

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

Kenneth Mahoney, Chairman
Lew Collins
Benjamin E. Cross
James Derezinski
Marvin Engle
Alan Jager

I. John Snider, Vice Chairman
Anthony Longmire
Scott Plummer
Robert Scolnik
Rillastine R. Wilkins

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

Full Board Meeting

February 22, 2011
3:30 P.M.

Chairman Kenneth Mahoney, Presiding

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

Roll Call

Present: Lewis Collins, Benjamin Cross, Marvin Engle, Alan Jager, Anthony Longmire, Chairman Kenneth Mahoney, Scott Plummer, Vice Chairman I. John Snider, Rillastine Wilkins

Excused: Jim Derezinski, Bob Scolnik

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

2011-89 **APPROVE AGENDA**

Chairman Mahoney requested that the agenda be amended to add an appointment to the Airport Advisory Counsel under the Chairman's Report. Moved by Engle, seconded by Wilkins, to approve the Agenda as amended by Chairman Mahoney.

Voice vote.

Motion Carried

2011-90 **APPROVE FULL BOARD MINUTES OF FEBRUARY 8, 2011**

Moved by Wilkins, seconded by Engle, to approve the Full Board Minutes of February 8, 2011.

Voice vote.

Motion Carried

2011-91 **PUBLIC HEARING-COMMENTS ON AMENDED MUSKEGON COUNTY RECREATION PLAN**

Moved by Engle, seconded by Derezinski, to open the Public Hearing regarding Comments on Amended Muskegon County Recreation Plan.

Voice vote.

Motion Carried

Jim Schlichting addressed the Board concerning the proposed fund bailout for the Boy Scouts of America in the Amended County Recreation Plan.

It was noted that neither the County Clerk's office nor Administration received any written or verbal communication regarding the Amended Muskegon County Recreation Plan.

2011-92 **CLOSE THE PUBLIC HEARING**

Moved by Snider, seconded by Collins, to close the Public Hearing.

Voice vote.

Motion Carried

2011-93 **PRESENTATION**

Ed Garner and Karen Benson from Muskegon Area First made a presentation to the Board concerning the Muskegon County Wastewater property.

2011-94 **PUBLIC COMMENT (ON AN AGENDA ITEM)**

None.

2011-95 **COMMUNICATION**

Moved by Engle, seconded by Snider, to receive and place on file the following Communication: Sullivan Township Board Public Hearing Notice.

Voice vote.

Motion Carried

2011-96 **APPROVE THE PROPOSED VETERANS MEMORIAL PARK ELECTRICAL UPGRADE PROJECT AND AUTHORIZE THE CHAIRMAN OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS AND THE COUNTY CLERK TO EXECUTE THE NECESSARY DOCUMENTS**

CD/SP11/02 - 02 The Community Development/Strategic Planning Committee recommends, moved by Cross, seconded by Collins, to approve the proposed Veterans Memorial Park Electrical Upgrade Project and authorize the Chairman of the Muskegon County Board of Commissioners and the County Clerk to execute the necessary documents.

Voice vote.

Motion Carried

2011-97 **APPROVE THE PROCLAMATION DESIGNATING APRIL 2011 AS COUNTY GOVERNMENT MONTH**

CD/SP11-02 - 03 The Community Development/Strategic Planning Committee recommends, moved by Cross, seconded by Collins, to approve the Proclamation designating April 2011 as County Government month.

Voice vote.

Motion Carried

2011-98 **AUTHORIZE THE PURCHASING DEPARTMENT AND MATS TO SOLICIT PROPOSALS FOR A NEW DISPENSER FOR THE MATS CNG STATION AND FOR A FIVE-YEAR PROPOSAL FOR MAINTENANCE SERVICES ON THE SYSTEM**

TR11/02-05 The Transportation Committee recommends, moved by Wilkins, seconded by Plummer, to authorize the Purchasing Department and MATS to solicit proposals for a new dispenser for the MATS CNG station and for a five-year proposal for maintenance services on the system.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney
Excused: Derezinski, Scolnik

Motion Carried

2011-99 **AUTHORIZE MATS AND THE PURCHASING DEPARTMENT TO PURCHASE UP TO THREE (3) HEAVY-DUTY 35-FOOT LOW-FLOOR BUSES FROM GILLIG CORPORATION PER THE TERMS AND CONDITIONS OF THE AKRON METRO REGIONAL TRANSIT AUTHORITY CONTRACT FOR A TOTAL PURCHASE PRICE NOT TO EXCEED \$1,299,000.**

TR11/02-06 The Transportation Committee recommends, moved by Wilkins, seconded by Plummer to authorize MATS and the Purchasing Department to purchase up to three (3) heavy-duty 35-foot low-floor buses from Gillig Corporation per the terms and conditions of the Akron Metro Regional Transit Authority contract for a total purchase price not to exceed \$1,299,000.

