

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

Kenneth Mahoney, Chairman
Lew Collins
Benjamin E. Cross
James Derezinski
Marvin Engle
Alan Jager

I. John Snider, II, Vice Chairman
Anthony Longmire
Scott Plummer
Robert Scolnik
Rillastine R. Wilkins

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

Full Board Meeting

May 24, 2011

3:30 P.M.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Kenneth Mahoney. The invocation was given by Chairman Mahoney. The Pledge of Allegiance was recited in unison.

Roll Call

Present: Lewis Collins, Benjamin Cross, Jim Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Chairman Kenneth Mahoney, Scott Plummer, Bob Scolnik, Vice Chairman I. John Snider, Rillastine Wilkins

Absent: None

Also Present: County Administrator Bonnie B. Hammersley,
 Deputy County Clerk Marcia L. Wilkes,
 Corporate Counsel Doug Hughes
 Secretary to the County Clerk Jeanne Pezet

2011-238 **APPROVE AGENDA**

Chairman Mahoney made an addition to the agenda regarding the Public Works motion.

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

Voice vote.

Motion Carried

2011-239 **APPROVE FULL BOARD MINUTES OF MAY 10, 2011**

Moved by Engle, seconded by Plummer, to approve the Full Board Minutes of May 10, 2011.

Voice vote.

Motion Carried

PUBLIC COMMENT (on an agenda item)

Mayor Darrell Paige, Councilwoman Dorothy Scott and Councilwoman Kimberley Sims addressed the Board requesting they reconsider the funding for the Festival in Muskegon Heights. Councilwoman Green was also present.

Patsy Petty of Muskegon Heights also asked that the Board reconsider granting the funding for the Festival in Muskegon Heights.

Suzie Hughes addressed the Board requesting that the Board uphold their previous decision of not funding the Festival in Muskegon Heights. She gave Mayor Paige a \$100 donation from the Tea Party.

Jim Riley noted that he would contribute \$100 to the Festival in Muskegon Heights if the Board upheld their previous decision.

Commissioner Jager stated that he would also contribute \$100 to the Festival through his business no matter what the outcome of the matter.

COMMUNICATION

None.

2011-240 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE FAIR HOUSING RESOLUTION**

CD/SP11/05 - 07 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Engle, to authorize the Chairman of the County Board of Commissioners to sign the Fair Housing Resolution.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-241 **APPROVE THE SALE OF THE GRAND TRUNK DEPOT BUILDING LOCATED AT 683 W. WESTERN AVENUE TO DOWNTOWN MUSKEGON NOW FOR THE SUM OF \$1.00 AND THAT THE CHAIRMAN BE AUTHORIZED TO EXECUTE ALL DOCUMENTS NECESSARY TO THE SALE ON BEHALF OF THE COUNTY OF MUSKEGON**

CD/SP11/05 - 08 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Engle, to approve the sale of the Grand Trunk Depot building located at 683 W. Western Avenue to Downtown Muskegon Now for the sum of \$1.00 and that the Chairman be authorized to execute all documents necessary to the sale on behalf of the County of Muskegon.

Roll Call
Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-242 **TO APPROVE THE MUSKEGON COUNTY 2011 TO 2016 CONSOLIDATED PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT**

CD/SP11/05 - 09 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Engle, to approve the Muskegon County 2011 to 2016 Consolidated Plan for Housing and Community Development.

Roll Call
Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-243 **AUTHORIZE THE CONVENTION AND VISITORS BUREAU TO MAKE A FINANCIAL CONTRIBUTION TO THE MISS MICHIGAN SCHOLARSHIP PAGEANT IN THE AMOUNT OF \$2000.00 AS RECOMMENDED BY THE ACCOMMODATIONS TAX ADVISORY COMMITTEE**

CDSP11/05 - 10 The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Engle, to authorize the Convention and Visitors Bureau to make a financial contribution to the Miss Michigan Scholarship Pageant in the amount of \$2000.00 as recommended by the Accommodations Tax Advisory Committee.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-244 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$3,692,311.99 COVERING THE PERIOD OF APRIL 27, 2011 THROUGH MAY 10, 2011, AS PRESENTED BY THE COUNTY CLERK**

