

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

Tuesday, September 24, 2013
4:00 p.m.

Chairman Kenneth Mahoney, Presiding

The Full Board Meeting of the Board of Commissioner 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, Rillastine Wilkins

Excused: Robert Scolnik

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

2013-356 **APPROVAL OF THE AGENDA**

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

Voice vote

Motion Carried

2013-357 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, SEPTEMBER 10, 2013**

Move by Derezinski, seconded by Hughes, to approve the Full Board Minutes of Tuesday, September 10, 2013.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

Eric Stevens, Circuit Court Administrator, addressed the Board apologizing for missing the Ways and Means Committee Meeting where discussion took place regarding the budget and reclassification of job descriptions. Mr. Stevens reported good news that the job description issue has been resolved with a very good meeting with himself, Finance Director Heath Kaplan, and County Clerk Nancy A. Waters.

David Shafer, representing the Muskegon County Bar Association, addressed the Board expressing descent to bringing the Public Defender in house and registered his objection to this plan.

COMMUNICATIONS

The following Communication Items were forwarded to Board Members for information:

- A. Bay County: Resolution #2013-171; In Opposition to HB 4785
- B. Berrien County: Resolution B1309185; In Support of Bill Amendment to MCL § 211.27
- C. Lake County: Resolution #09/11/13 1298; In Support of SB 395

The Community Development/Strategic Planning Committee meeting was held on Thursday, September 19th; there were no action items to report.

2013-358 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$17,097,780.40 COVERING THE PERIOD OF AUGUST 31, 2013 THROUGH SEPTEMBER 13, 2013 AS PRESENTED BY THE COUNTY CLERK.**

WM13/09 – 100

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to approve payment of the accounts payable of \$17,097,780.40 covering the period of August 31, 2013 through September 13, 2013 as presented by the County Clerk.

Roll Call

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

Excused: Robert Scolnik

No: None

Motion Carried

2013-359 **ADOPT THE RESOLUTION INITIATING PUBLIC ACT 423 FOR THE 2013 FISCAL YEAR AND AUTHORIZE THE BOARD CHAIR TO SIGN IT**

WM13/09 – 101

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to adopt the resolution initiating Public Act 423 for the 2013 fiscal year and authorize the Board Chair to sign it.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-360 **ACCEPT THE FUNDING IN THE AMOUNT OF \$196,100.00 FROM THE GREAT LAKES AREA OF CONCERN ACQUISITION GRANT TO ACQUIRE 26 ACRES OF WILLBRANDT PROPERTY ON THE WEST SIDE OF WITHAM ROAD IN NORTH MUSKEGON AND AUTHORIZE THE COUNTY ADMINISTRATOR TO SIGN THE ELECTRONIC GRANT AGREEMENT**

WM13/09 – 102

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to accept the funding in the amount of \$196,100.00 from the Great Lakes Area of Concern Acquisition Grant to acquire 26 acres of Willbrandt property on the west side of Witham Road in North Muskegon and authorize the County Administrator to sign the electronic grant agreement.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-361 **ACCEPT A \$300,000 GRANT FROM THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY (MSC-2012-0787-HOA) TO REHABILITATE HOMES IN THE NON-ENTITLEMENT COMMUNITIES WITHIN MUSKEGON COUNTY FOR INCOME ELIGIBLE HOMEOWNERS AND TO ALLOW STAFF TO ISSUE REQUESTS FOR PROPOSALS FOR CONTRACTORS AND OTHER VENDORS TO IMPLEMENT THE PROGRAM**