Roll Call
Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney
Excused: Derezinski, Scolnik

Motion Carried

2011-100 **AUTHORIZE MATS TO PROCURE THREE SMALL BUSES FROM HOLLAND BUS COMPANY, FOR AN AMOUNT NOT TO EXCEED \$236,833**

TR11/02-07 The Transportation Committee recommends, moved by Wilkins, seconded by Plummer, to authorize MATS to procure three small buses from Holland Bus Company, for an amount not to exceed \$236,833.

Roll Call
Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney
Excused: Derezinski, Scolnik

Motion Carried

2011-101 **AUTHORIZE MATS AND THE PURCHASING DEPARTMENT TO ISSUE A REQUEST FOR PROPOSALS FOR A FIVE YEAR CONTRACT FOR SMALL PARATRANSIT**

TR11/02-08 The Transportation Committee recommends, moved by Wilkins, seconded by Plummer to authorize MATS and the Purchasing Department to issue a Request for Proposals for a five year contract for small paratransit vehicles.

Roll Call
Ayes: Collins, Cross, Engle, Longmire, Plummer, Snider, Wilkins, Mahoney
Nays: Jager
Excused: Derezinski, Scolnik

Motion Carried

2011-102 **APPROVE MINIMUM STANDARDS FOR COMMERCIAL AVIATION OPERATORS, ESTABLISHING THE THRESHOLD ENTRY REQUIREMENTS FOR THOSE WISHING TO PROVIDE AN AERONAUTICAL SERVICE TO THE PUBLIC AT THE AIRPORT**

TR11/02-09 The Transportation Committee recommends, moved by Wilkins, seconded by Plummer, to approve Minimum Standards for Commercial Aviation Operators, establishing the threshold entry requirements for those wishing to provide an Aeronautical Service to the public at the Airport.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-103 **APPROVE A THREE-YEAR SERVICE FACILITY LEASE AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND THE HERTZ CORPORATION (HERTZ)**

TR11/02-10 The Transportation Committee recommends, moved by Wilkins, seconded by Plummer, to approve a three-year Service Facility Lease Agreement between the County of Muskegon and The Hertz Corporation (Hertz), commencing January 1, 2011, and terminating on June 30, 2014, in the amount of \$7,000 per year, for a wash and maintenance facility located at the Airport and that the chairman be authorized to sign the agreement.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-104 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$4,682,676.95 COVERING THE PERIOD OF JANUARY 26, 2011 THROUGH FEBRUARY 8, 2011**

WM11/02 - 18 The Ways and Means Committee recommends, moved by Collins, seconded by Snider, to approve payment of the accounts payable of \$4,682,676.95 covering the period of January 26, 2011 through February 8, 2011, as presented by the County Clerk.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-105 **AUTHORIZE THE COUNTY BOARD CHAIRMAN TO SIGN A NOTICE OF INTENT REQUESTING TECHNICAL ASSISTANCE THROUGH THE COMMUNITIES BUILDING BLOCKS PROGRAM UNDER TOOL #6, "USING SMART GROWTH TO PRODUCE FISCAL AND ECONOMIC HEALTH" AT NO COST TO MUSKEGON COUNTY**

WM11/02 - 19 The Ways and Means Committee recommends, moved by Collins, seconded by Snider, to authorize the County Board Chairman to sign a Notice of Intent requesting technical assistance through the Communities Building Blocks Program under Tool #6, "Using Smart Growth to Produce Fiscal and Economic Health" at no cost to Muskegon County.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-106 **ENTER INTO A CONTRACT WITH ENVIRONMENTAL RESOURCES MANAGEMENT NOT TO EXCEED \$12,000 TO UPDATE THE ENVIRONMENTAL AND BASELINE ASSESSMENT**

WM11/02 - 20 The Ways and Means Committee recommends, moved by Collins, seconded by Snider, to enter into a contract with Environmental Resources Management not to exceed \$12,000 to update the Environmental and Baseline Assessment, update the Due Care Documentation and prepare a Notice of Contaminant Migration and to authorize the County Board Chairman to sign the contract; also to hold a public hearing on March 8, 2011 to solicit citizen comments on the grant application to be submitted to the Michigan DNR Trust Fund to develop Rotary Park and to authorize the County Board Chairman to sign the grant application.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-107 **APPROVE THE GROUND LEASE FOR CAMPING BETWEEN
THE COUNTY OF MUSKEGON AND AMERICAN BIKERS
AIMING TOWARD EDUCATION OF MICHIGAN, REGION 5**

WM11/02 - 21 The Ways and Means Committee recommends, moved by Collins, seconded by Snider, to approve the Ground Lease for Camping between the County of Muskegon and American Bikers Aiming Toward Education of Michigan, Region 5, and that the Chairman be authorized to sign on behalf of the County.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins,
Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-108 **APPOINT MR. JOHN LAGAZO TO THE MUSKEGON/OCEANA
CONSORTIUM WORKFORCE DEVELOPMENT BOARD OF
DIRECTORS**

