig Studeman, Jackson-Merkey Contractors; News Media.

BPW-08-139 - AWARD CONTRACT - QUARTERLINE ROAD WATERMAIN REPLACEMENT PROJECT

Moved by Mr. Engle, seconded by Mr. Collins, to award the contract for the Quarterline Road Watermain Replacement project, RFB-08-1601, to Jackson-Merkey Contractors for their low responsible bid of \$542,745.10 with costs to be paid from the Water System bond proceeds, fund 5910-0556.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

Board of Public Works  
Special Meeting  
June 17, 2008  
Page Two

BPW-08-140 - ADJOURN

The meeting adjourned at 3:34 p.m.

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

kf

M I N U T E S

Board of Public Works  
Special Meeting  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
June 24, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Staff

Present: Dave Kendrick, Director of Public Works; Steve Fink, Public Works Engineer; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Chairman Derezinski; Commissioner Scolnik; Rol Crummel, Laketon Township Supervisor; News Media.

BPW-08-141 - AWARD CONTRACT - LAKETON TOWNSHIP WATER/SEWER CONTRACT II PROJECT

Moved by Mr. Collins, seconded by Mr. Engle, to award the Laketon Township Water/Sewer Contract II project, RFB-08-1575 to C&D Hughes, the low responsible bidder, for their bid price of \$6,779,006.43 with costs to be paid from State of Michigan MDEQ funds, Northside Water System bonds, Laketon Township sewer funds and Laketon Township sewer bond.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; Snider; McMurray.

Nays - None.

Motion carried

Board of Public Works  
Special Meeting  
June 24, 2008  
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BPW-08-142 - ADJOURN

Moved by Mr. Engle, seconded by Mr. Hulka, to adjourn the meeting  
at 3:32 p.m.

Motion carried

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

kf

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
July 10, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Lewis Collins; Martin Hulka; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Excused: Charles Buzzell; Marvin Engle.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Deb Ackerman, Egelston Township Treasurer; News Media.

BPW-08-143 - APPROVAL OF AGENDA

Moved by Mr. Hulka, seconded by Mr. Wade, to approve the agenda as presented.

Motion carried

BPW-08-144 - APPROVAL OF MINUTES

Moved by Mr. Snider, seconded by Mr. Aley, to approve the minutes of the regular meeting held June 12, 2008, the special meeting held June 17, 2008, the special meeting held June 24, 2008, and the closed session held June 12, 2008.

Motion carried

BPW-08-145 - ACCOUNTS PAYABLE

Moved by Mr. Wade, seconded by Mr. Collins, to approve the Accounts Payable in the total amount of \$482,478.43, as follows:

1. Parks Fund 2080 - \$10,746.37
2. Water System Improvement Bond Fund 4150 - \$828.50
3. Solid Waste Fund 5710 - \$834.94
4. Regional Water System Fund 5910 - \$469,473.62
5. Laketon Township Sewer Fund 8834 - \$595.00

Roll call: Ayes - Collins; Hulka; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-146 - LEASE WITH METROPCS

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve the lease document with MetroPCS for the installation of communications antennae on the Evanston Avenue elevated water storage tank with revenues going to the Regional Water System fund 5910 and authorize the Chairman to execute the lease agreement.

Roll call: Ayes - Hulka; Mahoney; Snider; Wade; Aley; Collins; McMurray.

Nays - None.

Motion carried

BPW-147 - BOND COUNSEL WORK - SEGMENT 1 PIPE REPLACEMENT

Moved by Mr. Snider, seconded by Mr. Collins, to award the Bond Counsel work for Segment 1 of the Wastewater System 66-inch pipe replacement to Miller Canfield for \$50,000, per the conditions in their June 23, 2008, letter.

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BPW-147 - BOND COUNSEL WORK - SEGMENT 1 PIPE REPLACEMENT CONT'D

Roll call: Ayes - Hulka; Mahoney; Snider; Wade; Aley; Collins;  
McMurray.

Nays - None.

Motion carried

BPW-08-148 - AWARD BID - NO TILL DRILL

Moved by Mr. Wade, seconded by Mr. Mahoney, to award the bid for the Wastewater System No-Till Drill to Fillmore Equipment for \$83,690.87 per the specifications in RFB 08-1608.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Collins; Hulka;  
McMurray.

Nays - None.

Motion carried

BPW-08-149 - CONSUMERS ENERGY EASEMENT

Moved by Mr. Wade, seconded by Mr. Snider, to execute the easement with Consumers Energy Company to allow them to construct and maintain a new primary electric feed on the County's Lift Station C property.

Roll call: Ayes - Snider; Wade; Aley; Collins; Hulka; Mahoney;  
McMurray.

Nays - None.

Motion carried

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July 10, 2008  
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BPW-08-150 - AMENDING NOTICE OF SALE RESOLUTION - LAKETON  
TOWNSHIP SEWER PROJECT

Moved by Mr. Aley, seconded by Mr. Hulka, to approve the Amending Notice of Sale Resolution for the Muskegon County Wastewater Management System (Township of Laketon Section) Bonds, Series 2008 (General Obligation Limited Tax) for the Laketon Township sewer project with the provision that any two officers of the Board of Public Works be authorized to make the award of the bond bids.

Roll call: Ayes - Wade; Aley; Collins; Hulka; Mahoney; Snider;  
McMurray.

Nays - None.

Motion carried

BPW-08-151 - CONTRACT CHANGE ORDER #4 - MUSKEGON COUNTY BUSINESS  
PARK - NORTH

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve the Contract Change Order #4 to the Muskegon County Business Park - North Project (RFB-07-1551) in the amount of an increase to the contract cost of \$43,495.00 bringing the total project cost to \$1,620,770.93 and extending the completion date for the contract by 58 calendar days making the final completion date July 30, 2008, with all costs paid by EDA and the Northside Water Improvement Fund, 4150-4151.

Roll call: Ayes - Aley; Collins; Hulka; Mahoney; Snider; Wade;  
McMurray.

Nays - None.

Motion carried

BPW-08-152 - INFORMATION ITEMS

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

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BPW-08-152 - INFORMATION ITEMS CONT'D

1. Public Works Monthly Operating Report - June 2008.
2. Muskegon County Regional Water System Policy Board Minutes - June 10, 2008 (draft).

Motion carried

BPW-08-153 - OLD BUSINESS

There was no old business.

BPW-08-154 - NEW BUSINESS

Commissioner Aley inquired if the County has a program regarding gypsy moths.

Mr. Warner stated that the Public Works Department is taking calls regarding gypsy moth complaints. Mr. Warner also stated there is no longer any state money available for a gypsy moth program so the local units would have to pay the total amount. A letter will be sent to the local units to see if they would be interested in a gypsy moth program. A price will be obtained from the spraying company so a rough cost can be sent to the local units to determine if they would be interested in participating in a gypsy moth program.

BPW-08-155 - AUDIENCE PARTICIPATION

Deb Ackerman, Egelston Township Treasurer, addressed the Board of Public Works regarding the gypsy moth problem in Egelston Township.

Mr. Warner stated that an egg mass survey needs to be done in the fall. The spraying program is put together based on the survey information.

