

Muskegon County
Board of Commissioners
Hall of Justice, 990 Terrace Street, 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

Tuesday, November 8, 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 Rev. Kenneth S. Babcock of Fruitport Congregational Church.

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

Roll Call

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

Excused: Charles Nash

Also Present: Mark Eisenbarth, County Administrator;
Nancy A. Waters, County Clerk;
Marcia L. Wilkes, Chief Deputy County Clerk;
Doug Hughes, Corporate Counsel

2016-408 **APPROVAL OF THE AGENDA**

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

Voice vote

Motion Carried

2016-409 **APPROVE THE REGULAR MEETING MINUTES OF OCTOBER 25, 2016**

Moved by Commissioner Wilkins, seconded by Commissioner Hughes, to approve the Regular Meeting Minutes of October 25, 2016.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

The Honorable Maria Ladas-Hooples, Muskegon County District Court Judge, addressed the Board regarding the \$100,000 grant for the Mental Health Court. This grant will help in all aspects. This is a joint venture with the District Court and HealthWest. Judge Ladas-Hooples introduced Jennifer Swanger, HealthWest Case Manager; Dan Scanlon, HealthWest Case Manager; Adam Masserang – Public Defender’s Office; and Richard Chambers – District Court Probation.

PUBLIC HEARING: TRUTH IN TAXATION

2016-410 **OPEN THE PUBLIC HEARING REGARDING TRUTH IN TAXATION**

Moved by Commissioner Hughes, seconded by Commissioner Engle, to open the Public Hearing regarding Truth in Taxation.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

There was no public comment regarding Truth in Taxation.

2016-411 **CLOSE THE PUBLIC HEARING REGARDING TRUTH IN TAXATION**

Moved by Commissioner Mahoney, seconded by Commissioner Cross, to close the Public Hearing regarding Truth in Taxation.

Voice vote

Motion Carried

COMMITTEE/BOARD REPORTS

2016-412 **AWARD CONTRACTS TO JASON THIELBAR AND JULIE SANDERSON DBA BENTLEY ASSOCIATES AS SURVEILLANCE OFFICERS FOR THE 60TH DISTRICT COURT SOBRIETY AND VETERAN'S COURTS AND AUTHORIZE THE CHAIRMAN OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO SIGN THE CONTRACTS**

CPS16/11-43

The Courts and Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Lohman, to award contracts to Jason Thielbar and Julie Sanderson dba Bentley Associates as Surveillance Officers for the 60th District Court Sobriety and Veteran's Courts and authorize the Chairman of the Muskegon County Board of Commissioners to sign the contracts.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-413 **AWARD THE CONTRACT TO MERCY HEALTH LIFE COUNSELING IN THE AMOUNT OF \$110,198.00 FOR THE TREATMENT OF 60TH DISTRICT SOBRIETY COURT PARTICIPANTS, AND TO AUTHORIZE THE CHAIRMAN OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO SIGN THE CONTRACT WITH MERCY HEALTH LIFE COUNSELING**

CPS16/1-44

The Courts and Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Lohman, to award the contract to Mercy Health Life Counseling in the amount of \$110,198.00 for the treatment of 60th District Sobriety Court participants, and to authorize the Chairman of the Muskegon County Board of Commissioners to sign the contract with Mercy Health Life Counseling.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-414 **ACCEPT THE MICHIGAN VETERAN'S TREATMENT COURT GRANT IN THE AMOUNT \$46,000 ADMINISTERED THROUGH THE STATE COURT ADMINISTRATIVE OFFICE (SCAO) FOR THE GRANT PERIOD OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2017, AND AUTHORIZE THE CHAIRMAN OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO SIGN THE GRANT AGREEMENT AND AMEND THE BUDGET ACCORDINGLY**

CPS16/11-45

The Courts and Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Lohman, to accept the Michigan Veteran's Treatment Court Grant in the amount \$46,000 administered through the State Court Administrative Office (SCAO) for the grant period October 1, 2016 through September 30, 2017, and authorize the Chairman of the Muskegon County Board of Commissioners to sign the grant agreement and amend the budget accordingly.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-415 **ACCEPT THE MICHIGAN MENTAL HEALTH COURT GRANT IN THE AMOUNT OF \$100,000 AND AUTHORIZE THE CHAIRMAN OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO SIGN THE GRANT AGREEMENT WITH THE STATE COURT ADMINISTRATOR'S OFFICE AND AMEND THE BUDGET ACCORDINGLY**

CPS16/11-46

The Courts and Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Lohman, to accept the Michigan Mental Health Court Grant in the amount of \$100,000 and authorize the Chairman of the Muskegon County Board of Commissioners to sign the grant agreement with the State Court Administrator's Office and amend the budget accordingly.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-416 **ACCEPT THE BYRNE JUSTICE ASSISTANCE GRANT (BYRNE JAG) IN THE AMOUNT OF \$60,000 AND AUTHORIZE THE CHAIRMAN OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO SIGN THE GRANT AGREEMENT WITH THE STATE COURT ADMINISTRATOR'S OFFICE AND AMEND THE BUDGET ACCORDINGLY**

