

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*James Derezinski, Chairman*

*Don Aley*

*Charles Buzzell*

*Marvin Engle*

*Bill Gill*

*Louis A. McMurray*

*I. John Snider, Vice-Chairman*

*Robert Scolnik*

*Roger C. Wade*

*Nancy A. Waters*

*Stephen Wisniewski*

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

### **Regular Meeting**

**January 10, 2006**

**3:30 p.m.**

### **Chairman Derezinski, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Derezinski. The pledge of Allegiance was recited followed by the invocation given by Commissioner Aley.

### **Roll Call**

Present: Aley, Buzzell, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Wade, Waters, Wisniewski

Absent: None

### 2006-12     **APPROVE AGENDA**

Moved by Gill, seconded by Waters, to approve the Agenda adding items E., F., G., H., and I. to item 10. Chairman's Report.

**Motion Carried**

### 2006-13     **APPROVAL OF MINUTES OF DECEMBER 20, 2005**

Moved by , seconded by Engle, to approve the minutes of the regular meeting of December 20, 2005.

**Motion Carried**

2006-14      **COMMUNICATIONS**

Moved by Engle, seconded by Snider, to receive and place on file the following Communications:

- A.      Gratiot County Resolution 2005-29; Payment of Authorized Reimbursement and Invoices
- B.      Gratiot County Resolution 2005-30; Friend of the Court Funding
- C.      Lenawee County Resolution; State of Michigan Reimbursements to County Governments

**Motion Carried**

2006-15      **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF DECEMBER 7 - 29, 2005**

WM06/01-01

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$6,212,889.23 covering the period of December 7, 2005 through December 29, 2005, as presented by the County Clerk.

Roll Call

Ayes: Buzzell, Scolnik, Snider, Wade, Waters, Aley, Derezinski, Engle, Wisniewski

Abstain: McMurray

Nays: Gill

**Motion Carried**

2006-16      **APPROVE THE APPOINTMENT OF ATTORNEY DAVID BOSSENBROEK**

WM06/01-02

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve the appointment of Attorney David Bossenbroek in the case of Bill Gill, Chair of Muskegon County Board of Commissioners, versus the Muskegon County Board of Commissioners and Muskegon County Clerk Karen Buie at a current estimated cost of up to \$5,000.

Roll Call

Ayes: Buzzell, Gill, McMurray, Scolnik, Snider, Wade, Aley, Derezinski, Engle, Wisniewski

Abstain: McMurray

Nays: Waters

**Motion Carried**

2006-17      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH FINCH CONSULTING, LLC**

HR06/01-01

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the Community Mental Health Director to sign a contract with Finch Consulting, LLC for financial and service utilization analysis in an amount of up to \$23,240 effective January 1, 2006 through September 30, 2006.

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-18      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN  
A CONTRACT WITH MS. CATHY HART, M.A., L.L.P.**

HR06/01-02

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the Community Mental Health Director to sign a contract with Ms. Cathy Hart, M.A., L.L.P. to provide twenty hours per month of authorized consultation services at the rate of \$50 per hour and conduct two clinical staff trainings per grant year upon request at the rate of \$600 per training session, with the total amount of the contract not to exceed \$24,400 during the period of December 1, 2005 through September 30, 2007.

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-19      **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO  
AMEND THE CONTRACT WITH GOODWILL INDUSTRIES OF WEST  
MICHIGAN**

HR06/01-03

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the Community Mental Health Director to amend the contract with Goodwill Industries of West Michigan to include the provision of Long Term Supported Employment Follow-Up services at a rate of \$8.36 per 15 minute unit of service with no increase in their annual cap.

(Continued)

2006-19 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO AMEND THE CONTRACT WITH GOODWILL INDUSTRIES OF WEST MICHIGAN**

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-20 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO AMEND THE RATE PAID PER TRIP IN THE CONTRACT WITH PIONEER RESOURCES, INC. FOR TRANSPORTATION OF COMMUNITY MENTAL HEALTH CLIENTS**

HR06/01-04

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the Community Mental Health Director to amend the rate paid per trip in the contract with Pioneer Resources, Inc. for transportation of Community Mental Health clients to \$6.21 per trip and eliminate the \$76.00 round trip rate to Kandu effective January 1, 2006 with no increase in the annual cap for the service.

