

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

*Benjamin E. Cross
James Derezinski
Marvin Engle
Susie Hughes
Kenneth Mahoney, Chairman*

*Charles Nash
Terry Sabo
Robert Scolnik
Rillastine R. Wilkins, Vice Chair*

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

Full Board Meeting

**February 26, 2013
3:30 P.M.**

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Mahoney. Chairman Mahoney gave the invocation. The Pledge of Allegiance was lead by Commissioner Derezinski.

Roll Call

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Absent: None

Also Present: County Administrator Bonnie B. Hammersley,
County Clerk Nancy A. Waters,
Secretary to the County Clerk Jeanne Pezet,
Corporate Counsel Doug Hughes

2013-77 **APPROVAL OF THE AGENDA**

Moved by Derezinski, seconded by Cross, to approve the agenda.

Voice vote.

Motion Carried

2013-78 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, FEBRUARY 12, 2013**

Moved by Scolnik, seconded by Wilkins, to approve the Full Board Minutes of Tuesday, February 12, 2013.

Voice vote.

Motion Carried

PUBLIC COMMENT ON AN AGENDA ITEM

There were no public comments on an agenda item.

COMMUNICATION

There were no communication Items to come before the Board.

COMMITTEE REPORTS

2013-79 **APPROVE THE TRANSFER OF LOT 50 (PARCEL #61-42-503-069-0050-00) IN THE VILLAGE OF LAKEWOOD CLUB ADDITION NUMBER THREE TO THE MUSKEGON COUNTY LAND BANK AUTHORITY FOR THE SUM OF \$100 AND TO AUTHORIZE THE BOARD CHAIR TO EXECUTE THE NECESSARY QUIT CLAIM DEED**

CD/SP13/02-03

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to approve the transfer of Lot 50 (parcel #61-42-503-069-0050-00) in the Village of Lakewood Club Addition Number Three to the Muskegon County Land Bank Authority for the sum of \$100 and to authorize the Board Chair to execute the necessary quit claim deed.

Roll Call

Yes: James Derezinski, Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, Kenneth Mahoney

No: None

Motion Carried

2013-80 **ADOPT THE FISCAL YEAR 2014 - 2017 TRANSPORTATION IMPROVEMENT PROGRAM (TIP) RESOLUTION AND PROPOSED PROJECT LIST AS DEVELOPED BY THE MUSKEGON AREA TRANSIT SYSTEM FOR CONSIDERATION BY THE WEST MICHIGAN SHORELINE REGIONAL DEVELOPMENT COMMISSION**

TR13/02-04

The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to adopt the Fiscal Year 2014 - 2017 Transportation Improvement Program (TIP) 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

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-81 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PURCHASE NINE MINIVANS THROUGH THE MICHIGAN DEPARTMENT OF TRANSPORTATION EXTENDED PURCHASING PROGRAM FOR A TOTAL COST NOT TO EXCEED \$333,000**

TR13/02-05

The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to authorize the Muskegon Area Transit System to purchase nine minivans through the Michigan Department of Transportation Extended Purchasing Program for a total cost not to exceed \$333,000.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-82 **AWARD RFP13-2005 FOR THE SUPPLY OF BUS SHELTERS AND BENCHES FOR THE MUSKEGON AREA TRANSIT SYSTEM TO DUO-GARD INDUSTRIES**

TR13/02-06

The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to award RFP13-2005 for the supply of bus shelters and benches for the Muskegon Area Transit System to Duo-Gard Industries.

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-83 **APPROVE A CONTRACT BETWEEN THE COUNTY AND THE MICHIGAN DEPARTMENT OF TRANSPORTATION, PROVIDING \$28,500 (95% OF THE PROJECT COST) TO DESIGN THE AIRPORT ACCESS ROAD REHABILITATION PROJECT, WITH THE COUNTY'S SHARE OF THE PROJECT TO BE \$1,500 (5% OF THE PROJECT COST)**

TR13/02-07

The Transportation Committee recommends, moved by Wilkins, seconded by Hughes, to approve a contract between the County and the Michigan Department of Transportation, providing \$28,500 (95% of the project cost) to design the Airport Access Road Rehabilitation Project, with the County's share of the project to be \$1,500 (5% of the project cost).

