

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
Roger C. Wade

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

Full Board Meeting

April 27, 2010
3:30 P.M.

Chairman 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, Nash, Scolnik, Snider

Excused: Wade

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

2010-232 **APPROVE AGENDA**

Moved by Derezinski , seconded by Collins, to approve the Agenda, adding:

- 6. A. Introduction of Junior Commissioners and Electeds,
- 6. B. Home Town Hero Presentation and
- 10. E. Proclamation for National Day of Prayer.

Voice vote

Motion Carried

2010-233 **APPROVE THE MINUTES OF THE FULL BOARD OF APRIL 13, 2010**

Moved by Engle, seconded by Snider, to approve minutes of the Full Board of April 13, 2010.

Voice vote

Motion Carried

2010-234 **INTRODUCTION OF JUNIOR COMMISSIONERS AND JUNIOR ELECTED OFFICIALS IN HONOR OF COUNTY GOVERNMENT MONTH**

Chairman Mahoney introduced Junior Commissioners, Cloey Buzzell of Reeths-Puffer Schools, Brandi Davis of Fruitport School, Tianna Smith of Montague Schools and Aiden Smith of Montague Schools.

County Treasurer, Tony Moulatsiotis, introduced Junior Elected Officials representing Muskegon County Clerk - Nancy A. Waters, Ashley Warner of Whitehall Schools, Daravia Williams of Orchard View Schools and Devon Hernandez of Oak Ridge Schools; representing the County Treasurer, Mariah Matthews of Mona Shores Schools, Jon Hansen of Reeths-Puffer and representing Muskegon County Sheriff - Dean Roesler, Stephen Edwards of Martin Luther King Jr. Elementary School.

Commissioner McMurray introduced Junior Commissioner Paul Billings who is starting a new record label and mentorship program to take kids off the street.

2010-235 **PRESENTATION HOME TOWN HEALTH HERO**

Ken Krause, Public Health Director/Health Officer and Dan Stout, Emergency Services Director/Chief Deputy presented Home Town Health Hero award to Rhona Colbert.

2010-236 **OPEN PUBLIC HEARING - COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS EXPENDITURE FOR NORTHSIDE WATER SYSTEM**

Moved by Snider, seconded by Engle, to open the Public Hearing regarding

Voice vote

Motion Carried

2010-237 **CLOSE THE PUBLIC HEARING**

There being no Public Comment, moved by Nash, seconded by Snider, to close the Public Hearing.

Voice vote

Motion Carried

2010-238 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF MARCH 24, THROUGH APRIL 13, 2010**

WM10/04-70

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to approve payment of the accounts payable of \$5,511,451.35 covering the period of March 24, 2010 through April 13, 2010, as presented by the County Clerk.

Roll Call

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

Nays: Gill

Excused: Wade

Motion Carried

2010-239 **APPLY FOR CDBG FUNDING FROM THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY**

WM10/04-71

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to apply for CDBG funding from the Michigan State Housing Development Authority for the homeowner assistance program in the non-entitlement communities in the amount of \$300,000 and to enter into an agreement with a third party to administer the program.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-240 **HOLD A PUBLIC HEARING ON REQUEST FOR RELEASE OF FUNDS AND “NO SIGNIFICANT IMPACT” FOR THE APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS**

WM10/04-72

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to hold a public hearing on Request for Release of Funds and “No Significant Impact” for the application for Community Development Block Grant funds through the Michigan Economic Development Corporation on May 25, 2010, 3:30 p.m.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-241 **AUTHORIZE KENNETH MAHONEY AS THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN ON BEHALF OF MUSKEGON COUNTY THE MEDC, REQUEST FOR RELEASE OF FUNDS AND CERTIFICATION OF ENVIRONMENTAL REVIEW PROCEDURES**

WM10/04-73

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to authorize Kenneth Mahoney as the Chairman of the County Board of Commissioners to sign on behalf of Muskegon County the MEDC, Request for Release of Funds and Certification of Environmental Review Procedures and the Notice of Public of “No Significant Impact on the Environment” and the Notice of Public Request for Release of Funds.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-242 **AUTHORIZE THE COUNTY ADMINISTRATOR TO REQUEST THAT THE MICHIGAN ECONOMIC DEVELOPMENT CORPORATION ALLOW THE COUNTY TO ACCRUE AND INCUR ENGINEERING AND OTHER RELATED EXPENSES FOR THE WATER MAIN EXTENSION TO PROVIDE MUNICIPAL WATER TO CUSTOMERS OF AN INDUSTRIAL PARK PROPOSED FOR PROPERTY LOCATED AT BAYER CROPSCIENCE, PRIOR TO THE OFFICIAL APPROVAL BY THE MEDC OF A COMMUNITY DEVELOPMENT BLOCK GRANT**

