

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, December 10, 2013
4:55 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

Absent: None

Also Present: Bonnie Hammersley, County Administrator
Marcia L. Wilkes, Chief Deputy County Clerk
Doug Hughes, Corporate Counsel

2013-470 **APPROVAL OF THE AGENDA**

Moved by Commissioner Cross, seconded by Commissioner Wilkins, to approve the agenda.

Voice vote

Motion Carried

2013-471 **APPROVE THE FULL BOARD MINUTES OF TUESDAY, NOVEMBER 26, 2013**

Moved by Commissioner Derezinski, seconded by Commissioner Nash, to approve the Full Board Minutes of Tuesday, November 26, 2013.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

None

PRESENTATIONS

- A. Recycling and Collection Event 2013 Results, were presented by Sara Damm, County of Muskegon Sustainability Coordinator. For details of her presentation, please see her attached report. Sara Damm also shared that the next event will be in April. Work is underway to obtain a grant for the April event. (Presentation attached.)

Ms. Damm thanked Nancy A. Waters Muskegon County Clerk and Commissioners, for their assistance in promoting the Recycling and Collection Event. She also thanked Laketon Township Supervisor Kim Arter for her help with the tires.

Carrie Uthe, MSO/Provider Relations Specialist, Lakeshore Health Network, shared their great results in the collection of medications and sharps. (Presentation attached.)

- B. Stephen Dix, Muskegon Area District Library Director shared a bit of the background of the Muskegon Area District Library (MADL) Storyville Program. He then introduced Mr. Richard Schneider, Muskegon Area District Library Assistant Director.

Mr. Schneider shared the concept of Storyville. Storyville is only for ages 0 to 5 years. Storyville consists of approximately 7 rooms or areas, each of which has a different community based theme, where the different ages of children can learn, explore and also where parents can read to their children and borrow books to take home. The Norton Shores Library will be expanding to contain the only Storyville in the State of Michigan. Richard Schneider will be giving numerous presentations throughout the area during the upcoming months. The fundraising efforts will soon begin. (Presentation attached.)

2013-472 **MOVED BY COMMISSIONER CROSS, SECONDED BY COMMISSIONER HUGHES, THAT THE BOARD PREPARE A RESOLUTION SUPPORTING THE EFFORTS OF STORYVILLE.**

Voice vote

Motion Carried

COMMITTEE/BOARD REPORTS

2013-473 **AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO SIGN THE ACCESS AND VISITATION AGREEMENT BETWEEN THE STATE COURT ADMINISTRATOR'S OFFICE AND THE CIRCUIT COURT; AND AUTHORIZE THE CIRCUIT COURT ADMINISTRATOR TO REALIGN FUNDING WITH THE CURRENT DUTIES OF THE FAMILY COURT OFFICER, POSITION #G27309**

CPS13/12 – 44

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to authorize the Circuit Court Administrator to sign the Access and Visitation Agreement between the State Court Administrator's Office and the Circuit Court; and authorize the Circuit Court Administrator to realign funding with the current duties of the Family Court Officer, position #G27309.

Roll Call

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

No: None

Motion Carried

2013-474 **ADOPT REVISED MUSKEGON COUNTY FACILITY SAFETY POLICIES AND PROCEDURES AND THE HOSTAGE/BARRICADE SITUATION POLICY**

CPS13/12 – 45

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to adopt revised Muskegon County Facility Safety Policies and Procedures and the Hostage/Barricade Situation Policy.

Roll Call

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

No: None

Motion Carried

2013-475 **APPROVE A SERVICES AGREEMENT WITH MUSKEGON COUNTY AND MUSKEGON FAMILY CARE EFFECTIVE JANUARY 1, 2014 THROUGH DECEMBER 31, 2014, WITH THE OPTION OF TWO ONE-YEAR RENEWALS, FOR MEDICAL AND EMERGENCY DENTAL SERVICES TO THE JUVENILE TRANSITION CENTER AT A RATE OF TWO THOUSAND (\$2,000) DOLLARS PER MONTH OR AN ANNUALIZED AMOUNT OF TWENTY-FOUR THOUSAND (\$24,000) DOLLARS, AND THAT THE CHAIRMAN BE AUTHORIZED TO SIGN THE AGREEMENT**

CPS13/12 – 46

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to approve a services agreement with Muskegon County and Muskegon Family Care effective January 1, 2014 through December 31, 2014, with the option of two one-year renewals, for medical and emergency dental services to the Juvenile Transition Center at a rate of Two Thousand (\$2,000) Dollars per month or an annualized amount of Twenty-Four Thousand (\$24,000) Dollars, and that the Chairman be authorized to sign the agreement.

