

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

*Benjamin E. Cross, Chairman
Marvin Engle
Gary Foster
Susie Hughes
Kenneth Mahoney*

*Charles Nash, Vice Chair
Robert Scolnik
I. John Snider II
Rillastine R. Wilkins*

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

Full Board Meeting

Tuesday, May 9, 2017
3:30 p.m.

Chair Benjamin E. Cross, Presiding

The Full Board of Commissioners meeting was called to order by Chairman Cross. The Invocation was given by Dr. Rob Renberg of Berean Church, located 635 Seminole Road, Norton Shores. The Pledge of Allegiance was led by Commissioner Snider and recited in unison.

Roll Call

Present: Benjamin E. Cross, Marvin Engle, Gary Foster, Susie Hughes,
Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Excused: Kenneth Mahoney, Charles Nash

Also Present: Mark Eisenbarth, County Administrator
Nancy A. Waters, County Clerk
Marcia L. Wilkes, Chief Deputy County Clerk
Doug Hughes, Corporate Counsel

2017-168 **APPROVAL OF THE AGENDA**

Chairman Cross added item (C) under the Chairman's Report, which is to prepare a Letter of Support to the Michigan Public Service Commission regarding the B.C. Cobb Plant demolition.

Moved by Commissioner Engle, seconded by Commissioner Wilkins, to approve the agenda, as amended.

Voice vote **Motion Carried**

2017-169 **APPROVE THE MINUTES OF FULL BOARD MEETING OF APRIL 25, 2017**

Moved by Commissioner Engle, seconded by Commissioner Hughes, to approve the minutes of the Full Board Meeting of April 25, 2017.

Voice vote **Motion Carried**

PUBLIC COMMENT (on an agenda item)

There was no public comment on an agenda item.

COMMITTEE/BOARD REPORTS

2017-170 **APPROVE THE SHERIFF'S OFFICE ACCEPTING THE MEMORANDUM OF UNDERSTANDING (OBLIGATION #MMO-M-17-D40-O-000076) AND THE APPROPRIATION FUNDING FROM THE DEPARTMENT OF JUSTICE IN THE AMOUNT OF \$3,900.00**

CPS17/05-21

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the Sheriff's Office accepting the Memorandum of Understanding (Obligation #MMO-M-17-D40-O-000076) and the appropriation funding from the Department of Justice in the amount of \$3,900.00.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash

Motion Carried

2017-171 **ACCEPT THE LOW BID BY HURST MECHANICAL TO REPLACE THE HOT WATER MAIN AT BROOKHAVEN MEDICAL CARE FACILITY FOR A COST NOT TO EXCEED \$26,743.00**

HS17/05-12

The Human Services Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Snider, to accept the low bid by Hurst Mechanical to replace the hot water main at Brookhaven Medical Care Facility for a cost not to exceed \$26,743.00.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash

Motion Carried

2017-172 **APPROVE A RESOLUTION TO HONOR THE PARTICIPANTS OF THE MEN AND LADIES OF HONOR PROGRAM**

HS17/05-13

The Human Services Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Snider, to approve a Resolution to honor the participants of the Men and Ladies of Honor program.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash **Motion Carried**

2017-173 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$6,907,547.67 COVERING THE PERIOD OF APRIL 8, 2017, THROUGH APRIL 21, 2017, FOR CHECKS AND MARCH 1, 2017 THROUGH MARCH 31, 2017 FOR P-CARDS, AS PRESENTED BY THE COUNTY CLERK**

WM17/05-51

The Ways and Means Committee recommends, moved by Commissioner Engle, seconded by Commissioner Snider, to approve payment of the accounts payable of \$6,907,547.67 covering the period of April 8, 2017, through April 21, 2017, for checks and March 1, 2017 through March 31, 2017 for P-Cards, as presented by the County Clerk.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash **Motion Carried**

2017-174 **APPROVE SALE OF PROPERTY AGREEMENT BETWEEN MUSKEGON COUNTY AND PIONEER RESOURCES FOR 1465 MARCOUX AVENUE FOR A SALE PRICE OF \$59,462 WITH THE PROCEEDS FROM THE SALE BEING DEPOSITED IN THE PUBLIC IMPROVEMENT FUND**

WM17/05-52

The Ways and Means Committee recommends, moved by Commissioner Engle, seconded by Commissioner Snider, to approve Sale of Property agreement between Muskegon County and Pioneer Resources for 1465 Marcoux Avenue for a sale price of \$59,462 with the proceeds from the sale being deposited in the Public Improvement Fund.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash **Motion Carried**

2017-175 **APPROVE SALE OF PROPERTY AGREEMENT BETWEEN MUSKEGON COUNTY AND PIONEER RESOURCES FOR 1228 LAWRENCE AVENUE FOR A SALE PRICE OF \$72,728 WITH THE PROCEEDS FROM THE SALE BEING DEPOSITED IN THE PUBLIC IMPROVEMENT FUND**

WM17/05-53

The Ways and Means Committee recommends, moved by Commissioner Engle, seconded by Commissioner Snider, to approve Sale of Property agreement between Muskegon County and Pioneer Resources for 1228 Lawrence Avenue for a sale price of \$72,728 with the proceeds from the sale being deposited in the Public Improvement Fund.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash **Motion Carried**

2017-176 **TO AUTHORIZE THE LAND BANK, VIA THEIR CONTRACTED GRANT WRITER, TO SUBMIT ON THE COUNTY'S BEHALF AN APPLICATION TO OBTAIN AN AMERICORPS NATIONAL SERVICE TEAM**

