

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

*Lewis Collins  
Benjamin E. Cross  
James Derezinski  
Marvin Engle  
Alan Jager  
Anthony Longmire*

*Kenneth Mahoney  
Scott Plummer  
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**

**July 31, 2012  
3:38 P.M.**

**Chairman Kenneth Mahoney, Presiding**

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

**Roll Call**

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

Excused: Robert Scolnik

Also Present: County Administrator, Bonnie Hammersley  
County Clerk, Nancy A. Waters  
Chief Deputy County Clerk, Marcia L. Wilkes  
Corporate Counsel Theodore Williams

2012-341 **APPROVAL OF AGENDA**

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

Voice vote.

**Motion Carried**

2012-342 **APPROVE FULL BOARD MINUTES OF THE REGULAR FULL BOARD MEETING OF JULY 17, 2012**

Moved by Engle, seconded by Cross, to approve the Regular Full Board Minutes of July 17, 2012.

Voice vote.

**Motion Carried**

**COMMUNICATIONS**

The following Communications were received by the County Clerk and distributed to the Board Members:

- Alger County Resolution 2012-11; Requesting Michigan Congressional Delegation Prevent Continued Loss of Department of Defense Force Structure and Eventual Closure of Selfridge Air National Guard Base

**PUBLIC COMMENT (on an agenda item)**

None

**COMMITTEE REPORTS**

2012-343 **ADOPT THE LICENSE AGREEMENT WITH LAKESHORE JAZZ FESTIVAL TO PROVIDE A LICENSE FOR THE USE OF HERITAGE LANDING AUGUST 25, 2012 FOR THE LAKESHORE JAZZ FESTIVAL, AND TO AUTHORIZE THE CHAIRPERSON OF THE COUNTY BOARD TO EXECUTE THE AGREEMENT**

CD/SP12/07 - 07 The Community Development/Strategic Planning Committee recommends, moved by Cross, seconded by Collins, to adopt the License Agreement with Lakeshore Jazz Festival to provide a license for the use of Heritage Landing August 25, 2012 for the Lakeshore Jazz Festival, and to authorize the Chairperson of the County Board to execute the agreement.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

2012-344 **ADOPT THE LICENSE AGREEMENT WITH UNITY CHRISTIAN EVENTS/ALIVE ON THE LAKESHORE TO PROVIDE A LICENSE FOR THE USE OF HERITAGE LANDING AUGUST 8 – 11, 2012 FOR THE UNITY CHRISTIAN MUSIC FESTIVAL, AND TO AUTHORIZE THE CHAIRPERSON OF THE COUNTY BOARD TO EXECUTE THE AGREEMENT**

CD/SP12/07 – 08 The Community Development/Strategic Planning Committee recommends, moved by Cross, seconded by Collins, to adopt the License Agreement with Unity Christian Events/Alive On the Lakeshore to provide a license for the use of Heritage Landing August 8 – 11, 2012 for the Unity Christian Music Festival, and to authorize the Chairperson of the County Board to execute the agreement.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

Chairman Mahoney stated that these two events will be occurring at Heritage Landing. These should be great events for the community.

2012-345 **AUTHORIZE THE DRAIN COMMISSIONER TO SUBMIT ALTERNATE 4 (SOUTHERN ROUTE) FOR THE WETLAND PROJECT AND APPROVE THE CONSERVATION EASEMENT AS SHOWN ON THE ATTACHMENT.**

The Board of Public Works recommends, moved by Engle, seconded by Plummer, to authorize the Drain Commissioner to submit alternate 4 (southern route) for the wetland project and approve the conservation easement as shown on the attachment. (See page 215)

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

2012-346 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE ATTACHED PUBLIC NOTICE, TO SCHEDULE A PUBLIC HEARING ON THE CAPITAL GRANT APPLICATION FOR 3:30PM, THURSDAY, AUGUST 16, 2012, AND TO AUTHORIZE STAFF TO EXECUTE THE ELECTRONIC GRANT APPLICATION AT THE END OF THE PUBLIC COMMENT PERIOD**

