

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

Board of Commissioners

*Kenneth Mahoney, Chairman
Charles Buzzell
Lew Collins
James Derezinski
Marvin Engle
Bill Gill*

*Charles Nash, Vice-Chairman
Louis A. McMurray
Robert Scolnik
I. John Snider II
Roger C. Wade*

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

Full Board Meeting

**March 10, 2009
3:30 P.M.**

Chairman Kenneth Mahoney, Presiding

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

Roll Call

Present: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Scolnik, Snider

Excused: Nash, Wade

Absent: None

Also Present: Interim County Administrator Jim Elwell, Corporate Counsel Ted Williams, County Clerk Nancy A. Waters

2009-121 **APPROVE AGENDA**

Moved by Derezinski, seconded by Engle, to approve the Agenda.

Motion Carried

2009-122 **APPROVE THE MINUTES OF THE FULL BOARD AND CLOSED SESSION MEETINGS OF FEBRUARY 24, 2009**

Moved by Engle, seconded by Collins, to approve the minutes of the Full Board and Closed Session Meetings of February 24, 2009.

Motion Carried

2009-123 **RECEIVE AND PLACE ON FILE THE COMMUNICATION FROM ANTRIM COUNTY**

Moved by Engle, seconded by Collins, to receive and place on file the Communication from Antrim County, Resolution #10-09.

Motion Carried

2009-124 **APPROVE THE NEW LEASE AGREEMENT WITH MERCY HEALTH PARTNERS - LIFE COUNSELING FOR RENTAL OF SPACE FOR THE CHILD HAVEN OPERATION**

CPS09/03-10

The Courts and Public Safety Committee recommends, moved by Gill, seconded by Collins, to approve the new Lease Agreement with Mercy Health Partners - Life Counseling for rental of space for the Child Haven operation in the amount of \$60,185/year effective January 1, 2009 and to authorize the Board Chair to sign the agreement.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Mahoney

Nays: None

Motion Carried

2009-125 **AUTHORIZE AN ADDITIONAL \$4,134.47 TO REPLACE THE CAMERAS CURRENTLY USED IN JUDGE HICK'S COURTROOM**

CPS09/03-11

The Courts and Public Safety Committee recommends, moved by Gill, seconded by Collins, to authorize an additional \$4,134.47 to replace the cameras currently used in Judge Hick's courtroom due to their near term obsolescence. The total cost of the digital upgrade to the court recording system will then be \$16,535.60 to be paid for out of Equipment Revolving Fund (6660) and charged back to the Circuit Court budget (1010-0131) at an approximate cost of \$3,587.56 per year for five years.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Mahoney

Nays: None

Motion Carried

2009-126 **WAIVE THE HIRING FREEZE AND ALLOW THE CIRCUIT COURT, FAMILY DIVISION TO FILL THE VACANT PROBATION OFFICER POSITION**

CPS09/03-12

The Courts and Public Safety Committee recommends, moved by Gill, seconded by Collins, to waive the hiring freeze and allow the Circuit Court, Family Division to fill the vacant Probation Officer position, #G60001.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Mahoney

Nays: None

Motion Carried

2009-127 **WAIVE THE HIRING FREEZE AND ALLOW THE CIRCUIT COURT, FAMILY DIVISION TO FIL THE VACANT PROBATION OFFICER POSITION**

CPS09/03-13

The Courts and Public Safety Committee recommends, moved by Gill, seconded by Collins, to waive the hiring freeze and allow the Circuit Court, Family Division to fil the vacant Probation Officer position, #G60004.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Mahoney

Nays: None

Motion Carried

2009-128 **AUTHORIZE THE PROBATE COURT AND COUNTY CLERK TO RELEASE A REQUEST FOR PROPOSAL (RFP) FOR AN INTERACTIVE WEBSITE DEVELOPMENT AND MANAGEMENT SERVICES**

CPS09/03-14

The Courts and Public Safety Committee recommends, moved by Gill, seconded by Collins, to authorize the Probate Court and County Clerk to release a Request for Proposal (RFP) for an interactive website development and management services.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Mahoney

Nays: None

Motion Carried

2009-129 **WAIVE THE HIRING FREEZE AND ALLOW THE SHERIFF'S OFFICE TO
FILL THE VACANT CORRECTIONS OFFICER, POSITION**

CPS09/03-15

The Courts and Public Safety Committee recommends, moved by Gill, seconded by Collins, to waive the hiring freeze and allow the Sheriff's Office to fill the vacant Corrections Officer, position #O10027.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Mahoney