Roll Call

Yes: Marvin Engle, Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Kenneth Mahoney

No: None

Motion Carried

2013-84 **APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE OF \$5,748,242.86 COVERING THE PERIOD OF FEBRUARY 2, 2013 THROUGH FEBRUARY 12, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/02-14

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to approve the payment of the accounts payable of \$5,748,242.86 covering the period of February 2, 2013 through February 12, 2013 as presented by the County Clerk.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-85 **AUTHORIZE THE AMENDMENT TO THE AGREEMENT BETWEEN THE MUSKEGON COUNTY LAND BANK AUTHORITY AND THE MUSKEGON COUNTY BOARD OF COMMISSIONERS IN THE FOLLOWING MANNER: “WITH RESPECT TO ANY PROPERTY DESIGNATED IN WRITING BY MUSKEGON COUNTY LAND BANK AUTHORITY, MUSKEGON COUNTY BOARD OF COMMISSIONERS AGREES TO ASSIGN ITS RIGHTS UNDER SECTION 78M(1) AND 78M(3) OF THE GENERAL PROPERTY TAX ACT OF 1893, AS AMENDED AND PUBLIC ACT 206, MCL 211.7M(1), 211.78M(3) TO EXERCISE THE “RIGHTS OF REFUSAL” OPTION IN THE ACQUISITION OF FORECLOSED PROPERTY”**

WM13/02-16

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the amendment to the agreement between the Muskegon County Land Bank Authority and the Muskegon County Board of Commissioners in the following manner: “With respect to any property designated in writing by Muskegon County Land Bank Authority, Muskegon County Board of Commissioners agrees to assign its rights under section 78m(1) and 78m(3) of the General Property Tax Act of 1893, as amended and Public Act 206, MCL 211.7m(1), 211.78m(3) to exercise the “rights of refusal” option in the acquisition of foreclosed property”.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-86 **AUTHORIZE THE ADOPTION OF THE RESOLUTION APPLICATION FOR DEFERMENT OF TAXES FOR THE PURPOSE OF WAIVING THE INTEREST AND FEES FOR THE PERIOD MARCH 1ST THROUGH “APRIL 30TH, FOR TAXES PAID BY MAY 1ST IN THE FIRST YEAR OF DELINQUENCY FOR SENIOR CITIZENS, PARAPLEGICS, ELIGIBLE SERVICE VETERANS, ELIGIBLE WIDOWS OF SERVICE VETERANS, THE PERMANENTLY DISABLED AND BLIND IN ACCORDANCE WITH THE GENERAL PROPERTY TAX ACT SECTIONS 211.59 AND 211.51**

WM13/02-17

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the adoption of the resolution Application for Deferment of Taxes for the purpose of waiving the interest and fees for the period March 1st through “April 30th, for taxes paid by May 1st in the first year of delinquency for senior citizens, paraplegics, eligible service veterans, eligible widows of service veterans, the permanently disabled and blind in accordance with the General Property Tax Act sections 211.59 and 211.51.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-87 **AUTHORIZE THE TREASURER’S OFFICE REORGANIZATION, RECLASSIFYING SIX ACCOUNT CLERK II FT POSITIONS (G02001/03/04/05/06/017) TO A PROPERTY TAX TECHNICIAN FT CLASSIFICATION AT A SALARY CLASSIFICATION OF GU00160; A SALARY ADJUSTMENT FOR PROPERTY TAX SPECIALIST FT (N55701) TO SALARY GRADE NX00100; AND A SALARY ADJUSTMENT FOR THE CASH MANAGER (X11501) TO SALARY GRADE NX00310 WITH RECLASSIFICATIONS AND SALARY ADJUSTMENTS EFFECTIVE MARCH 1, 2013; AND FURTHER AUTHORIZE LABOR DISTRIBUTION CHANGES AS DETAILED TO BE EFFECTIVE RETROACTIVELY TO OCTOBER 1, 2012**