WM11/05 - 59 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to approve payment of the accounts payable of \$3,692,311.99 covering the period of April 27, 2011 through May 10, 2011, as presented by the County Clerk.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-245 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN AN AGREEMENT WITH THE MUSKEGON COUNTY LAND BANK AUTHORITY IN THE AMOUNT OF \$15,000 FOR TWO YEARS TO PROVIDE ADMINISTRATIVE FUNCTIONS FOR THE NEIGHBORHOOD STABILIZATION PROGRAM 3**

WM11/05 - 60 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to authorize the Chairman of the County Board of Commissioners to sign an agreement with the Muskegon County Land Bank Authority in the amount of \$15,000 for two years to provide administrative functions for the Neighborhood Stabilization Program 3.

Roll Call
Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-246 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE FAIR HOUSING CONTRACT WITH THE CITIES OF MUSKEGON, NORTON SHORES, MUSKEGON HEIGHTS AND THE FAIR HOUSING CENTER OF WEST MICHIGAN FOR FAIR HOUSING SERVICES AND TO UTILIZE \$13,000 FROM THE NSP 3 ADMINISTRATIVE FUNDS FOR THE COUNTY OF MUSKEGON'S SHARE OF THE CONTRACT COSTS**

WM11/05 - 61 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to authorize the Chairman of the County Board of Commissioners to sign the Fair Housing Contract with the cities of Muskegon, Norton Shores, Muskegon Heights and the Fair Housing Center of West Michigan for fair housing services and to utilize \$13,000 from the NSP 3 administrative funds for the County of Muskegon's share of the contract costs.

Roll Call
Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-247 **TO AUTHORIZE THE CHAIRMAN OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO SIGN HUD FORM 2991 TO BE INCLUDED IN THE APPLICATION BY THE COUNTY OF MUSKEGON FOR FUNDING UNDER THE LEAD-BASED PAINT HAZARD CONTROL AND HEALTHY HOMES PRODUCTION PROGRAMS**

WM11/05 - 62 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to authorize the Chairman of the Muskegon County Board of Commissioners to sign HUD form 2991 to be included in the application by the County of Muskegon for funding under the Lead-based Paint Hazard Control and Healthy Homes Production Programs.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-248 **TO AUTHORIZE STAFF TO SUBMIT AN APPLICATION TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE LEAD-BASED PAINT HAZARD CONTROL PROGRAM (CFDA 14.900) AND THE HEALTHY HOMES PRODUCTION PROGRAM (CFDA 14.913) FOR FUNDING NOT TO EXCEED \$1,100,000 WITH A MINIMUM OF A 10% IN-KIND, LEVERAGED AND/OR DONATED SERVICES AS A MATCH**

WM11/05 - 63 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to authorize staff to submit an application to the Department of Housing and Urban Development for the Lead-Based Paint Hazard Control Program (CFDA 14.900) and the Healthy Homes Production Program (CFDA 14.913) for funding not to exceed \$1,100,000 with a minimum of a 10% in-kind, leveraged and/or donated services as a match.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-249 **TO AUTHORIZE STAFF TO APPLY FOR FUNDS FROM THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT FOR THE ALLOCATION FOR NON-ENTITLEMENT COUNTIES. THERE IS NO MATCH**

WM11/05 - 64 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to authorize staff to apply for funds from the Michigan State Housing Development authority under the Community Development Block Grant for the allocation for non-entitlement counties. There is no match.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-250 **TO AWARD THE REPLACEMENT OF THE EXISTING DAKTRONICS MESSAGE SIGNS (SOUTH CAMPUS AND HERITAGE LANDING) AND HALL OF JUSTICE CLOCKS (X2) TO SAFARI SIGNS, LLC - DBA PORT CITY SIGNS IN THE AMOUNT NOT TO EXCEED \$73,037.00**

