

# *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*  
*Marvin Engle*  
*Bill Gill*

*I. John Snider, Vice-Chairman*  
*Kenneth Mahoney*  
*Louis A. McMurray*  
*Robert Scolnik*  
*Roger C. Wade*

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

### **Regular Meeting**

**April 8, 2008**  
**3:30 p.m.**

### **Vice-Chairman Snider, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Vice-Chairman Snider. The pledge of Allegiance was recited followed by the invocation given by Vice-Chairman Snider.

### **Roll Call**

Present: Aley, Buzzell, Gill, Mahoney, McMurray, Scolnik, Snider, Wade

Excused: Collins, Derezinski, Engle

Absent: None

### 2008-166    **APPROVE AGENDA**

Moved by Aley, seconded by Wade, to approve the Agenda.

**Motion Carried**

### 2008-167    **APPROVE MINUTES OF THE REGULAR MEETING OF MARCH 25, 2008**

Moved by Scolnik, seconded by Mahoney, to approve the minutes of the Regular Meeting of March 25, 2008, amending the vote on item 2008-134 to show that Commissioner Aley voted "no" on this item.

**Motion Carried**

### 2008-168    **COMMUNICATION**

Moved by Aley, seconded by Wade, to receive and place on file the Communication from Lake County Board of Commissioners, Resolution #03/12/2008 1163

**Motion Carried**

2008-169 **ACCEPT THE CONTRACT BETWEEN THE MUSKEGON COUNTY PROSECUTOR AND THE STATE OF MICHIGAN, DEPARTMENT OF HUMAN SERVICES**

CPS08/04-09

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Buzzell, to accept the contract between the Muskegon County Prosecutor and the State of Michigan, Department of Human Services, effective January 1, 2008 through December 31, 2010, which provides for legal representation for Muskegon County neglect and abuse cases at a rate of \$90.00 per hour, not to exceed \$40,824.00 annually and to authorize submission of a contract amendment at a later time which would increase the number of contract hours from 2,160 to 4,000 which would increase our possible reimbursement to a maximum of approximately \$75,600.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Buzzell, Aley

Nays: None

**Motion Carried**

2008-170 **ADOPT THE CONTRACT FOR PRIVATE LEGAL REPRESENTATION IN PERSONAL PROTECTION ORDER CASES**

CPS08/04-10

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Buzzell, to adopt the Contract for Private Legal Representation in Personal Protection Order Cases which provides for a per case flat fee of \$100.00 and that the Prosecutor be authorized to retain an attorney under this contract.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Buzzell, Aley

Nays: Gill

**Motion Carried**

2008-171 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO PURCHASE FROM SPORTFISHERMANS CENTERS A 2008 HONDA 225XL OUTBOARD MOTOR**

CPS08/04-11

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Buzzell, to grant permission to the Sheriff's Office to purchase from Sportfishermans Centers a 2008 Honda 225XL outboard motor and installation for \$17,949.00, to be paid from the Marine Fund.

(Continued)

2008-171 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO PURCHASE FROM SPORTFISHERMANS CENTERS A 2008 HONDA 225XL OUTBOARD MOTOR**

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Buzzell, Aley

Nays: None

**Motion Carried**

2008-172 **WAIVE THE HIRING FREEZE AND ALLOW THE SHERIFF'S OFFICE TO FILL THE VACANT LEAD CUSTODIAN POSITION**

CPS08/04-12

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Buzzell, to waive the hiring freeze and allow the Sheriff's Office to fill the vacant Lead Custodian position #G48002.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Buzzell, Aley

Nays: None

**Motion Carried**

2008-173 **AUTHORIZE THE SHERIFF'S OFFICE TO CHANGE THE FEE FOR DEPUTY SPECIAL DUTY SERVICES**

CPS08/04-13

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Buzzell, to authorize the Sheriff's Office to change the fee for deputy special duty services to \$50.00 per hour and the inmate work release to \$100.00 per week.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Buzzell, Aley

Nays: None

**Motion Carried**

2008-174 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE MARINE SAFETY GRANT**

CPS08/04-14

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Buzzell, to authorize the Sheriff's Office to accept the Marine Safety Grant marine patrol operations in the amount of \$92,295 for January 1, 2008 to December 31, 2008 and to accept the equipment grant in the amount of \$17,949.00 and amend the budget.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Buzzell, Aley

Nays: None

**Motion Carried**

2008-175 **APPROVE AND AUTHORIZE THE BOARD CHAIR TO SIGN THE AMENDMENT TO THE 2008 FRIEND OF THE COURT COOPERATIVE REIMBURSEMENT PROGRAM CONTRACT**

CPS08/04-15

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Buzzell, to approve and authorize the Board Chair to sign the amendment to the 2008 Friend of the Court Cooperative Reimbursement Program contract in the amount of \$200,452.00.

