

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

*Benjamin E. Cross  
James Derezinski  
Marvin Engle  
Susie Hughes  
Kenneth Mahoney, Chairman*

*Charles Nash  
Terry Sabo  
Robert Scolnik  
Rillastine R. Wilkins, Vice Chair*

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

**Full Board Meeting**

**August 27, 2013  
4:00 P.M.**

**Chairman Kenneth Mahoney, Presiding**

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

**Roll Call**

Present: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

Excused: None

Also Present: County Administrator Bonnie B. Hammersley,  
Corporate Counsel Susan Franklin,  
Chief Deputy County Clerk Marcia L. Wilkes

2013-318     **APPROVAL OF THE AGENDA**

Moved by Derezinski, seconded by Cross, to approve the agenda as presented.

Voice vote.

**Motion Carried**

2013-319     **APPROVE THE FULL BOARD MINUTES OF TUESDAY, AUGUST 13, 2013**

Moved by Wilkins, seconded by Cross, to approve the Full Board Minutes of Tuesday, August 13, 2013.

Voice vote.

**Motion Carried**

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

Joshua EldenBrady addressed the Muskegon County Board of Commissioners regarding reforming the Public Defender System. He is in full support of the changes and was disheartened to see the Muskegon County Bar Association's response.

**COMMUNICATIONS**

- A. Alger County Board of Commissioners: Resolution No. 2013-11 in Opposition of HB 4785.
- B. Chippewa County Board of Commissioners: Resolution No. 13-14 Requesting Full Funding of Revenue Sharing
- C. County of Cheboygan Board of Commissioners: Resolution No. 13-16 Requesting Full Funding of Revenue Sharing
- D. Huron County Board of Commissioners: Resolution in Support of SB 395
- E. Oceana County Board of Commissioners: Resolution Urging the State of Michigan to Participate in the Passage of the Healthy Michigan Plan (Medicaid Expansion)

Chairman Mahoney stated that the above communications were for the Commissioners' information.

**COMMITTEE/BOARD REPORTS**

2013-320      **AUTHORIZE BOARD CHAIR TO SIGN THE AMENDMENT TO THE GROUND LEASE FOR CAMPING BETWEEN THE COUNTY OF MUSKEGON AND AMERICAN BIKERS AIMING TOWARD EDUCATION, REGION V OF THE STATE OF MICHIGAN**

CD/SP13/08 - 11      The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to authorize Board Chair to sign the Amendment to the Ground Lease for Camping Between the County of Muskegon and American Bikers Aiming Toward Education, Region V of the State of Michigan.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-321      **APPROVE THE EXTENSION OF CONTRACT WITH LUNAR COW DESIGN FOR 2014 AND 2015 VISITORS GUIDES**

CD/SP13/08 – 12      The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Cross, to approve the extension of contract with Lunar Cow Design for 2014 and 2015 Visitors Guides.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-322                    **APPROVE A MICHIGAN AIR SERVICE PROGRAM GRANT CONTRACT, PROVIDING \$80,000 OF STATE FUNDS TO REHABILITATE AND MODIFY THE AIRPORT'S DE-ICE TRUCK AND DESIGN/BUILD A RESTROOM BEYOND THE SECURITY SCREENING CHECKPOINT, WITH THE LOCAL MATCH OF \$8,889 IDENTIFIED IN THE AIRPORT'S FY2013 REVISED BUDGET SUBMITTAL**

TR13/08-26    The Transportation Committee recommends, moved by Wilkins, seconded by Sabo, to approve a Michigan Air Service Program Grant Contract, providing \$80,000 of State funds to rehabilitate and modify the Airport's de-ice truck and design/build a restroom beyond the security screening checkpoint, with the local match of \$8,889 identified in the Airport's FY2013 revised budget submittal.

**Roll Call**

Yes:                    Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No:                    None

**Motion Carried**

2013-323                    **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$15,895,042.52 COVERING THE PERIOD OF JULY 25, 2013 THROUGH AUGUST 12, 2013 AS PRESENTED BY THE COUNTY CLERK.**

WM13/08 – 83The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve payment of the accounts payable of \$15,895,042.52 covering the period of July 25, 2013 through August 12, 2013 as presented by the County Clerk.

