

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

Terry J. Sabo, Chairman
Marvin Engle
Susie Hughes
Jeff Lohman
Kenneth Mahoney

Benjamin E. Cross, Vice Chair
Charles Nash
Robert Scolnik
Rillastine R. Wilkins

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

Regular Meeting

Tuesday, February 23, 2016
4:00 p.m.

Chairman Sabo, Presiding

The Full Board of Commissioners was called to order by Chairman Sabo.

The invocation was given by Matt Kaley, of Love In the Name of Christ. The Pledge of Allegiance was led by Commissioner Engle and recited in unison.

Roll Call

Present: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Charles Nash, Kenneth Mahoney, Terry J. Sabo, Rillastine R. Wilkins

Excused: Robert Scolnik

Also Present: Mark Eisenbarth, County Administrator;
Nancy A. Waters, County Clerk;
Jeanne Pezet, Administrative Secretary
Douglas Hughes, Corporate Counsel

2016-63 **APPROVAL OF THE AGENDA**

Moved by Vice Chair Cross, seconded by Commissioner Mahoney, to approve the agenda.

Voice vote **Motion Carried**

2016-64 **APPROVE THE REGULAR MEETING MINUTES OF FEBRUARY 9, 2016**

Moved by Commissioner Hughes, seconded by Commissioner Wilkins, to approve the Regular meeting minutes of February 9, 2016.

Voice vote **Motion Carried**

PUBLIC COMMENT (on an agenda item)

There was no public comment on an agenda item.

COMMUNICATION

2016-65 **PLACE COMMUNICATION ITEMS ON FILE**

Moved by Commissioner Engle, seconded by Commissioner Lohman, to place the following Communication items on file:

- A. Alger County Board of Commissioners Resolution: No. 2016-04 - Support Preventing Furtherance of US Environmental Protection Agency and the Army Corps of Engineers Proposed Rule Expanding Definition of "Waters of the United States"
- B. Alger County Board of Commissioners Resolution: No. 2016-05 - Urging State Lawmakers and Top Officials to Stop Exempting Themselves from Laws They Enact
- C. Alger County Board of Commissioners Resolution: No. 2016-06 - Opposition of HB 5016

Voice vote

Motion Carried

COMMITTEE/BOARD REPORTS

2016-66 **DEVELOP A CHANGE ORDER TO THE CURRENT PREIN & NEWHOF CONTRACT FOR DESIGN SERVICES, PERMITTING AND CONSTRUCTION OVERSIGHT FOR NECESSARY MODIFICATIONS TO THE WEST SEAWALL/RIPRAP AREA OF THE POINT AT HERITAGE LANDING FOR VESSEL DOCKING, IMPROVING THE SAFETY OF SHIP PASSENGER AND CREW INGRESS AND EGRESS**

CD/SP16/02-01

The Community Development/Strategic Planning Committee recommends, moved by Vice Chair Cross, seconded by Commissioner Lohman, to develop a change order to the current Prein & Newhof contract for design services, permitting and construction oversight for necessary modifications to the west seawall/riprap area of The Point at Heritage Landing for vessel docking, improving the safety of ship passenger and crew ingress and egress.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-67 **AUTHORIZE THE PURCHASING DEPARTMENT TO PREPARE A BID SOLICITATION FOR THE CONSTRUCTION OF A NEW, PERMANENT AT-GRADE AND HANDICAPPED ACCESSIBLE TICKET BOOTH AT HERITAGE LANDING, WITH FUNDING PROVIDED BY THE CAPITAL IMPROVEMENT BOND AUTHORIZED BY THE COUNTY BOARD IN 2014**

CD/SP16/02-02

The Community Development/Strategic Planning Committee recommends, moved by Vice Chair Cross, seconded by Commissioner Lohman, to authorize the Purchasing Department to prepare a bid solicitation for the construction of a new, permanent at-grade and handicapped accessible ticket booth at Heritage Landing, with funding provided by the Capital Improvement Bond authorized by the County Board in 2014.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-68 **AUTHORIZE A RESOLUTION IN SUPPORT OF THE MUSKEGON MUSTANGS SEMI-PRO FOOTBALL TEAM'S NATIONAL CHAMPIONSHIP WIN**