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-21 **AUTHORIZE THE ADJUSTMENT OF THE SPECIALIZED RESIDENTIAL SERVICES ROOM AND BOARD RATES**

HR06/01-05

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the adjustment of the specialized residential services room and board rates from \$22.77 per day to \$23.57 effective January 1, 2006 for vendors authorized to provide specialized residential services to Community Mental Health consumers.

(Continued)

2006-21 **AUTHORIZE THE ADJUSTMENT OF THE SPECIALIZED RESIDENTIAL SERVICES ROOM AND BOARD RATES**

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-22 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO AMEND THE RATE PAID TO HGA SUPPORT SERVICES FOR SPECIALIZED RESIDENTIAL SERVICES**

HR06/01-06

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the Community Mental Health Director to amend the rate paid to HGA Support Services for specialized residential services provided at Virginia's House to \$118.73 per day effective October 1, 2005 and to reduce the capacity to five persons with no increase in the annual cap.

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-23 **AWARD THE BID FOR BROOKHAVEN LAUNDRY SERVICES TO HEALTH CARE LINEN SERVICES**

HR06/01-07

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to award the bid for Brookhaven Laundry Services to Health Care Linen Services for a period of two years.

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-24 **AUTHORIZE THE BOARD CHAIR TO SIGN AMENDMENT #1 OF THE**

**CPBC AGREEMENT**

HR06/01-08

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the Board Chair to sign Amendment #1 of the CPBC agreement between the Muskegon County Health Department and the Michigan Department of Community Health and to accept additional funding of \$33,903.00 with no effect on County General Fund.

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-25     **AUTHORIZE THE HEALTH DEPARTMENT TO CHANGE THE PRESCRIPTION DISCOUNT FEE**

HR06/01-09

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the Health Department to change the Prescription Discount fee of \$20.00 effective January 1, 2006.

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-26     **AUTHORIZE THE BOARD CHAIR TO SIGN AN AGREEMENT BETWEEN THE MUSKEGON COUNTY HEALTH DEPARTMENT AND LAKESHORE COORDINATING COUNCIL**

HR06/01-10

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to authorize the Board Chair to sign an agreement between the Muskegon County Health Department and Lakeshore Coordinating Council for substance abuse prevention services in the amount of \$142,460.00, effective from October 1, 2005 to September 30, 2006 with no effect on County General Fund.

(Continued)

2006-26 **AUTHORIZE THE BOARD CHAIR TO SIGN AN AGREEMENT BETWEEN THE MUSKEGON COUNTY HEALTH DEPARTMENT AND LAKESHORE COORDINATING COUNCIL**

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-27 **APPROVE THE CONTRACT SETTLEMENT WITH TEAMSTERS LOCAL 214 REPRESENTING THE CMH AIDE UNIT**

HR06/01-11

The Human Resources Committee recommends, moved by Buzzell, seconded by Wisniewski, to approve the contract settlement with Teamsters Local 214 representing the CMH Aide Unit and authorize the County Board Chairman and County Clerk to sign the agreement subsequent to signatures being obtained from union representatives.

Roll Call

Ayes: Waters, Wisniewski, Aley, Gill, Derezinski, Scolnik, Buzzell, Engle, Snider, Wade

Abstain: McMurray

Nays: None

**Motion Carried**

2006-28 **AUTHORIZE THE SHERIFF'S OFFICE TO BEGIN THE COUNTY'S BID PROCESS TO PROVIDE COMMISSARY SERVICES TO JAIL INMATES**

CPS06/01-01

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Engle, to authorize the Sheriff's Office to begin the County's bid process to provide commissary services to jail inmates.

