

**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, December 20, 2016, 2016
4:00 p.m.

Chairman Sabo, Presiding

The Full Board of Commissioners was called to order by Chairman Sabo.

Invocation was given by Pastor David McCowan from Forest Park Covenant Church.

The Pledge of Allegiance was led by Gavin Poulin, son of Sheriff-Elect Michael Poulin, and recited in unison.

Roll Call

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

Excused: Benjamin E. Cross

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

2016-471 **APPROVAL OF THE AGENDA**

Note: An updated agenda was posted on the website, which included item D under the Chairman's Report, five appointments to the Lakeshore Sports Commission.

Moved by Commissioner Wilkins, seconded by Commissioner Engle, to approve the updated agenda.

Voice vote

Motion Carried

2016-472 **APPROVE THE MEETING MINUTES OF DECEMBER 13, 2016**

Moved by Commissioner Engle, seconded by Commissioner Nash, to approve the Meeting Minutes of December 13, 2016.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

Cyndi Powers, member of the No Smoke Coalition, asked the Board to support the Tobacco 21 Resolution.

PRESENTATION : Mason Schlafer Resolution

Commissioner Scolnik presented to a Resolution to Mason Schlafer, who is a member of the Boy Scouts of America, Pack 0455. Young Mr. Schlafer broke a 13 state record in popcorn sales.

COMMITTEE/BOARD REPORTS

2016-473 **APPROVE THE CHANGE IN COMPENSATION OF THE MUSKEGON COUNTY ROAD COMMISSIONERS FROM \$300.00 PER MONTH TO \$360.00 PER MONTH AND THE CHAIR FROM \$350.00 PER MONTH TO \$410.00 PER MONTH AND AN INCREASE IN THEIR ANNUAL MILEAGE ALLOWANCE FROM \$800 TO \$1,000 TO BE EFFECTIVE JANUARY 1, 2017**

CD/SP16/12 – 24 The Community Development/Strategic Planning Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Hughes, to approve the change in compensation of the Muskegon County Road Commissioners from \$300.00 per month to \$360.00 per month and the Chair from \$350.00 per month to \$410.00 per month and an increase in their annual mileage allowance from \$800 to \$1,000 to be effective January 1, 2017.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: Jeff Lohman

Excused: Benjamin Cross

Motion Carried

2016-474 **APPROVE THE REQUEST BY DIVISION ONE, LLC, TO HOLD AN EVENT FEATURING A BIKE RODEO, GUIDED MOTORCYCLE RIDE STAGING, CAMPING AND ADDITIONAL FAMILY-FRIENDLY MOTORCYCLE-THEMED EVENTS AT HERITAGE LANDING JULY 13-16, 2017, WITH PROCEEDS FROM THE EVENT BENEFITTING LOCAL CHARITIES**

CD/SP16/12 - 25 The Community Development/Strategic Planning Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Hughes, to approve the request by Division One, LLC, to hold an event featuring a Bike Rodeo, guided motorcycle ride staging, camping and additional family-friendly motorcycle-themed events at Heritage Landing July 13-16, 2017, with proceeds from the event benefitting local charities.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-475 **APPROVE A RESOLUTION IN SUPPORT OF RAISING THE MINIMUM AGE OF LEGAL ACCESS TO TOBACCO PRODUCTS IN MICHIGAN TO AGE 21**

CD/SP16/12 - 26 The Community Development/Strategic Planning Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Hughes, to approve a resolution in support of raising the minimum age of legal access to tobacco products in Michigan to age 21.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-475 **AUTHORIZE MATS TO ISSUE A REQUEST FOR PROPOSALS FOR A NEW DIESEL FUEL TANK, DIESEL FUEL DISPENSER, INSTALLATION SERVICES, AND A FUEL MANAGEMENT SYSTEM**