Roll Call

Ayes: Wade, Snider, Scolnik, McMurray, Mahoney, Gill, Buzzell, Aley

Nays: None

**Motion Carried**

2008-176 **AUTHORIZE THE HEALTH DEPARTMENT TO RECLASSIFY THE COMMUNITY NUTRITION SPECIALIST POSITION TO A COMMUNITY NUTRITION COUNSELOR POSITION**

HR08/04-18

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize the Health Department to reclassify the Community Nutrition Specialist position X19504 to a Community Nutrition Counselor position (NX 00210, \$40,385 - \$51,095) and to establish a Community Nutrition Specialist - Hourly position (NX00100, \$33,399 - \$42,326) with no increase in the general fund appropriation.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-177 **AUTHORIZE THE HEALTH DEPARTMENT TO AMEND ITS FY08 BUDGET**  
HR08/04-19

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize the Health Department to amend its FY08 budget (revenue and expenditures) from \$6,934,745 to \$6,512,240 to include grant funding changes, program line item adjustments, and staff/funding transfers with no change in the general fund appropriation.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-178 **RECLASSIFY AN EXISTING BROOKHAVEN 4/5 RN SUPERVISOR**  
**POSITION INTO A FULL-TIME RN CASE MANAGER POSITION**

HR08/04-20

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to reclassify an existing Brookhaven 4/5 RN Supervisor position N63004 into a full-time RN Case manager position.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-179 **AUTHORIZE BROOKHAVEN MEDICAL CARE FACILITY TO CHANGE**  
**THE TITLES OF TWO OPEN BUDGETED NURSING ASSISTANT**  
**POSITIONS INTO TWO (2) NEW RESTORATIVE NURSING ASSISTANT**  
**POSITIONS**

HR08/04-21

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize Brookhaven Medical Care Facility to change the titles of two open budgeted Nursing Assistant positions (AO45B7 and AO45X6) into two (2) new Restorative Nursing Assistant positions.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-180 **RECLASSIFY THE COMMUNITY MENTAL HEALTH BUDGETED**  
**POSITION NUMBER FROM CLINICAL SERVICES MANAGER TO**

**CLINICAL SERVICES SUPERVISOR II, AND BUDGETED POSITION  
NUMBER FROM MASTER LEVEL CLINICIAN TO CLINICAL SERVICES  
SUPERVISOR II**

HR08/04-22

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to reclassify the Community Mental Health budgeted position number X17401 from Clinical Services Manager to Clinical Services Supervisor II, and budgeted position number X53315 from Master Level Clinician to Clinical Services Supervisor II, effective April 14, 2008.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-181 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO  
CONTRACT WITH HACKLEY HEALTH VENTURES, INC. FOR THE  
DISPENSING AND MANAGEMENT OF MEDICATIONS FOR THE  
UNINSURED**

HR08/04-23

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize the Community Mental Health Director to contract with Hackley Health Ventures, Inc. for the dispensing and management of medications for the uninsured and the provision of two Clozaril/Clozapine Clinics for individuals receiving services from the CMH Brinks Residence, Assertive Community Treatment (ACT) program, and individuals receiving CMH Clinic services. This contract shall be effective from April 1, 2008 through September 30, 2009 with a value of up to \$90,000.00.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-182 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO  
AMEND ITS CONTRACT WITH DISABILITY CONNECTION INC.**

HR08/04-24

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize the Community Mental Health Director to amend its contract with Disability Connection Inc., to include the provision of Supported Employment Long Term Follow-Up services at a rate of \$9.25 per 15 minute unit, effective February 1, 2008 with an increase in their annual cap not to exceed \$500.00.