Roll Call

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

No: None

Motion Carried

2013-476 **SEEK BIDS/QUOTES FOR A THREE YEAR CONTRACT TO CREATE, REVISE, AND UPDATE MUSKEGON COUNTY'S SARA TITLE III HAZARDOUS MATERIALS PLANS (SUPERFUND AMENDMENTS AND REAUTHORIZATION ACT OF 1986) STARTING IN THE CALENDAR YEAR OF 2014**

CPS13/12 – 47

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to seek bids/quotes for a three year contract to create, revise, and update Muskegon County's SARA Title III Hazardous Materials Plans (Superfund Amendments and Reauthorization Act of 1986) starting in the calendar year of 2014.

Roll Call

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

No: None

Motion Carried

2013-477 **CHANGE THE SHERIFF'S OFFICE INMATE ROOM AND BOARD BILLING FROM A THREE TIER SYSTEM TO A TWO TIER SYSTEM AND ADJUST THE FEES TO \$15.00 AND \$35.00 RESPECTIVELY**

CPS13/12 – 48

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to change the Sheriff's Office inmate room and board billing from a three tier system to a two tier system and adjust the fees to \$15.00 and \$35.00 respectively.

Roll Call

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

No: None

Motion Carried

2013-478 **ACCEPT THE FY2013 FUNDS IN THE AMOUNT OF \$4,387.00 FROM THE BUREAU OF JUSTICE ASSISTANCE FOR THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP)**

CPS13/12 – 49

The Courts & Public Safety Committee recommends, moved by Commissioner Cross, seconded by Commissioner Hughes, to accept the FY2013 funds in the amount of \$4,387.00 from the Bureau of Justice Assistance for the State Criminal Alien Assistance Program (SCAAP).

Roll Call

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

No: None

Motion Carried

2013-479 **APPROVE THE ADDITION OF PHYSICAL THERAPY SERVICES TO COMMUNITY MENTAL HEALTH'S CONTRACT WITH PNA LTD/HOMCARE, INC., AT THE RATES OF \$65.00 PER VISIT FOR A PHYSICAL THERAPIST AND \$47.00 PER VISIT FOR A PHYSICAL THERAPIST ASSISTANT, EFFECTIVE DECEMBER 1, 2013, THROUGH SEPTEMBER 30, 2014**

HS13/12 – 76

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to approve the addition of Physical Therapy Services to Community Mental Health's contract with PNA LTD/Homcare, Inc., at the rates of \$65.00 per visit for a Physical Therapist and \$47.00 per visit for a Physical Therapist Assistant, effective December 1, 2013, through September 30, 2014.

Roll Call

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

No: None

Motion Carried

2013-480 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY EXECUTIVE DIRECTOR TO ENTER INTO HOSPITAL REIMBURSEMENT ADJUSTMENT (HRA) AGREEMENTS WITH THOSE COMMUNITY INPATIENT HOSPITALS IN WHICH EITHER OTTAWA OR MUSKEGON AFFILIATES PAID FOR INPATIENT CARE OF THEIR CONSUMERS DURING FY 2012, OR THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH HAS ESTABLISHED OUR AGENCY AS ONE OF THE PAYEES FOR THE FACILITY FOR OCTOBER 1, 2013, THROUGH DECEMBER 31, 2013**

HS13/12 – 77

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the Community Mental Health Services of Muskegon County Executive Director to enter into Hospital Reimbursement Adjustment (HRA) agreements with those Community Inpatient Hospitals in which either Ottawa or Muskegon affiliates paid for inpatient care of their consumers during FY 2012, or the Michigan Department of Community Health has established our agency as one of the payees for the facility for October 1, 2013, through December 31, 2013.