Nays: None

Motion Carried

2009-130 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO PURCHASE A
2008 ORV FROM POWERS MOTORSPORTS**

CPS09/03-16

The Courts and Public Safety Committee recommends, moved by Gill, seconded by Collins, to grant permission to the Sheriff's Office to purchase a 2008 ORV from Powers Motorsports for \$5,497.00.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Mahoney

Nays: None

Motion Carried

2009-131 **ALLOW THE SHERIFF'S OFFICE TO PURCHASE TASERS FROM
MICHIGAN TASER DISTRIBUTING**

CPS09/03-17

The Courts and Public Safety Committee recommends, moved by Gill, seconded by Collins, to allow the Sheriff's Office to purchase tasers from Michigan Taser Distributing for \$16,764.08.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, Scolnik, Snider, Buzzell, Mahoney

Nays: McMurray

Motion Carried

2009-132 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN AMENDMENTS WITH CONTRACTORS TO INCREASE THE RATES FOR COMMUNITY LIVING SUPPORTS, PERSONAL CARE SERVICES, AND SKILL-BUILDING SERVICES**

HR09/03-23

The Human Resources Committee recommends, moved by Snider, seconded by Engle, to authorize the Community Mental Health Director to sign amendments with contractors to increase the rates for Community Living Supports, Personal Care Services, and Skill-Building Services to provide for a one percent (1.0%) increase in wages and mandatory fringe benefits, effective February 1, 2009.

Roll Call

Ayes: Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Mahoney

Nays: None

Motion Carried

2009-133 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES DIRECTOR TO SIGN A CONTRACT WITH DEREK L. BURT**

HR09/03-24

The Human Resources Committee recommends, moved by Snider, seconded by Engle, to authorize the Community Mental Health Services Director to sign a contract with Derek L. Burt, Nurse Practitioner, for the delivery of forty (40) hours per week of Nurse Practitioner Services, effective from March 16, 2009 through June 30, 2009 at the rate of \$55.91 per hour and \$25.00 per after-hours consultation, not to exceed \$35,782.00 for the contract period.

Roll Call

Ayes: Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Mahoney

Nays: None

Motion Carried

2009-134 **AUTHORIZE PUBLIC HEALTH - MUSKEGON COUNTY TO ACCEPT BIDS FOR VEHICLE PURCHASES**

HR09/03-25

The Human Resources Committee recommends, moved by Snider, seconded by Engle, to authorize Public Health - Muskegon County to accept the bids from Red Holman Pontiac for the purchase of a Pontiac G6 sedan, Signature Ford for the purchase of a Ford F150 half-ton truck, and Great Lakes Ford the purchase of Ford Ranger 4x4 light-duty truck, for a total of \$52,189.00 through the equipment revolving fund, with no increase in the general fund appropriation.

(Continued)

2009-134 **AUTHORIZE PUBLIC HEALTH - MUSKEGON COUNTY TO ACCEPT BIDS FOR VEHICLE PURCHASES**

Roll Call

Ayes: Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Mahoney

Nays: None

Motion Carried

2009-135 **APPROVE PUBLIC HEALTH - MUSKEGON COUNTY'S ORGANIZATION PLAN AS REVISED**

HR09/03-26

The Human Resources Committee recommends, moved by Snider, seconded by Engle, to approve Public Health - Muskegon County's Organization Plan as revised.

Roll Call

Ayes: Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Mahoney

Nays: None

Motion Carried

2009-136 **ADOPT THE PROCLAMATION ENTITLED, "BUILDING THE FOUNDATION FOR A HEALTHY AMERICA"**

HR09/03-27

The Human Resources Committee recommends, moved by Snider, seconded by Engle, to adopt the Proclamation entitled, "Building the Foundation for a Healthy America", for the purpose of recognizing National Public Health Week 2009, which will be celebrated April 6 - 12, 2009.

Roll Call

Ayes: Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Mahoney

Nays: None

Motion Carried

2009-137 **ACCEPT THE GRANT FROM THE DR. WOODY AND JAN WOOD COMMUNITY PEDIATRIC DENTAL CARE FUND HELD BY THE COMMUNITY FOUNDATION OF MUSKEGON COUNTY**

HR09/03-28

The Human Resources Committee recommends, moved by Snider, seconded by Engle, to accept the grant from the Dr. Woody and Jan Wood Community Pediatric Dental Care Fund held by the Community Foundation of Muskegon County.