TR16/12-31 The Transportation Committee recommends, moved by Commissioner Wilkins, supported by Commissioner Engle, to authorize MATS to issue a Request for Proposals for a new diesel fuel tank, diesel fuel dispenser, installation services, and a fuel management system.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-476 **APPROVE CONTRACT PROPOSAL 2017A015 IN THE AMOUNT OF \$6,432.19 WITH KELLOGG COMMUNITY COLLEGE TO PROVIDE AIRPORT RESCUE AND FIREFIGHTING "LIVE BURN" TRAINING AND AUTHORIZE THE AIRPORT TO REQUEST AN MDOT ARFF GRANT IN THE AMOUNT OF \$2,000**

TR16/12-32 The Transportation Committee recommends, moved by Commissioner Wilkins, supported by Commissioner Engle, to approve Contract Proposal 2017A015 in the amount of \$6,432.19 with Kellogg Community College to provide Airport Rescue and Firefighting "Live Burn" training and authorize the Airport to request an MDOT ARFF grant in the amount of \$2,000.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-477 **APPROVE THE AIRPORT TO APPLY FOR A FY2017 MICHIGAN AIR SERVICE PROGRAM GRANT TO RECEIVE UP TO \$10,000 OF STATE FUNDS FOR AIRPORT MARKETING AND PROMOTION EXPENSES**

TR16/12-33 The Transportation Committee recommends, moved by Commissioner Wilkins, supported by Commissioner Engle, to approve the Airport to apply for a FY2017 Michigan Air Service Program Grant to receive up to \$10,000 of State funds for Airport marketing and promotion expenses.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-478 **APPROVE EXECUTION OF THE LANDLORD'S CONSENT TO COLLATERAL AGREEMENT AND ASSIGNMENT BETWEEN THE COUNTY AND TANGO BRAVO VENTURES LLC**

TR16/12-34 The Transportation Committee recommends, moved by Commissioner Wilkins, supported by Commissioner Engle, to approve execution of the *Landlord's Consent to Collateral Agreement and Assignment* between the County and Tango Bravo Ventures LLC.

Commissioner Hughes stated that she spoke with corporate counsel regarding this lease and her concerns and further added that some wording was changed to protect the County.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-479 **APPROVE ASSIGNMENT OF THE AGREEMENT FOR PROVIDING OF AIRCRAFT STORAGE WITH TANGO BRAVO VENTURES LLC**

TR16/12-35 The Transportation Committee recommends, moved by Commissioner Wilkins, supported by Commissioner Engle, to approve assignment of the *Agreement for Providing of Aircraft Storage with Tango Bravo Ventures LLC*.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-480 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$25,034,577.84 COVERING THE PERIOD OF NOVEMBER 11, 2016, THROUGH DECEMBER 1, 2016, AS PRESENTED BY THE COUNTY CLERK**

WM16/12 - 168 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve payment of the accounts payable of \$25,034,577.84 covering the period of November 11, 2016, through December 1, 2016, as presented by the County Clerk.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-481 **APPROVE AUTHORIZATION OF A ONE-TIME LUMP SUM PAYMENT FOR PUBLIC WORKS PROJECT MANAGER EMPLOYEE CLASS XF, POSITION X78701 OF \$6,856.58 FOR SERVICES RENDERED DURING THE FOLLOWING DATES: MAY 26, 2016 THROUGH DECEMBER 4, 2016**

WM16/12 - 169 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve authorization of a one-time lump sum payment for Public Works Project Manager Employee Class XF, Position X78701 of \$6,856.58 for services rendered during the following dates: May 26, 2016 through December 4, 2016.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-482 **APPROVE THE REQUEST TO REUSE, AUCTION, SCRAP THE VEHICLES ATTACHED FOR THEIR HIGHEST VALUE FOLLOWING POLICY #2014-37**