CPS16/11-47

The Courts and Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Lohman, to accept the Byrne Justice Assistance Grant (Byrne JAG) in the amount of \$60,000 and authorize the Chairman of the Muskegon County Board of Commissioners to sign the grant agreement with the State Court Administrator's Office and amend the budget accordingly.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-417 **APPROVE THE AGREEMENT BETWEEN THE PROSECUTOR'S OFFICE AND FRUITPORT CHARTER TOWNSHIP FOR PROSECUTION SERVICES FOR FRUITPORT CHARTER TOWNSHIP ORDINANCE VIOLATIONS AND CIVIL INFRACTIONS EFFECTIVE UPON ITS FULL EXECUTION BY BOTH PARTIES**

CPS16/11-48

The Courts and Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Lohman, to approve the Agreement between the Prosecutor's Office and Fruitport Charter Township for prosecution services for Fruitport Charter Township ordinance violations and civil infractions effective upon its full execution by both parties.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-418 **APPROVE THE SHERIFF'S OFFICE TO ACCEPT FOR THE FISCAL YEAR 2017 SECONDARY ROAD PATROL GRANT FROM THE OFFICE OF HIGHWAY SAFETY PLANNING IN THE AMOUNT OF \$147,870.00**

CPS16/11-49

The Courts and Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Lohman, to approve the Sheriff's Office to accept for the Fiscal Year 2017 Secondary Road Patrol grant from the Office of Highway Safety Planning in the amount of \$147,870.00.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-419 **ALLOW THE RECLASSIFICATION OF THE MDS CERTIFIED NURSE/BKH (FT) POSITION X52101 TO AN MDS COORDINATOR/BKH (FT) WITH A SALARY RANGE ADJUSTMENT TO NX-00290, \$25.005 - \$31.557/HR, FOR BROOKHAVEN MEDICAL CARE FACILITY**

HS16/11-18

The Human Services Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Wilkins, to allow the reclassification of the MDS Certified Nurse/BKH (FT) position X52101 to an MDS Coordinator/BKH (FT) with a salary range adjustment to NX-00290, \$25.005 - \$31.557/hr, for Brookhaven Medical Care Facility.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-420 **AUTHORIZE PUBLIC HEALTH TO ACCEPT THE FY2017 COMPREHENSIVE, PLANNING, BUDGET AND CONTRACTING AGREEMENT FOR \$2,561,454 FROM THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH WITH NO CHANGES TO THE PUBLIC HEALTH GENERAL FUND ALLOCATION; AND FURTHER AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE ASSOCIATED AGREEMENT**

HS16/11-19

The Human Services Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Wilkins, to authorize Public Health to accept the FY2017 Comprehensive, Planning, Budget and Contracting agreement for \$2,561,454 from the Michigan Department of Community Health with no changes to the Public Health General Fund allocation; and further authorize the Public Health Director to sign the associated agreement.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-421 **AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE AGREEMENT WITH THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY FOR THE RENDERING OF TECHNICAL SERVICES IN THE AMOUNT OF \$59,372, EFFECTIVE FROM OCTOBER 1, 2016 TO SEPTEMBER 30, 2017, WITH NO EFFECT ON COUNTY GENERAL FUNDS**

HS16/11-20

The Human Services Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Wilkins, to authorize the Public Health Director to sign the agreement with the Michigan Department of Environmental Quality for the rendering of technical services in the amount of \$59,372, effective from October 1, 2016 to September 30, 2017, with no effect on County General Funds.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-422 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$14,043,549.10 COVERING THE PERIOD OF OCTOBER 7, 2016, THROUGH OCTOBER 20, 2016, AS PRESENTED BY THE COUNTY CLERK**

WM16/11-152

The Ways and Means Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Mahoney, to approve payment of the accounts payable of \$14,043,549.10 covering the period of October 7, 2016, through October 20, 2016, as presented by the County Clerk.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-423 **AWARD A ONE (1) YEAR COMMERCIAL REAL ESTATE BROKER SERVICE CONTRACT, WITH THE OPTION OF TWO (2) ONE (1) YEAR EXTENSIONS, TO JONES LANG LASALLE (JLL) AND THAT THEY BE COMPENSATED BY COMMISSION FEES**

WM16/11-153

The Ways and Means Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Mahoney, to award a one (1) year Commercial Real Estate Broker service contract, with the option of two (2) one (1) year extensions, to Jones Lang LaSalle (JLL) and that they be compensated by commission fees.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