TR12/07-33 The Transportation Committee recommends, moved by Wilkins, seconded by Longmire, to authorize the Muskegon Area Transit System to publish the attached public notice, to schedule a public hearing on the capital grant application for 3:30pm, Thursday, August 16, 2012, and to authorize staff to execute the electronic grant application at the end of the public comment period. (See page 216)

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

2012-347 **APPROVE AWARDING RFQ 12-1962 TO PREIN & NEWHOF, SELECTING PREIN & NEWHOF AS THE AIRPORT'S ENGINEERING CONSULTANT FOR AIRPORT IMPROVEMENT PROGRAM CAPITAL PROJECTS FOR THE NEXT FIVE-YEAR PERIOD, COMMENCING WITH FY2013 AND ENDING WITH FY2017**

TR12/07-34 The Transportation Committee recommends, moved by Wilkins, seconded by Longmire, to approve awarding RFQ 12-1962 to Prein & Newhof, selecting Prein & Newhof as the Airport's Engineering Consultant for Airport Improvement Program capital projects for the next five-year period, commencing with FY2013 and ending with FY2017.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: Alan Jager

Excused: Robert Scolnik

**Motion Carried**

2012-348 **APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NUMBER 61192-113793 BETWEEN THE COUNTY AND MICHIGAN PAVING & MATERIALS, REDUCING THE AMOUNT OF THE CONTRACT BY \$3,011.05, EFFECTIVELY BALANCING AND CLOSING OUT THE AIRPORT'S SOUTH T-HANGAR AND TAXISTREET RECONSTRUCTION PROJECT**

TR12/07-35 The Transportation Committee recommends, moved by Wilkins, seconded by Longmire, to approve Contract Modification No. 2 to Contract Number 61192-113793 between the County and Michigan Paving & Materials, reducing the amount of the contract by \$3,011.05, effectively balancing and closing out the Airport's South T-Hangar and Taxistreet Reconstruction project.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

2012-349 **APPROVE AUTHORIZING THE CHAIR TO EXECUTE, UPON RECEIPT, FEDERAL AND STATE GRANT OFFERS, PROVIDING FUNDING FOR THE AIRPORT'S FY2012 CAPITAL IMPROVEMENT PROJECTS, AND FURTHER AUTHORIZE THE CLERK TO EXECUTE ANY NECESSARY RESOLUTIONS FOR SAID GRANT OFFERS**

TR12/07-36 The Transportation Committee recommends, moved by Wilkins, seconded by Longmire, to approve authorizing the Chair to execute, upon receipt, Federal and State Grant Offers, providing funding for the Airport's FY2012 capital improvement projects, and further authorize the Clerk to execute any necessary resolutions for said Grant Offers.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

2012-350 **APPROVE, CONTINGENT UPON RECEIPT OF FY2012 STATE AND FEDERAL GRANT OFFERS FUNDING 97.5% OF THE PROJECT, CONTRACT NO. FM61-1-C101 BETWEEN THE COUNTY AND AXTELL'S INC, IN THE AMOUNT OF \$76,000, FOR THE AIRPORT'S PAVEMENT CRACK SEALING PROJECT**

TR12/07-37 The Transportation Committee recommends, moved by Wilkins, seconded by Longmire, to approve, contingent upon receipt of FY2012 State and Federal Grant Offers funding 97.5% of the project, Contract No. FM61-1-C101 between the County and Axtell's Inc, in the amount of \$76,000, for the Airport's pavement crack sealing project.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

2012-351 **APPROVE, CONTINGENT UPON RECEIPT OF FY2012 STATE AND FEDERAL GRANT OFFERS FUNDING 97.5% OF THE PROJECT, CONTRACT NO. FM61-1-C102 BETWEEN THE COUNTY AND P.K CONTRACTING, INC, IN THE AMOUNT OF \$108,950, FOR THE AIRPORT'S PAVEMENT RE-MARKING PROJECT**