WM11/05 - 65 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to award the replacement of the existing Daktronics Message Signs (South Campus and Heritage Landing) and Hall of Justice clocks (x2) to Safari Signs, LLC - DBA Port City Signs in the amount not to exceed \$73,037.00.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-251 **TO APPROVE A CONTRACT WITH THE CITY OF MUSKEGON FOR THE MUSKEGON COUNTY HUMAN RESOURCES DEPARTMENT TO PROVIDE THE HUMAN RESOURCES FUNCTION FOR THE CITY OF MUSKEGON IN THE AMOUNT OF \$75,000 FOR A PERIOD OF ONE (1) YEAR AND AUTHORIZE THE COUNTY BOARD CHAIR AND COUNTY CLERK TO SIGN THE CONTRACT**

WM11/05 - 67 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to approve a contract with the City of Muskegon for the Muskegon County Human Resources Department to provide the Human Resources function for the City of Muskegon in the amount of \$75,000 for a period of one (1) year and authorize the County Board Chair and County Clerk to sign the contract.

Roll Call
Ayes: Collins, Cross, Derezhinski, Engle, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: Jager

Motion Carried

2011-252 **TO AUTHORIZE THE HUMAN RESOURCES/EMPLOYMENT OF TRAINING DEPARTMENT TO RECLASSIFY GRANTS MONITOR (BP# X42101 \$31,691 - \$40,953) TO COMPLIANCE/COMMUNITY RELATIONS MANAGER (NX 00260 \$44,965 - \$57,023) AND CREATE THE NEW POSITION OF BUSINESS SERVICES MANAGER (NX 00260 \$44,965 - \$57,023)**

WM11/05 - 68 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to authorize the Human Resources/Employment of Training Department to reclassify Grants Monitor (BP# X42101 \$31,691 - \$40,953) to Compliance/Community Relations Manager (NX 00260 \$44,965 - \$57,023) and create the new position of Business Services Manager (NX 00260 \$44,965 - \$57,023).

Roll Call
Ayes: Collins, Cross, Derezhinski, Engle, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: Jager

Motion Carried

2011-253 **TO AWARD THE RFP TO AGS DATA SYSTEMS TO PROVIDE A PARTICIPANT TRACKING SYSTEM THAT WILL INCREASE TRANSPARENCY AND ACCOUNTABILITY FOR THE EFFECTIVE PROVISION OF WORKFORCE DEVELOPMENT SERVICES IN MUSKEGON AND OCEANA COUNTIES**

WM11/05 - 69 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to award the RFP to AGS Data Systems to provide a participant tracking system that will increase transparency and accountability for the effective provision of workforce development services in Muskegon and Oceana counties.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-254 **TO APPROVE THE PROPOSAL FOR FURNISHING AND INSTALLING COURTROOM TECHNOLOGY (RFP-11-1854) FROM JEFFERSON AUDIO-VIDEO SYSTEMS, INC., FOR A NOT-TO-EXCEED COST OF \$409,005.47 WITH COSTS BEING PAID FROM THE HALL OF JUSTICE 1 & 2 RENOVATION FUND 4130-4131**

WM11/05 - 70 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to approve the proposal for furnishing and installing courtroom technology (RFP-11-1854) from Jefferson Audio-Video Systems, Inc., for a not-to-exceed cost of \$409,005.47 with costs being paid from the Hall of Justice 1 & 2 renovation fund 4130-4131.

Roll Call

Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-255 **APPROVE THE CONTRACT CHANGE ORDER #10 TO BUCK CONSTRUCTION FOR ADDITIONAL ELECTRICAL WORK ON THE HOJ 1 & 2 RENOVATION PROJECT IN THE AMOUNT OF AN ADDITIONAL \$6,861.00 BRINGING THE TOTAL PROJECT COST TO \$2,049,432.22 WITH COSTS BEING PAID FROM THE HOJ 1 & 2 FUND 4130**

WM11/05 - 71 The Ways and Means Committee Recommends, moved by Collins, seconded by Plummer, to approve the Contract Change Order #10 to Buck Construction for additional electrical work on the HOJ 1 & 2 Renovation Project in the amount of an additional \$6,861.00 bringing the total project cost to \$2,049,432.22 with costs being paid from the HOJ 1 & 2 fund 4130.