**Roll Call**

Yes:                    Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No:                    None

**Motion Carried**

2013-324                    **APPOINT MR. FRED JOHNSON TO THE PUBLIC DEFENDER DEPARTMENT DIRECTOR POSITION EFFECTIVE SEPTEMBER 9, 2013, WITH THE STARTING ANNUAL SALARY AT STEP 1, \$85,550**

WM13/08 – 84The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to appoint Mr. Fred Johnson to the Public Defender Department Director position effective September 9, 2013, with the starting annual salary at Step 1, \$85,550.

**Roll Call**

Yes:                    Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No:                    None

**Motion Carried**

2013-325

**AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE NOTICE OF INTENT TO ENTER INTO THE SUB-RECIPIENT AGREEMENT AND PARTICIPATE IN A REGIONAL MODEL FOR THE USE OF THE REVOLVING LOAN FUNDS; TO ADOPT THE RESOLUTION OF THE COUNTY BOARD OF COMMISSIONERS AUTHORIZING THE CHAIRMAN OF THE COUNTY BOARD TO EXECUTE SEVERAL AGREEMENTS, ACT AS THE CERTIFYING OFFICER FOR THE ENVIRONMENTAL REVIEW FOR COUNTY OF MUSKEGON PROJECTS AND SIT AS MEMBER OF THE REGIONAL REVOLVING LOAN FUND ADVISORY COMMITTEE AND TO AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE SUB-RECIPIENT AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND THE CAPITAL FUND SERVICES, INC.**

WM13/08 – 85The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to sign the Notice of Intent to enter into the Sub-Recipient Agreement and participate in a regional model for the use of the revolving loan funds; to adopt the Resolution of the County Board of Commissioners authorizing the Chairman of the County Board to execute several agreements, act as the certifying officer for the environmental review for County of Muskegon projects and sit as member of the Regional Revolving Loan Fund Advisory Committee and to authorize the Chairman of the County Board of Commissioners to sign the Sub-Recipient Agreement between the County of Muskegon and the Capital Fund Services, Inc.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes,  
Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-326 **AUTHORIZE STAFF TO APPLY FOR CDBG FUNDS IN THE AMOUNT OF \$300,000 WITH NO MATCH AND HOLD A PUBLIC HEARING ON SEPTEMBER 10, 2013; FURTHER AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE FAIR HOUSING RESOLUTION AND ACT AS THE CERTIFYING OFFICER FOR THE COUNTY OF MUSKEGON**

WM13/08 – 86The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize staff to apply for CDBG funds in the amount of \$300,000 with no match and hold a public hearing on September 10, 2013; further authorize the Chairman of the County Board of Commissioners to sign the Fair Housing Resolution and act as the Certifying Officer for the County of Muskegon.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-327 **AUTHORIZE STAFF TO SEEK REQUESTS FOR PROPOSALS FOR TREATMENT SERVICES FOR SOBRIETY COURT**

WM13/08 – 87The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize staff to seek Requests for Proposals for treatment services for Sobriety Court.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-328 **APPROVE THE SHERIFF'S OFFICE TO APPLY FOR THE FISCAL YEAR 2014 SECONDARY ROAD PATROL GRANT FROM THE OFFICE OF HIGHWAY SAFETY PLANNING**

WM13/08 – 88The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to approve the Sheriff's Office to apply for the fiscal year 2014 Secondary Road Patrol grant from the Office of Highway Safety Planning.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-329 **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 BOARD CHAIR AND COUNTY CLERK TO SIGN THE CONTRACT**

WM13/08 – 89The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, 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 Board Chair and County Clerk to sign the contract.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-330 **APPOINT DEBORAH GROENEVELD AS EMPLOYER DELEGATE AND KRISTEN WADE AS EMPLOYER ALTERNATE TO THE 2013 MUNICIPAL EMPLOYEES RETIREMENT SYSTEM (MERS) ANNUAL MEETING AND THE COST OF ATTENDING FOR THE EMPLOYER AND EMPLOYEE DELEGATES AND ALTERNATES BE PAID FROM THE RISK MANAGEMENT FUND**