Roll Call

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

No: None

Motion Carried

2013-481 **AUTHORIZE COMMUNITY MENTAL HEALTH TO AMEND THE FY14 EXTENSION WITH MERCY HEALTH-HACKLEY BEHAVIORAL HEALTH TO INCREASE THEIR RATES EFFECTIVE NOVEMBER 1, 2013, THROUGH SEPTEMBER 30, 2014, TO \$876.00 PER DAY FOR ADULT INPATIENT SERVICES AND \$976.00 PER DAY FOR ADULT INPATIENT CO-OCCURRING DD/MI SERVICES**

HS13/12 – 78

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize Community Mental Health to amend the FY14 extension with Mercy Health-Hackley Behavioral Health to increase their rates effective November 1, 2013, through September 30, 2014, to \$876.00 per day for Adult Inpatient Services and \$976.00 per day for Adult Inpatient Co-Occurring DD/MI Services.

Roll Call

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

No: None

Motion Carried

2013-482 **AUTHORIZE THE COMMUNITY MENTAL HEALTH EXECUTIVE DIRECTOR TO SIGN A CONTRACT WITH THOSE SERVICE VENDORS/PROVIDERS WHO HAVE SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE PROVISION AT THE FISCAL YEAR 2012/2013 RATES FOR THE TIME PERIOD EFFECTIVE OCTOBER 1, 2013, THROUGH SEPTEMBER 30, 2014**

HS13/12 – 79

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the Community Mental Health Executive Director to sign a contract with those service vendors/providers who have submitted written agreements to continue service provision at the Fiscal Year 2012/2013 rates for the time period effective October 1, 2013, through September 30, 2014.

Roll Call

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

No: None

Motion Carried

2013-483 **AUTHORIZE THE RECLASSIFICATION OF MASTERS LEVEL CLINICIAN POSITION #X53304 (NX 00240) TO A SUPPORTS COORDINATOR/CBS POSITION (NX 00150) EFFECTIVE DECEMBER 11, 2013 WITH THE FUNDING FOR THIS POSITION STAYING IN ORG 7320**

HS13/12 – 80

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the reclassification of Masters Level Clinician position #X53304 (NX 00240) to a Supports Coordinator/CBS position (NX 00150) effective December 11, 2013 with the funding for this position staying in org 7320.

Roll Call

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

No: None

Motion Carried

2013-484 **AMEND THE CONTRACT WITH PREFERRED EMPLOYMENT AND LIVING SUPPORTS, LLC, AND ADD A PER DIEM COMMUNITY LIVING SUPPORTS RATE OF \$160.00 PLUS INCURRED EXPENSES EFFECTIVE NOVEMBER 1, 2013, THROUGH SEPTEMBER 30, 2014**

HS13/12 – 81

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to amend the contract with Preferred Employment and Living Supports, LLC, and add a per diem Community Living Supports rate of \$160.00 plus incurred expenses effective November 1, 2013, through September 30, 2014.

Roll Call

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

No: None

Motion Carried

2013-485 **AUTHORIZE THE RECLASSIFICATION OF MID-LEVEL PRACTITIONER POSITION #X56204 (NX 00432) TO A 32-HOUR/WEEK GENERAL PSYCHIATRIST POSITION (NX 00650) EFFECTIVE DECEMBER 11, 2013 WITH THE FUNDING FOR THIS POSITION STAYING IN ORG 7323**

HS13/12 – 82

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Derezinski, to authorize the reclassification of Mid-Level Practitioner position #X56204 (NX 00432) to a 32-hour/week General Psychiatrist position (NX 00650) effective December 11, 2013 with the funding for this position staying in org 7323.

Roll Call

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

No: None

Motion Carried

2013-486 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$13,485,984.56 COVERING THE PERIOD OF NOVEMBER 13, 2013 THROUGH NOVEMBER 27, 2013 AS PRESENTED BY THE COUNTY CLERK**

WM13/12 – 138

The Ways and Means Committee recommends, moved by Commissioner Derezinski, seconded by Commissioner Hughes, to approve payment of the accounts payable of \$13,485,984.56 covering the period of November 13, 2013 through November 27, 2013 as presented by the County Clerk.