Drain Commissioner Hulka suggested that in an effort to help the communities, staff try to find someone who could do the egg mass survey and what the cost would be.

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BPW-08-155 - AUDIENCE PARTICIPATION CONT'D

Mr. Warner stated that would be the most effective way to do it. This is a huge effort and requires a large amount of staff time which would be difficult for the Public Works staff to do.

BPW-08-156 - ADJOURN

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

Motion carried

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

kf

M I N U T E S

Board of Public Works  
Special Meeting  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
July 29, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Ken Mahoney; Roger Wade; Louis McMurray.

Excused: I. John Snider.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Tim Bergstrom, Prein & Newhof; Steve Jackson, Jackson-Merkey Contractors.

BPW-08-157 - REPAYMENT TO CITY OF MUSKEGON - RELOCATION OF WATERMAIN AND FORCEMAIN PROJECT

Moved by Mr. Buzzell, seconded by Mr. Engle, to authorize the repayment to the City of Muskegon of the local share of the 2001 project involving relocation of watermain and forcemain with costs of \$4,917.09 from water fund (5910-0546) and \$3,745.04 from Wastewater (5920-5060).

Roll call: Ayes - Collins; Engle; Hulka; Mahoney; Wade; Buzzell; McMurray.

Nays - Aley.

Motion carried

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July 29, 2008  
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BPW-08-158 - SOLID WASTE CAPPING PROJECT - CONTRACT CHANGE ORDER #1

Moved by Mr. Engle, seconded by Mr. Collins, to approve Contract Change Order #1 on the Solid Waste capping project, RFB-08-1590, in the amount of an increase to the contract price of \$9,975 bringing the total contract price to \$2,497,464.90 and adding 3 days to the contract, changing the completion date from October 1, 2008, to October 4, 2008, with all costs being paid from Solid Waste retained earnings, Fund 5710-0526.

Roll call: Ayes - Engle; Hulka; Mahoney; Wade; Aley; Buzzell; Collins; McMurray.

Nays - None.

Motion carried

BPW-08-159 - AWARD BID - FIRST SEGMENT - 66-INCH FORCE MAIN REPLACEMENT

Moved Mr. Engle, seconded by Mr. Buzzell, to award the bid for the Wastewater Metro Force Main Replacement Contract 1 to Jackson-Merkey Contractors for \$13,974,646.85 and authorize the Public Works Board Chairman to sign the associated contract documents.

Roll call: Ayes - Hulka; Mahoney; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-160 - CONSTRUCTION ENGINEERING CONTRACT - 66-INCH FORCE MAIN REPLACEMENT

Moved by Mr. Engle, seconded by Mr. Mahoney, to approve the engineering construction services contract with Prein & Newhof for a not-to-exceed amount of \$1,059,300 for Segment 1 of the Wastewater 60-inch force main replacement project and authorize the Public Works Board Chairman to sign same.

Board of Public Works  
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BPW-08-160 - CONSTRUCTION ENGINEERING CONTRACT - 66-INCH FORCE  
MAIN REPLACEMENT CONT'D

Roll call: Ayes - Mahoney; Wade; Aley; Buzzell; Collins; Engle;  
Hulka; McMurray.

Nays - None.

Motion carried

BPW-08-161 - SOLID WASTE CAPPING PROJECT - CONTRACT CHANGE ORDER  
NO. 2

Moved by Mr. Engle, seconded by Mr. Wade, to approve Contract Change Order #2 for the Solid Waste capping project (RFB-08-1590) in the amount of an increase to the project of \$153,109.90 bringing the total project cost to \$2,650,547.80 and adding nine (9) working days to the project making the completion date to be October 13, 2008, with costs being paid from Solid Waste fund 5710-0526.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka;  
Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-162 - APPLY FOR GRANT - PHEASANTS FOREVER

Moved by Mr. Engle, seconded by Mr. Wade, to authorize Wastewater staff to apply for a WHIP grant for Pheasants Forever to create wildlife habitat on 113 acres of the designated land on the Wastewater System for up to \$48,391.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka;  
Mahoney; McMurray.

Nays - None.

Motion carried

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BPW-08-163 - RESOLUTION - SRF LOAN

Moved by Mr. Engle, seconded by Mr. Mahoney, to approve the Wastewater System Resolution to Tentatively Award the Segment 1 60-inch force main construction contract to Jackson-Merkey Contractors for \$13,974,646.85 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Hulka; Mahoney; Wade; McMurray.

Nays - None.

Motion carried

BPW-08-164 - AUDIENCE PARTICIPATION

Mr. Steve Jackson, Jackson-Merkey, addressed the Board of Public Works. Mr. Jackson stated thanked the Board for awarding the contract to Jackson-Merkey.

There was a brief discussion on the start date of the force main replacement project. The contractor and the engineer will work together to coordinate the construction around the college's schedule for the least amount of inconvenience.

BPW-08-165 - ADJOURN

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

Motion carried

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Louis McMurray, Chairman

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Martin L. Hulka, Secretary

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
August 14, 2008

CALL TO ORDER

The meeting was called to order by Vice Chair Marve Engle at 3:52 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marve Engle; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray (arrived at 4:11 p.m.).

Excused: Martin Hulka.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jack Niemiec, County Administrator; Sam Wendling, Community Development Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Commissioner Scolnik; Don Studaven, Blue Lake Township Supervisor; News Media.

BPW-08-166 - APPROVAL OF AGENDA

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

Motion carried

BPW-08-167 - APPROVAL OF MINUTES

Moved by Mr. Aley, seconded by Mr. Snider, to approve the minutes of the regular meeting held July 10, 2008, and the special meeting held July 29, 2008.

Motion carried

BPW-08-168 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. Wade, to approve the Accounts Payable in the total amount of \$567,156.94, as follows:

1. Parks Fund 2080 - \$24,732.63
2. Water System Improvement Bond Fund 4150 - \$206,559.58
3. Solid Waste Fund 5710 - \$907.38
4. Regional Water System Fund 5910 - \$334,957.35

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell; Collins.

Nays - None.

Motion carried

BPW-08-169 - AWARD BID - WASTEWATER SYSTEM METRO CELL #1 IMPROVEMENTS

Moved by Mr. Collins, seconded by Mr. Snider, to award the bid for the Wastewater System Metro Cell #1 Improvements to East Muskegon Roofing and Sheet Metal for \$379,900 per the specifications in RFB 08-1606.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle.

Nays - None.

Motion carried

BPW-08-170 - WASTEWATER METRO CELL #1 IMPROVEMENTS - CHANGE ORDER #1

Moved by Mr. Snider, seconded by Mr. Collins, to approve Wastewater Metro Cell #1 Improvements Change Order #1 to East Muskegon Roofing and Sheet Metal to decrease the contract from \$379,900 by \$180,910 to \$198,990 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle.

Nays - None.