TR12/07-38 The Transportation Committee recommends, moved by Wilkins, seconded by Longmire, to approve, contingent upon receipt of FY2012 State and Federal Grant Offers funding 97.5% of the project, Contract No. FM61-1-C102 between the County and P.K Contracting, Inc, in the amount of \$108,950, for the Airport's pavement re-marking project.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

2012-352     **APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE OF \$2,711,584.23 COVERING THE PERIOD OF JULY 7, 2012 THROUGH JULY 17, 2012 AS PRESENTED BY THE COUNTY CLERK**

WM12/07-103     The Ways & Means Committee recommends, moved by Collins, seconded by Plummer, to approve the payment of the accounts payable of \$2,711,584.23 covering the period of July 7, 2012 through July 17, 2012 as presented by the County Clerk.

**Roll Call**

Yes:           Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No:            None

Excused:      Robert Scolnik

**Motion Carried**

2012-353     **APPROVE THE FY 2013 BUDGET HEARING SCHEDULE.**

WM12/07-104     The Ways & Means Committee recommends, moved by Collins, seconded by Plummer, to approve the FY 2013 Budget Hearing Schedule. (See page 217)

**Roll Call**

Yes:           Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No:            None

Excused:      Robert Scolnik

**Motion Carried**

2012-354 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY DIRECTOR TO SIGN A CONTRACT WITH SIDRAN SPEAKERS & TRAINERS FOR RUTH MAZELIS' PRESENTATION OF "POSITIVE SOLUTIONS FOR STRESS AND TRAUMA" RECOVER PRACTICES IN LEADING AND COACHING: DEVELOPING AND SUSTAINING A RECOVERY ORGANIZATION" TRAINING, EFFECTIVE JULY 1, 2012 THROUGH SEPTEMBER 30, 2012, AT AN AMOUNT NOT TO EXCEED \$3,500.00**

WM12/07-105 The Ways & Means Committee recommends, moved by Collins, seconded by Plummer, to authorize the Community Mental Health Services of Muskegon County Director to sign a contract with Sidran Speakers & Trainers for Ruth Mazelis' presentation of "Positive Solutions for Stress and Trauma" Recover Practices in Leading and Coaching: Developing and Sustaining a Recovery Organization" training, effective July 1, 2012 through September 30, 2012, at an amount not to exceed \$3,500.00.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

2012-355 **ACCEPT THE QUOTE OF \$10,457.07 FROM THE POWER SHOP FOR A KUBOTA ZD221-48 COMMERCIAL MOWER FOR PARKS (RFQ-12-2008) WITH COSTS BEING PAID FROM PARKS FUND 2080-0691**

WM12/07-106 The Ways & Means Committee recommends, moved by Collins, seconded by Plummer, to accept the quote of \$10,457.07 from The Power Shop for a Kubota ZD221-48 commercial mower for Parks (RFQ-12-2008) with costs being paid from Parks fund 2080-0691.

Discussion followed. Commissioner Jager expressed his concerns on writing a bid for a specific item, which meant that it was written for a specific company. Commissioner Plummer stated that the bid was legitimate and that the bidding could not be changed midstream.

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No: Alan Jager

Excused: Robert Scolnik

**Motion Carried**



2012-356     **APPROVE THE PURCHASE OF THE CABINET CONFIGURATION LIVE  
SCAN PRINTER SYSTEM FOR THE SHERIFF'S OFFICE FROM  
IDENTIX INCORPORATED AT A TOTAL COST OF \$25,428.00**

WM12/07-107     The Ways & Means Committee recommends, moved by Collins,  
seconded by Plummer, to approve the purchase of the cabinet  
configuration Live Scan Printer system for the Sheriff's Office from  
Identix Incorporated at a total cost of \$25,428.00.

