

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 II
Roger C. Wade*

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

Full Board Meeting

August 25, 2009

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 Vice-Chairman Nash followed by the pledge of Allegiance recited in unison.

Roll Call

Present: Collins, Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade

Excused: Buzzell, Derezinski

Absent: None

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

2009-443 **APPROVE AGENDA**

Moved by Collins, seconded by Scolnik, to approve the Agenda.

Motion Carried

2009-444 **APPROVE THE MINUTES OF THE FULL BOARD OF AUGUST 11, 2009**

Moved by Engle, seconded by Wade, to approve minutes of the Full Board of August 11, 2009.

Motion Carried

2009-445 **COMMUNICATIONS**

Moved by Engle, seconded by Collins, to receive and place on file the following Communications:

- A. Lake County Resolution No. 07/22/2009 1206 to delete boilerplate language introduced in Senate Appropriations Subcommittee for Community Health and adopted as Senate Substitute for HB 4436, known as Section 407 (1) and Section 407 (4) and urge continuance of the current structure and funding of Coordinating Agencies for the welfare and benefit of citizens within the NMSAS catchment area.
- B. Oceana County Resolution in support of House Bills 4785 and 4786 - Expansion of Unemployment Benefits and Acceptance of \$138 Million in Federal Stimulus Funds.

Vice-Chairman Nash recommended that the Oceana Resolution regarding HB 4785 and 4786 might be something that Muskegon County would like to support.

Chairman Mahoney agreed and also suggested consideration Lake County's Resolution.

Motion Carried

2009-446 **APPROVE THE RESOLUTION ACCEPTING THE MICHIGAN DNR
NATURAL RESOURCES TRUST FUND GRANT OFFER NUMBER TF08-
029**

CD/SP09/07-21

The Community Development/Strategic Planning Committee recommends, moved by Wade, seconded by Collins, to approve the Resolution accepting the Michigan DNR Natural Resources Trust Fund grant offer number TF08-029 in the amount of \$428,300 for the acquisition of approximately 95 acres of land adjacent to Meinert County Park and authorize the Board Chair to execute the grant agreement with the State of Michigan Department of Natural Resources.

At Commissioner Snider's request for update on fund-raising, April Schultz with Land Conservancy of West Michigan, reported that as of mid-September, there will be \$56,700 remaining to raise to cover the cost of acquisition. Ms. Schultz further reported on a plan to establish a restricted fund to fund the management and care taking of this addition to Meinert County Park.

Commissioner McMurray expressed concern about restrictions to access to the park by those who do not live in the Meinert County Park area.

(Continued)

2009-446 **APPROVE THE RESOLUTION ACCEPTING THE MICHIGAN DNR
NATURAL RESOURCES TRUST FUND GRANT OFFER NUMBER TF08-
029**

Roll Call

Ayes: Collins, Engle, Gill, Mahoney, Nash, Scolnik, Snider, Wade

Excused: Buzzell, Derezinski

Nays: McMurray

Motion Carried

2009-447 **APPROVE MDOT PROJECT AUTHORIZATION 2007-0264/Z14 WITH THE
MUSKEGON AREA TRANSIT SYSTEM**

TR09/08-37

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve MDOT Project Authorization 2007-0264/Z14 with the Muskegon Area Transit System providing state capital match funds in the amount of \$40,500 for replacement small buses, and to authorize the Chairperson to execute the contract.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

2009-448 **AUTHORIZE MATS TO DISPOSE OF GOBUS UNIT 0105 TO THE
COUNTY'S INSURANCE CARRIER**

TR09/08-38

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize MATS to dispose of GoBus Unit 0105 to the County's insurance carrier, Michigan Municipal Risk Management Authority (MMRMA), for the sum of \$8,900.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

2009-449 **AUTHORIZE MATS AND THE PURCHASING DEPARTMENT TO ISSUE
A REQUEST FOR PROPOSALS FOR UP TO EIGHTEEN SMALL BUSES**

TR09/08-39

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize MATS and the Purchasing Department to issue a Request for Proposals for up to eighteen small buses.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