Roll Call

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

No: None

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney stated that the Organizational Meeting of the Muskegon County Board of Commissioners will be held on Friday, January 3, 2014, 4:00 p.m. at the Michael E. Kobza Hall of Justice Building, 4th floor, Board of Commissioners Room.

Chairman Mahoney reminded everyone that the Jail Groundbreaking will be held on Tuesday, January 7th, 2014, at 3:00 p.m. in front of the courthouse.

ADMINISTRATOR'S REPORT

The Administrator had nothing to report at this time.

OLD BUSINESS

Commissioner Hughes commented on the timeliness of the Storyville presentation. She stated that she wished that the smoking ban proposed ordinance would have been presented with the same degree of timeliness. Commissioner Hughes stated that the Board of Commissioners needs to be kept informed.

Chairman Mahoney stated that Commissioner Scolnik had requested a Board Planning Session on the proposed smoking ban ordinance.

Commissioner Engle stated that the Board is a policy Board and that they rely on the Administrator and the department heads to do what works.

Administrator Hammersley stated that once they have the information requested from the Health Department regarding the smoking ban, a Board Planning Session will be scheduled.

Commissioner Nash asked if other items would be presented at the Board Planning Session.

Chairman Mahoney said that if anyone had other items to be added to the Planning Session to please get those items to him.

Commissioner Derezinski stated that they needed to get smokers involved to participate in writing the non-smoking ordinance.

NEW BUSINESS

2013-487 **MOVED BY COMMISSIONER WILKINS, SECONDED BY COMMISSIONER SABO, TO CANCEL THE DECEMBER 19, 2013 TRANSPORTATION COMMITTEE MEETING AS THERE ARE NO NEW ITEMS FOR CONSIDERATION AT THIS TIME.**

Voice vote.

Motion Carried

PUBLIC COMMENT

Scott Janiga from J and J Electrical questioned the Board regarding the bidding for the Juvenile Detention Center. The lowest bidder had left things out of his bid and the job was awarded to the next lowest bidder. Specifically, Mr. Janiga wanted to know if the bid bond was acted upon.

Chairman Mahoney stated that this matter would have to be turned over to staff.

Commissioner Derezinski stated that he felt that Mr. Janiga needed to have a response.

Administrator Hammersley said that she would speak with Granger and would get a response to Mr. Janiga.

Mr. Janiga also asked why Muskegon County did not have a local contractor rule so that the money could be kept local.

Commissioner Sabo stated that he would like an update on the entities that were awarded bids. Administrator Hammersley said that she would be getting a list of those who were awarded the bids, along with their addresses and she would forward same to the Board.

Commissioner Scolnik stated that he recently spoke to former Commissioner Alan Jager who had hoped to bid on the demolition of the former antique mall. Mr. Jager informed Commissioner Scolnik that he never received a chance to bid on that demolition.

Chairman Mahoney stated that Granger was hired and that we should not micromanage.

Patricia Jones addressed the Board of Commissioners, and specifically Commissioner Wilkins, regarding the fact that the 18% property tax disbursement for schools in Muskegon Heights was going to be disbursed to other school districts as Muskegon Heights did not have a public school.

Commissioner Wilkins said that she would check and will get back with Ms. Jones.

Ms. Jones also stated that she had seen a Sheriff's horse-trailer being loaded with furniture. She questioned the men loading the furniture about who owned the truck. One of them said that it belonged to his uncle, Jim Shippers. Ms. Jones did not feel it was an appropriate use of a county possession.

Chairman Mahoney informed Ms. Jones that the Sheriff posse is run entirely by volunteers.

Ms. Jones further informed the Board that she was glad that they were taking another look at the smoking ban.

Kay Cummings from MSUE introduced her replacement, Michael Krauch. Mr. Krauch will replace Ms. Cummings as the District 5 Coordinator. District 5 includes Muskegon, Lake, Oceana, Mason and Newaygo counties. Ms. Cummings was retiring, but now has been offered a different role with MSUE. Mr. Krauch looks forward to working together with the County Board.

ADJOURN

2013-488 **MOVED BY COMMISSIONER DEREZINSKI, SECONDED BY
COMMISSIONER NASH, TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 5:20 p.m.

Marcia L. Wilkes
Chief Deputy County Clerk

mlw