**Roll Call**

Yes:             Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle,  
Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider,  
Rillastine Wilkins, Chairman Kenneth Mahoney

No:              None

Excused:       Robert Scolnik

**Motion Carried**

**CHAIRMAN'S REPORT**

Chairman Mahoney complimented the Health Department on their good evaluation and said that we will be hearing more at a later date.

Chairman Mahoney stated that Holton Township has also responded to "moving the box" on their employment questionnaires.

Chairman Mahoney sadly stated that Sustainability Coordinator, Leslee Rohs, will be leaving the county. She has made tremendous strides at the county and will be missed. Please see page 218.

**COMMITTEE LIAISON REPORTS**

Commissioner Engle said that a third bus was needed for the Fair. They will be evaluating the success of the buses.

Commissioner Wilkins stated that she also attended the Fair. She shared thank you notes from the children who were able to attend the Fair due to the free buses.

Commissioner Wilkins also shared that she attended the WMSRDC meeting on July 30, 2012. It was learned that federal programs will be cut by as much as 7% and this will be affecting our County's citizens.

Commissioner Plummer asked if it would be possible for the notes from the kids to be published or posted somewhere so that the public could see them. The Administrator stated they would follow-up on this request.

**ADMINISTRATOR'S REPORT**

Nothing to report at this time.

**OLD BUSINESS**

Commissioner Derezinski stated that there is still an outstanding statement which needs to be paid to the Hot Rod Magazine for the Power Tour.

2012-357     **MOVED BY SNIDER, SECONDED BY PLUMMER, TO TAKE CARE OF THE OUTSTANDING STATEMENT FROM THE ACCOMMODATIONS TAX AND BALANCE THE BOOKS.**

Commissioner Engle asked to make a friendly amendment by having staff look at the books and see where is the best place to pull the funds. Commissioner Derezinski stated that it was less than \$5,000 which was still owed.

**Roll Call**

Yes:            Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle, Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider, Rillastine Wilkins, Chairman Kenneth Mahoney

No:             None

Excused:      Robert Scolnik

**Motion Carried**

**NEW BUSINESS**

None.

**PUBLIC COMMENT** (on a new topic)

Sarah Culver, Toby Fraser, Matt Crehan, Dan Mills, Roger Nye, Jim Riley, Anna Eldenbrady, Tommy Watson, Shanti Devi, Alicia Rodriguez, Sue Bigelow and Nell Schafer all addressed the Board concerning the jail expansion.

Chairman Mahoney stated that no one has made any decisions and no one has the answers which they are seeking at this time. Chairman Mahoney said to stay tuned. The Charrette will be available on August 28, 2012. (Note: check the County website regularly for additional updates and information).

**CLOSED SESSION - PENDING LITIGATION**

2012-358 **MOVED BY PLUMMER, SECONDED BY ENGLE, TO GO INTO  
CLOSED SESSION RE: PENDING LITIGATION.**

**Roll Call**

Yes: Lewis Collins, Benjamin Cross, James Derezinski, Marvin Engle,  
Alan Jager, Anthony Longmire, Scott Plummer, Vice Chair I. John Snider,  
Rillastine Wilkins, Chairman Kenneth Mahoney

No: None

Excused: Robert Scolnik

**Motion Carried**

Went into Closed Session at 4:37 p.m.

Returned to Open Session at 4:58 p.m.

2012-359 **MOVED BY ENGLE, SECONDED BY CROSS, TO CONCUR WITH THE  
RECOMMENDATION OF CORPORATE COUNSEL IN THE CLIFFORD  
BUCK CASE.**

Voice vote. **Motion Carried**

2012-360 **MOVED BY ENGLE, SECONDED BY PLUMMER, TO CONCUR WITH  
THE RECOMMENDATION OF CORPORATE COUNSEL IN THE BLUE  
CROSS MATTER.**

Voice vote. **Motion Carried**

**ADJOURN**

2012-361 **MOVED BY SNIDER, SECONDED BY ENGLE, TO ADJOURN.**

**Voice vote. Motion Carried**

Meeting adjourned at 5:01 P.M.