Motion carried

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BPW-08-171 - AWARD BID - WASTEWATER SYSTEM SANDBLASTING AND PAINTING OF GRAIN BINS & AWARD BID FOR LADDER REPLACEMENT

Moved by Mr. Snider, seconded by Mr. Collins, to award the bid for the Wastewater System Sandblasting and Painting of grain bins 1-3, 8-11, and 12 for \$64,840 to Quality Maintenance Contractors per RFB 08-1611 and award the bid for the corresponding ladder replacement for bins 8-11 for \$44,640 to Northern Boiler Mechanical Contractors per RFB 08-1612.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Mahoney.

Nays - None.

Motion carried

BPW-08-172 - FIRE SERVICE AGREEMENT WITH EGELSTON TOWNSHIP

Moved by Mr. Snider, seconded by Mr. Aley, to approve the Fire Service Agreement with Egelston Township for the Wastewater System and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Mahoney; Snider.

Nays - None.

Motion carried

BPW-08-173 - APPROVE QUOTE - INSTALLATION AND PROGRAMMING TELEMETRY WORK

Moved by Mr. Snider, seconded by Mr. Wade, to approve the quote for Sidock Systems to perform the installation and programming telemetry work set forth in the quote for the Wastewater System to monitor, operate, and maintain Lift Station L for \$44,640.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Mahoney; Snider; Wade.

Nays - None.

Motion carried

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BPW-08-174 - ADOPT 2008 WASTEWATER ARCHERY DEER HUNTING & TRAPPING RULES; DNR WATERFOWL HUNT; AUTHORIZE IN PRINCIPLE YOUTH SPRING FIREARM TURKEY HUNT

Moved by Mr. Collins, seconded by Mr. Wade, to adopt the 2008 Wastewater Archery Deer Hunting and Trapping Rules and authorize the DNR Waterfowl Hunt and to authorize, in principle, a youth spring firearm turkey hunt during the first weekend of the season in 2009 pending approval of such hunter rules and management responsibilities that will be brought back to the Public Works Board at a later date.

Roll call: Ayes - Buzzell; Collins; Engle; Mahoney; Snider; Wade; Aley.

Nays - None.

Motion carried

BPW-08-175 - BID LIFT STATION D BYPASS PUMP CONNECTION & DEMOLITION OF ON-SITE OLD SEWAGE LIFT STATION

Moved by Mr. Wade, seconded by Mr. Snider, to authorize Wastewater staff to bid the Lift Station D bypass pump connection and demolition of the on-site old sewage lift station.

Motion carried

BPW-08-176 - AUTHORIZATION TO BID REPLACEMENT OF DRAINAGE CULVERT

Moved by Mr. Wade, seconded by Mr. Snider, to authorize Wastewater staff to bid the replacement of the drainage culvert at the corner of Swanson and White Road.

Motion carried

BPW-08-177 - PURCHASE OF TIRE CHANGER

Moved by Mr. Wade, seconded by Mr. Snider, to authorize the purchase of a tire changer from low quote Muskegon Automotive for the Wastewater Fleet Maintenance division for \$2,968.89 to be paid for from the FY2008 Wastewater Small Capital budget instead

of the FY2009 budget.

Board of Public Works  
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BPW-08-177 - PURCHASE OF TIRE CHANGER CONT'D

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins;  
Engle.

Nays - None.

Motion carried

BPW-08-178 - AUTHORIZATION TO BID REPLACEMENT OF LOCKWOOD  
IRRIGATION RIGS

Moved by Mr. Snider, seconded by Mr. Collins, to authorize  
Wastewater staff to bid the replacement of two Lockwood  
irrigation rigs as part of their FY2009 budget.

Motion carried

BPW-08-179 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - July 2008.
2. Muskegon County Regional Water System Policy Board Minutes -  
July 8, 2008 (draft).

Motion carried

BPW-08-180 - OLD BUSINESS

There was no old business.

BPW-08-181 - NEW BUSINESS

There was no new business.

BPW-08-182 - AUDIENCE PARTICIPATION

There was no audience participation.

Board of Public Works  
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BPW-08-183 - CLOSED SESSION - LAND ACQUISITION

Moved by Mr. Aley, seconded by Mr. Wade, to enter into closed session regarding land acquisition at 4:03 p.m.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Mahoney; Snider.

Nays - None.

Motion carried

The meeting entered back into open session at 4:12 p.m.

BPW-08-184 - PROPERTY PURCHASE

Moved by Mr. Snider, seconded by Mr. Wade, to authorize the purchase of real property located at 8687 Apple Avenue from Mr. and Mrs. Walker in the amount of \$90,000.00 and further to authorize the Community Development Director to execute all documents and take needed actions to close the transaction.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell; Collins; McMurray.

Nays - None.

Motion carried

BPW-08-185 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Snider, to adjourn the meeting at 4:14 p.m.

Motion carried

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Marvin Engle, Vice Chairman

kf

## M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
September 11, 2008

### CALL TO ORDER

The meeting was called to order by Vice Chairman Marvin Engle at 3:36 p.m.

### ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Martin Hulka; Kenneth Mahoney; I. John Snider; Roger Wade; Louis McMurray.

### Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

### Others

Present: Tony Tague, County Prosecutor; Tony Moulatsiotis, County Treasurer; Charles Nash, Commissioner-elect; News Media.

### BPW-08-186 - APPROVAL OF AGENDA

Moved by Mr. Wade, seconded by Mr. Collins, to approve the agenda with the removal of Item #11, Uncollectible Bad Debt, and the addendum.

Motion carried

### BPW-08-187 - APPROVAL OF MINUTES

Moved by Mr. Wade, seconded by Mr. Mahoney, to approve the minutes of the regular meeting held August 14, 2008 and the closed session held August 14, 2008.

Motion carried

BPW-08-188 - ACCOUNTS PAYABLE

Moved by Mr. Aley, seconded by Mr. Snider, to approve the Accounts Payable in the total amount of \$671,547.45, as follows:

1. Parks Fund 2080 - \$16,313.38
2. Water System Improvement Bond Fund 4150 - \$3,000.00
3. Muskegon Charter, Egelston, Dalton Townships Sewer Fund 6441 - 135,659.28
4. Solid Waste Fund 5710 - \$254.36
5. Regional Water System Fund 5910 - \$484,979.43
6. Laketon Township Sewer Fund 8834 - \$31,341.00

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; McMurray.

Nays - None.

Motion carried

BPW-08-189 - MUSKEGON COUNTY BUSINESS PARK - NORTH - CONTRACT CHANGE ORDER #5

Moved by Mr. Snider, seconded by Mr. Collins, to approve Contract Change Order #5 (revised) to the Muskegon County Business Park - North construction project (RFB-07-1551) in the amount of an increase to the contract of \$902.23 bringing the total contract cost to \$1,665,168.16 with costs being paid partially from the Northside Water construction fund, 4150-4151 and partially from an EDA grant.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

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BPW-08-190 - MUSKEGON COUNTY BUSINESS PARK - NORTH - CONTRACT  
CHANGE ORDER #6

Moved by Mr. Aley, seconded by Mr. Wade, to approve Contract Change Order #6 (revised), the balancing change order to the Muskegon County Business Park - North construction project (RFB-07-1551) for a contract reduction of \$38,993.22 bringing the total contract amount to \$1,626,174.94 with costs being paid in part by the Northside Water construction fund, 4150-4151 and in part by an EDA grant.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Hulka;  
Mahoney; Snider; McMurray.