(Continued)

2009-137 **ACCEPT THE GRANT FROM THE DR. WOODY AND JAN WOOD
COMMUNITY PEDIATRIC DENTAL CARE FUND HELD BY THE
COMMUNITY FOUNDATION OF MUSKEGON COUNTY**

Roll Call

Ayes: Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Mahoney

Nays: None

Motion Carried

2009-138 **AUTHORIZE PUBLIC HEALTH - MUSKEGON COUNTY TO ACCEPT
\$40,000 FROM THE NATIONAL ASSOCIATION OF COUNTY AND CITY
HEALTH OFFICIAL'S ACHIEVE PROGRAM**

HR09/03-29

The Human Resources Committee recommends, moved by Snider, seconded by Engle, to authorize Public Health - Muskegon County to accept \$40,000 from the National Association of County and City Health Official's ACHIEVE program to address the health needs of the greater Jackson Hill Neighborhood area in the city of Muskegon and allow the Public Health - Muskegon County ACHIEVE program coach to attend the national coaches meeting in Atlanta, Georgia in April 2009 and the Prevention Action Institute training in Alexandria, Virginia or Denver, Colorado in July of 2009.

Roll Call

Ayes: Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Mahoney

Nays: None

Motion Carried

2009-139 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE
PERIOD OF FEBRUARY 11 - 24, 2009**

WM09/03-25

The Ways and Means Committee recommends, moved by Collins, seconded by Engle, to approve payment of the accounts payable of \$3,934,474.92 covering the period of February 11, 2009 through February 24, 2009, as presented by the County Clerk.

Roll Call

Ayes: Engle, McMurray, Scolnik, Snider, Buzzell, Collins, Derezinski, Mahoney

Nays: Gill

Motion Carried

2009-140 **ENTER INTO A ONE-YEAR CONTRACT WITH OFFICIAL PAYMENTS
CORPORATION TO PROVIDE OVER-THE-COUNTER CREDIT CARD
PROCESSING SERVICES**

WM09/03-26

The Ways and Means Committee recommends, moved by Collins, seconded by Engle, to enter into a one-year contract with Official Payments Corporation to provide over-the-counter credit card processing services in our Parks, Solid Waste, Public Works and Treasurer's departments and authorize the Board Chair to sign contract. Furthermore, authorize the charging of a 2.85% convenience fee for tax credit card payments.

Roll Call

Ayes: Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Derezinski, Mahoney

Nays: None

Motion Carried

2009-141 **APPROVE THE PAYMENT FROM THE PUBLIC IMPROVEMENT FUND OF \$6,200.00 TO REIMBURSE MR. JAMES BRANSCUM AND/OR CHRYSALIS SENIOR CARE PROPERTIES, LLC**

WM09/03-27

The Ways and Means Committee recommends, moved by Collins, seconded by Engle, to approve the payment from the Public Improvement Fund of \$6,200.00 to reimburse Mr. James Branscum and/or Chrysalis Senior Care Properties, LLC, whichever one reimbursed Tellatin, Short, Hansen & Clark, Inc., for an appraisal of the Brookhaven properties at 1890 Apple Avenue for the benefit of Muskegon County.

Roll Call

Ayes: Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Derezinski, Mahoney

Nays: None

Motion Carried

2009-142 **APPROVE THE COUNTY CLERK'S PURCHASE OF A NOTEBOOK COMPUTER AT A COST NOT TO EXCEED \$1,200**

WM09/03-28

The Ways and Means Committee recommends, moved by Collins, seconded by Engle, to approve the County Clerk's purchase of a notebook computer at a cost not to exceed \$1,200 using funds already available in the County Clerk's budget.

Roll Call

Ayes: Engle, Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Derezinski, Mahoney

Nays: None

Motion Carried

2009-143 **APPROVE THE EQUALIZATION DEPARTMENT'S REQUEST TO REMOVE THE TWO YEAR TIME LIMIT FOR THE TWO PART TIME APPRAISAL TECHNICIAN POSITIONS**

WM09/03-29

The Ways and Means Committee recommends, moved by Collins, seconded by Engle, to approve the Equalization Department's request to remove the two year time limit for the two

part time Appraisal Technician positions (G09205 and G09206) and make them permanent part time positions.

Roll Call

Ayes: Engle, McMurray, Scolnik, Snider, Buzzell, Collins, Derezinski, Mahoney

Nays: Gill

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney attended the Michigan Association of Local Public Health discussing Medical Director rules. Also noted the issue of a smoking ban for the State of Michigan may be addressed this year.

