

# *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 10, 2007**

**3:30 p.m.**

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

The Regular Meeting of the Board of Commissioners was called to order by Vice-Chairman Snider.

### **Roll Call**

Present: Aley, Buzzell, Collins, Engle, Mahoney, Scolnik, Snider

Excused: Derezinski, McMurray, Wade

Absent for Roll Call: Gill

The pledge of Allegiance was recited followed by the invocation given by Commissioner Snider.

### 2007-159    **APPROVE AGENDA**

The Agenda was approved with added New Business items by Buzzell - Resolution for Michigan Adventure and by Aley - a) Proclaim July 15 - 21, 2007 as Road Rage Awareness Week and b) possible smoking ban for Muskegon County beaches.

### 2007-160    **APPROVE MINUTES OF THE SPECIAL MEETING OF MARCH 20, AND THE REGULAR MEETING OF MARCH 27, 2007**

Moved by Aley, seconded by Collins, to approve the minutes of the Special Meeting of March 20, and the Regular Meeting of March 27, 2007.

**Motion Carried**

Commissioner Gill arrived at 3:35 p.m.

2007-161 **PRESENTATION - KNIGHT CONSULTING**

Mickey Knight introduced Bill Burke and Marilyn Plummer. Mr. Knight explained some of the problems and need for solutions to the \$900 million State deficit.

2007-162 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE MARINE SAFETY OPERATION GRANT**

CPS07/04-14

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Sheriff's Office to accept the Marine Safety Operation Grant from the DNR for marine patrol in the amount of \$84,847 for January 1, 2007 to December 31, 2007 and amend the budget.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-163 **AUTHORIZE THE SHERIFF'S OFFICE TO REHIRE SEASONAL MARINE OFFICERS**

CPS07/04-15

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Sheriff's Office to rehire the following seasonal marine officers: Casey Bringedahl, Step #2; Timothy Loveland, Step #2; David Vanderlaan, Step #3; Nate Stephenson, Step #2; Michael VanDam, Step #2; and recruit for the remaining position.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-164 **APPROVE WAIVING THE HIRING FREEZE TO POST LEGAL SECRETARY**

CPS07/04-16

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to approve waiving the hiring freeze to post Legal Secretary position #G49007 to GEU bargaining employees.

(Continued)

2007-164 **APPROVE WAIVING THE HIRING FREEZE TO POST LEGAL SECRETARY**

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-165 **APPROVE WAIVING THE HIRING FREEZE TO ALLOW THE PROSECUTOR TO FILL ASSISTANT PROSECUTOR POSITION**

CPS07/04-17

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to approve waiving the hiring freeze to allow the Prosecutor to fill Assistant Prosecutor position #XO8006 effective immediately.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-166 **AUTHORIZE THE PROSECUTOR TO APPLY FOR THE FY2008 CRIME VICTIMS RIGHTS GRANT**

CPS07/04-18

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Prosecutor to apply for the FY2008 Crime Victims Rights grant from the Michigan Department of Community Health, for the purpose of continuing funding for the Crime Victim Rights Unit of the Prosecutor's Office, in the amount of \$135,100.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-167 **AUTHORIZE THE PROSECUTOR TO ACCEPT THE JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT**

CPS07/04-19

The Courts and Public Safety Committee recommends, moved by Aley, seconded by Collins, to authorize the Prosecutor to accept the Juvenile Accountability Incentive Block Grant from the Bureau of Juvenile Justice, administered by the Michigan Department of Human Services, for the purpose of providing prosecution and clerical services in carrying out various juvenile delinquency programs in the amount of \$10,985 with a local match obligation of \$1,121 for a total grant amount of \$12,206.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-168 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO ACCEPT THE CONTRIBUTION FROM THE YES IT MATTERS PROJECT**

HR07/04-26

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of Health and Community Resources to accept the contribution from the YES It Matters Project in the amount of \$400 for the purpose of conducting the Beach Cleanup and Native Replanting of the Muskegon Lake Shoreline Project for Health Department Anger Management program students.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-169 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO SIGN THE AGREEMENT WITH MUSKEGON AREA INTERMEDIATE SCHOOL DISTRICT HEAD START PROGRAM**

HR07/04-27

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of Health and Community Resources to sign the agreement, subject to final review and approval by Corporate Counsel, with Muskegon Area Intermediate School District Head Start Program for the purpose of the Provision of Nutritional Services for Head Start Children for an amount of \$6,000, effective from July 1, 2007 to June 30, 2008 with no effect on County General Fund.

(Continued)

2007-169 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO SIGN THE AGREEMENT WITH MUSKEGON AREA INTERMEDIATE SCHOOL DISTRICT HEAD START PROGRAM**

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-170 **ACCEPT THE BID FROM AIRLINE PET CLINIC PC FOR THE PURPOSE OF VETERINARIAN SERVICES FOR THE VECTOR CONTROL PROGRAM**

HR07/04-28

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to accept the bid from Airline Pet Clinic PC for the purpose of veterinarian services for the Vector Control Program and sign the Agreement, subject to final review and approval by Corporate Counsel, effective upon approval to September 30, 2007 with no effect on County General Funds.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-171 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO SIGN AGREEMENTS WITH BREAST AND CERVICAL CANCER CONTROL PROGRAM MEDICAL PROVIDERS**

HR07/04-29

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Director of Health and Community Resources to sign agreements with Breast and Cervical Cancer Control Program medical providers as required through the Michigan Department of Community Health's Comprehensive Planning, Budgeting, and Contract Agreement, to provide screening and treatment services for low income women between the ages of 40 and 64, subject to final review and approval by Corporate Counsel, effective upon Board approval with no effect on County General Funds.

