

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

*Terry J. Sabo, Chairman
Marvin Engle
Susie Hughes
Jeff Lohman
Kenneth Mahoney*

*Benjamin E. Cross, Vice Chair
Charles Nash
Robert Scolnik
Rillastine R. Wilkins*

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

Regular Meeting

Thursday, July 28, 2016
4:00 p.m.

Chairman Sabo, Presiding

The Full Board of Commissioners was called to order by Chairman Sabo.

The invocation was given by Pastor Matt Sharpe of Evanston Avenue Baptist Church.

The Pledge of Allegiance was led by Commissioner Wilkins and recited in unison.

Roll Call

Present: Benjamin E. Cross, Marvin Engle, Susie Hughes,
Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins,
Terry J. Sabo

Excused: Jeff Lohman

Also Present: Mark Eisenbarth, County Administrator;
Lisa Chalko, Administrative Coordinator;
Jeanne Pezet, Administrative Secretary;
Douglas Hughes, Corporate Counsel

2016-268 **APPROVAL OF THE AGENDA**

Moved by Commissioner Nash, seconded by Commissioner Engle, to approve the agenda.

Voice vote

Motion Carried

2016-269 **APPROVE THE MEETING MINUTES OF JULY 12, 2016**

Moved by Commissioner Engle, seconded by Vice Chair Cross, to approve the meeting minutes of July 12, 2016.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

There was no public comment on an agenda item.

COMMUNICATION

The following Communication item was presented to Commissioners for informational purposes:

- A. Board of Commissioners of Berrien County Resolution No. B1707718 Honoring the Victims of the Attack on the Berrien County Courthouse July 11, 2016
- B. Appreciation Letter from United Way of the Lakeshore for Approval of Resolution Calling on State Lawmakers to Support Additional Funding for Statewide 2-1-1 Network

COMMITTEE/BOARD REPORTS

2016-270 **ADOPT THE LICENSE AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND HI-FAULTIN' MUSIC TO PROVIDE A LICENSE FOR THE USE OF HERITAGE LANDING FOR THE SHORELINE JAZZ FESTIVAL, AUGUST 27-28, 2016, AND TO AUTHORIZE THE CHAIRPERSON OF THE COUNTY BOARD TO EXECUTE THE AGREEMENT**

CD/SP16/07-15

The Community Development/Strategic Planning Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Cross, to adopt the License Agreement between the County of Muskegon and Hi-Faultin' Music to provide a license for the use of Heritage Landing for the Shoreline Jazz Festival, August 27-28, 2016, and to authorize the Chairperson of the County Board to execute the agreement.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-271 **TO APPROVE ALLOWING THE PURCHASING DEPARTMENT TO ISSUE A REQUEST FOR QUALIFICATION (RFQ), ON BEHALF OF THE AIRPORT, SEEKING PROPOSALS FROM EXPERIENCED FIRMS TO PROVIDE AIR SERVICE DEVELOPMENT, RECRUITMENT, CONSULTING AND MARKET RESEARCH FOR THE AIRPORT**

TR16/07-13

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Engle, to approve allowing the Purchasing Department to issue a Request for Qualification (RFQ), on behalf of the Airport, seeking proposals from experienced firms to provide Air Service Development, Recruitment, Consulting and Market Research for the Airport.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-272 **AWARD RFB 16-2231 FOR THE CRACK SEALING AND REMARKING OF AIRFIELD PAVEMENT SURFACES AT THE AIRPORT TO THE LOWEST RESPONSIVE BIDDER, JJ CUNNINGHAM LLC, IN THE AMOUNT OF \$262,420.00, WITH THE COUNTY'S 2.5% SHARE OF THE PROJECT TO BE \$6,560.50**

TR16/07-14

The Transportation Committee recommends, moved by Commissioner Wilkins, seconded by Commissioner Engle, to award RFB 16-2231 for the crack sealing and remarking of airfield pavement surfaces at the Airport to the lowest responsive bidder, JJ Cunningham LLC, in the amount of \$262,420.00, with the County's 2.5% share of the project to be \$6,560.50.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-273 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$2,929,863.93 COVERING THE PERIOD OF JUNE 24, 2016 THROUGH JULY 7, 2016 AS PRESENTED BY THE COUNTY CLERK, WITH THE EXCEPTION OF PAYMENT TO BRITTON BOSSENBROEK UNTIL FURTHER REVIEW BY ADMINISTRATION**