WM13/09 – 103

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to accept a \$300,000 grant from the Michigan State Housing Development Authority (MSC-2012-0787-HOA) to rehabilitate homes in the non-entitlement communities within Muskegon County for income eligible homeowners and to allow staff to issue Requests for Proposals for contractors and other vendors to implement the program.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-362 STATE OF MICHIGAN PUBLIC ACT 152 OF 2011), THE BOARD OF COMMISSIONERS OF THE COUNTY OF MUSKEGON HEREBY EXTENDS THE COUNTY'S EXEMPTION FROM THE REQUIREMENTS OF SAID ACT FROM AN ADDITIONAL YEAR THROUGH THE END OF FISCAL 2014; AND THAT 15 PERCENT OF THE MEDICAL BENEFIT PLAN'S PREMIUM EQUIVALENT AMOUNT SHALL BE DEDUCTED FROM COMPENSATION DUE TO EACH COVERED EMPLOYEE AND ELECTED PUBLIC OFFICIAL; AND THAT AUTHORIZATION BY THE EMPLOYEE OR ELECTED PUBLIC OFFICIAL FOR THE COUNTY TO MAKE THE DEDUCTION SHALL BE A CONDITION FOR ELIGIBILITY FOR THE MEDICAL BENEFIT PLAN

WM13/09 – 104

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to, pursuant to Section 8 of the Publicly Funded Health Insurance Contribution Act (State of Michigan Public Act 152 of 2011), the Board of Commissioners of the County of Muskegon hereby extends the County's exemption from the requirements of said act from an additional year through the end of fiscal 2014; and that 15 percent of the medical benefit plan's premium equivalent amount shall be deducted from compensation due to each covered employee and elected public official; and that authorization by the employee or elected public official for the County to make the deduction shall be a condition for eligibility for the medical benefit plan.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-363 APPROVE RENEWAL OF ASSESSMENT ADMINISTRATION SERVICES PROVIDED BY THE EQUALIZATION DEPARTMENT TO THE CITY OF WHITEHALL AND AUTHORIZE THE CHAIR OF THE COUNTY BOARD OF COMMISSIONERS TO EXECUTE AN AGREEMENT PREPARED BY THE EQUALIZATION DEPARTMENT TO PROVIDE THE SERVICES

WM13/09 – 105

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to approve renewal of Assessment Administration Services provided by the Equalization Department to the City of Whitehall and authorize the Chair of the County Board of Commissioners to execute an agreement prepared by the Equalization Department to provide the services.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-364 **AMEND THE CURRENT ADOPTED FY2013 BUDGETS AS PRESENTED**
WM13/09 – 106

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to amend the current adopted FY2013 budgets as presented.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-365 **ADOPT THE FY2014 COUNTY OF MUSKEGON APPROPRIATION
ORDINANCE INCLUDING THE BUDGET AMENDMENTS, AND INCLUDING
THE ADOPTION OF THE ASSOCIATED FY2014 POSITION CHANGES,
FY2014 EQUIPMENT ITEMS AND FY2014 CAPITAL PROJECTS, WHICH
COLLECTIVELY REPRESENT THE IMPLEMENTATION OF THE COUNTY OF
MUSKEGON'S FY2014 OPERATING BUDGET**

WM13/09 – 107

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to adopt the FY2014 County of Muskegon Appropriation Ordinance including the Budget Amendments, and including the adoption of the associated FY2014 position changes, FY2014 Equipment Items and FY2014 Capital Projects, which collectively represent the implementation of the County of Muskegon's FY2014 Operating Budget.

Commissioner Sabo noted concerns with the new Public Defender system.

Administrator Hammersley stated she met with Public Defender Director Fred Johnson who assured her that he could fill his staff within the budget provided for him.

Commissioner Hughes noted the Public Defender stated in his interview that he would hire local.

Commissioner Derezinski inquired who will be on the panel for filling the Public Defender's staff. Administrator Hammersley had instructed Mr. Johnson that it is best not to interview alone but he would make the final decision on who to hire.

Commissioner Nash noted County Clerk Waters had left a note to thank Eric Stevens and the Administrator for working on issues and for the opportunity to present her concerns at the Ways and Means Committee Meeting.

Commissioner Hughes thanked Administration for their patience with the many questions from Commissioners working on the budget for the first time.

Commissioner Engle noted every battle plan looks great until the first soldier goes out and so it will be with the budget, we will make adjustments as needed.

Commissioner Wilkins noted County Clerk Waters was happy to resolve the issues and that the problems will be resolved.

Chairman Mahoney noted, although Muskegon County was not included in the ACLU case, Muskegon County was pointed out as one of the worst in the state for Public Defenders.