2009-450 **AUTHORIZE MATS TO PROCEED WITH DEVELOPMENT OF AN INTERIM
PASSENGER WAITING AREA AT THE CITY OF MUSKEGON HEIGHTS
FARMERS MARKET PROPERTY**

TR09/08-40

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize MATS to proceed with development of an interim passenger waiting area at the City of Muskegon Heights Farmers Market property, to begin planning for a permanent passenger transfer facility at the location, and to pursue the possibilities for reallocation of previously awarded federal and state facility funds.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

2009-451 **AUTHORIZE WAIVER OF THE CURRENT COUNTY HIRING FREEZE AND
TO APPOINT GARY NIELSEN TO THE BUDGETED AIRPORT
MAINTENANCE WORKER/6 MONTHS POSITION #N08007**

TR09/08-41

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize waiver of the current County hiring freeze and to appoint Gary Nielsen to the budgeted Airport Maintenance Worker/6 Months Position #N08007, beginning September 28, 2009, at salary step 6, \$18.512 per hour.

(Continued)

2009-451 **AUTHORIZE WAIVER OF THE CURRENT COUNTY HIRING FREEZE AND TO APPOINT GARY NIELSEN TO THE BUDGETED AIRPORT MAINTENANCE WORKER/6 MONTHS POSITION #N08007**

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

2009-452 **APPROVE AWARD RFP 09-1639, GENERAL AVIATION AIRCRAFT HANGAR LEASE, TO EXECUTIVE AIR TRANSPORT, INC.**

TR09/08-42

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve award RFP 09-1639, General Aviation Aircraft Hangar Lease, to Executive Air Transport, Inc., for the lease of a 14,000 square foot hangar facility located at Muskegon County Airport, at the rate of \$2,500 per month, and further approve amending the existing Executive Air Transport, Inc. lease to include said facility.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Scolnik, Snider, Wade, Collins

Excused: Buzzell, Derezinski

Nays: Nash

Motion Carried

2009-453 **APPROVE EXECUTION OF FEDERAL AIRPORT IMPROVEMENT PROGRAM (AIP) GRANT #3-26-0071-3209**

TR09/08-43

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve execution of Federal Airport Improvement Program (AIP) Grant #3-26-0071-3209 in the amount of \$845,500, providing federal funds for several items included in the airport's FY2009 capital improvement plan.

(Continued)

2009-453 **APPROVE EXECUTION OF FEDERAL AIRPORT IMPROVEMENT PROGRAM (AIP) GRANT #3-26-0071-3209**

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

2009-454 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF AUGUST 1 - 14, 2009**

WM09/08-114

The Ways and Means Committee Recommends, moved by Vice-Chairman Nash, seconded by Collins, to approve payment of the accounts payable of \$9,318,893.79 covering the period of August 1, 2009 through August 14, 2009, as presented by the County Clerk.

Roll Call

Ayes: Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins, Engle

Excused: Buzzell, Derezinski

Nays: Gill

Motion Carried

2009-455 **CONTRACT WITH LAKESHORE OFFICE FURNITURE TO PROVIDE OFFICE FURNITURE FOR THE COMMUNITY MENTAL HEALTH BUILDING PROJECT**

WM09/08-115

The Ways and Means Committee Recommends, moved by Vice-Chairman Nash, seconded by Collins, to contract with Lakeshore Office Furniture to provide office furniture for the Community Mental Health building project for a cost not to exceed \$591,518.

Commissioner McMurray inquired as to why we continue with Lakeshore when it has been discussed in the past to go out for bid for office furniture. Chairman Mahoney noted office furniture will be bid out in the future. Administrator noted the architectural issue information documentation is being gathered and will be reported.