(Continued)  
2007-171 **AUTHORIZE THE DIRECTOR OF HEALTH AND COMMUNITY RESOURCES TO SIGN AGREEMENTS WITH BREAST AND CERVICAL CANCER CONTROL PROGRAM MEDICAL PROVIDERS**

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-172 **APPOINT NANCY GRIFFES AS THE SEASONAL ANIMAL CENSUS WORKER**

HR07/04-30

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to appoint Nancy Griffes as the Seasonal Animal Census Worker effective May 14, 2007 at a salary table/grade of TS00100 and at Step 2 (\$7.75/hour).

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-173 **AUTHORIZE THE HEALTH DEPARTMENT TO ESTABLISH A ZOSTAVAX VACCINE FEE**

HR07/04-31

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Health Department to establish a Zostavax Vaccine fee in the amount of \$146.00 and Flumist fee in the amount of \$18.00 (both plus the administrative fee) to take effect May 1, 2007.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-174 **AUTHORIZE THE HEALTH DEPARTMENT TO ESTABLISH FEES FOR A LEAD INSPECTION**

HR7/04-32

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Health Department to establish fees for a Lead Inspection at \$360.00, Lead Risk Assessment/Lead Inspection Combination at \$450.00, and Lead Clearance at \$300.00 to take effect May 1, 2007.

Roll Call

Ayes: Aley, Buzzell, Collins, Mahoney, Scolnik, Snider

Abstain: Engle

Nays: Gill

**Motion Carried**

2007-175 **AUTHORIZE THE HEALTH DEPARTMENT TO INCREASE THE FEE FOR RABIES VACCINATION FOR DOGS**

HR07/04-33

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Health Department to increase the fee for rabies vaccination for dogs from \$10.00 to \$12.00 effective April 11, 2007.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-176 **AMEND THE MENTAL HEALTH FY2007 BUDGET**

HR07/04-34

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to amend the Mental Health FY2007 Budget proposed to the County of Muskegon from \$71,342,473 up to \$71,713,149 for revenues and from \$71,272,473 up to \$71,912,107 for expenditures, to approve CMH personnel position changes list 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.

(Continued)

2007-176 **AMEND THE MENTAL HEALTH FY2007 BUDGET**

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-177 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH VAJENDRA DESAI, M.D.**

HR07/04-35

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with Vajendra Desai, M.D., Child Psychiatrist, for \$136.72 per hour, effective April 1, 2007, through September 30, 2007. The contract ceiling will remain at the FY2005/2006 amount.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-178 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE  
PERIOD OF MARCH 14, 2007 THROUGH MARCH 27, 2007**

WM07/4-51

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$3,495,535.60 covering the period of March 14, 2007 through March 27, 2007, as presented by the County Clerk.

Roll Call

Ayes: Collins, Buzzell, Snider, Scolnik, Mahoney, Aley

Abstain: Engle

Nays: Gill

**Motion Carried**



2007-179 **ACCEPT AND PLACE ON FILE THE SINGLE AUDIT PRESENTED BY  
FINANCE AND MANAGEMENT SERVICES**

WM07/4-52

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to accept and place on file the Single Audit report for the fiscal year ended September 30, 2006 as presented by Finance and Management Services.

Roll Call

Ayes: Collins, Buzzell, Snider, Scolnik, Mahoney, Aley

Abstain: Engle

Nays: Gill

**Motion Carried**

2007-180 **ACCEPT THE GRANT FOR 2007 SURVEY AND REMONUMENTATION  
GRANT OFFER**

WM07/4-53

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to accept the grant for 2007 Survey and Remonumentation Grant Offer and authorize the Interim County Administrator to sign the grant agreement and Request for Payment form and return it to the State of Michigan.

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-181 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO ENTER INTO AN  
AGREEMENT WITH THE HURON-MANISTEE NATIONAL FOREST**

WM07/4-54

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to grant permission to the Sheriff's Office to enter into an agreement with the Huron-Manistee National Forest from May 1, 2007 to September 30, 2007 to enhance State and local law enforcement on National Forest Service lands. Patrolling will be reimbursed up to \$4,000.00.

(Continued)

2007-181 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO ENTER INTO AN AGREEMENT WITH THE HURON-MANISTEE NATIONAL FOREST**

Roll Call

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

Abstain: Engle

Nays: None

**Motion Carried**

2007-182 **PREPARE A RESOLUTION REGARDING THE STATE BUDGET CRISIS WM07/4-56**

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to prepare a Resolution regarding the State Budget Crisis, after verifying information provided, and forward to Governor Granholm, Senator VanWoerkom, and Representatives Bennett and Valentine.