Roll Call on 2013-365

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

Excused: Robert Scolnik

No: None Motion Carried

2013-366 **AUTHORIZE FINANCE & MANAGEMENT SERVICES/PURCHASING OFFICE STAFF TO ACCEPT THE HIGHEST AUTHENTICATED BID FOR EACH OF THE TWELVE (12) SURPLUS VEHICLES AND DISTRIBUTE THE PROCEEDS TO THE APPROPRIATE FUNDS**

WM13/09 – 108

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to authorize Finance & Management Services/Purchasing Office staff to accept the highest authenticated bid for each of the twelve (12) surplus vehicles and distribute the proceeds to the appropriate funds.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-367 **APPROVE THE PURCHASE OF 5,000 GAIN SKILL ASSESSMENTS FROM WONDERLIC, INC., IN THE AMOUNT OF \$30,000**

WM13/09 – 109

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to approve the purchase of 5,000 GAIN skill assessments from Wonderlic, Inc., in the amount of \$30,000.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-368 **AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE THE AGREEMENT BETWEEN THE MUSKEGON COMMUNITY HEALTH PROJECT AND THE COUNTY OF MUSKEGON IN THE AMOUNT OF \$31,200 FROM OCTOBER 1, 2013 THROUGH JUNE 30, 2014 FOR COMMUNITY HEALTH WORKER SERVICES; AND AUTHORIZE PUBLIC HEALTH TO ADD AND RECRUIT A NEW PUBLIC HEALTH TECHNICIAN POSITION TO PERFORM THE RELATED CONTRACT DUTIES, WITH NO INCREASE IN THE GENERAL FUND ALLOCATION**

WM13/09 – 110

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to authorize the Board Chairman to execute the agreement between the Muskegon Community Health Project and the County of Muskegon in the amount of \$31,200 from October 1, 2013 through June 30, 2014 for community health worker services; and authorize Public Health to add and recruit a new Public Health Technician position to perform the related contract duties, with no increase in the general fund allocation.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

2013-369 **AWARD RFP13-2090 TO INFORMATION SYSTEMS INTELLIGENCE (ISI) FOR A PERIOD NOT TO EXCEED FIVE (5) YEARS (OCTOBER 1, 2013 – SEPTEMBER 30, 2018) AND A COST NOT TO EXCEED \$66,000 PER MONTH, WITH A 1% ANNUAL MODIFIER AT THE ANNIVERSARY OF THE AGREEMENT; IN ADDITION, AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE THE AGREEMENT**

WM13/09 – 111

The Ways and Means Committee recommends, moved by Nash, seconded by Derezinski, to award RFP13-2090 to Information Systems Intelligence (ISI) for a period not to exceed five (5) years (October 1, 2013 – September 30, 2018) and a cost not to exceed \$66,000 per month, with a 1% annual modifier at the anniversary of the agreement; in addition, authorize the Board Chairman to execute the agreement.

Roll Call

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

Excused: Robert Scolnik

No: None Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney reminded Commissioner to forward names for Friends of the County Park District Representatives to himself or Lisa Chalko.

Chairman Mahoney and Administrator Hammersley noted the County of Muskegon's Sustainability Plan & Sustainability Graphic (Located on the Intranet/Board of Commissioners) meets the requirement for the County's Grant.

Chairman Mahoney invited everyone to the Rotary Park Groundbreaking at 900 W. Western, Muskegon; on Thursday, October 3rd at 1:45 p.m.

2013-370 **APPOINT CARL OCCHIPINTI, TO THE WORKFORCE DEVELOPMENT BOARD MICHIGAN REHABILITATION SERVICES; TERM THROUGH 12/31/14**

The Chairman recommends, moved by Derezinski, seconded by Sabo, to appoint Carl Occhipinti, to the Workforce Development Board Michigan Rehabilitation Services; term through 12/31/14.

Voice vote.

Motion Carried

Chairman Mahoney reminded everyone that the October 17, 2013 Community Development/Strategic Planning Committee and Transportation Committee meetings are being held at Montague Township Hall, 8915 Whitbeck Road, Montague at 4 p.m.