WM11/02 - 22 The Ways and Means Committee recommends, moved by Collins seconded by Snider, to appoint Mr. John Lagazo to the Muskegon/Oceana Consortium Workforce Development Board of Directors for a term to expire on December 31, 2011.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins,
Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-109 **AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN THE CONTRACT WITH THE EXHIBITION ALLIANCE FOR THE BORROWING OF THE TRAVELING EXHIBIT, "THE LIVES THEY LEFT BEHIND: SUITCASES FROM A STATE HOSPITAL ATTIC"**

WM11/02 - 23 The Ways and Means Committee recommends, moved by Collins, seconded by Snider, to authorize the Community Mental Health Executive Director to sign the contract with The Exhibition Alliance for the borrowing of the traveling exhibit, "The Lives They Left Behind: Suitcases from a State Hospital Attic", from October 19, 2011 through November 30, 2011, at a cost of \$2,000.00 plus shipping expenses and other related costs.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-110 **APPROVE THE RECLASSIFICATION OF LPN PT 36 HRS., N49302, TO LPN FULL-TIME**

WM11/02 - 24 The Ways and Means Committee recommends, moved by Collins, seconded by Snider, to approve the reclassification of LPN PT 36 Hrs., N49302, to LPN full-time effective immediately.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins, Mahoney

Excused: Derezinski, Scolnik

Motion Carried

2011-111 **AUTHORIZE THE ADOPTION OF THE RESOLUTION
ALLOWING THE COUNTY OF MUSKEGON TO BORROW UP TO
TWELVE MILLION (\$12,000,000) AGAINST ANTICIPATED 2010
DELINQUENT TAXES**

WM11/02 - 25 The Ways and Means Committee recommends, moved by Collins,
seconded by Snider, to authorize the adoption of the resolution
allowing the County of Muskegon to borrow up to twelve million
(\$12,000,000) against anticipated 2010 delinquent taxes.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins,
Mahoney

Excused: Derezinski, Scolnik

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2011-112 **APPOINTMENT OF TERRILL BOER TO THE AIRPORT
ADVISORY BOARD**

The Chairman recommended the appointment of Terrill Boer to fill
the vacancy on the Airport Advisory Board with a term to expire
December 31, 2012.

Voice vote.

Motion Carried

2011-113 **PROCLAMATION DESIGNATING MARCH, 2011 AS "CERTIFIED
FINANCIAL MANAGER" MONTH IN MUSKEGON COUNTY**

The Chairman recommends, moved by Engle, seconded by
Wilkins, to designate March, 2011, as "Certified Financial Manager"
Month in Muskegon County.

Voice vote.

Motion Carried

Commissioner Snider said that there was no agenda for the Courts &
Public Safety Committee meeting next Tuesday, so there would be no
meeting.

Commissioner Engle asked about the Road Commission vacancy.

There were no liaison reports.

ADMINISTRATOR'S REPORT

2011-114 **AUTHORIZE THE DEPARTMENT OF EMPLOYMENT AND
TRAINING TO SEEK RFP FOR MICHIGAN WORKS!
MUSKEGON/OCEANA'S PROGRAM SERVICES**

The Administrator recommends, moved by Snider, seconded by Engle to have an RFP for Michigan Works! Muskegon/Oceana's program services provided by the Muskegon/Oceana Consortium, Michigan Works! with bid documents issued by the County Purchasing Department.

Voice vote.

Motion Carried

Old Business

None.

New Business

None.

Public Comment (on a new topic)

Barbara Greenwood addressed the Board regarding jail overcrowding and the Muskegon Chronicle articles. She suggested that the Board consider using the Muskegon Correctional Facility to house prisoners.

Mike Thompson, Supervisor from Egelston Township said he was excited about the Wind Turbine Project and asked for an update on the Wind Turbine Project.

Closed Session - Legal Opinion

2011-115 **GO INTO CLOSED SESSION RE: LEGAL OPINION**

Moved by Snider, seconded by Cross, to go into Closed Session re: Legal Opinion.

Voice vote

Motion Carried

Return to Open Session

2011-116

**ACCEPT THE CORPORATE COUNSEL'S RECOMMENDATION
TO ACCEPT THE SHORT SALE IN THE AMOUNT OF \$350.00.**

Moved by Snider and seconded by Plummer that the County accept the corporate counsel's recommendation to accept the short sale in the amount of \$350.00.

Roll Call

Ayes: Collins, Cross, Engle, Jager, Longmire, Plummer, Snider, Wilkins,
Mahoney

Excused: Derezinski, Scolnik

Motion Carried

ADJOURN

2011-117 **ADJOURN**

Moved by Collins, seconded by Engel, to adjourn.

Motion Carried

Meeting adjourned at 4:30 p.m.

Nancy A. Waters, County Clerk

NAW/mlw

***Preliminary Minutes to be approved at the Full Board Meeting March 8, 2011.
Approved March 8, 2011.***

Approved as follows at the March 8, 2011, Full Board Meeting:

2011-120 **APPROVE FULL BOARD MINUTES OF FEBRUARY 22, 2011**

Moved by Derezinski, seconded by Snider, to approve the Full Board Minutes of February 22, 2011, and the closed meeting minutes of February 22, 2011.

Voice vote.

Motion Carried