CD/SP16/02-03

The Community Development/Strategic Planning Committee recommends, moved by Vice Chair Cross, seconded by Commissioner Lohman, to authorize a Resolution in Support of the Muskegon Mustangs Semi-Pro Football Team's National Championship win.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-69 **APPROVE THE MUSKEGON AREA TRANSIT SYSTEM'S FY2017 APPLICATION FOR \$1,474,445 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**

TR16/02-01

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Lohman, to approve the Muskegon Area Transit System's FY2017 application for \$1,474,445 in state operating and capital assistance, to authorize the Resolution of Intent to apply for financial assistance, to name the County Administrator as the Transportation Coordinator, and to publish the public notice.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-70 **APPROVE THE LEASE FOR REAL PROPERTY FOR THE U.S. COAST GUARD HANGAR FACILITY LOCATED AT THE AIRPORT, AND FURTHER AUTHORIZE THE CHAIRMAN TO SIGN SAID LEASE AND THE CLERK TO SIGN THE MUNICIPAL CERTIFICATE**

TR16/02-02

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Lohman, to approve the Lease for Real Property for the U.S. Coast Guard hangar facility located at the Airport, and further authorize the Chairman to sign said lease and the Clerk to sign the Municipal Certificate.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-71 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$8,273,203.09 COVERING THE PERIOD OF JANUARY 22, 2016 THROUGH FEBRUARY 4, 2016, AS PRESENTED BY THE COUNTY CLERK**

WM16/02-22

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to approve payment of the accounts payable of \$8,273,203.09 covering the period of January 22, 2016 through February 4, 2016, as presented by the County Clerk.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-72 **AUTHORIZE THE COUNTY OF MUSKEGON TO WAIVE ALL INTEREST ACCRUED ON THE \$45,000 LOAN REFERENCED IN MOTION 2014-224 FOR THE VETERANS MEMORIAL PARK AND ALLOW THE COUNTY OF MUSKEGON DEPARTMENT OF VETERANS AFFAIRS TO PAY \$22,500 TOWARD THE LOAN BY CHARGING THIS AMOUNT TO THE VETERANS AFFAIRS DEPARTMENT - VETERANS MEMORIAL PARK EXPENSE ACCOUNT (2930-8939-967.812); LEAVING A BALANCE DUE OF ON THE LOAN OF \$22,500 (WITH ZERO INTEREST)**

WM16/02-23

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to authorize the County of Muskegon to waive all interest accrued on the \$45,000 loan referenced in motion 2014-224 for the Veterans Memorial Park and allow the County of Muskegon Department of Veterans Affairs to pay \$22,500 toward the loan by charging this amount to the Veterans Affairs Department - Veterans Memorial Park expense account (2930-8939-967.812); leaving a balance due of on the loan of \$22,500 (with zero interest)

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-73 **SUSPEND THE RULES FOR A PRESENTATION**

Moved by Vice Chair Cross, seconded by Commissioner Mahoney, to suspend the rules for a presentation.

Voice vote

Motion Carried

Lupe Alviar – Veteran’s Advisory Council Member, thanked Commissioners and requested Dave Eling – Director of Muskegon County Department of Veterans Affairs and Leo Smith, Jr. – Veteran’s Advisory Council Member, to join him in presenting a check from the County of Muskegon Veterans Affairs to the Board of Commissioners in the amount of \$22,500 to pay back half of the \$45,000 loan from 2014 for Veterans Memorial Park. They also presented the Board with a framed picture showing the renovations to Veterans Memorial Park.