Commissioner Engle reported the Road Commission is looking at innovative ideas for road technology including using shingles as an alternative.

Chairman Mahoney scheduled a planning session regarding the Criminal Justice System, for February 24, 2009, at 11:00 a.m. in the training center.

Chairman Mahoney noted the MAC Legislative Updates of February 20 and 27, 2009 were included in agenda packets.

ADMINISTRATOR'S REPORT

2009-144 **ESTABLISH A PUBLIC HEARING IN REGARDS TO SUBMITTING A GRANT TO THE DEPARTMENT OF NATURAL RESOURCES FOR THE PURCHASE OF YMCA PROPERTY**

The Administrator recommends, moved by Snider, seconded by Buzzell, to establish a public hearing on March 19, 2009 at 3:30 p.m. in regards to submitting a grant to the Department of Natural Resources for the purchase of property and authorize to publish notice in The Muskegon Chronicle.

Motion Carried

2009-145 **AUTHORIZE HOLDING A PUBLIC HEARING ON THE NATURAL RESOURCES TRUST FUND GRANT APPLICATION FOR THE IMPROVEMENT PROJECT FOR PIONEER PARK**

The Administrator recommends, moved by Derezinski, seconded by Snider, to authorize holding a public hearing on the Natural Resources Trust Fund grant application for the improvement project for Pioneer Park and that the public hearing be held at 3:30 pm on March 24, 2009 at the regularly scheduled Full Board meeting of the Muskegon County Board of Commissioners.

Motion Carried

2009-146 **ALLOW COUNTY CLERK TO PARTICIPATE IN PASSPORT DAY IN THE USA, SATURDAY, MARCH 28, 2009**

The Administrator recommends, moved by Gill, seconded by Engle, to allow County Clerk's office to be open to participate in Passport Day in the USA on Saturday, March 28, 2009, 10:00 a.m. to 3:00 p.m. employing two Sheriff Deputies for security.

Roll Call

Ayes: Gill, McMurray, Scolnik, Snider, Buzzell, Collins, Derezinski, Engle, Mahoney

Nays: None

Motion Carried

Old Business

Commission Scolnik noted the Chronicle is producing a booklet promoting the 150th Anniversary of Muskegon County and has requested a letter on County stationary signed by either the Chairman of the Board of Commissioners or Commissioners Scholnik and Wade as co-chairs on the Sesquicentennial committee.

2009-147 **ALLOW THE CHRONICLE TO MAIL A LETTER TO BE SIGNED BY THE BOARD OF COMMISSIONERS FOR ADVERTISING FOR THE MUSKEGON COUNTY SESQUICENTENNIAL CELEBRATION**

Moved by Scolnik, seconded by Engle, to allow the Chronicle to mail a letter to be signed by the Board of Commissioners or by Commissioners Scolnik and Wade for advertising for the Muskegon County Sesquicentennial Celebration.

Motion Carried

2009-148 **ALLOW THE LETTER FROM THE CHRONICLE TO BE ON COUNTY STATIONARY**

Moved by Engle, seconded by Derezsinski, to allow the letter from the Chronicle to be on County stationary.

Motion Carried

New Business

None.

Public Participation

Deborah Groeneveld, Human Resources Director, conducted a drawing for members on a Personnel Hearing Board: Chairman - Derezsinski, Vice-Chair - Scolnik, members McMurray, Nash and Collins.

Brian Chapman addressed the Board regarding the Sesquicentennial Celebration suggesting commissioning artwork to represent the celebration. Mr. Chapman displayed a sample prepared by Jilly's and noted he has discussed this with other local artists. Mr. Chapman also noted discussion with Sylvia Precious regarding possible Port City Princess tours. It was also noted the largest cake will not be made but Cole's bakery will be attempting the largest garlic breadstick. Mr. Chapman was also recently featured in the Grand Rapids Press which recognized 230 year anniversary of Black Americans in Muskegon County. Additional inclusion of the 150th anniversary is being discussed for the Festival of Trees.

2009-149 **DRAFT AN AGREEMENT WITH BRIAN CHAPMAN FOR MARKETING RIGHTS FOR MUSKEGON COUNTY SESQUICENTENNIAL**

Moved by Scolnik, seconded by Collins to draft an agreement with Brian Chapman for marketing rights for Muskegon County Sesquicentennial.

Motion Carried

Meeting adjourned at 4:12 p.m.

Nancy A. Waters, County Clerk

NAW/jmp