Nays - None.

Motion carried

BPW-08-191 - QUARTERLINE ROAD WATERMAIN RELINING PROJECT -  
CONTRACT CHANGE ORDER #2

Moved by Mr. Collins, seconded by Mr. Mahoney, to approve Contract Change Order #2 for the Quarterline Road Watermain Relining project (RFB-08-1589) in the amount of a decrease of \$272.51 bringing the total contract price to \$742,349.34 which is to be paid from the water system bond fund 5910-0555.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Hulka; Mahoney;  
Snider; Wade; McMurray.

Nays - None.

Motion carried

BPW-08-192 - SOLID WASTE TIPPING FEE - LIVESTOCK/LIVESTOCK PARTS

Moved by Mr. Aley, seconded by Mr. Wade, to increase the tipping fees at the Solid Waste Management System to \$42.00 per ton for livestock and livestock parts with a \$25.00 per load minimum with the new rate to be effective as of December 1, 2008.

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BPW-08-192 - SOLID WASTE TIPPING FEE - LIVESTOCK/LIVESTOCK PARTS  
CONT'D

Roll call: Ayes - Buzzell; Collins; Engle; Hulka; Mahoney;  
Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-193 - 2009 SOLID WASTE/FLY ASH BUDGET

Moved by Mr. Wade, seconded by Mr. Mahoney, to approve the Solid Waste budget for FY 2009 as presented (with Solid Waste, fund 5710 revenues of \$3,649,241 and expenditures of \$4,095,014; Fly Ash, fund 5711 with revenues of \$53,000 and expenditures of \$126,003) and recommend same to the Board of Commissioners.

Roll call: Ayes - Collins; Engle; Hulka; Mahoney; Snider; Wade;  
Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-194 - 2009 REGIONAL WATER SYSTEM BUDGET

Moved by Mr. Aley, seconded by Mr. Collins, to approve the budget for FY 2009 for the Muskegon County Regional Water System as presented (operating fund 5910 revenues of \$1,713,675 and expenditures of \$2,781,147 construction fund 4150 revenues of \$324,872 and expenditures of \$672,134) and recommend same to the Board of Commissioners.

Roll call: Ayes - Engle; Hulka; Mahoney; Snider; Wade; Aley;  
Buzzell; Collins; McMurray.

Nays - None.

Motion carried

BPW-08-195 - 2009 WASTEWATER CAPITAL BUDGETS, O&M BUDGETS &  
LABORATORY FEE TABLE

Moved by Mr. Wade, seconded by Mr. Aley, to recommend adoption of the proposed FY2009 Wastewater Operations and Maintenance budget (Fund 5920 with expenditures and revenues of \$12,748,360) to leave the gallonage rate unchanged at \$1,096.26 per million gallons; recommend setting the debt retirement rate at \$216.20 per million gallons for the \$17M bond issue, \$140.56 per million gallons for the \$17.5M bond issue (Phase I), and \$196.98 per million gallons as a bond pre-payment for the Phase II and 66-inch replacement bonds; and to recommend the Wastewater capital budgets (Funds 4911, 5938, and 5941) and the recommended Laboratory Fee Table, all for FY2009.

Roll call: Ayes - Hulka; Mahoney; Snider; Wade; Aley; Buzzell;  
Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-196 - PERMISSION TO BID - SEGMENT 2 - 66 INCH FORCE MAIN  
REPLACEMENT

Moved by Mr. Mahoney, seconded by Mr. Snider, to authorize Wastewater staff to advertise for bids the construction of Segment 2 of the 66-inch force main replacement, seek an MDEQ State Revolving Fund loan to finance same, and authorize the Public Works Board Chairman to sign the associated SRF paperwork.

Motion carried

BPW-08-197 - BOND COUNSEL - SEGMENT 2 - 66 INCH FORCE MAIN  
REPLACEMENT

Moved by Mr. Wade, seconded by Mr. Aley, to award the Bond Counsel work for Segment 2 of the Wastewater System 66-inch pipe replacement to Miller Canfield for \$50,000, per the conditions in their August 27, 2008, letter.

Board of Public Works  
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BPW-08-197 - BOND COUNSEL - SEGMENT 2 - 66 INCH FORCE MAIN  
REPLACEMENT CONT'D

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle;  
Hulka; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-198 - ADVERTISE FOR BIDS - CLEANING & FILLING OF CRACKS IN  
ROADS SURROUNDING TREATMENT CELLS

Moved by Mr. Collins, seconded by Mr. Buzzell, to authorize  
Wastewater staff to advertise for bids the cleaning and filling  
of cracks in the 2.2 miles of road surrounding the Wastewater  
Plant treatment cells.

Motion carried

BPW-08-199 - CONCEPTUAL USE OF OLD TANNERY SLUDGE TREATMENT AREA  
BY MUSKEGON AREA ROCKETRY CLUB

Moved by Mr. Wade, seconded by Mr. Snider, to conceptually  
approve the use of a portion of the old tannery sludge treatment  
area on the Wastewater System for use by the Muskegon Area  
Rocketry Club and authorize County Corporate Counsel and Public  
Works Director to draft an applicable Agreement for future Board  
approval.

Motion carried

BPW-08-201 - INSTALLATION & PROGRAMMING TELEMETRY WORK -  
WHITEHALL PLANT PURGE WELLS

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve the quote  
for Sidock Systems to perform the installation and programming  
telemetry work set forth in their quote for the Wastewater System  
to monitor and maintain the Whitehall Plant Purge Wells for  
\$27,215.

Board of Public Works  
September 11, 2008  
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BPW-08-201 - INSTALLATION & PROGRAMMING TELEMETRY WORK -  
WHITEHALL PLANT PURGE WELLS CONT'D

Roll call: Ayes - Collins; Engle; Hulka; Mahoney; Snider; Wade;  
Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-202 - FUND TRANSFER - DALTON TOWNSHIP SEWER REU CASE

Moved by Mr. Wade, seconded by Mr. Mahoney, to authorize Public Works staff to transfer \$21,704.90 in legal expenses from the Wastewater System to the Regional Water System for Corporate Counsel's work in the Dalton Township sewer REU case.

Roll call: Ayes - Engle; Hulka; Mahoney; Snider; Wade; Aley;  
Buzzell; Collins; McMurray.

Nays - None.

Motion carried

BPW-08-203 - CONTINUING DISCLOSURE STATEMENT - LAKETON TOWNSHIP  
BONDS

Moved by Mr. Wade, seconded by Mr. Aley, to approve the Continuing Disclosure Statement requirements for the \$6,000,000 bond issued by Muskegon County and known officially as the Muskegon County Wastewater Management System (Township of Laketon), Series 2008 (General Obligation Limited Tax) for the Laketon Township sewer extension.