WM16/12 - 170 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve the request to reuse, auction, scrap the vehicles attached for their highest value following Policy #2014-37.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-483 **APPROVE THE TRANSFER OF PARCEL #61-032-400-0001-00 IN CASNOVIA TOWNSHIP TO THE MUSKEGON COUNTY ROAD COMMISSION AND TO AUTHORIZE THE CHAIRMAN OF THE BOARD TO EXECUTE THE NECESSARY QUIT CLAIM DEED**

WM16/12 - 171 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve the transfer of parcel #61-032-400-0001-00 in Casnovia Township to the Muskegon County Road Commission and to authorize the Chairman of the Board to execute the necessary quit claim deed.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross **Motion Carried**

2016-484 **APPROVE CHANGING THE SECRETARY POSITION N71008/NB FULL-TIME TO AN HOURLY POSITION AND THAT THE LABOR DISTRIBUTION OF THE POSITION CHANGE FROM 40% HUMAN RESOURCES (1010-0226) AND 60% INSURANCE FUND (6770-0203) TO 100% ADMINISTRATION (1010-0171) TO ASSIST THE EQUAL EMPLOYMENT OFFICER ON A PART-TIME BASIS, EFFECTIVE JANUARY 7, 2017**

WM16/12 - 172 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve changing the Secretary position N71008/NB full-time to an hourly position and that the labor distribution of the position change from 40% Human Resources (1010-0226) and 60% Insurance Fund (6770-0203) to 100% Administration (1010-0171) to assist the Equal Employment Officer on a part-time basis, effective January 7, 2017.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross **Motion Carried**

2016-485 **APPROVE THAT LINDSAY NELSON BE PLACED INTO THE CLINICAL DIRECTOR/SUPERINTENDENT POSITION, X86601, NX-00330 PAY GRADE \$29.177 - \$36.764, AT STEP 3 (\$31.9130), EFFECTIVE DECEMBER 20, 2016**

WM16/12 - 173 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve that Lindsay Nelson be placed into the Clinical Director/Superintendent position, X86601, NX-00330 pay grade \$29.177 - \$36.764, at Step 3 (\$31.9130), effective December 20, 2016.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross **Motion Carried**

2016-486 **APPROVE THE CONTINUED MEMBERSHIP FOR MUSKEGON COUNTY WITH THE MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY (MMRMA) FOR GENERAL LIABILITY, AUTO LIABILITY, VEHICLE PHYSICAL DAMAGE, FIRE/EMS REPLACEMENT COST, PROPERTY AND CRIME, SEWAGE SYSTEM OVERFLOW AND DATA BREACH COVERAGE WITH A 2017 ANNUAL CONTRIBUTION OF \$835,050**

WM16/12 - 174 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve the continued membership for Muskegon County with the Michigan Municipal Risk Management Authority (MMRMA) for General Liability, Auto Liability, Vehicle Physical Damage, Fire/EMS Replacement Cost, Property and Crime, Sewage System Overflow and Data Breach coverage with a 2017 annual contribution of \$835,050.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross **Motion Carried**

2016-487 **APPROVE THE PROPOSAL FOR EXCESS WORKERS' COMPENSATION INSURANCE WITH SAFETY NATIONAL CASUALTY CORPORATION FOR THE PERIOD OF 1/1/17 TO 12/31/18 WITH A \$600,000 SELF-INSURED RETENTION, A PREMIUM RATE OF \$0.155 PER \$100 PAYROLL AND A 24 MONTH FIXED TERM**

WM16/12 - 175 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve the proposal for Excess Workers' Compensation Insurance with Safety National Casualty Corporation for the period of 1/1/17 to 12/31/18 with a \$600,000 self-insured retention, a premium rate of \$0.155 per \$100 payroll and a 24 month fixed term.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-488 **AUTHORIZE THE RECLASSIFICATION OF THE VACANT DEEDS RECORD TECHNICIAN POSITION, G31201, WITH THE SALARY GRADE OF GU-00160 (\$14.07-\$17.36) TO A DEEDS MICROFILM OPERATOR, GF 560 WITH THE IDENTICAL SALARY GRADE OF GU-00160 (\$14.07-\$17.36) TO BE FUNDED BY A NEW, 80% GENERAL FUND AND 20% DEEDS AUTOMATION FUND RATIO**