WM10/04-74

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to authorize the County Administrator to request that the Michigan Economic Development Corporation allow the County to accrue and incur engineering and other related expenses for the water main extension to provide municipal water to customers of an industrial park proposed for property located at Bayer CropScience, 1740 Whitehall Road, Muskegon, Michigan prior to the official approval by the MEDC of a Community Development Block Grant to partially fund the water extension.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-243 **APPROVE THE RESOLUTION ESTABLISHING THE 2010 EQUALIZED VALUATION FOR MUSKEGON COUNTY**

WM10/04-75

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to approve the resolution establishing the 2010 equalized valuation for Muskegon County as determined and submitted by the Muskegon County Equalization Department.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-244 **WAIVE THE HIRING FREEZE AND ALLOW THE ACCOUNTING OFFICE TO FILL THE VACANT ACCOUNTANT II POSITION**

WM10/04-76

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to waive the hiring freeze and allow the Accounting Office to fill the vacant Accountant II position #X02003 (salary range NX00220 \$20.349-\$25.767/hr) at step 1.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-245 **WRITE OFF HUMAN RESOURCES BAD DEBT IN THE RISK FUND (6770) OF \$7,559.87 FOR JUDITH TUCKER**

WM10/04-77

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to write off Human Resources bad debt in the Risk fund (6770) of \$7,559.87 for Judith Tucker.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-246 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO EXECUTE A CONTRACT BETWEEN THE COUNTY OF MUSKEGON AND WEST MICHIGAN THERAPY FOR JAIL ASSESSMENT SERVICES**

WM10/04-78

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to authorize the Chairman of the County Board of Commissioners to execute a contract between the County of Muskegon and West Michigan Therapy for jail assessment services for the period of March 29, 2010 - August 29, 2010 not to exceed \$42,500 from the Jail Planning Fund.

(Continued)

2010-246 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO EXECUTE A CONTRACT BETWEEN THE COUNTY OF MUSKEGON AND WEST MICHIGAN THERAPY FOR JAIL ASSESSMENT SERVICES**

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-247 **AUTHORIZE THE SHERIFF AND THE CHAIR OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE PURCHASE OF SERVICES CONTRACT WITH OTTAWA COUNTY MICHIGAN WORKS AGENCY FOR THE PROVISION OF MONITORING OF HIGH RISK PAROLEES**

WM10/04-79

The Ways and Means Committee Recommends, moved by Collins, seconded by Buzzell, to authorize the Sheriff and the Chair of the County Board of Commissioners to sign the purchase of services contract with Ottawa County Michigan Works Agency for the provision of monitoring of high risk parolees (Nighthawk Program) for the Michigan Prisoner Re-Entry Initiative program effective January 1, 2010 through September 30, 2010.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-248 **AUTHORIZE THE ADMINISTRATOR TO DEVELOP A RECOMMENDED REVISED SCOPE OR THE MUSKEGON AREA TRANSIT SYSTEM'S DOWNTOWN MUSKEGON TRANSIT CENTER PROJECT**

TR10/04-18

The Transportation Committee recommends, moved by Gill, seconded by Collins, to authorize the Administrator to develop a recommended revised scope or the Muskegon Area Transit System's downtown Muskegon Transit Center Project.

(Continued)

2010-248 **AUTHORIZE THE ADMINISTRATOR TO DEVELOP A RECOMMENDED REVISED SCOPE OR THE MUSKEGON AREA TRANSIT SYSTEM'S DOWNTOWN MUSKEGON TRANSIT CENTER PROJECT**

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-249 **TERMINATE THE OCTOBER 1, 2007, CONTRACT WITH HOOKER DEJONG, ACCORDING TO THE TERMINATION CLAUSES IN THE CONTRACT**

TR10/04-19

The Transportation Committee recommends, moved by Gill, seconded by Collins, to terminate the October 1, 2007, contract with Hooker DeJong, according to the termination clauses (7-day written notice for the owner's convenience and without cause) in the contract.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-250 **APPROVE MDOT PROJECT AUTHORIZATION 2007-0264/Z2/R1 WITH THE MUSKEGON AREA TRANSIT SYSTEM**

TR10/04-20

The Transportation Committee recommends, moved by Gill, seconded by Collins, to approve MDOT Project Authorization 2007-0264/Z2/R1 with the Muskegon Area Transit System, providing for a two-year extension to complete architecture and engineering work related to a new downtown Muskegon transit center, as well as furnishings and equipment for the facility.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-251 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM AND THE PURCHASING DEPARTMENT TO OFFER FOR COMPETITIVE SALE, TWO HEAVY-DUTY TRANSIT BUSES AND TWO CUTAWAY BUSES**

TR10/04-21

The Transportation Committee recommends, moved by Gill, seconded by Collins, to authorize the Muskegon Area Transit System and the purchasing department to offer for competitive sale, two heavy-duty transit buses and two cutaway buses that have met their useful life.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-252 **APPROVE THE AIRPORT AND THE PURCHASING DEPARTMENT TO OFFER FOR COMPETITIVE SALE, THE LISTED PIECES OF EQUIPMENT**