(Continued)

2008-182 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO  
AMEND ITS CONTRACT WITH DISABILITY CONNECTION INC.**

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-183     **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF  
MUSKEGON COUNTY DIRECTOR TO SIGN A CONTRACT WITH NAPPI  
INTERNATIONAL**

HR08/04-25

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize the Community Mental Health Services of Muskegon County Director to sign a contract with NAPPI International, effective March 18, 2008 through September 30, 2009, in the amount of \$13,600.00 for the purchase of two hundred (200) participant manuals and the re-certification training of trainers in June 2008 and June 2009.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-184     **AMEND THE COMMUNITY MENTAL HEALTH (CMH) FY2008 BUDGET**

HR08/04-26

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to amend the Community Mental Health (CMH) FY2008 Budget proposed to the County of Muskegon from \$72,928,806 up to \$73,287,336 for revenues and from \$73,454,005 up to \$73,637,088 for expenditures, to approve CMH personnel position changes listed on the CMH Budget Amendment, and approve use of Adult Benefit Waiver Fund balance and/or the Internal Service Fund to cover any revenue shortfalls.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-185 **AUTHORIZE COMMUNITY MENTAL HEALTH TO ACCEPT FUNDING FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR RENTAL ASSISTANCE IN THE AMOUNT OF \$99,112**

HR08/04-27

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize Community Mental Health to accept funding from the Department of Housing and Urban Development for rental assistance and administrative costs in the amount of \$99,112 through the 2007 HUD SuperNofa, Continuum of Care Program for permanent supportive housing with CMH providing \$91,000 in supports as the in-kind match.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-186 **AUTHORIZE COMMUNITY MENTAL HEALTH TO ACCEPT FUNDING FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN THE AMOUNT OF \$15,989**

HR08/04-28

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize Community Mental Health to accept funding from the Department of Housing and Urban Development for rental assistance and administrative costs in the amount of \$15,989 through the 2007 HUD SuperNofa, Continuum of Care Program for permanent supportive housing with CMH providing \$14,370 in supports as the in-kind match.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-187 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO APPLY FOR PATH (PROJECTS FOR ASSISTANCE IN TRANSITION FROM HOMELESSNESS) GRANT FUNDS THROUGH THE MCKINNEY HOMELESS ASSISTANCE ACT**

HR08/04-29

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize the Community Mental Health Director to apply for PATH (Projects for Assistance in Transition from Homelessness) grant funds through the McKinney Homeless Assistance Act to provide services to persons with mental illness as well as individuals with co-occurring substance use disorders, who are homeless or at imminent risk of homelessness.



(Continued)

2008-187 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO APPLY FOR PATH (PROJECTS FOR ASSISTANCE IN TRANSITION FROM HOMELESSNESS) GRANT FUNDS THROUGH THE MCKINNEY HOMELESS ASSISTANCE ACT**

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-188 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO RELEASE A REQUEST FOR PROPOSAL (RFP) TO OPERATE THE NORTHRIDGE AFC HOME**

HR08/04-30

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize the Community Mental Health Director to release a Request for Proposal (RFP) to operate the Northridge AFC Home, effective October 1, 2008.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-189 **AUTHORIZE THE COMMUNITY MENTAL HEALTH (CMH) DIRECTOR TO SIGN THE MEMORANDUM OF UNDERSTANDING WITH PIONEER RESOURCES**

HR08/04-31

The Human Resources Committee recommends, moved by Buzzell, seconded by Wade, to authorize the Community Mental Health (CMH) Director to sign the Memorandum of Understanding with Pioneer Resources for the provision of supportive services to people who would live at Pioneer's proposed housing development for people receiving CMH or West Michigan Therapy services.

Roll Call

Ayes: Buzzell, Aley, Gill, Mahoney, Scolnik, Snider, Wade

Nays: McMurray

**Motion Carried**

2008-190 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF MARCH 12, 2008 THROUGH MARCH 28, 2008**

WM08/04-59

The Ways and Means Committee recommends, moved by Aley, seconded by Wade, to approve payment of the accounts payable of \$4,525,203.67 covering the period of March 12, 2008 through March 28, 2008, as presented by the County Clerk.

Roll Call

Ayes: Buzzell, Snider, Wade, Scolnik, Mahoney, McMurray, Aley

Nays: Gill

**Motion Carried**

2008-191 **ACCEPT AND PLACE ON FILE THE SINGLE AUDIT REPORT**

WM08/04-60

The Ways and Means Committee recommends, moved by Aley, seconded by Wade, to accept and place on file the Single Audit report for the fiscal year ended September 30, 2007, as presented by Finance and Management Services.