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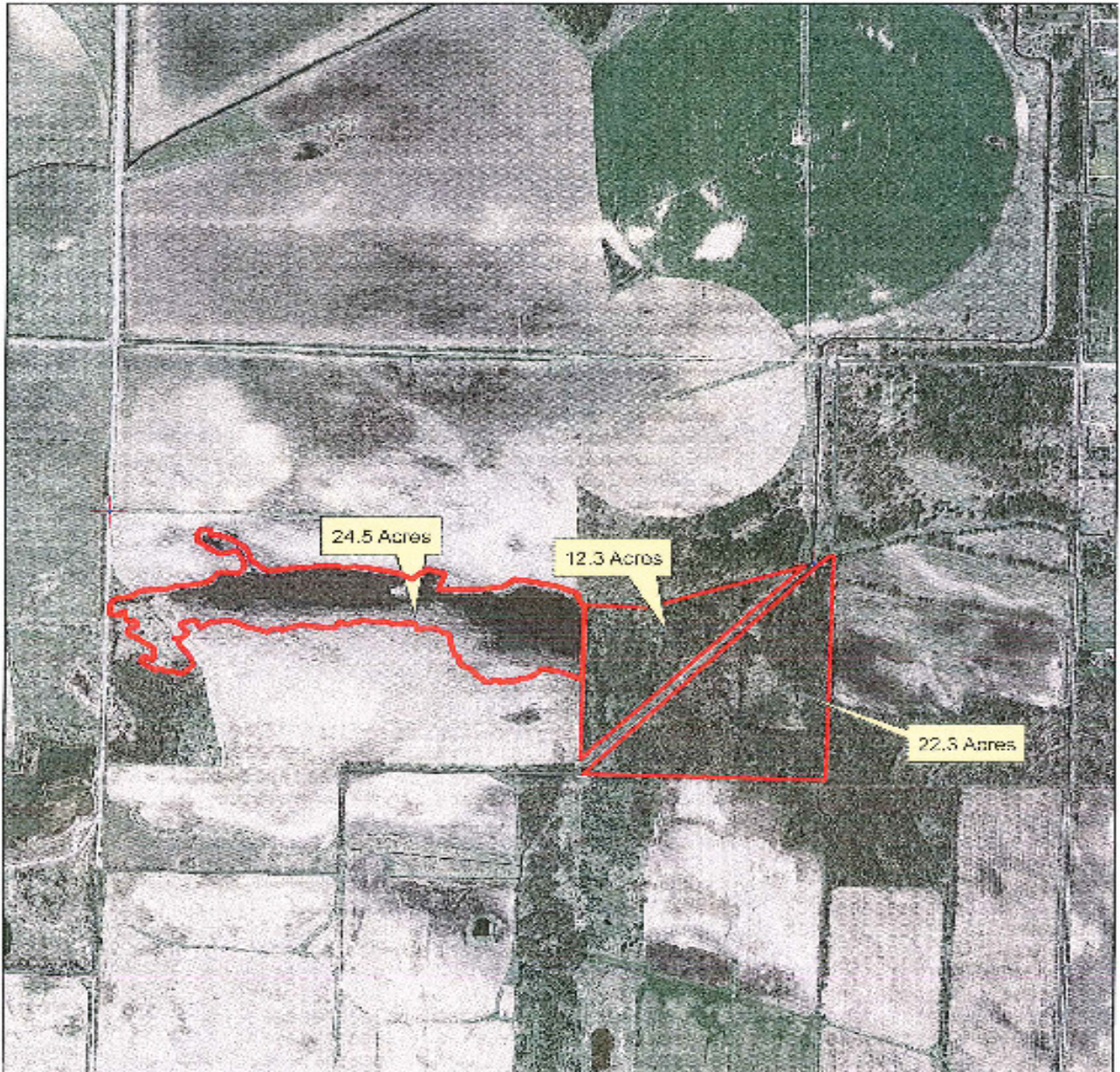
Nancy A. Waters, County Clerk