(Continued)

2009-455 **CONTRACT WITH LAKESHORE OFFICE FURNITURE TO PROVIDE OFFICE FURNITURE FOR THE COMMUNITY MENTAL HEALTH BUILDING PROJECT**

Roll Call

Ayes: Mahoney, McMurray, Scolnik, Snider, Wade, Collins, Engle

Excused: Buzzell, Derezinski

Nays: Gill, Nash

Motion Carried

2009-456 **WRITE OFF WASTEWATER BAD DEBT IN THE WASTEWATER FUND (5920) OF \$864.72 FOR STATEWIDE DELIVERY, INC.**

WM09/08-116

The Ways and Means Committee Recommends, moved by Vice-Chairman Nash, seconded by Collins, to write off Wastewater bad debt in the Wastewater fund (5920) of \$864.72 for Statewide Delivery, Inc.

Roll Call

Ayes: Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins, Engle

Excused: Buzzell, Derezinski

Nays: Gill

Motion Carried

2009-457 **AUTHORIZE THE REGISTER OF DEEDS TO COMMENCE THE BID PROCESS FOR THE PURCHASE OF ONE NEW WICKS & WILSON RS 325 16/35 MM MICROFILM SCAN STATION, SCANNING SOFTWARE, PC WORKSTATION AND MONITOR, WICKS & WILSON RS 325 ON SITE MAINTENANCE AND INSTALLATION & TRAINING**

WM09/08-117

The Ways and Means Committee Recommends, moved by Vice-Chairman Nash, seconded by Collins, to authorize the Register of Deeds, with assistance of Purchasing, to commence the bid process for the purchase of one new Wicks & Wilson RS 325 16/35 mm Microfilm Scan Station, Scanning Software, PC workstation and monitor, Wicks & Wilson RS 325 on site maintenance and installation & training. The performance and technical specifications shall meet or exceed the Wicks & Wilson RS 325 Exhibit A specifications.

(Continued)

- 2009-457 **AUTHORIZE THE REGISTER OF DEEDS TO COMMENCE THE BID PROCESS FOR THE PURCHASE OF ONE NEW WICKS & WILSON RS 325 16/35 MM MICROFILM SCAN STATION, SCANNING SOFTWARE, PC WORKSTATION AND MONITOR, WICKS & WILSON RS 325 ON SITE MAINTENANCE AND INSTALLATION & TRAINING**

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins, Engle

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

- 2009-458 **APPROVE THE PURCHASE OF A LASER PRINTER OUT OF BUDGETARY LINE ITEM SAVINGS WITHIN THE PROSECUTOR'S FY 2009 CRIME VICTIMS RIGHTS GRANT BUDGET**

WM09/08-118

The Ways and Means Committee Recommends, moved by Vice-Chairman Nash, seconded by Collins, to approve the purchase of a laser printer out of budgetary line item savings within the Prosecutor's FY 2009 Crime Victims Rights grant budget (2800-0232).

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins, Engle

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

- 2009-459 **APPROVE THE INSTALLATION BY VIDEO-TECH TRONICS OF A TEMPORARY CARD KEY ACCESS SECURITY SYSTEM FOR THE TERRACE STREET DOORS OF THE HALL OF JUSTICE FOR THE USE OF CONTRACTORS DURING THE FIRST AND SECOND FLOOR RENOVATION PROJECT**

WM09/08-119

The Ways and Means Committee Recommends, moved by Vice-Chairman Nash, seconded by Collins, to approve the installation by Video-Tech Tronics of a temporary card key access security system for the Terrace Street doors of the Hall of Justice for the use of contractors during the first and second floor renovation project for their quote of \$3,800 with costs being paid from the Hall of Justice Capital Improvement fund 4130-4131.

(Continued)

2009-459 **APPROVE THE INSTALLATION BY VIDEO-TECH TRONICS OF A TEMPORARY CARD KEY ACCESS SECURITY SYSTEM FOR THE TERRACE STREET DOORS OF THE HALL OF JUSTICE FOR THE USE OF CONTRACTORS DURING THE FIRST AND SECOND FLOOR RENOVATION PROJECT**

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins, Engle

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

2009-460 **GRANT PERMISSION TO THE SHERIFF'S OFFICE TO PURCHASE FROM NORIX GROUP, INC., 2 TABLES AND 40 CHAIRS FOR THE INMATES**

WM09/08-120

The Ways and Means Committee Recommends, moved by Vice-Chairman Nash, seconded by Collins, to grant permission to the Sheriff's Office to purchase from Norix Group, Inc., 2 tables and 40 chairs for the inmates for \$4,564.70.