Roll Call
Ayes: Collins, Cross, Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: None

Motion Carried

2011-256 **AWARD THE CONTRACT FOR “COST OF SERVICE CONSULTING” TO PERFORM A RATE DESIGN STUDY FOR THE WASTEWATER SYSTEM PER THE SPECIFICATIONS IN RFP 11-1884 TO UTILITY FINANCIAL SOLUTIONS FOR \$24,585.**

The Board of Public Works recommends, moved by Engle, seconded by Snider, to award the contract for “Cost of service Consulting” to perform a rate design study for the Wastewater System per the specifications in RFP 11-1884 to Utility Financial Solutions for \$24,585.

Roll Call
Ayes: Collins, Cross, Derezinski, Engle, Longmire, Chairman Mahoney, Plummer, Scolnik, Vice Chairman Snider, Wilkins

Nays: Jager

Motion Carried

CHAIRMAN'S REPORT

2011-257 **THE CHAIRMAN RECOMMENDS, MOVED BY DEREZINSKI, SECONDED BY ENGLE, TO APPOINT HEATH KAPLAN TO THE BUILDING AUTHORITY; TERM 6/1/11 - 6/30/14.**

Voice Vote

Motion Carried

2011-258 **THE CHAIRMAN RECOMMENDS, MOVED BY LONGMIRE, SECONDED BY ENGLE, TO REAPPOINT THE COUNTY ADMINISTRATOR TO THE FOREIGN TRADE ZONE; TERM 7/1/11 - 7/1/13.**

Voice Vote

Motion Carried

Chairman Mahoney reminded everyone that Meinert Park Ribbon Cutting will be held June 4, 2011, at 1:00 p.m.

Chairman Mahoney announced that he had placed in the Commissioner boxes the Administrator's Evaluation, which need to be completed and returned to Chairman Mahoney.

Chairman Mahoney announced that he placed in the Commissioner boxes a letter from Chief Circuit Judge John C. Ruck regarding the Jury Commission. He stated that this will be brought up at the next full board meeting.

Judy Kell, Muskegon County Grant Coordinator, addressed the Board concerning a Technical Assistance Smart Growth Principles session to be held on Friday, June 3, 2011, from 9:00 a.m. to 4:30 p.m. at Collegiate Hall at Muskegon Community College. All elected officials have been invited.

COMMITTEE LIAISON REPORTS

Derezinski reported that he, along with Commissioners Wilkins and Collins attended the WMSRDC meeting where they were informed of a group that is trying to get Muskegon County included in their area. Commissioner Wilkins noted this undermines PA281 and PA241.

ADMINISTRATOR'S REPORT

2011-259 **THE ADMINISTRATOR RECOMMENDS, MOVED BY COLLINS, SECONDED BY SNIDER TO AUTHORIZE STAFF TO APPLY FOR FUNDS UNDER THE MICHIGAN ENERGY OFFICE FOR FUNDS THROUGH THE ADVANCE LIGHTING TECHNOLOGY DEMONSTRATION GRANTS TO REPLACE LIGHTS AT HERITAGE LANDING WITH A 10% MATCH OF \$3,986 AND FOR ENGINEERING, PERMITS AND ASSOCIATED EQUIPMENT COSTS IN THE AMOUNT OF \$12,114.00 AND TO AUTHORIZE THE COUNTY BOARD CHAIRMAN TO SIGN THE APPLICATION.**

Voice Vote

Motion Carried

2011-260 **THE ADMINISTRATOR RECOMMENDS, MOVED BY ENGLE, SECONDED BY CROSS, THAT THE ADMINISTRATOR AND CORPORATE COUNSEL BE AUTHORIZED TO DRAFT AN AGREEMENT WITH THE CHILD ABUSE COUNCIL BASED UPON THE ABATE AGREEMENT TO ALLOW THEM TO SUPERVISE PARKING AT HERITAGE LANDING ON JUNE 9, 2011 DURING THE HOT ROD FESTIVAL.**

Discussion followed.