NAW:mlw

**PRELIMINARY MINUTES**  
**To be approved at the Full Board Meeting of August 14, 2012**



## Conservation Easements



**MUSKEGON AREA TRANSIT SYSTEM  
NOTICE OF PROPOSED FEDERAL GRANT APPLICATION**

Notice is hereby given that the Muskegon Area Transit System (MATS) intends to apply for \$1,350,000 in FY2012 Federal Transit Administration capital assistance as provided for under the National Infrastructure Investments (TIGER) program.

MATS has prepared an application for this Program to assist in financing capital needs. The grant provides 100% federal capital funding with no local match funding required.

Included in the application is the following program of projects.

**NATIONAL INFRASTRUCTURE INVESTMENT (TIGER) APPLICATION  
PROGRAM OF PROJECTS**

<u>PROJECT DESCRIPTION</u>	<u>FEDERAL AMOUNT</u>	<u>PROJECT TYPE</u>	<u>DESIGNATED RECIPIENT</u>
Three Heavy Duty Buses	\$1,350,000	TIGER	Muskegon County

A copy of this application is available for review during a 30-day period (August 2, 2012, to August 31, 2012), during office hours at the Muskegon Area Transit System, 2624 Sixth Street, Muskegon Heights. Upon advance notice, materials concerning the applications can be made available in alternative formats.

Written comments regarding the application must be received by August 31, 2012. A public hearing will be held at 3:30 p.m., Thursday, August 16, 2012, at the Muskegon County Board of Commissioners Board Room, 4<sup>th</sup> Floor, 990 Terrace, Muskegon, Michigan. If no comments are received that necessitate changes, this proposed programs of projects will become final.

Written comments should be mailed to:  
Muskegon Area Transit System  
2624 Sixth Street  
Muskegon Heights, MI 49444

Publish: August 2, 2012

**MUSKEGON COUNTY BOARD OF COMMISSIONERS  
FY2013  
BUDGET HEARING SCHEDULE**

DATE	MEETING	
August 2	Ways & Means	Proposed Budget Presented to Board Request Authorization for Budget Public Hearing
August 14	Full Board	Request Authorization for Budget Public Hearing Budget Presentation by County Administrator & Finance Director
August 15		Deliver public hearing notice to Muskegon Chronicle
August 21		Budget Public Hearing Notice Published in Muskegon Chronicle
September 6	Ways & Means	Budget Public Hearing
September 20	Ways & Means	Public Act 423 Resolution Appropriation Resolution FY2011-12 Budget Amendment Resolution
September 25	Full Board	Adoption

*Thank you, Leslee Rohs, Muskegon County Sustainability Coordinator, for your service to Muskegon County! Its amazing that since your introduction at the Full Board of Commissioners Meeting on January 25th, 2011, just how much you have helped Muskegon County accomplish.*

- 1. November 8, 2011, we recognized your contribution to Muskegon County when we received the Energy Service Coalition Award for the performance contract with Honeywell.*
- 2. November 17, 2011, we recognized your efforts to obtain a \$5,000 grant award from the Muskegon County Community Foundation for the Controlled Substance Take-Back and Disposal Program for Muskegon County.*
- 3. April 10, 2012, you were back before the Board of Commissioners to initiate a pilot recycling program on the 4th floor of the Michael E. Kobza Hall of Justice Building in hopes that this program would soon be in all Muskegon County Facilities.*
- 4. May 8, 2012, once again the Board is recognizing Leslee Rohs for being recipient of the Sustainability Champion, Individual, for working diligently in the areas of resource recovery, outreach and education and grant seeking for sustainability projects in Muskegon County at the 1st Annual Sustainability Coalition Earth Week Awards Ceremony at the Chris Bedford Art & Film Festival.*

*Muskegon County will surely miss you and we wish you all the best in your new position with the Frey Foundation in Grand Rapids.*