TR10/04-22

The Transportation Committee recommends, moved by Gill, seconded by Collins, to approve the Airport and the Purchasing Department to offer for competitive sale, the following pieces of equipment: (1) 1985 Unimog Snow Blower; (2) 1979 Ford Intermediate Snow Plow/Sand Spreader Truck; (3) 1980 Ford Intermediate Snow Plow/Dump Box Truck; (4) & (5) two 1997 Oshkosh P-Series 22' Snow Plow Trucks with spreaders; (6) 1983 tow behind jet broom; (7) 1993 Oshkosh TB1500 Aircraft Rescue and Fire Fighting Truck; and, (8) 1978 Oshkosh M1500 P-4 Aircraft Rescue and Fire Fighting Truck.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

2010-253 **APPROVE THE EXTENSION OF SEVEN (7) T-HANGER LEASE AGREEMENTS AT MUSKEGON COUNTY AIRPORT**

TR10/04-23

The Transportation Committee recommends, moved by Gill, seconded by Collins, to approve the extension of seven (7) T-Hanger Lease Agreements at Muskegon County Airport expiring in the second quarter of 2010 as follows: Terry Grevious, \$190/month; Scott Kelley, \$190/month; Larry Duthler, \$180/month; Kris Layson, \$180/month; Jim Fishel, \$170/month; Doug Parker, \$170/month; and Fred Riplo, \$170/month.

(Continued)

2010-253 **APPROVE THE EXTENSION OF SEVEN (7) T-HANGER LEASE AGREEMENTS AT MUSKEGON COUNTY AIRPORT**

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney noted MAC Legislative Update of April 9th and 16th, 2010, were included in agenda packets.

2010-254 **MUSKEGON RIVER TRAILWAYS AND REGIONAL ASSOCIATION LETTER OF SUPPORT**

The Chairman recommends, moved by Gill, seconded by Snider, to prepare a letter of support for the Muskegon River Trailways and Regional Association.

Voice vote

Motion Carried

Chairman Mahoney reminded Commissioners of the Board Planning Session - May 4th, 1:00 p.m., Louis McMurray Conference & Transportation Center.

2010-255 **COMMUNITY MENTAL HEALTH BOARD APPOINTMENTS**

The Chairman recommends, moved by Snider, seconded by Engle, to appoint Bonnie Gonzalez and Roosevelt Day to the Community Mental Health Board.

Voice vote

Motion Carried

2010-256 **PREPARE A RESOLUTION FOR RALPH CHRISTIANSEN AND DUANE GAULTNEY**

Moved by Buzzell, seconded by Snider, to prepare a resolution for Ralph Christiansen and Duane Gaultney, for their service on the Muskegon County Community Mental Health Board.

Voice vote

Motion Carried

2010-257 **PREPARE A PROCLAMATION FOR THE NATIONAL DAY OF PRAYER**

Moved by Gill, seconded by Nash, to prepare a Proclamation for the National Day of Prayer, May 6, 2010.

Voice vote

Motion Carried

Commissioner Snider reported on the Community Corrections Committee. Commissioner Gill commended Commissioner Snider for his work with this Committee.

Commissioner Nash reported on the MAC Transportation Committee and urged Commissioner to contact Senators regarding Revenue Sharing and to attend a hearing scheduled for May 5th in Lansing in opposition to Senate Bill to Regulate Health Care.

ADMINISTRATOR'S REPORT

2010-258 **APPROVE WAIVER OF THE HIRING FREEZE AND ALLOW SHERIFF TO FILL VACANT SHERIFF FINANCE SUPERVISOR FT POSITION**

The Administrator recommends, moved by Derezinski, seconded by Snider, to approve the waiver of the hiring freeze and be allowed to fill the vacant Sheriff Finance Supervisor FT position (X84801) at the salary range NX00290 (\$23.451 - \$29.724/hr) and to create a temporary Sheriff Finance Supervisor - Hourly position at the salary range NX00290 (\$23.451 - \$29.724/hr) to perform these duties in the interim until the full-time position is filled at which time the temporary position will be eliminated.

Roll Call

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

Nays: None

Excused: Wade

Motion Carried

Old Business

None.

New Business

None.

Public Participation

Jim Riley addressed the Board regarding Board Rules and public participation.

John McNally addressed the Board.

Chuck Woods thanked the Board for letter of support regarding Muskegon River Trailways and Regional Association Letter of Support.

Chairman Mahoney recognized Dave Kieft, Muskegon Charter Township Supervisor, Mike Thompson, Egelston Township Supervisor and Chuck Woods, City of North Muskegon Council Member.

ADJOURN

Moved by Nash, seconded by Engle, to adjourn.

Motion Carried

Meeting adjourned at 4:15 p.m.

Nancy A. Waters, County Clerk

NAW/jmp