Motion carried

Board of Public Works  
September 11, 2008  
Page Eight

BPW-08-204 - LAKETON TOWNSHIP SANITARY SEWER, WATERMAIN AND  
ROADWAY IMPROVEMENTS PROJECT CONTRACT NO. 2 - CONTRACT CHANGE  
ORDER #1

Moved by Mr. Aley, seconded by Mr. Wade, to approve Contract Change Order #1 to the Laketon Township Sanitary Sewer, Watermain and Roadway Improvements Project Contract No. 2 (RFB-08-1575) in the amount of an increase to the contract of \$14,216.25 bringing the total contract price to \$6,793,222.68 of which \$2,672,604.75 is the cost of water installation with costs for the water being paid from MDEQ funding and Regional Water System funds, 4150-4155.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; Hulka; McMurray.

Nays - None.

Motion carried

BPW-08-205 - EGELSTON TOWNSHIP FIRE DEPARTMENT USE OF HOUSE FOR  
TRAINING EXERCISES AND LIVE BURN

Moved by Mr. Wade, seconded by Mr. Aley, to approve the request by the Egelston Township Fire Department to use the house located at 8719 E. Apple Avenue for training exercises and a live burn, contingent upon receipt by Muskegon County of appropriate insurance certificate naming Muskegon County as additional insured and receipt of executed Live Burn Participant Waivers from all firefighters who will be involved in the exercise and that Egelston Township meet all DEQ requirements for the controlled burn of the house.

Motion carried

BPW-08-206 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - August 2008.

BPW-08-206 - INFORMATION ITEMS CONT'D

2. Muskegon Municipal Wastewater Management Committee Minutes - July 17, 2008.
3. Muskegon County Regional Water System Policy Board Minutes - August 12, 2008 (draft).

Motion carried

BPW-08-207 - OLD BUSINESS

Commissioner Buzzell asked if the County will still be responsible for the purge wells on the Whitehall Site if and when the site is sold or if that responsibility will transfer to the new owner.

Mr. Kendrick stated that it will continue to be the responsibility of the County.

BPW-08-208 - NEW BUSINESS

There was no new business.

BPW-08-209 - AUDIENCE PARTICIPATION

There was no audience participation.

BPW-08-210 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Wade, to adjourn the meeting at 4:13 p.m.

Motion carried

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Marvin Engle, Vice Chairman

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Martin L. Hulka, Secretary

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
October 9, 2008

CALL TO ORDER

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

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Kenneth Mahoney; Roger Wade; Louis McMurray.

Excused: I. John Snider

Absent: Martin Hulka.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jim Elwell, Interim Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

BPW-08-211 - APPROVAL OF AGENDA

Moved by Mr. Buzzell, seconded by Mr. Mahoney, to approve the agenda as presented.

Motion carried

BPW-08-212 - APPROVAL OF MINUTES

Moved by Mr. Wade, seconded by Mr. Aley, to approve the minutes of the meeting held September 11, 2008.

Motion carried

Board of Public Works  
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BPW-08-213 - ACCOUNTS PAYABLE

Moved by Mr. Collins, seconded by Mr. Wade, to approve the Accounts Payable in the total amount of \$181,425.06, as follows:

1. Parks Fund 2080 - \$18,091.97
2. Solid Waste Fund 5710 - \$540.56
3. Regional Water System Fund 5910 - \$117,409.31
4. Laketon Township Sewer Fund 8834 - \$45,383.22

Roll call: Ayes - Collins; Engle; Mahoney; Wade; Aley; Buzzell.

Nays - None.

Motion carried

BPW-08-214 - ASSIGNMENT OF MUSKEGON TOWNSHIP/CITY OF MUSKEGON, APRIL 22, 2003, AGREEMENT AND CONTRACT DOCUMENT

Moved by Mr. Aley, seconded by Mr. Wade, to approve the Assignment of Muskegon Township/City of Muskegon, April 22, 2003, Agreement and Contracts document which transfers full operational responsibility of the Eastside portion of the Regional Water System to the Muskegon County Department of Public Works contingent upon approval by Muskegon Charter Township.

Roll call: Ayes - Engle; Mahoney; Wade; Aley; Buzzell; Collins; McMurray.

Nays - None.

Motion carried

BPW-08-215 - ENGINEERING AGREEMENT AMENDMENT NUMBER 3, MUSKEGON CHARTER TOWNSHIP WATER SYSTEM IMPROVEMENTS PROCUREMENT AND INSTALLATION

Moved by Mr. Mahoney, seconded by Mr. Wade, to approve the Engineering Agreement Amendment Number 3, Muskegon Charter Township Water System Improvements Procurement and Installation with Johnson & Anderson in the amount of \$32,340 which costs are to be paid from the Regional Water System fund 5910-0552.

Board of Public Works  
October 9, 2008  
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BPW-08-215 - ENGINEERING AGREEMENT AMENDMENT NUMBER 3, MUSKEGON  
CHARTER TOWNSHIP WATER SYSTEM IMPROVEMENTS PROCUREMENT AND  
INSTALLATION CONT'D

Roll call: Ayes - Mahoney; Wade; Aley; Buzzell; Collins; Engle;  
McMurray.

Nays - None.

Motion carried

BPW-08-216 - IPCS LEASE AGREEMENT

Moved by Mr. Aley, seconded by Mr. Wade, to approve the iPCS lease agreement for use of space on the Fruitport/Norton Shores elevated water storage tank for the placement of communications antennae and that the revenues are placed in Fund 8711-0530 for use on the Fruitport-Norton Shores Regional Water System.

Roll call: Ayes - Mahoney; Wade; Aley; Buzzell; Collins; Engle;  
McMurray.

Nays - None.

Motion carried

BPW-08-217 - PURCHASE POTASSIUM FERTILIZER

Moved by Mr. Collins, seconded by Mr. Mahoney, to waive the County bid procedure and purchase (as the low quote) 100 tons of 0-0-60 red potassium fertilizer from Farmer's Co-Op Elevator at \$695 per ton for a total cost of \$69,500.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Mahoney;  
McMurray.

Nays - None.

Motion carried

Board of Public Works  
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BPW-08-218 - ADVERTISE FOR BIDS - CLEANING OF WHITEHALL NORTHEAST  
PLUME PURGE WELLS

Moved by Mr. Collins, seconded by Mr. Mahoney, to grant Wastewater staff permission to advertise for bids the cleaning of the Whitehall Northeast Plume purge wells for FY2009.

Motion carried

BPW-08-219 - AGREEMENT WITH MUSKEGON AREA ROCKETRY CLUB

Moved by Mr. Wade, seconded by Mr. Mahoney, to approve the Agreement with the Muskegon Area Rocketry Club that allows them to use a portion of the Wastewater System site for launching rockets for club recreation and public education and further move to authorize the Public Works Board Chairman to sign the Agreement.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Mahoney; Wade; McMurray.

Nays - None.

Motion carried

BPW-08-220 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - September 2008.
2. Muskegon Municipal Wastewater Management Committee Minutes - September 18, 2008 (draft).
3. Muskegon County Regional Water System Policy Board Minutes - September 9, 2008 (draft).

Motion carried

Board of Public Works  
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BPW-08-221 - OLD BUSINESS

Mr. Kendrick gave the Board an update on the sale of the Whitehall Wastewater property. He stated that the project has made great progress in the last month.

BPW-08-222 - NEW BUSINESS

Commissioner Buzzell stated that he feels that the issue of Brownfields should be reviewed to learn more about them.