WM16/07-98

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to approve payment of the accounts payable of \$2,929,863.93 covering the period of June 24, 2016 through July 7, 2016 as presented by the County Clerk, with the exception of payment to Britton Bossenbroek until further review by Administration.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-274 **AMEND MOTION WM16/07-98 TO REMOVE THE "WITH THE EXCEPTION OF PAYMENT TO BRITTON BOSSENBROEK UNTIL FURTHER REVIEW BY ADMINISTRATION."**

Moved by Commissioner Hughes, seconded by Commissioner Mahoney to amend motion WM16/07-98 to remove the "with the exception of payment to Britton Bossenbroek until further review by Administration."

It was noted by Administrator Eisenbarth that this issue has been resolved.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

Roll Call on amended motion:

2016-273 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$2,929,863.93
COVERING THE PERIOD OF JUNE 24, 2016 THROUGH JULY 7, 2016 AS
PRESENTED BY THE COUNTY CLERK**

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash,
Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-275 **AMEND THE FY2016 BUDGET AS PRESENTED**
WM16/07-99

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by
Commissioner Hughes, to amend the FY2016 budget as presented.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash,
Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-276 **ADOPT THE BY-LAWS AS AMENDED FOR THE MUSKEGON COUNTY
ECONOMIC DEVELOPMENT CORPORATION**
WM16/07-100

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by
Commissioner Hughes, to adopt the By-Laws as amended for the Muskegon County Economic
Development Corporation.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash,
Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-277 **AUTHORIZE THE EQUALIZATION DEPARTMENT TO RECLASSIFY THE TWO HOURLY APPRAISAL TECHNICIAN POSITIONS (G09209 AND G09210) INTO ONE FULL-TIME APPRAISAL TECHNICIAN AND TO APPOINT CASSANDRA HOISINGTON TO THE FULL TIME APPRAISAL TECHNICIAN POSITION**

WM16/07-101

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to authorize the Equalization Department to reclassify the two hourly Appraisal Technician positions (G09209 and G09210) into one full-time Appraisal Technician and to appoint Cassandra Hoisington to the full time Appraisal Technician position.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-278 **AUTHORIZE TO ADOPT MORGAN STANLEY'S RECOMMENDATION AND CONTRACT WITH LINCOLN FINANCIAL GROUP TO PROVIDE A 457(B) DEFERRED COMPENSATION PLAN TO MUSKEGON COUNTY EMPLOYEES**

WM16/07-102

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to authorize to adopt Morgan Stanley's recommendation and contract with Lincoln Financial Group to provide a 457(b) Deferred Compensation Plan to Muskegon County employees.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-279 **AUTHORIZE TO CONTRACT THE ADMINISTRATION OF SECTION 125 PLAN THROUGH INFINSOURCE FOR THE PERIOD OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2019, FOR \$3.75 PER PARTICIPANT PER MONTH**

WM16/07-103

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to authorize to contract the administration of Section 125 Plan through Infinsource for the period October 1, 2016 through September 30, 2019, for \$3.75 per participant per month.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

2016-280 **ACCEPT THE AGREEMENT EFFECTIVE OCTOBER 1, 2016, BETWEEN THE PROSECUTOR AND THE STATE OF MICHIGAN, DEPARTMENT OF HEALTH AND HUMAN SERVICES, TO PROVIDE LEGAL REPRESENTATION FOR MUSKEGON COUNTY ABUSE AND NEGLECT CASES AT A REIMBURSEMENT AMOUNT NOT TO EXCEED \$120,000 ANNUALLY**

WM16/07-104

The Ways and Means Committee recommends, moved by Commissioner Nash, seconded by Commissioner Hughes, to accept the Agreement effective October 1, 2016, between the Prosecutor and the State of Michigan, Department of Health and Human Services, to provide legal representation for Muskegon County abuse and neglect cases at a reimbursement amount not to exceed \$120,000 annually.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Sabo noted today's Board Meeting was rescheduled due to Port Day in Muskegon!. Chairman Sabo asked Jonathan Wilson to provide an update.

Jonathan Wilson, Muskegon County Economic Development Coordinator, reported that Muskegon County Port Advisory Committee partnered with West Michigan Shoreline Regional Development Commission (WMSRDC), and West Michigan Prosperity Alliance to host Port Day to show manufacturers what we have available in our port facilities and the benefits to water transport for their products. Over 200 people were in attendance.

