

M u s k e g o n C o u n t y

Board of Commissioners

James Derezinski, Chairman

Don Aley

Charles Buzzell

Lew Collins

Bill Gill

Louis A. McMurray

I. John Snider, Vice-Chairman

Robert Scolnik

Roger C. Wade

Marvin Engle

Stephen Wisniewski

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

Regular Meeting

January 23, 2007

3:37 p.m.

Chairman Derezinski, Presiding

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

Roll Call

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

Absent: None

2007-40 **APPROVE AGENDA**

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

Motion Carried

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

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

Motion Carried

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

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

Motion Carried

2007-43 **PRESENTATION - POSTPONED**

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

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

CD/SP07/01-01

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

Motion Carried

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

TR07/01-01

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

Roll Call

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

Nays: Gill

Motion Carried

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

TR07/01-02

The Transportation Committee recommends, moved by Engle, seconded by Snider, to approve the Muskegon Area Transit System's FY2008 application for \$1,257,952 in state operating and capital assistance, to authorize the Resolution of Intent to apply for financial assistance, to name the County Administrator as the Transportation Coordinator, and to publish the public notice.

Roll Call

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

Nays: Gill

Motion Carried

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

TR07/01-03

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

Roll Call

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

Nays: Gill

Motion Carried

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

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

WM07/1 - 06

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

Roll Call

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

Nays: Gill

Motion Carried

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

WM07/1 - 07

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

Roll Call

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

Nays: Gill

Motion Carried

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

WM07/1 - 08

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

Roll Call

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

Nays: Gill

Motion Carried

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

WM07/1 - 09

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

Roll Call

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

Nays: None

Motion Carried

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

WM07/1 -10

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

Roll Call

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

Nays: None

Motion Carried

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

WM07/1 - 11

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

Roll Call

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

Nays: None

Motion Carried

2007-54 **AUTHORIZE CREATION OF AN HOURLY GRANTS MONITOR POSITION**

WM07/1 - 12

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

Roll Call

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

Nays: Gill

Motion Carried

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

WM07/1 - 13

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

Roll Call

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

Nays: Gill

Motion Carried

2007-56 **AUTHORIZE THE MUSKEGON COUNTY SHERIFF/EMERGENCY**

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

WM07/1 - 14

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

Roll Call

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

Nays: Gill

Motion Carried

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

WM07/1 - 15

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

Roll Call

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

Nays: None

Motion Carried

CHAIR'S REPORT/COMMITTEE LIAISON REPORTS

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

2007-58 **APPROVE COMMISSIONER COMMITTEE APPOINTMENTS**

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

Motion Carried

2007-59 **APPROVE CITIZEN COMMITTEE APPOINTMENTS**

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

Motion Carried

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

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

Motion Carried

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

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

Roll Call

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

Nays: None

Motion Carried

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

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

Motion Carried

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

ADMINISTRATOR'S REPORT

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

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

Motion Carried

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

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

Motion Carried

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

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

Motion Carried

Old Business

None.

New Business

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

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

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

Motion Carried

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

Public Participation

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

Adjourned at 4:12 p.m.

Karen D. Buie

KDB/jmp