Derezinski requested a friendly amendment to add the June 8th if needed. The friendly amendment was accepted.

2011-260
As amended

MOVED BY ENGLE, SECONDED BY CROSS, THAT THE ADMINISTRATOR AND CORPORATE COUNSEL BE AUTHORIZED TO DRAFT AN AGREEMENT WITH THE CHILD ABUSE COUNCIL BASED UPON THE ABATE AGREEMENT TO ALLOW THEM TO SUPERVISE PARKING AT HERITAGE LANDING ON JUNE 8 AND JUNE 9, 2011 DURING THE HOT ROD FESTIVAL.

Voice Vote on amended motion.

Motion Carried

OLD BUSINESS

2011-261 **MOVED BY COMMISSIONER WILKINS, SECONDED BY LONGMIRE, TO AUTHORIZE THE CONVENTION AND VISITORS BUREAU TO MAKE A FINANCIAL CONTRIBUTION TO THE MUSKEGON HEIGHTS FESTIVAL COMMITTEE IN THE AMOUNT OF \$3000.00.**

Discussion followed.

2011-262 **MOVED BY SNIDER, SECONDED BY COLLINS, TO MAKE A FRIENDLY AMENDMENT TO APPROVE A \$1,500 DONATION TO THE FESTIVAL IN MUSKEGON HEIGHTS.**

The friendly amendment was not accepted.

2011-263 **MOVED BY SNIDER, SECONDED BY COLLINS, TO AMEND THE MOTION TO APPROVE A \$1,500 DONATION TO THE FESTIVAL IN MUSKEGON HEIGHTS.**

Roll Call

Ayes: Collins, Cross, Plummer, Scolnik, Vice Chairman Snider

Nays: Derezinski, Engle, Jager, Longmire, Chairman Mahoney, Wilkins

Motion defeated

2011-264 **MOVED BY WILKINS, SECONDED BY LONGMIRE, TO APPROVE A \$2,000 DONATION, RATHER THAN THE \$3,000 REQUESTED, TO THE FESTIVAL IN MUSKEGON HEIGHTS.**

Discussion followed.

Roll Call

Ayes: Collins, Cross, Longmire, Plummer, Wilkins, Chairman Mahoney

Nays: Derezinski, Engle, Jager, Scolnik, Vice Chairman Snider

Motion carried

2011-265 **MOVED BY WILKINS, SECONDED BY SNIDER, TO ADOPT THE EQUAL OPPORTUNITY POLICY IN SUPPORT OF WORKPLACE DIVERSITY.**

Voice vote.

Motion carried.

NEW BUSINESS:

Jager reported that he has received several complaints regarding the cleaning service. The County Administrator stated that she is addressing the problems.

Plummer reported that companies we hire who are from out-of-town often get paid and leave before the final inspection is even complete. The Board should be aware that this practice is occurring.

Plummer stated that he will be gone from June 1, 2011 through June 7, 2011 and asked to be excused.

Derezinski stated that he will be very busy during the Power Tour and asked to be excused during that period.

PUBLIC COMMENT (on a new topic)

Toby Fraser, Wendy Sampson, Emma Murphy, Nell Shaefer, Faith Groesbeck and Kellen Reid, representing Letters are Better, addressed the Board regarding their frustration with Sheriff Roesler and the jail mail situation. A handout entitled "From the Inside" was distributed to the Commissioners.

Mayor Paige and Councilwoman Scott thanked the Board for approving the \$2,000 funds for the Festival in Muskegon Heights.

ADJOURN

2011-266 **MOVED BY ENGLE, SECONDED BY LONGMIRE, TO ADJOURN**

Voice vote.

Motion Carried

Meeting adjourned at 5:02 p.m.

Marcia L. Wilkes, Deputy County Clerk

MLW/jmp

Minutes approved at the Full Board Meeting of June 14, 2011.