Chairman Sabo reminded everyone that the State Primary Election will be held next Tuesday, August 2, 2016.

Commission Hughes attended the demonstration of the Sheriff's new boat at Mona Lake Boat Club. Commissioner Hughes noted it was an impressive demonstration and this provides the ability to put out fires that otherwise would not be accessible by a truck and hose.

Commissioner Engle noted that the Road Commission has reviewed the MERS (Michigan Employee Retirement Services) options since MERS has recently changed their percentages and actuarials. Commissioner Engle suggested this might be something that Muskegon County should also review.

Commissioner Wilkins attended the dedication of West Michigan Pike and asked that Bob Lukens provide an update.

Bob Lukens, Community Development Director, explained that the West Michigan Pike is one of the original American tourist roads and part of the Dixey Highway. With Michigan byway designation for this route, communities will be able to market the beach town area from St. Joseph to US10 as a historic route. Discussion ensued regarding signage by MDOT, local signs and historic route signs.

Commissioner Scolnik observed the roof construction on the Muskegon County Convention & Visitors Bureau and was impressed with the artisan and skilled trade work that is being done for the historic restoration. Bob Lukens, Community Development Director, noted the bid was awarded to Mihm Enterprises, Inc., who is doing the copper sheathing and internal gutters on this 1895 building and next week everyone will see what a statement the Depot will make in Muskegon County.

Commissioner Hughes encouraged everyone to drive the Sherman Corridor between Henry Street and Getty to see the improvements following the recent cleanup.

ADMINISTRATOR'S REPORT

2016-281 **AUTHORIZE THE REPLACEMENT OF THE MEDICAL PLAN 2P-R FOR POST -65 MEDICARE ELIGIBLE RETIREES WITH A BC/BS MEDICARE ADVANTAGE PLAN, EFFECITVE NOVEMBER 1, 2016, WITH AN ANTICIPATED ANNUAL SAVINGS OF \$722,000**

The Chairman recommends, moved by Commissioner *, seconded by Commissioner Wilkins, to authorize the replacement of the medical plan 2P-R for post -65 Medicare Eligible retirees with a BC/BS Medicare Advantage plan, effective November 1, 2016, with an anticipated annual savings of \$722,000.

Roll Call:

Yes: Benjamin E. Cross, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Jeff Lohman

Motion Carried

OLD BUSINESS

There was no old business to come before the Board.

NEW BUSINESS

Commissioner Hughes thanked Kristin Wade for her work to get good qualified insurance for County employees.

PUBLIC COMMENT

Sheriff Roesler addressed the Board regarding negative posts on social media regarding conditions in the new jail. Sheriff Roesler addressed the list ranging from one time issues recently after occupation of the building which were quickly resolved, to food hatches sticking due to spills which requires routine maintenance. Other issues such as cracks in the floor due to settling of the building and paint wear which are not hazardous.

Discussion ensued with some Commissioners stating these are normal things that happen when moving into a new building.

Commissioner Scolnik asked about an issue regarding water softeners. Steve Fink, of Public Works noted that original designer called for water softeners in both the jail and the Juvenile Transition Center. It was decided to forego the water softeners but some were already purchased for the JTC but the restocking fee made it inequitable to return them so they were moved to storage. Administration will look into the option to sell the water softeners to attempt to recoup some of the cost.

Mr. Fink also addressed the jail issues stating that there has not been a problem yet that has not been resolved under warranty and it hasn't even been a year since occupancy.

Chairman Sabo expressed his faith in Administration to address the day to day issues until something cannot be handled without coming to the Board and thanked the Administrator for handling the day to day operations.

Commissioner Nash was please that Administrator Eisenbarth attended the NACo Conference which it was the first time an Administrator has attended.

Administrator Eisenbarth noted it was worthwhile and that he brought back a lot of information which he looks forward to sharing with departments.

Chairman Sabo recognized elected officials, Sheriff Dean Roesler and Prosecutor DJ Hilson. The Board Work Session, Pound Buddies Quarterly Report, will begin at 4:50 p.m. and is open to the public.

Sheriff Roesler noted the steak fry is tonight at the Muskegon County Fairgrounds.

2016-282 **MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER MAHONEY TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 4:46 p.m.

Lisa Chalko, Administrative Coordinator

MLW/jmp