2016-424 **APPROVE THE OPERATING LEVY OF 0.5000 MILLS FOR PA 39 OF 1976 ACTIVITIES OR SERVICES FOR OLDER PERSONS ACT TO BE LEVIED IN DECEMBER 2016 AND TO AUTHORIZE THE MUSKEGON COUNTY CLERK AND THE CHAIR OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO SIGN THE ASSOCIATED UPDATED FORMS REQUIRED BY THE STATE OF MICHIGAN WHICH WILL BE SUBMITTED TO THE STATE OF MICHIGAN BY THE MUSKEGON COUNTY EQUALIZATION DEPARTMENT WITH ALL OTHER PREVIOUSLY AUTHORIZED MILLAGES INCLUDED**

WM16/11-154

The Ways and Means Committee recommends, moved by Commissioner Hughes, seconded by Commissioner Mahoney, to approve the operating levy of 0.5000 mills for PA 39 of 1976 Activities or Services for Older Persons Act to be levied in December 2016 and to authorize the Muskegon County Clerk and the Chair of the Muskegon County Board of Commissioners to sign the associated updated forms required by the State of Michigan which will be submitted to the State of Michigan by the Muskegon County Equalization Department with all other previously authorized millages included.

Commissioner Scholnik asked why the Board needed to approve this millage. Beth Dick, Finance Director, stated that this needs to be approved by the Board and a form has to be submitted to the state in order for the new senior millage to be levied in December.

Commissioner Mahoney stated that some boards do not approve to levy the entire authorized millage amount.

Roll Call:

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

No: None

Excused: Charles Nash

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2016-425 **APPROVE THE REAPPOINTMENT OF TOM GODFREY (UNDESIGNATED) (TERM THROUGH 12/31/2022) TO ECONOMIC DEVELOPMENT CORPORATION**

The Chairman recommends, moved by Commissioner Hughes, seconded by Commissioner Cross, to approve the reappointment of Tom Godfrey (Undesignated) (term through 12/31/2022) to Economic Development Corporation.

Jonathan Wilson, Chairman of the Economic Development Corporation, stated that Mr. Godfrey's term was only for a portion of a year and that they would like to extend it through 12/31/2022.

Voice vote

Motion Carried

2016-426 **APPROVE THE REAPPOINTMENT OF EMMA TORRESEN, DISTRICT 2 REPRESENTATIVE (TERM THROUGH 12/31/2018) TO FRIENDS OF THE COUNTY PARKS**

The Chairman recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to approve the reappointment of Emma Torresen, District 2 Representative (term through 12/31/2018) to Friends of the County Parks.

Voice vote.

Motion Carried

Chairman Sabo reminded everyone that County Administrator Eisenbarth's Annual Evaluations are due prior to the next Full Board Meeting on Tuesday, November 22, 2016.

There were no Liaison Reports.

ADMINISTRATOR'S REPORT

Administrator Eisenbarth commended HealthWest Administrator and staff for receiving the Certified Community Behavioral Health Clinic Designation (CCBHC).

Julia Rupp, HealthWest Director, thanked Judge Ladas-Hoopers for her leadership and team building in the Mental Health Court grant.

Ms. Rupp explained the process for obtaining the Certified Community Behavioral Health Clinic Designation (CCBHC). The prestigious designation means that anyone can get an assessment, regardless of their ability or inability to pay for services. It has also meant that HealthWest now has Saturday hours.

OLD BUSINESS

There was no old business to come before the Board.

NEW BUSINESS

Both Commissioners Cross and Mahoney will be out of town next week for both the Tuesday and Thursday meetings. Chairman Sabo will be unavailable next Tuesday for the meeting.

2016-427 Moved by Commissioner Mahoney and Seconded by Commissioner Engle that the Board prepare a tribute to honor the Howmet Playhouse which has been in operation for 100 years.

Voice vote.

Motion Carried

PUBLIC COMMENT

Minister Lovie Wright addressed the Board regarding some City of Muskegon signs which she felt were not in the appropriate location. Administrator Eisenbarth will pass this information along to the City of Muskegon.

Betty Warfield came before the Board as she feels she is being forced out of her community because she is not allowed to go to any hospital or to the doctors in Muskegon County. Administrator Eisenbarth and Commissioner Wilkins will reach out to HealthWest and to Brookhaven to obtain further information.

Bob Horn from Jones Lange LaSalle thanked the Board for granting his company the bid. He is looking forward to working with Muskegon County.

Chairman Sabo thanked Honorable Maria Ladas-Hoopers for educating the Board today on the Mental Health Court.

Chairman Sabo stated that today is also a day about gratitude and unity. His hope is that after the election, people will move together and unite.

2016-428 **MOVED BY COMMISSIONER HUGHES, SECONDED BY COMMISSIONER WILKINS, TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 4:50 p.m.

Nancy A. Waters, County Clerk

NAW/mlw

Preliminary Minutes
To be approved at the Full Board Meeting on November 22, 2016