WM16/12 - 176 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to authorize the reclassification of the vacant Deeds Record Technician position, G31201, with the salary grade of GU-00160 (\$14.07-\$17.36) to a Deeds Microfilm Operator, GF 560 with the identical salary grade of GU-00160 (\$14.07-\$17.36) to be funded by a new, 80% General Fund and 20% Deeds Automation Fund ratio.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-489 **APPROVE THE MUSKEGON COUNTY SHERIFF TO EXTEND AN AGREEMENT WITH 70 X 7 LIFE RECOVERY FOR THE RENTAL OF BED SPACE AT A RATE OF \$100.00 PER BED PER WEEK; MODIFICATION #1 TO CONTRACT #EXIT-010 TO EXTEND THE CONTRACT SEVEN MONTHS TO APRIL 30, 2017 (CFDA #17.270) FOR AN EXTENSION AMOUNT OF \$35,073.00**

WM16/12 - 177 The Ways and Means Committee recommends, moved by Commissioner Hughes, supported by Commissioner Mahoney, to approve the Muskegon County Sheriff to extend an agreement with 70 x 7 Life Recovery for the rental of bed space at a rate of \$100.00 per bed per week; modification #1 to Contract #EXIT-010 to extend the contract seven months to April 30, 2017 (CFDA #17.270) for an extension amount of \$35,073.00.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2016- 490 **APPOINT CHRIS ZAHRT TO THE ACCOMMODATIONS TAX COMMITTEE, FESTIVALS/EVENTS SLOT, FOR A TERM THROUGH 12/31/18**

Chairman Sabo recommends, moved by Commissioner Engle, seconded by Commissioner Hughes, to appoint Chris Zahrt to the Accommodations Tax Committee, Festivals/Events slot, for a term through 12/31/18.

Voice vote

Motion Carried

2016-491 **APPOINT KERRY RATTINGER TO THE SOLID WASTE PLANNING COMMITTEE, SOLID WASTE MANAGEMENT SLOT, FOR A TERM THROUGH 12/31/18**

Chairman Sabo recommends, moved by Commissioner Wilkins, seconded by Commissioner Engle, to appoint Kerry Rattinger to the Solid Waste Planning Committee, Solid Waste Management slot, for a term through 12/31/18.

Voice vote

Motion Carried

2016-492 **APPOINT THE FOLLOWING TO THE LAKESHORE SPORTS COMMISSION, WITH A TERM THROUGH 12/31/17:
ELLEN BERENDS – REPRESENTING HS/YOUTH SPORTS, WINTER SPORTS. RESIDENT OF NORTH MUSKEGON; WILLIAM BAILEY – REPRESENTING THE MUSKEGON WINTER SPORTS COMPLEX;
STEPHANY PAWLOWSKI – REPRESENTING MUSKEGON COUNTRY CLUB/GOLF; JEFF LOHMAN – REPRESENTING MUSKEGON COMMUNITY COLLEGE AND THEIR LAKESHORE FITNESS CENTER AND ALSO SOCCER/GIRL’S SOCCER; AND JAMES TIETEMA – REPRESENTING MICHIGAN HS ATHLETICS. HE IS A WRESTLING COACH AT MONA SHORES HS.**

Chairman Sabo recommends, moved by Commissioner Mahoney, seconded by Commissioner Wilkins, to appoint the following to the Lakeshore Sports Commission, with a term through 12/31/17:

1. Ellen Berends – Representing HS/Youth Sports, Winter Sports. Resident of North Muskegon;
2. William Bailey – Representing the Muskegon Winter Sports Complex;
3. Stephany Pawlowski – Representing Muskegon Country Club/Golf;
4. Jeff Lohman – Representing Muskegon Community College and their Lakeshore Fitness Center and also Soccer/Girl's Soccer; and
5. James Tietema – Representing Michigan HS Athletics. He is a Wrestling Coach at Mona Shores HS.