WM13/08 – 90The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to appoint Deborah Groeneveld as employer delegate and Kristen Wade as employer alternate to the 2013 Municipal Employees Retirement System (MERS) annual meeting and the cost of attending for the employer and employee delegates and alternates be paid from the Risk Management Fund.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-331 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN A CONTRACT EXTENSION WITH DETECT P.I. RECOVERY, LLC AT A FLAT FEE OF \$30.00 FOR REVIEW OF DISCOVERY AND AN HOURLY RATE OF \$45.00 PER HOUR AND MILEAGE REIMBURSEMENT AT \$.55.5 PER MILE AND PRE-APPROVED OVERNIGHT OR OUT OF STATE COSTS FOR THE PERIOD OF OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013 PENDING MONTHLY REVIEW OF EXPENDITURES**

WM13/08 – 91The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to sign a contract extension with Detect P.I. Recovery, LLC at a flat fee of \$30.00 for review of discovery and an hourly rate of \$45.00 per hour and mileage reimbursement at \$.55.5 per mile and pre-approved overnight or out of state costs for the period of October 1, 2013 through December 31, 2013 pending monthly review of expenditures.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-332 **AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN THE SECOND AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH THE LAKESHORE COORDINATING COUNCIL**

WM13/08 – 92The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Chairman of the County Board of Commissioners to sign the Second Amendment to the Memorandum of Understanding with the Lakeshore Coordinating Council.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

2013-333 **AUTHORIZE THE CIRCUIT COURT TO ENTER INTO CONTRACTS WITH THE FOLLOWING ATTORNEYS: CHRIS WILSON ASSIGNED FULL TIME TO JUDGE MARIETTI - \$32,500; FRED LESICA ASSIGNED FULL TIME TO JUDGE HICKS - \$32,500; JOSEPH FISHER HALF TIME TO JUDGE MARIETTI AND JUDGE HICKS - \$16,250; JOSEPH FISHER PART TIME TO HANDLE PRELIMINARY HEARINGS - \$11,250; FREDERIC F. BALGOOYEN TO HANDLE CONFLICTS - \$11,814; GARY VEURINK PART TIME FAMILY DIVISION - \$11,875; EDNA CASS PART TIME FAMILY DIVISION - \$11,875; CHAD CATALINO PART TIME FAMILY DIVISION - \$11,875; MICHAEL WALSH PART TIME FAMILY DIVISION - \$11,875; DAVID KORTERING PART TIME FAMILY DIVISION - \$11,875; STEPHEN CORWIN PART TIME FAMILY DIVISION - \$11,875; DAVID WILLIAMS PART TIME FAMILY DIVISION - \$11,875; MANDA MITTEER PART TIME FAMILY DIVISION - \$11,875; BRENDA SPRADER PART TIME FAMILY DIVISION CONFLICTS - \$8,000; THE CONTRACTS SHALL BE EFFECTIVE OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013**

WM13/08 – 93The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the Circuit Court to enter into contracts with the following attorneys: Chris Wilson assigned full time to Judge Marietti - \$32,500; Fred Lesica assigned full time to Judge Hicks - \$32,500; Joseph Fisher half time to Judge Marietti and Judge Hicks - \$16,250; Joseph Fisher part time to handle preliminary hearings - \$11,250; Frederic F. Balgooyen to handle conflicts - \$11,814; Gary Veurink part time Family Division - \$11,875; Edna Cass part time Family Division - \$11,875; Chad Catalino part time Family Division - \$11,875; Michael Walsh part time Family Division - \$11,875; David Kortering part time Family Division - \$11,875; Stephen Corwin part time Family Division - \$11,875; David Williams part time Family Division - \$11,875; Manda Mitteer part time Family Division - \$11,875; Brenda Sprader part time Family Division conflicts - \$8,000; the contracts shall be effective October 1, 2013 through December 31, 2013.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**



2013-334 **AUTHORIZE THE DISTRICT COURT, THROUGH ITS CHIEF JUDGE, HONORABLE MARIA LADAS HOOPES, TO ENTER INTO A THREE MONTH CONTRACT WITH THE FIVE ATTORNEYS TO BE DESIGNATED AS PUBLIC DEFENDERS EFFECTIVE OCTOBER 1, 2013 THROUGH DECEMBER 31, 2013 AS FOLLOWS: JAMES MAREK - \$11,875; BRIAN HOSTICKA - \$11,875; MARY FARRELL - \$11,875; ANGELLA DOREMIRE - \$11,875 AND JOSEPH FISHER - \$5,375**

WM13/08 – 94The Ways & Means Committee recommends, moved by Derezinski, seconded by Hughes, to authorize the District Court, through its Chief Judge, Honorable Maria Ladas Hoopes, to enter into a three month contract with the five attorneys to be designated as public defenders effective October 1, 2013 through December 31, 2013 as follows: James Marek - \$11,875; Brian Hosticka - \$11,875; Mary Farrell - \$11,875; Angella Doremire - \$11,875 and Joseph Fisher - \$5,375.