Roll Call

Ayes: Collins, Buzzell, Snider, Scolnik, Mahoney, Aley

Abstain: Engle

Nays: Gill

**Motion Carried**

2007-183 **VOTE NO ON WAYS AND MEANS ITEM WM07/4-55**

Moved by Aley, seconded by Engle, to vote no on Ways and Means item WM07/4-55.

Roll Call

Ayes: Snider

Abstain: Gill

Nays: Buzzell, Collins, Aley, Engle, Mahoney, Scolnik

**Motion Failed**

2007-184 **RECONSIDER WAYS AND MEANS ITEM WM07/4-55**

Moved by Snider, seconded by Gill, to reconsider Ways and Means item WM07/4-55.

Roll Call

Ayes: Aley, Buzzell, Collins, Engle, Mahoney, Scolnik, Snider

Abstain: Gill

Nays: None

**Motion Carried**

2007-185 **APPROVE THE LETTER OF UNDERSTANDING BETWEEN THE CITY OF WHITEHALL AND THE COUNTY OF MUSKEGON REDUCING THE NOTICE OF TERMINATION PERIOD**

WM07/4-55

Moved by Aley, seconded by Collins, to approve the Letter of Understanding between the City of Whitehall and the County of Muskegon reducing the notice of termination period from ninety (90) days to thirty (30) days.

Roll Call

Ayes: None

Abstain: Gill

Nays: Snider, Scolnik, Mahoney, Engle, Collins, Buzzell, Aley,

**Motion Failed**

2007-186 **APPROVE THE LETTER OF UNDERSTANDING OF THE PROPERTY ASSESSMENT ADMINISTRATION PROGRAM AGREEMENT WITH THE CITY OF WHITEHALL**

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve the Letter of Understanding of the Property Assessment Administration Program Agreement with the City of Whitehall, specifically to give the City of Whitehall the opportunity to provide us with a thirty (30) day notice of termination provision during the term of the Agreement.

Roll Call

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

Nays: None

**Motion Carried**

**CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

- A. MAC Legislative Updates of March 23 and 30, 2007

2007-187

The Chairman recommends, moved by Scolnik, seconded by Engle, to appoint Marianne Harris Darnell to the Muskegon County Jury Board with a term expiration date of 4/30/11, as recommended by Circuit Court Judges.

Roll Call

Ayes: Engle, Scolnik, Snider

Nays: Aley, Buzzell, Collins, Mahoney, Gill

**Motion Failed**

2007-188 **APPROVE REAPPOINTMENTS TO THE COMMUNITY CORRECTIONS ADVISORY BOARD**

The Chairman recommends, moved by Aley, seconded by Collins, to approve the following reappointments to the Community Corrections Advisory Board - Clifton Johnson, Brianna Scott, Louis Churchwell - 1/1/07 - 12/31/09

**Motion Carried**

2007-189 **APPROVE APPOINTMENTS OF KENNETH MAHONEY**

The Chairman recommends, moved by Gill, seconded by Aley, to approve the following appointments of Kenneth Mahoney: City of Whitehall Local Development Finance Authority (LDFA); Vice-Chair, Muskegon County Board of Commissioners Human Resources Committee

**Motion Carried**

**INTERIM ADMINISTRATOR'S REPORT**

Interim Administrator, Jack Niemiec, reported on the Jail Master Planning Project and a visit made by Commissioners to the Prison and Jail in Jackson County. Several alternatives are being considered.

**Old Business**

Commissioner Aley asked Corporate Counsel for an update regarding a Responsible Contractor Policy. Corporate Counsel Williams noted discussions have taken place to determine what is currently being done and what will be needed in a Policy.

**New Business**

2007-190     **PREPARE A RESOLUTION TO RECOGNIZE MICHIGAN'S ADVENTURE  
AND IN PARTICULAR CAMILLE JORDAN MARC FOR BEING AWARDED  
THE #1 ATTRACTION IN MICHIGAN**

Moved by Buzzell, seconded by Engle, to prepare a resolution to recognize Michigan's Adventure and Camille Jourdan-Mark for being named the #1 attraction in Michigan by the State of Michigan Travel Bureau and State Hotel/Motel/Resort Association.

**Motion Carried**

2007-191     **PROCLAIM JULY 7 - 21, 2007, AS ROAD RAGE AWARENESS WEEK**

Moved by Aley, seconded by Gill, to proclaim July 7 - 21, 2007, as Road Rage Awareness Week.

**Motion Carried**

2007-192     **REQUEST STAFF RECOMMENDATIONS FOR A POLICY TO BE  
CONSIDERED TO BAN SMOKING ON COUNTY-OWNED BEACHES**

Moved by Aley, seconded by Mahoney, to refer to Health Department and Corporate Counsel to prepare recommendations for a policy to be considered to ban smoking on County-owned beaches.

**Motion Carried**

**Public Participation**

Doug Bennett, 92<sup>nd</sup> State House Representative, addressed the Board regarding the State's \$900 million deficit.

Adjourned at 4:54 p.m.

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Karen D. Buie

KDB/jmp