Chairman Sabo explained that with the first meeting of this Commission occurring in early January, 2017, it was important to get the appointees in place. All are filling general public undesignated slots.

Commissioner Lohman stated that he was abstaining from this vote.

Commissioner Nash asked if there would be other appointments to this Commission.

Robert Lukens, Community Development Director, explained that there will be additional appointments to this Commission.

Voice vote

Motion Carried

Abstained: Commissioner Lohman

Chairman Sabo asked if there were any Committee Liaison Reports.

Commissioner Mahoney informed the Board that the accommodations tax is up considerably.

ADMINISTRATOR'S REPORT

2016-493 **APPROVE TO PLACE LAUREN MELDRUM IN STEP 2 OF THE PROJECT DIRECTOR/COMMUNITY RELATIONS MANAGER-CMH POSITION**

The Administrator recommends, moved by Commissioner Hughes, seconded by Commissioner Engle, to approve to place Lauren Meldrum in Step 2 of the Project Director/Community Relations Manager-CMH Position.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

2016-494 **APPROVE APPLICATION TO THE MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS MEDICAL MARIJUANA OPERATIONS AND OVERSIGHT GRANT**

The Administrator recommends, moved by Commissioner Hughes, seconded by Commissioner Mahoney, to approve application to the Michigan Department of Licensing and Regulatory Affairs Medical Marijuana Operations and oversight Grant.

Commissioner Nash questioned what this officer will actually do.

Connie Sparrow, Grants Coordinator, explained that he will work with dispensaries and help them to follow the law.

Commissioner Nash said that these laws have not been federally approved so some people are being misguided.

Commissioners Engle, Scolnik and Wilkins all expressed concerns regarding the conflicts in the marijuana laws between the state and federal. It was suggested that a work session be scheduled to include mental health, law enforcement and judicial.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

OATH OF OFFICE

Chief Judge William Marietti stated that he was very honored to have the privilege of swearing in Tim DeMumbrum as Surveyor; and also to swear in his long-time friend, Michael Poulin as Sheriff.

Chief Judge William Marietti Administered the Oath of Office to Tim DeMumbrum, Surveyor-Elect.

Chief Judge William Marietti administered the Oath of Office to Michael Poulin, Sheriff-Elect.

Newly sworn Sheriff Michael Poulin addressed the Board and explained to them what this oath meant to him. He stated that he is looking forward to working with the Board. Sheriff Poulin also introduced his family that was in the audience.

Tim DeMumbrum said that he was looking forward to working with the Commissioners.

OLD BUSINESS

There was no old business to come before the Board.

NEW BUSINESS

Commissioner Mahoney wished everyone a happy holiday.

PUBLIC COMMENT

Chairman Sabo spoke regarding the fact that his time as a County Commissioner has come to an end. He said that he was thankful for the opportunity to serve the people of Muskegon County.

2016-495 **GO INTO CLOSED SESSION REGARDING LEGAL OPINION**

Moved by Commissioner Wilkins, seconded by Commissioner Engle, to go into closed session regarding Legal Opinion.

Roll Call:

Yes: Marvin Engle, Susie Hughes, Jeff Lohman, Kenneth Mahoney, Charles Nash, Robert Scolnik, Rillastine R. Wilkins, Terry J. Sabo

No: None

Excused: Benjamin Cross

Motion Carried

Went into Closed Session at 4:37 p.m.

The Board returned to open session at 4:57 p.m.

2016-496 **MOVED BY COMMISSIONER LOHMAN, SECONDED BY COMMISSIONER NASH, TO ADJOURN**

Voice vote

Motion Carried

Meeting adjourned at 4:59 p.m.