WM13/02-18

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the Treasurer’s Office reorganization, reclassifying six Account Clerk II FT positions (G02001/03/04/05/06/017) to a Property Tax Technician FT classification at a salary classification of GU00160; a salary adjustment for Property Tax Specialist FT (N55701) to salary grade NX00100; and a salary adjustment for the Cash Manager (X11501) to salary grade NX00310 with reclassifications and salary adjustments effective March 1, 2013; and further authorize labor distribution changes as detailed to be effective retroactively to October 1, 2012.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

2013-88 **AUTHORIZE THE ADOPTION OF THE RESOLUTION ALLOWING THE COUNTY OF MUSKEGON TO BORROW UP TO TWELVE MILLION DOLLARS (\$12,000,000) AGAINST ANTICIPATED 2012 DELINQUENT TAXES**

WM13/02-19

The Ways and Means Committee recommends, moved by Derezinski, seconded by Cross, to authorize the adoption of the resolution allowing the County of Muskegon to borrow up to twelve million dollars (\$12,000,000) against anticipated 2012 delinquent taxes.

Roll Call

Yes: Susie Hughes, Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross, James Derezinski, Marvin Engle, Kenneth Mahoney

No: None

Motion Carried

MOTION TABLED AT COMMITTEE:

WM13/02-15

To approve the Muskegon County Local Bidder Preference Award and make appropriate revisions to the County Board's Purchasing Policy.

CHAIRMAN'S REPORT

2013-89 **CONCUR WITH THE CHAIRMAN'S RECOMMENDATION FOR CITIZEN APPOINTMENTS TO THE JAIL/JUVENILE TRANSITION CENTER CITIZENS REVIEW COMMITTEE APPOINTMENTS (TERMS THROUGH 12/31/13)**

The Chairman recommends, moved by Derzinski, seconded by Nash, to concur with the Chairman's recommendation for Citizen appointments to the Jail/Juvenile Transition Center Citizens Review Committee Appointments (terms through 12/31/13):

Ryan Bennett	Christin Connolly	Andrew Heykoop
Jack Kennedy	Fred Klimsza	David Newsome
Jeffery Patterson	Mary Payne	James Riley
Randall Rogoski	Peggy Selmon	Marsha Stewart
Stephanie Tanis-Cathey	William Wiebenga	

Voice vote.

Motion Carried

Chairman Mahoney scheduled a Board Planning Session for Tuesday, March 5th at 1:30 p.m. at the South Campus Training Center.

Chairman Mahoney reminded Commissioners about the Budget Kick-Off Meeting: Thursday, March 7th at Noon at the MAREC Center with lunch followed by the Budget Presentation.

2013-90 **COMMISSIONERS TO PARTICIPATE IN THE ST. PATRICK'S DAY
PARADE: SATURDAY, MARCH 16TH -11:00 AM; DOWNTOWN**

Moved by Hughes, seconded by Wilkins, for Commissioners to participate in the St. Patrick's Day Parade: Saturday, March 16th -11:00 AM; Downtown.

Voice vote.

Motion Carried

Chairman Mahoney announced that the County Clerk and Equalization Departments will be open on Saturday, March 9, 2013, from 10 a.m. to 2 p.m. for Full Service Saturday and Passport Day USA on the 1st floor in the Hall of Justice.

Chairman Mahoney also announced that FREE County Parks Day is scheduled for Saturday, May 4th from 10 a.m. to 4 p.m. at Twin Lake County Park and Pioneer County Park. Additional details to come.

COMMITTEE LIAISON REPORTS

There were no Committee Liaison Reports.