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Scolnik, Snider, Wade, Collins, Engle

Excused: Buzzell, Derezinski

Nays: None

Motion Carried

2009-461 **PRESENTATION - TRIBUTE TO BRYAN CHAPMAN**

Chairman Mahoney presented Brian Chapman with a tribute for his contributions to the Muskegon County 150th Celebration. Mr. Chapman expressed his love of Muskegon County as well as his appreciation to Commissioners, regarding the Sesquicentennial success.

Commissioner Scolnik noted that fund-raising efforts covered all costs for the Sesquicentennial celebration so no taxpayer dollars were used for these events.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney thanked Commissioner Gill, Vice-Chairman Nash, Administrator Hammersley, Judy Kell, other staff members and many City Officials, for attending the Natural Resource Trust Fund Board on Wednesday to make a presentation for the Y-Property Acquisition. Though the presentation went very well and the Chairman is optimistic, there were \$115 million in projects requested of the Natural Resource Trust Fund Board with about \$34 million available to distribute.

Commissioner Snider reported that he and Administrator Hammersley, Sheriff Roesler, Dennis Vennema from the State Probation Office attended a meeting for the Community Corrections Committee, MDOC, in Lansing on Thursday. Administrator Hammersley represented us very well. We do have some issues with respect to funding under Public Act 511 for Community Corrections and we need to make sure that funding is sustained. The Community Corrections Advisory Board met Monday and Administrator Hammersley, Christine Curtis and the new MDOC representative for this area, Linsey LaMontagne were in attendance. There was discussion regarding the need to revise our grant application and funding process. The grant application is due by October 31, 2009.

Vice-Chairman Nash indicated that he has been appointed to the MAC Transportation Committee and will be serving with Commissioner Bill Gill. The MAC Transportation Committee discussed a proposal for new legislation to give counties ability for bike trail funding. Lien fees were also discussed and MAC passed their proposed platform for 2009/2010.

Commission Scolnik and Chairman Mahoney thanked John H. McGarry, III, Lakeshore Museum Center Executive Director, for the Sesquicentennial Banners that were displayed throughout the County by the Lakeshore Museum Center.

Chairman Mahoney noted the MAC Legislative Updates of August 7th and 14th, 2009, were included in packets. Suggested contacting Legislature regarding eliminating option to opt out of Tax Increment Financing (TIFA).

ADMINISTRATOR'S REPORT

None.

Old Business

None.

New Business

None.

Public Participation

Chairman Mahoney welcomed, Mike Thompson, Egelston Township Supervisor, who was in attendance.

*Budget Hearing

Beth Dick, Budget Manager, presented the Proposed 2010 Budget for all funds. Commissioner Snider asked if her future reports would show balance after addition and/or expenditures.

***Note:** The **Proposed 2010 Budget** may be viewed at the Michael E. Kobza Hall of Justice at either the **County Clerk's office** on the 2nd Floor or the **Administrator's office** on the 4th Floor or online at:

<http://co.muskegon.mi.us/budget/fy2010p.htm>

2009-462 **SUSPEND RULES TO ALLOW JOHN H. MCGARRY, III, TO ADDRESS THE BOARD**

Moved by Scolnik, seconded by Snider, to suspend rules to allow John H. McGarry, III, to address the Board.

Motion Carried

John H. McGarry, III, Lakeshore Museum Center Executive Director, informed the Board of increasing school requests and coming events that include a new exhibit of 400 million years.

Chairman Mahoney thank Mr. McGarry for his contributions to the Hilt Landing project.

2009-463 **ADJOURN**

Moved by Collins, seconded by Wade, to adjourn.

Motion Carried

Meeting adjourned at 4:27 p.m.

Nancy A. Waters, County Clerk

NAW/jmp

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