**Roll Call**

Yes: Benjamin Cross, James Derezinski, Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Terry Sabo, Robert Scolnik, Rillastine Wilkins

No: None

**Motion Carried**

**CHAIRMAN'S REPORT**

Commissioner Mahoney stated the that Convention and Visitors Bureau indicate that the accommodations in June for White Lake were up 5% and Muskegon was up 7%.

Chairman Mahoney included Letters of Support regarding the Muskegon Public Defender System to all Commissioners.

Chairman Mahoney shared that the Alloy Resources Corporation Open House was today, August 27, 2013, from 3:00 p.m. to 5:30 p.m., at 2281 Port City Boulevard.

Commissioner Hughes stated that she had attended the Alloy Resources Corporation Open House. She was impressed with the processes being utilized by Alloy.

Chairman Mahoney announced that the Hilts Landing Groundbreaking is scheduled for Wednesday, August 28, 2013, from 4:00 p.m. until 6:00 p.m.

Additionally, Chairman Mahoney informed the Commissioners and the public that the Rotary Park Groundbreaking will be held on Thursday, October 3, 2013 at 1:45 p.m.

**LIAISON REPORTS**

Commissioner Wilkins said she attended the SMART meeting in Berrien County on August 7, 2013. The MAC representative was there and provided an update on HB 4714. She informed the Commissioners that the bill has been amended and transportation funding has been set aside. The vote will be taken the last week of August.

Commissioner Wilkins also stated Muskegon County Airport had improved passenger activity for the month of July. She said that we had a total of 4009 passengers, which was up about 8% over last year.

Commissioner Engle felt it worthwhile to mention that there are two groundbreaking. He stated that this is something which we have not seen for quite awhile.

Commissioner Hughes announced that the Wastewater site will be holding a National Rocket Launch event next Memorial Day. She stated that there are very few places which can accommodate a National Rocket Launch event and we are very fortunate in Muskegon County to have such a location.

Commissioner Sabo shared that the Michigan Association of Professional Santas were recently in town, with their Mrs. Santas, and dressed in their summer "santa" suits. Commissioner Sabo hosted a cook-out at his home for the Santas. They enjoyed their tour of Muskegon and plan to return next year.

Commissioner Scolnik stated that he recently attended the Pyrotechnics Guild in Pennsylvania. Due to the large open space needed for this event, Commissioner Scolnik was unable to bring this event to the Muskegon area.

**ADMINISTRATOR'S REPORT**

The Administrator has nothing to report at this time.

**OLD BUSINESS**

None.

**NEW BUSINESS**

Commissioner Cross stated that he recently saw former Commissioner Collins. Mr. Collins stated that the grounds around South Campus are looking phenomenal!

Commissioner Nash commended the Board for its unanimous vote for the Public Defender System. He stated that it was a huge milestone and a major change for the community.

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

Rachel Star and M. Suzanne Kowalski both addressed the Board regarding the Meinert "Pines" Park. They stated that problems include: no cell phone service; no emergency phone; things are broken and not being fixed; the managers are rude to campers; the managers are not reachable even in middle of the night for emergencies. They feel that they are paying more and receiving less service.

Commissioner Scolnik has also heard complaints regarding the park's supervision. Commissioner Scolnik felt that the concerns stated by Ms. Star and Ms. Kowalski are genuine concerns and that something needs to be done. Mr. Scolnik stated that the customer service appears to be poor.

Chairman Mahoney informed Ms. Star and Ms. Kowalski that their complaints have not fallen on deaf ears and that the Board will be making some changes.

Chairman Mahoney recognized in the audience Egelston Township Supervisor John Holter and Treasurer Deb Ackerman.

**ADJOURN**

2013-335

**MOVED BY NASH, SECONDED BY SABO, TO ADJOURN.**

Voice vote.

**Motion Carried**

Meeting adjourned at 4:43 p.m.

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Marcia L. Wilkes  
Chief Deputy County Clerk

mlw

***Preliminary Minutes  
To be approved at the Full Board Meeting on Tuesday, September 10, 2013***