BPW-08-223 - AUDIENCE PARTICIPATION

Deb Ackerman, Egelston Township Treasurer, expressed the Township's thanks to Mr. Kendrick and the Wastewater staff for their quick response to the sewer line break in Egelston Township.

BPW-08-224 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Wade, to adjourn the meeting at 3:51 p.m.

Motion carried

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Marvin Engle, Vice Chair

kf

M I N U T E S

Board of Public Works  
Special Meeting  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
October 28, 2008

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Kenneth Mahoney; I. John Snider; Louis McMurray.

Excused: Martin Hulka; Roger Wade.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jim Elwell, Interim Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Deb Ackerman, Egelston Township Treasurer; Dave Bossenbroek, Attorney; Tim Bergstrom, Prein & Newhof Engineers; Commissioner Derezinski; Commissioner Scolnik; Representatives of Kamminga & Roodvoets; News Media.

BPW-08-225 - AWARD BID FOR 66-INCH FORCE MAIN REPLACEMENT SEGMENT 2 CONTRACT

Moved by Mr. Engle, seconded by Mr. Snider, to award the bid for the Wastewater 66-inch Force Main Replacement Segment 2 Contract to Kamminga & Roodvoets, Inc., for \$14,530,180 per RFB 08-1607 and authorize the Public Works Board Chairman to sign the associated contract documents.

Board of Public Works  
Special Meeting  
October 28, 2008  
Page Two

BPW-08-225 - AWARD BID FOR 66-INCH FORCE MAIN REPLACEMENT SEGMENT  
2 CONTRACT CONT'D

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Aley; Buzzell;  
McMurray.

Nays - None.

Motion carried

BPW-08-226 - WASTEWATER SYSTEM RESOLUTION TO TENTATIVELY AWARD  
SEGMENT 2 66-INCH FORCE MAIN REPLACEMENT CONTRACT

Moved by Mr. Aley, seconded by Mr. Snider, to adopt the  
Wastewater System Resolution to Tentatively Award the Segment 2  
66-inch Force Main Replacement Contract to Kamminga & Roodvoets,  
Inc., for \$14,530,180 and authorize the Public Works Board  
Chairman to sign same.

Roll call: Ayes - Engle; Mahoney; Snider; Aley; Buzzell; collins;  
McMurray.

Nays - None.

Motion carried

BPW-08-227 - CONSTRUCTION ENGINEERING AGREEMENT

Moved by Mr. Engle, seconded by Mr. Snider, to hire Prein &  
Newhof to perform the construction engineering associated with  
replacing 5.5 miles of the County Wastewater System's 66-inch  
force main from Brooks Road to the Treatment Plant for a not-to-  
exceed price of \$1,372,330, per the agreement and to authorize  
the Public Works Board Chairman to sign both the engineering  
services contract and the necessary SRF paperwork for this  
project.

Board of Public Works  
Special Meeting  
October 28, 2008  
Page Three

BPW-08-227 - CONSTRUCTION ENGINEERING AGREEMENT CONT'D

Roll call: Ayes - Mahoney; Snider; Aley; Buzell; Collins; Engle;  
McMurray.

Nays - None.

Motion carried

BPW-08-228 - ADJOURN

The meeting adjourned at 3:31 p.m.

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Louis McMurray, Chairman

kf

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
November 13, 2008

CALL TO ORDER

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

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins (arrived at 3:49 p.m.); Marvin Engle; Kenneth Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Absent: Martin Hulka.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jim Elwell, Interim Administrator; Sam Wendling, Community Development Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Charles Nash, Commissioner-elect; Rol Crummel, Laketon Township Supervisor; Kim Arter, Laketon Township Supervisor-elect; Scott Erdman; Commissioner Derezinski; Commissioner Scolnik; News Media.

BPW-08-229 - APPROVAL OF AGENDA

Moved by Mr. Wade, seconded by Mr. Mahoney, to approve the agenda as presented deleting item 4 - Scrap Old Meters.

Motion carried

Board of Public Works  
November 13, 2008  
Page Two

BPW-08-230 - APPROVAL OF MINUTES

Moved by Mr. Snider, seconded by Mr. Aley, to approve the minutes of the regular meeting held October 9 and the special meeting held October 28, 2008.

Motion carried

BPW-08-231 - ACCOUNTS PAYABLE

Moved by Mr. Wade, seconded by Mr. Snider, to approve the Accounts Payable in the total amount of \$1,305,936.74, as follows:

1. Parks Fund 2080 - \$21,129.30
2. Water System Improvement Bond Fund 4150 - \$259,309.08
3. Laketon Township Sewer Fund 4634 - \$517,759.50
4. Solid Waste Fund 5710 - \$267.08
5. Regional Water System Fund 5910 - \$507,471.78

Roll call: Ayes - Wade; Aley; Buzzell; Engle; Mahoney; Snider; McMurray.

Nays - None.

Motion carried

BPW-08-232 - CONTRACT CHANGE ORDER #1 - LAKETON TOWNSHIP SEWER CONTRACT NO. 1

Moved by Mr. Aley, seconded by Mr. Snider, to approve Contract Change Order #1 to the Laketon Township Sewer Contract No. 1 (RFB-08-1574) in the amount of an increase to the project cost of \$26,923.60, bringing the total project cost to \$2,124,880.85 with costs being paid in part by the Laketon Township sewer bond fund 4634-4634 (\$625.00) and part by the Muskegon County Road Commission (\$26,298.60).

Board of Public Works  
November 13, 2008  
Page Three

BPW-08-232 - CONTRACT CHANGE ORDER #1 - LAKETON TOWNSHIP SEWER  
CONTRACT NO. 1 CONT'D

Roll call: Ayes - Aley; Buzzell; Engle; Mahoney; Snider; Wade;  
McMurray.

Nays - None.

Motion carried

BPW-08-233 - CONTRACT CHANGE ORDER #3 - QUARTERLINE WATERMAIN  
RELINING PROJECT

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve Contract Change Order #3 for the Quarterline Watermain Relining project, RFB-08-1589, in the amount of an increase of \$1,962.50 bringing the total project cost to \$744,311.84 with costs to be paid from the Water System Improvement fund 5910-0555.

Roll call: Ayes - Buzzell; Engle; Mahoney; Snider; Wade; Aley;  
McMurray.

Nays - None.

Motion carried

BPW-08-234 - AIR QUALITY SPECIALIST PROPOSAL

Moved by Mr. Snider, seconded by Mr. Buzzell, to approve the AQS proposal for air monitoring and reporting services for Solid Waste for calendar year 2009 in the amount of \$26,060 with costs being paid from Solid Waste operating fund 5710-0526.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;  
McMurray.

Nays - None.