2016-74 **APPROVE APPLICATION TO ARTPLACE AMERICA FOR \$500,000 TOWARDS BEAUTIFICATION OF THE SHERMAN CORRIDOR**

WM16/02-24

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to approve application to ArtPlace America for \$500,000 towards beautification of the Sherman Corridor.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-75 **APPROVE APPLICATION TO THE COMMUNITY FOUNDATION FOR MUSKEGON COUNTY HEALTH ENDOWMENT FUND FOR \$40,000 TO HELP ESTABLISH A COUNTY WIDE FOOD ADVISORY COUNCIL**

WM16/02-25

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to approve application to the Community Foundation for Muskegon County Health Endowment Fund for \$40,000 to help establish a county wide food advisory council.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-76 **PROVIDE GEOGRAPHIC INFORMATION SYSTEM (GIS) BASIC LEVEL OF SERVICE TO FRUITPORT AND CASNOVIA TOWNSHIPS AND TO AUTHORIZE THE BOARD CHAIR TO EXECUTE THE INTER-GOVERNMENTAL AGREEMENTS AS PREPARED BY AND TO BE CARRIED OUT BY THE INFORMATION SYSTEMS DEPARTMENT; WHICH BRINGS IN \$9,235.10 IN REVENUE TO THE INFORMATION TECHNOLOGY INTERNAL SERVICE FUND (6680)**

WM16/02-26

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to provide Geographic Information System (GIS) basic level of service to Fruitport and Casnovia Townships and to authorize the Board Chair to execute the Inter-Governmental agreements as prepared by and to be carried out by the Information Systems Department; which brings in \$9,235.10 in revenue to the Information Technology Internal Service Fund (6680).

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-77 **AUTHORIZE STAFF TO SOLICIT BIDS FOR THE PROJECT CONSISTING OF ROOF REPLACEMENT AND REPAIR/REPLACEMENT OF FASCIA, SOFFIT AND GUTTERS FOR THE DEPOT BUILDING, 610 W. WESTERN AVENUE WITH COSTS TO BE PAID USING PROCEEDS FROM THE CAPITAL IMPROVEMENT BONDS ISSUED IN FY 2015**

WM16/02-30

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to authorize staff to solicit bids for the project consisting of roof replacement and repair/replacement of fascia, soffit and gutters for the Depot building, 610 W. Western Avenue with costs to be paid using proceeds from the Capital Improvement Bonds issued in FY 2015.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

2016-78 **AUTHORIZE STAFF TO DEVELOP A FINANCIAL POLICY WHEREBY ALL FUTURE LOANS, WHETHER INTERNAL OR EXTERNAL, WILL BE CHARGED STANDARD INTEREST FEES**

WM16/02-31

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to authorize staff to develop a financial policy whereby all future loans, whether internal or external, will be charged standard interest fees.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Robert Scolnik

Motion Carried

THE FOLLOWING MOTIONS WERE TABLED AT COMMITTEE UNTIL MARCH 3RD, 2016
WAYS & MEANS COMMITTEE

WM16/02-27

To authorize the IT Department to purchase laptops based on written quotes at a cost not to exceed \$40,000 and to amend the budget accordingly.

WM16/02-28

To authorize the IT Department to purchase the PureStorage upgrade from Netech for a cost of \$246,202 and amend the budget accordingly.

WM16/02-29

To authorize the IT Department to purchase up to 650 licenses of Unidesk software at a cost not to exceed \$75,000 and to amend the budget accordingly.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2016-79 **APPOINT WILLIAM STAUTER, TO THE DISTRICT #4 SLOT OF THE FRIENDS OF THE COUNTY PARKS (TERM EXPIRATION 12/31/17)**

The Chairman recommends, moved by Vice Chair Cross, seconded by Commissioner Mahoney, to appoint William Stauter, to the District #4 Slot of the Friends of the County Parks (term expiration 12/31/17).

Voice vote

Motion Carried

2016-80 **APPOINT KATHY EVANS TO THE ENVIRONMENTAL SLOT OF THE SOLID WASTE PLANNING COMMITTEE (TERM EXPIRATION 12/31/17)**

The Chairman recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to appoint Kathy Evans to the Environmental Slot of the Solid Waste Planning Committee (term expiration 12/31/17).