Nancy A. Waters, County Clerk

NAW/mlw

Preliminary Minutes
To be approved at the first Full Board Meeting in January, 2017

**RAISING THE MINIMUM AGE OF LEGAL ACCESS TO TOBACCO PRODUCTS IN MICHIGAN
TO AGE 21 RESOLUTION**

"Raising the legal minimum age for cigarette purchaser to 21 could gut our key young adult market (17-20) where we sell about 25 billion cigarettes and enjoy a 70% market share." Phillip Morris report, 1/21/86

WHEREAS: Each year over 16,200 Michiganders die from tobacco use and 5,800 Michigan children become new regular, daily smokers, of whom a third will die prematurely because of this addiction;

WHEREAS: 95% of adults began smoking before age 21, and 4 out of 5 become regular, daily smokers before age 21. Young people are sensitive to nicotine and can feel dependent earlier than adults, and the brain continues to develop until about age 25. The younger youth are when they start using tobacco, the more likely they will be addicted. Increasing the age at which young people first experiment with tobacco reduces the risk of nicotine addiction;

*"If a man has never smoked by age 18, the odds are three-to-one he never will.
By age 24, the odds are twenty-to-one." RJ Reynolds researcher, 1982*

WHEREAS: Adolescents are more likely to obtain cigarettes from social sources than through commercial transactions, and youth who reported receiving offers of cigarettes from friends were more likely to initiate smoking and progress to experimentation. Raising the legal age of access to 21 would reduce the likelihood that young people would have access to tobacco products through social sources;

WHEREAS: Nearly 200 jurisdictions in 14 states have already raised the minimum age of legal access to tobacco products, and California and Hawaii have passed statewide legislation;

WHEREAS: Smoking-caused health costs in Michigan total more than \$4.5 billion per year, including more than \$1.3 billion in state and federal Medicaid expenditures, and raising the age of legal access to tobacco products to age 21 will likely decrease overall tobacco use rates, which in turn will likely lead to reduced future tobacco-related health care costs;

WHEREAS: In 2014 tobacco companies spent an estimated \$302 million to market their products in Michigan, and 90.7 percent of middle school students and 92.9 percent of high school students were exposed to pro-tobacco ads in stores, in magazines or on the internet. According to the U.S. Surgeon General, the more young people are exposed to cigarette advertising and promotional activities, the more likely they are to smoke. Nearly 9 out of 10 smokers start smoking by age 18, and more than 80% of underage smokers choose brands from among the top three most heavily advertised;

WHEREAS: The Institute of Medicine concluded that raising the age of legal access to tobacco products to 21 years of age will likely prevent or delay initiation of tobacco use by adolescents and young adults, immediately improve the health of adolescents and young adults, improve maternal, fetal, and infant health outcomes, and substantially reduce smoking prevalence and smoking-related mortality over time, and predicted that raising the age now to 21 nationwide would result in approximately 249,000 fewer premature deaths, 45,000 fewer deaths from lung cancer, and 4.2 million fewer years of life lost for those born between 2000 and 2019;

BE IT RESOLVED: That the undersigned endorses raising the minimum age of legal access to tobacco products to 21 years of age.

The _____ (name of organization) of _____ (location), confirms its support for each and all the above statements. The undersigned authorizes and encourages Tobacco-Free Michigan to use this signed Resolution to promote the above-stated objective.

Organization Name: _____ **Number of Members:** _____

Title: (Mr./Mrs./Ms./Dr./Other) _____ **Contact Person (Print):** _____

Address: _____

Phone, Fax, E-mail: _____

Authorized Signature: _____ **Date:** _____

Please Print Name: _____ **Title:** _____

Please return by 12/27/16 to: Knowsmoke Coalition, 565 W. Western Ave. Muskegon, MI 49440 or fax to 231-672-8404 or email: powerscl@mercyhealth.com.