Chairman Mahoney invited Commissioners to the Michigan Township Association's Muskegon Township meeting on Monday, September 30th at Cedar Creek Township Hall at 7 p.m.

Chairman Mahoney noted BassMasters is setting up and invited everyone to participate.

Chairman Mahoney also noted that the Accommodations Tax Advisory Committee met and is working on making adjustments to the Accommodations Tax.

Commissioner Sabo reported that the Veterans and Muskegon Lions are busy with Veterans Causeway Park and always need volunteers. They will continue to work every Saturday starting at 9 a.m. until the weather turns too bad. He also noted that the work release or trustee workers from the jail have been doing a great job.

Commissioner Derezinski agreed that the work release or trustee workers from the jail are very hard workers. He addressed Public Works Director John Warner regarding moving the cannons located at the park across the bridge for renovation. Mr. Warner said he would check to see if the bridge would support the weight of the cannons.

Commissioner Nash asked if the appointees to the Friends of the County Park District Representatives may be invited to the Full Board Meeting when the Board approves their appointments. Administrator Hammersley noted an invitation will go out to those being appointed.

Commissioner Hughes reported that the West Michigan Shoreline Development Commission (WMSRDC) met at the new City of Muskegon DPW. One issue discussed was a conflict with State Police and Homeland Security Training.

ADMINISTRATOR'S REPORT

Administrator Hammersley noted she had nothing to report at this time.

OLD BUSINESS

Commissioner Nash inquired about information for employment issues. Administrator Hammersley noted Mary Villanueva will forward a report to Commissioners.

Commissioner Sabo asked how the recycling initiative is coming along. Sarah Damm, Sustainability Coordinator, addressed the Board noting October 1 will be the full roll-out of the program and surveys will be going out to departments regarding the initial phase. Ms. Damm will also be auditing from time to time.

NEW BUSINESS

Commissioner Wilkins reported a complaint from a citizen about how difficult it is to get to Heritage Landing before and after events are taking place at this venue. This citizen may appear before the Board regarding this issue.

PUBLIC COMMENT (on a new topic)

Mr. Harold Whaley addressed the Board regarding the West Michigan Lake Hawks ABA Basketball Team. The team will have a 30 game season with half being home games. The venue has yet to be determined.

2013-371 **PREPARE A RESOLUTION OF SUPPORT FOR THE WEST MICHIGAN LAKE HAWKS ABA BASKETBALL TEAM**

Moved by Cross, seconded by Hughes, to prepare a resolution of support for the West Michigan Lake Hawks ABA Basketball Team.

Voice vote.

Motion Carried

Dr.Zawdie Abiade addressed the Board expressing appreciation for their efforts to communication and resolve issues and working so well together.

Chairman Mahoney recognized audience members, Don Studaven, Blue Lake Township Trustee, and Dr.Zawdie Abiade City of Muskegon Mayoral Candidate.

ADJOURN

2013-372 **MOVED BY NASH, SECONDED BY CROSS, TO ADJOURN**

Voice vote.

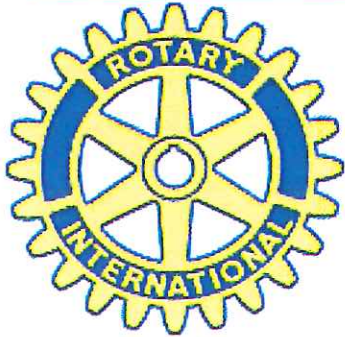
Motion Carried

Meeting adjourned at 4:43 p.m.

Marcia L. Wilkes, Chief Deputy County Clerk

jmp

Preliminary Minutes
to be approved at the Full Board Meeting on Tuesday, October 8, 2013



The Muskegon County Board of Commissioners

And

The Muskegon Rotary Club

Cordially Invite You

To Attend

The Groundbreaking for Rotary Park

Thursday, October 3, 2013

1:45 PM

At Rotary Park

900 W. Western Avenue

Muskegon, MI 49440



Please park in the YMCA parking lot.