WM17/05-54

The Ways and Means Committee recommends, moved by Commissioner Engle, seconded by Commissioner Snider, to authorize the Land Bank, via their contracted grant writer, to submit on the County's behalf an application to obtain an AmeriCorps national service team.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash **Motion Carried**

2017-177 **APPROVE THE REQUEST TO REUSE, ACTION, SCRAP TWO PUBLIC HEALTH VEHICLES (TAG #'S 25624 AND 25889) FOR THEIR HIGHEST VALUE FOLLOWING THE SURPLUS DISPOSAL POLICY AND PROCEDURE #2014-37**

WM17/05-55

The Ways and Means Committee recommends, moved by Commissioner Engle, seconded by Commissioner Snider, to approve the request to reuse, action, scrap two Public Health vehicles (tag #'s 25624 and 25889) for their highest value following the Surplus Disposal Policy and Procedure #2014-37.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash **Motion Carried**

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Cross reminded everyone of the Police Memorial Ceremony on Wednesday, May 17th - 6:30 P.M. The ceremony will be held at the "The Protectors" statue located at the Hall of Justice Entrance. It would be very nice to have everyone in attendance.

2017-178 **PREPARE A RESOLUTION IN HONOR OF THE MUSKEGON AREA SMART COMMUTE WEEK, BEING HELD JUNE 12 - 16, 2017**

Chairman Cross recommends, moved by Commissioner Hughes, seconded by Commissioner Wilkins, to prepare a resolution in honor of the Muskegon Area Smart Commute Week being held June 12 – 16, 2017. This is the former Bike to Work Week.

Voice vote.

Motion Carried

2017-179 **PREPARE A LETTER OF SUPPORT REGARDING THE MICHIGAN PUBLIC SERVICE COMMISSION FOR THE B.C. COBB PLANT DEMOLITION.**

Moved by Commissioner Hughes, seconded by Commissioner Foster to prepare a letter of support regarding the Michigan Public Service Commissioner for the B.C. Cobb Plant Demolition.

Jonathan Wilson, Economic Development Manager, explained the request for the Letter of Support to the Michigan Public Service Commission for the B. C. Cobb Plant demolition, and the pathway for the using this property for expanded port use.

Commissioner Scolnik expressed concerns as to the timeline for moving promptly forward with the demolition. Commissioner Scolnik did not want to see a repeat of the Hackley Bank Building scenario. Administrator Eisenbarth said that he would schedule a meeting so the Commissioners can be updated.

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, I. John Snider II,
Rillastine R. Wilkins, Benjamin E. Cross

No: Robert Scolnik

Excused: Kenneth Mahoney, Charles Nash

Motion Carried

Commissioner Scolnik explained his no vote stating that he would like more information.

ADMINISTRATOR'S REPORT

Administrator Eisenbarth states that on Monday, May 15th, 2017, Kathy Tharp will begin her duties as Executive Assistant to the County Administrator. Ms. Tharp brings 19+ years of experience having served in District Court.

OLD BUSINESS

There was no old business to come before the Board.

NEW BUSINESS

There was no new business to come before the Board.

PUBLIC COMMENT

Weston Wilson, a 19 year old who was recently elected to the Mona Shores School Board, introduced himself to the Board.

Brenda Moore, Muskegon County Drain Commissioner, addressed the Board regarding culverts and the supplemental benefits regarding how to obtain payment for replacing and repairing them. She has been having an extremely difficult time trying to work with the Muskegon County Road Commission and the Managing Director to obtain some partial funding from the Road Commission as they are the agency which fixes these culverts. Drain Commissioner Moore states that we are not serving the public well if the people in each district need to pay the entire amount. She states that we need to leverage each other's resources and that we should be working better together. Commissioners Hughes and Foster represent Commissioner as Liaisons and they have been helping, too. Administrator Eisenbarth said the he agreed with the Drain Commissioner and that he plans to attend the Road Commission Meeting next Wednesday on behalf of the Commissioners.

CLOSED SESSION: LEGAL OPINION

2017-180 **MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER HUGHES, TO GO INTO CLOSED SESSION RE: LEGAL OPINION.**

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II,
Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash

Motion Carried

The Board of Commissioner went into Closed Session at 3:53 p.m.

The Board of Commissioner returned to Open Session at 3:57 p.m.

2017-181 **MOVED BY COMMISSIONER HUGHES, SUPPORTED BY COMMISSIONER ENGLE, TO GRANT AUTHORIZATION TO CORPORATE COUNSEL TO FILE A DECLARATORY ACTION REGARDING THE CONTRACT WITH TERRACE PLAZA**

Roll Call:

Yes: Marvin Engle, Gary Foster, Susie Hughes, Robert Scolnik, I. John Snider II,
Rillastine R. Wilkins, Benjamin E. Cross

No: None

Excused: Kenneth Mahoney, Charles Nash

Motion Carried

Chairman Cross reminded everyone that the Board Work Session on Tuesday, May 16, 2017 regarding the 5 Year Forecast, will begin at 2:00 p.m. The public is invited.

2017-182 **MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER ENGLE, TO ADJOURN**

Voice vote.

Motion Carried

Meeting adjourned at 4:00 p.m.

Nancy A. Waters, County Clerk

NAW/mlw

Approved at the Full Board Meeting on Tuesday, May 23, 2017