ADMINISTRATOR'S REPORT

2013-91 **ACCEPT CREATION OF A COMMERCIAL REHABILITATION DISTRICT
AT 316 MORRIS AVENUE BY THE CITY OF MUSKEGON**

The Administrator recommends, moved by Cross, seconded by Sabo, to accept the creation of a Commercial Rehabilitation District at 316 Morris Avenue Street in the City of Muskegon under PA 210 of 2005 on the following described parcel of real property: City of Muskegon revised Plat of 1903, that PT of Blks 558-562 VAC Alley VAC Jefferson St & VAC Water Street DESC as FOLS Com at W most COR Lot 17 of SD BLK 561 for POB TH S 39D 47M E ALG ELY LN of N First ST 193.65 FT to NLY LN of Morris Ave TH N 21D 59M 27S E ALG NLY LN Morris Ave 203.46 FT TH N 27D 33M E ALG NLY LN Morris Ave 275.90 FT to SWLY LN of Terrace St (125.00 FT WIDE) TH N 62D 44M W ALG SWLY LN Terrace St (125 FT WIDE) 449.40 FT TH WLY ALG THE ARC OF THE 177.48 FT R Curve to LT a Distance 138.36 FT to ELY LN of C&O RR Row (The Long Chord of SD Curve Bears N 85D 04M W 134.90 FT).

Discussion ensued.

2013-92 **SUSPEND THE RULES**

Moved by Derezinski, seconded by Sabo, to suspend the rules to allow Mr. Andy Wenzel to speak.

Mr. Andy Wenzel of the Hinman Group explained that the property is where the Terrace Plaza Building is located.

2013-93 **RETURN TO REGULAR SESSION**

Moved by Cross, seconded by Nash, to return to Regular Session.

Roll Call on 2013-91

Yes: Charles Nash, Terry Sabo, Bob Scolnik, Rillastine Wilkins, Ben Cross,
James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney

No: None

Motion Carried

OLD BUSINESS

There was no old business to come before the Board of Commissioners.

NEW BUSINESS

Commissioner Scolnik referred to a press release stating the United Way 2013 Day of Caring site is going to be the Muskegon County Fairgrounds and will be moved to June so the work will be done prior to the Muskegon County Fair. Chris Hall, Dalton Township Supervisor has been named as Co-Chair. This is good news for the Fairgrounds. Commissioner Engle stated there has been cooperation between the Public Works Department and the Fair Board.

Moved by Nash, seconded by Hughes, to require follow-up on citizen appointments to have a report showing attendance and quorum at these advisory committee meetings. This report would be given to the Chairman of the Board in November and he would present it to the County Board of Commissioners in December.

Discussion ensued.

Nash and Hughes withdrew this motion.

PUBLIC COMMENT (ON A NEW TOPIC)

Jim Riley addressed the Board thanking Commissioner Nash and encouraged more open discussion.

Kay Deuster and Susan Morpeth addressed the Board regarding the Veteran Project they are working on to get headstones for veterans at Muskegon area cemeteries. Commissioner Derezinski invited them to attend the Veterans Affairs meeting on Wednesday, February 27th at 2 p.m. at the Veteran's Affairs Building on the County South Campus.

Chairman Mahoney recognized audience members: Muskegon Charter Township Supervisor Dave Keift, Jr.; Egelston Township Treasurer Deb Ackerman; Prosecutor DJ Hilson, County Treasurer Tony Moulatsiotis; Sheriff Dean Roesler.

Chairman Mhoney welcomed and introduced James Kenneth Harris, Sr., Graduate Student in GVSU's Social Work Program.

Commissioner Scolnik noted Prosecutor DJ Hilson was a participant in Dancing with the Local Stars and did fantastic job.

ADJOURN

2013-94 **MOVED BY NASH, SECONDED BY HUGHES, TO ADJOURN.**

Voice vote.

Motion Carried

Meeting adjourned at 4:12p.m.

NAW/jmp

Nancy A. Waters, County Clerk

Approved at the Full Board Meeting on Tuesday, March 12, 2013