Motion carried

Board of Public Works  
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Page Four

BPW-08-235 - BLACK & VEATCH PROPOSAL

Moved by Mr. Snider, seconded by Mr. Mahoney, to adopt the resolution for awarding the Muskegon Area Water System Planning Study to Black & Veatch with Muskegon County Regional Water System portion of the fee to be \$141,597.55, contingent upon approval also by the City of Muskegon, City of North Muskegon and City of Roosevelt Park and authorize the Chair to sign the Resolution.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-236 - AWARD BID - SWANSON ROAD CULVERT REHABILITATION

Moved by Mr. Buzzell, seconded by Mr. Snider, to award the bid for the Wastewater Swanson Road Culvert Rehabilitation to Jackson-Merkey Contractors, for \$59,545 per RFB 08-1620.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-237 - POTASSIUM FERTILIZER

Moved by Mr. Snider, seconded by Mr. Mahoney, to pay for the extra 7.09 tons of potassium fertilizer delivered to the Wastewater System by Farmer's Co-Op Elevator at \$695 per ton or \$4,927.55.

Board of Public Works  
November 13, 2008  
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BPW-08-237 - POTASSIUM FERTILIZER CONT'D

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Engle;  
McMurray.

Nays - None.

Motion carried

BPW-08-238 - SPRING TURKEY HUNT PLAN AND RULES

Moved by Mr. Snider, seconded by Mr. Wade, to accept the Wastewater System spring turkey hunt plan and rules set forth in the October 30, 2008, letter from MDNR State Biologist Nik Kalejs and allow the MDNR Game Area staff to manage this hunt accordingly.

Motion carried

BPW-08-239 - CELL #4 HAULED WASTE IMPROVEMENTS

Moved by Mr. Snider, seconded by Mr. Wade, to add \$400,000 to the Wastewater capital budget for FY2009 for the Cell #4 hauled waste improvements and remove same from the FY2010 and FY2011 capital budgets, hire Prein & Newhof to perform design and construction engineering for this project for a not-to-exceed price of \$40,774, to authorize Wastewater staff to bid this project when the design is complete and to authorize the Public Works Board Chairman to sign the engineering services agreement.

Roll call: Ayes - Wade; Aley; Buzzell; Engle; Mahoney; Snider;  
McMurray.

Nays - None.

Motion carried

BPW-08-240 - CHANGES FOR MONITORING RAPID INFILTRATION BASINS

Moved by Mr. Aley, seconded by Mr. Wade, to concur with Wastewater staff's recommendations in their October letter to MDEQ regarding the changes for monitoring the Rapid Infiltration Basins in the winter and the further treatment of the South of Apple drainage water, authorize the addition of \$500,000 to the Wastewater FY2009 capital budget and authorize staff to proceed with these efforts.

Roll call: Ayes - Aley; Buzzell; Engle; Mahoney; Snider; Wade; McMurray.

Nays - None.

Motion carried

BPW-08-241 - WESTERN MICHIGAN UNIVERSITY ALGAE PROJECT & BROWN GREASE PROJECT

Moved by Mr. Buzzell, seconded by Mr. Mahoney, to approve the Western Michigan University algae project at the Wastewater System per the proposal and to grant conceptual approval of the WMU brown grease project so that staff can obtain preliminary design costs and develop a market for the fuel produced.

Roll call: Ayes - Buzzell; Engle; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-242 - CLOSING DATE FOR SALE OF WHITEHALL PLANT

Moved by Mr. Aley, seconded by Mr. Snider, to approve extending the closing date for the sale of the Whitehall Plant site to Scott Erdman to July 22, 2009.

Moved by Mr. Buzzell, seconded by Mr. Wade, to suspend the rules and allow Mr. Erdman to address the Board of Public Works.

Board of Public Works  
November 13, 2008  
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BPW-08-242 - CLOSING DATE FOR SALE OF WHITEHALL PLANT CONT'D

Motion carried

Mr. Scott Erdman addressed the Board of Public Works regarding the need to extend the closing date for the sale of the Whitehall Plant site to July 22, 2009. The extension is needed because the State needs 90 days to consider the loan application.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;  
McMurray.

Nays - None.

Motion carried

BPW-08-243 - CONTRACT EXTENSION WITH MUSKEGON AREA FIRST

Moved by Mr. Snider, seconded by Mr. Aley, to approve the Wastewater System two-year contract extension with Muskegon Area First at \$50,000 per year per the agreement and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;  
McMurray.

Nays - None.

Motion carried

BPW-08-245 - AUTHORIZATION TO BID - TILLAGE UNIT

Moved by Mr. Mahoney, seconded by Mr. Wade, to authorize Wastewater staff to bid a 32-foot Landoll To-The-Max Harrow instead of another Soil Saver.

Motion carried

Board of Public Works  
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BPW-08-246 - ADVERTISEMENT OF FLEET VEHICLES

Moved by Mr. Aley, seconded by Mr. Wade, to approve the advertisement of the Wastewater System FY2009 capital budget fleet vehicles and to seek out used truck deals for the lab and maintenance supervisor's trucks.

Motion carried

BPW-08-247 - RATE FOR OUT OF COUNTY VACTOR TRUCK WASTE

Moved by Mr. Aley, seconded by Mr. Buzzell, to set a treatment rate of 10 cents per gallon for out-of-county vactor truck waste received at the Wastewater System effective November 14, 2008.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Engle; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-248 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - October 2008.
2. Muskegon County Regional Water System Policy Board Minutes - October 7, 2008 (draft).

Motion carried

BPW-08-249 - OLD BUSINESS

Commissioner Aley asked if the issues associated with the force main break have been resolved.

Corporate Counsel stated that all the pending cases have been resolved.

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BPW-08-249 - OLD BUSINESS CONT'D

Mr. Kendrick stated that the yards will be reviewed next year.

BPW-08-250 - NEW BUSINESS

Commissioner Aley stated he appreciates the new sound system in the board room.

BPW-08-251 - AUDIENCE PARTICIPATION

Rol Crummel, Laketon Township Supervisor, addressed the Board of Public Works. He thanked the Board for their support and cooperation on projects with Laketon Township. Mr. Crummel introduced Kim Arter, Supervisor-elect for Laketon Township.

BPW-08-252 - CLOSED SESSION

Moved by Mr. Aley, seconded by Mr. Wade, to enter into closed session regarding land acquisition at 3:55 p.m.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Mahoney; Snider;  
Wade; McMurray.

Nays - None.

Motion carried

The meeting entered back into open session at 4:03 p.m.

Moved by Mr. Mahoney, seconded by Mr. Snider, to authorize the Community Development Director to take needed actions to purchase 8459 Apple Avenue for \$80,000.00.

Roll call: Ayes - Engle; Mahoney, Snider; Wade; Buzzell;  
McMurray.

Nays - Collins; Aley.

Motion carried

Board of Public Works  
November 13, 2008  
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BPW-08-253 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Snider, to adjourn the meeting  
at 4:05 p.m.

Motion carried

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Marvin Engle, Vice Chairman

kf

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
December 11, 2008

CALL TO ORDER

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

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Kenneth Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Absent: Martin Hulka.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jim Elwell, Interim Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Charles Nash, Commissioner-elect; Brian Werschem, Fruitport Township Supervisor; Commissioner Gill; Commissioner Derezinski; Commissioner Scolnik; News Media.

BPW-08-254 - APPROVAL OF AGENDA

Moved by Mr. Aley, seconded by Mr. Wade, to approve the agenda as presented.