Roll Call

Ayes: Buzzell, Snider, Wade, Scolnik, Gill, Mahoney, McMurray, Aley

Nays: None

**Motion Carried**

2008-192 **AUTHORIZE CYNTHIA VANETTEN, ACCOUNT CLERK II, TO PURCHASE TWO (2) YEARS, NINE (9) MONTHS OF GENERIC SERVICE CREDIT**

WM08/04-61

The Ways and Means Committee recommends, moved by Aley, seconded by Wade, to authorize Cynthia VanEtten, Account Clerk II, to purchase two (2) years, nine (9) months of generic service credit at a cost of \$27,213 as provided by the MERS Plan Document and in keeping with the County policy regarding purchase of generic service credit with 100 percent of the total actuarial cost being paid by the employee.

Roll Call

Ayes: Buzzell, Snider, Wade, Scolnik, Gill, Mahoney, McMurray, Aley

Nays: None

**Motion Carried**

## CHAIR'S REPORT/COMMITTEE LIAISON REPORTS

Commissioner Wade reported that the West Michigan Shoreline Economic Development Committee are sponsoring a meeting on wind turbines, April 30, at 3:00 p.m. at Terrace Plaza.

Commissioner Scolnik reported on his attendance at the Michigan Association of Counties noting an amendment to the bi-laws to change the provision on elections.

- A. MAC Legislative Updates of March 21, and 28, 2008
- B. Greater Muskegon Memorial Day Parade; Monday, May 26<sup>th</sup>

## ADMINISTRATOR'S REPORT

### 2008-193 APPROVAL TO REQUIRE MUSKEGON COUNTY DRAIN COMMISSIONER TO APPEAR AND REPORT UNDER OATH

The Administrator recommends, moved by Aley, seconded by Wade, pursuant to MCL 46.11(k), that the Muskegon County Drain Commissioner, Martin L. Hulka, appear before the County Board of Commissioners at a meeting to be held at 3:30 p.m. on Tuesday, April 22, 2008 "...to make a report under oath to the county board of commissioners . . . ." The subject of the report is his review of the 433 Drainage Plans and/or Amendments submitted by Mr. David Jacobs, to provide testimony concerning his efforts to approve those plans, or to explain his reasons for not reviewing or rejecting said plans and to provide the board with a map of all existing drainage districts within the County.

### 2008-194 SUSPEND THE RULES TO ALLOW PUBLIC PARTICIPATION

Moved by Scolnik, seconded by Buzzell, to suspend the rules to allow public participation on this subject.

**Motion Carried**

David Schultz addressed the Board regarding the requirement for the Drain Commissioner to approve plans for a proposed project in Muskegon Township.

### Voice Vote on item 2008-195

**Motion Carried**

### 2008-197 APPROVE THE AGREEMENT WITH CONSUMERS ENERGY TO INSTALL ELECTRICAL POWER INTO THE MUSKEGON COUNTY BUSINESS PARK-NORTH PROJECT

The Administrator recommends, moved by Aley, seconded by Mahoney, to approve the agreement with Consumers Energy to install electrical power into the Muskegon County

Business Park-North project for a cost of \$129,254 to be paid from the Public Improvement Fund 4930-4930 and authorize the Chairman to execute the agreements.

Roll Call

Ayes: Mahoney, McMurray, Scolnik, Snider, Wade, Aley, Buzzell, Gill

Nays: None

**Motion Carried**

**Old Business**

None.

**New Business**

Commissioner Scolnik called attention to the dead fish problem on Mona Lake. Norton Shores will provide dumpsters for disposal. Commissioner Scolnik inquired about the possibility of prisoners aiding in clean-up of public beaches before warm weather arrives.

**Public Participation**

Bryan Chapman addressed the Board Muskegon County 150 year celebration.

David Jacobs addressed the Board for clarification that Drain Commissioner Hulka will appear on April 22. Mr. Jacobs further noted he will follow-up with the Township to see if he can proceed with his project without approval from the County Drain Commissioner.

David Schultz questioned the Drain Commissioner's "direct authority" for this project.

Adjourned at 4:02 p.m.

KDB/jmp

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Karen D. Buie, County Clerk