Voice vote **Motion Carried**

2016-81 **REPLACE COMMISSIONER MARVE ENGLE WITH COMMISSIONER JEFF LOHMAN ON THE SOLID WASTE PLANNING COMMITTEE (TERM THROUGH 12/31/16)**

The Chairman recommends, moved by Commissioner Hughes, seconded by Commissioner Nash, to replace Commissioner Marve Engle with Commissioner Jeff Lohman on the Solid Waste Planning Committee (term through 12/31/16)

Voice vote **Motion Carried**

2016-82 **REPLACE COMMISSIONER MARVE ENGLE WITH COMMISSIONER JEFF LOHMAN ON THE MSU DISTRICT EXTENSION COUNCIL (TERM THROUGH 12/31/16)**

The Chairman recommends, moved by Commissioner Nash, seconded by Commissioner Wilkins, to replace Commissioner Marve Engle with Commissioner Jeff Lohman on the MSU District Extension Council (term through 12/31/16)

Voice vote **Motion Carried**

ADMINISTRATOR'S REPORT

Administrator Eisenbarth reminded everyone about the upcoming Board Work Sessions:

- Tuesday, February 23rd (following Full Board) ACSET Update (Area Community Service Employment & Training) Update
- Thursday, March 3rd (following Ways & Means) Reactivation of County's Economic Development Corporation

Administrator Eisenbarth noted that he and his son will be making a humanitarian trip to Honduras so he will be out of the office all next week.

OLD BUSINESS

Commissioner Mahoney noted the Michigan Township Association will be meeting at Fruitport Charter Township next Monday at 7 p.m.

Commissioner Lohman reported that he met with Mr. Klemm of MAISD regarding Commissioners in the Classrooms for Elementary, Middle School and High School. Commissioner Lohman will keep Commissioners up to date as things move forward.

Commissioner Nash noted there will be a meeting for the Quality of Life Millage on Tuesday, March 1st at 7 p.m. A second meeting is scheduled for March 3rd at Egelston Township, also at 7 p.m.

NEW BUSINESS

2016-83 **PREPARE A RESOLUTION TO URGE LANSING TO RELEASE THE \$55 MILLION TO REPLACE THE PIPES AND REPAIR THE ISSUES IN FLINT IMMEDIATELY**

Moved by Commissioner Nash, seconded by Commissioner Wilkins, to prepare a resolution to urge Lansing to release the \$55 million to replace the pipes and repair the issues in Flint immediately.

Discussion ensued. Commissioner Engle noted more needs to be done to determine how this happened and how to prevent it from happening in other areas. Chairman Sabo agreed it is a wakeup call for all of us.

Voice vote

Motion Carried

PUBLIC COMMENT

Eric Stevens, Circuit Court Administrator, recognized Family Court staff member Corey Agard for initiating and implementing the "Operation Heading Home" program. This program partners with Pound Buddies and trains juvenile delinquents to work with and train dogs. Although the program began with leash and obedience training, there is potential for the program to grow to train service dogs. The program has been beneficial to both the juveniles and dogs that have participated.

Connie Maxim-Sparrow presented accolades to the Board for their resolution to assist Flint and appreciated the discussion on how it may impact the County. She noted, as a resident of Roosevelt Park, they recently had to replace all the plumbing in their home at a substantial cost to replace the galvanized pipes and fixtures.

Corporate Counsel, Doug Hughes, introduced Zeneta Adams, a new member of the Williams/Hughes PLLC. Ms. Adams came as a disabled American Veteran raising two sets of twins and a teenager and is a great asset to the law firm.

Charles Nash addressed the Board as a citizen to announce that, although he had run for State Representative in the past, his place is in Muskegon County with a lot of unfinished business so he has filed to run for another term as County Commissioner. Mr. Nash further noted he is supporting and endorsing Chairman Sabo for State Representative and will welcome the connection in Lansing.

Chairman Sabo thanked Commissioner Nash for his support. Chairman Sabo also reported that he attended Veterans Court and it was a Court Session like never seen before with positive results. He encouraged others to attend the next session on March 7th at 1:30 p.m.

Chairman Sabo recognized audience members Sheriff Roesler and Deb Ackerman – Egelston Township Treasurer.

Chairman Sabo invited everyone to stand for a moment to reflect on the events in Kalamazoo.

Chairman Sabo declared the meeting adjourned at 4:38 p.m. and invited everyone to stay for the Board Work Session to begin at 4:40 p.m. Re: Area Community Service Employment & Training Update (ACSET).

Nancy A. Waters, County Clerk

NAW/jmp

Preliminary Minutes
To be approved at the Full Board Meeting on March 10, 2016