Motion carried

BPW-08-255 - APPROVAL OF MINUTES

Moved by Mr. Collins, seconded by Mr. Snider, to approve the minutes of the regular meeting held November 13, 2008, and the minutes of the closed session held on November 13, 2008.

Motion carried

BPW-08-256 - ACCOUNTS PAYABLE

Moved by Mr. Aley, seconded by Mr. Buzzell, to approve the Accounts Payable in the total amount of \$2,024,694.76, as follows:

1. Parks Fund 2080 - \$3,461.47
2. Water System Improvement Bond Fund 4150 - \$202,342.88
3. Laketon Township Sewer Fund 4634 - \$578,352.11
4. Solid Waste Fund 5710 - \$935,408.08
5. Regional Water System Fund 5910 - \$305,130.22

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-257 - PERMIT FOR WORK WITHIN STATE RIGHT-OF-WAY

Moved by Mr. Mahoney, seconded by Mr. Collins, 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 Commission and authorize John Warner, Deputy Director of Public Works, to sign the application on behalf of Muskegon County.

Motion carried

BPW-08-258 - DEPARTMENT OF THE ARMY RIGHT OF ENTRY FOR SURVEY AND EXPLORATION AGREEMENTS

Moved by Mr. Snider, seconded by Mr. Collins, to approve the Department of the Army Right of Entry for Survey and Exploration agreements for Well No. VA-11 (on Central Road) and Well No. VA-12 (on Agard Road) for the purposes of locating and drilling wells to investigate potential groundwater contamination on the former Ott/Story/Cordova site.

Motion carried

BPW-08-259 - LAKETON TOWNSHIP SEWER - ADDITIONAL ENGINEERING COSTS

Moved by Mr. Aley, seconded by Mr. Wade, to approve the request for additional engineering costs of \$172,000 from Johnson & Anderson for the Laketon Township sewer project which will bring the total engineering cost to \$572,000 for the project, with costs being paid from Laketon Township Sewer Bond funds 4634-4634 and Laketon Township sewer funds.

Roll call: Ayes - Buzzell; Collins; Engle; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-260 - ENGINEERING & ENVIRONMENTAL SOLUTIONS PROPOSAL

Moved by Mr. Snider, seconded by Mr. Mahoney, to approve the proposal by Engineering & Environmental Solutions, LLC, for groundwater sampling, testing and monitoring and leachate sampling, testing and monitoring for calendar year 2009 for the Solid Waste site for an estimated cost of \$58,640 with funding coming from Solid Waste fund 5710-0526.

Roll call: Ayes - Collins; Engle; Mahoney; Snider; Wade; Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-261 - LAKETON TOWNSHIP SEWER/WATER CONTRACT #2 - CONTRACT CHANGE ORDER #2

Moved by Mr. Snider, seconded by Mr. Collins, to approve Contract Change Order #2 to the Laketon Township Sewer and Watermain Improvements Contract, RFB-08-1575, in the amount of an increase of \$15,600 to the project bringing the total project contract cost to \$6,808,822.68 with the sewer costs being paid from Laketon Township sewer bond funds, 4634-4634, and the water costs being paid from the Greenridge Water fund 4150-4155.

BPW-08-261 - LAKETON TOWNSHIP SEWER/WATER CONTRACT #2 - CONTRACT CHANGE ORDER #2 CONT'D

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell; Collins; McMurray.

Nays - None.

Motion carried

BPW-08-262 - LAKETON TOWNSHIP SEWER CONTRACT #1 - CONTRACT CHANGE ORDER #2

Moved by Mr. Snider, seconded by Mr. Collins, to approve Contract Change Order #2 to the Laketon Township Sewer Improvements project, Contract #1 (RFB-08-1574) for an increase to the contract cost of \$2,952.65 bringing the total contract cost to \$2,127,833.50 with costs being paid from the Laketon Township Sewer Bond fund, 4634-4634.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-263 - JOHNSON & ANDERSON PROPOSAL - MARQUETTE AVENUE WATERMAIN REPLACEMENT PROJECT

Moved by Mr. Snider, seconded by Mr. Aley, to approve the design and construction engineering services agreement with Johnson & Anderson for the Marquette Avenue watermain replacement project for a proposed engineering fee of \$98,500 with costs to be paid from Muskegon Township Water Bond Refinancing fund, 5910-0557.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins; Engle; McMurray.

Nays - None.

Motion carried

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Page Five

BPW-08-264 - DESIGN AND CONSTRUCTION ENGINEERING SERVICES -  
LAKETON STATION REBUILD & PIPELINE PROJECT & AUTHORIZE BIDDING OF  
PROJECT

Moved by Mr. Wade, seconded by Mr. Snider, to authorize Prein & Newhof to perform design and construction engineering services for the Laketon Station Rebuild and Pipeline project for the Wastewater System per the contract for a not-to-exceed sum of \$92,600 and authorize the Public Works Board Chairman to sign same and to authorize Wastewater staff to bid this work once the design engineering is completed.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Collins; Engle;  
Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-265 - AWARD BID - WASTEWATER SYSTEM WHITEHALL PLUME PURGE  
WELLS REHABILITATION

Moved by Mr. Mahoney, seconded by Mr. Snider, to award the bid for the Wastewater System Whitehall NE Plume Purge Wells Rehabilitation to C.S. Raymer Company for \$390 in initial testing, \$4,425 per well in cleaning, and \$350 for the written report per RFB 09-1623.

Roll call: Ayes - Wade; Aley; Buzzell; Collins; Engle; Mahoney;  
Snider; McMurray.

Nays - None.

Motion carried

BPW-08-266 - PAYMENT TO PREIN & NEWHOF - PCCP FAILURE ANALYSIS

Moved by Mr. Aley, seconded by Mr. Snider, to approve payments to Prein & Newhof for Simpson, Gumpertz & Heger, not to exceed \$28,000 for Tasks 1 and 2 in the agreement, to perform Wastewater System 66-inch PCCP failure analysis, should staff determine that such be needed.

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BPW-08-266 - PAYMENT TO PREIN & NEWHOF - PCCP FAILURE ANALYSIS  
CONT'D

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;  
Collins; McMurray.

Nays - None.

Motion carried

BPW-08-267 - PREIN & NEWHOF - TEMPORARY METERING STUDY

Moved by Mr. Aley, seconded by Mr. Snider, to approve Prein & Newhof performing the temporary metering study for a not-to-exceed price of \$17,400 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Collins;  
Engle; McMurray.

Nays - None.

Motion carried

BPW-08-268 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - November 2008.
2. Muskegon County Regional Water System Policy Board Minutes - November 12, 2008 (draft).
3. Muskegon Municipal Wastewater Management Committee Minutes of October 16, 2008, and November 20, 2008.

Motion carried

BPW-08-269 - OLD BUSINESS

There was no old business.

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December 11, 2008  
Page Seven

BPW-08-270 - NEW BUSINESS

Chairman McMurray thanked the Board members and staff for their work during the past year.

BPW-08-271 - AUDIENCE PARTICIPATION

Commissioner Scolnik called attention to the amount of money generated from the landfill gas sales.

BPW-08-272 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Snider, to adjourn the meeting at 3:48 p.m.

Motion carried

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Marvin Engle, Vice Chairman

kf