Roll Call

Ayes: Snider, Wade, Wisniewski, Derezinski, Gill, Engle, Aley, Buzzell, Scolnik, Waters

Abstain: McMurray

Nays: None

**Motion Carried**

2006-29     **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT THE SNOWMOBILE GRANT**

CPS06/01-02

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Engle, to authorize the Sheriff's Office to accept the Snowmobile Grant from the Department of Natural Resources in the amount of \$14,651.00 and amend the budget to \$17,236.00.

Roll Call

Ayes: Snider, Wade, Wisniewski, Derezinski, Gill, Engle, Aley, Buzzell, Scolnik, Waters

Abstain: McMurray

Nays: None

**Motion Carried**

2006-30     **AUTHORIZE THE SHERIFF'S DEPARTMENT/EMERGENCY SERVICES TO ACCEPT THE ONLY BID FROM ALEXIS FIRE EQUIPMENT**

CPS06/01-03

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Engle, to authorize the Sheriff's Department/Emergency Services to accept the only bid from Alexis Fire Equipment and purchase from Alexis Fire Equipment 3 Cub Cadet utility off road rescue vehicles with trailers, and one additional "Striker" trailer under the FY 2005 State of Michigan Homeland Security Grant Program in the amount of \$73,385.00.

Roll Call

Ayes: Snider, Wade, Wisniewski, Derezinski, Gill, Engle, Aley, Buzzell, Scolnik, Waters

Abstain: McMurray

Nays: None

**Motion Carried**

2006-31     **APPROVE HUMAN SERVICES RESEARCH, INC., AS THE VENDOR TO COMPLETE THE SVORI PROGRAM EVALUATION**

CPS06/01-04

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Engle, to approve Human Services Research, Inc., as the vendor to complete the SVORI program evaluation and also move that the Board authorize Corporate Counsel to develop a contract to meet the grant evaluation requirements with the understanding that the contract will be brought back to the Board for final approval. The contract amount is not to exceed \$10,000.



(Continued)

2006-31 APPROVE HUMAN SERVICES RESEARCH, INC., AS THE VENDOR TO COMPLETE THE SVORI PROGRAM EVALUATION

Roll Call

Ayes: Snider, Wade, Wisniewski, Derezinski, Gill, Engle, Aley, Buzzell, Scolnik, Waters

Abstain: McMurray

Nays: None

**Motion Carried**

2006-32 ACCEPT THE CONTRACT BETWEEN THE MUSKEGON COUNTY PROSECUTOR AND THE STATE OF MICHIGAN DEPARTMENT OF HUMAN SERVICES

CPS06/01-05

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Engle, to accept the contract between the Muskegon County Prosecutor and the State of Michigan Department of Human Services, effective January 1, 2006 through December 31, 2006, which provides for legal representation for Muskegon County neglect and abuse cases at a rate of \$73.28 per hour, not to exceed \$54,529 annually.

Roll Call

Ayes: Snider, Wade, Wisniewski, Derezinski, Gill, Engle, Aley, Buzzell, Scolnik, Waters

Abstain: McMurray

Nays: None

**Motion Carried**

## **CHAIR'S REPORT/COMMITTEE LIAISON REPORTS**

Chairman Derezinski noted the MAC Legislative Updates for December 23, 2005, is included in agenda packets.

Chairman Derezinski noted Martin Luther King, Jr. Unity Day Breakfast - Friday, January 13, 2006, 7:30 a.m. - Muskegon Community College. Also, all county facilities will be closed - Monday, January 16<sup>th</sup> in Honor of Martin Luther King, Jr.

The Purchasing Department/Bid Opening Schedule - Distribution to County Board of Commissioners.

2006-33     **ESTABLISH COUNTY COMMISSION RETREAT/PLANNING SESSIONS  
TO ESTABLISH SHORT-RANGE/LONG-RANGE GOALS AND  
PRIORITIZE FOR THE COMING YEAR**

Moved by Engle, seconded by Waters, to establish County Commission retreat/planning sessions to establish short-range/long-range goals and prioritize for the coming year (complying with the Open Meetings Act) with the first to be scheduled for January 26, 2006, at 12:30 p.m. with the location to be determined.

**Motion Carried**

Chairman Derezinski asked Commissioners for suggestions for Committee appointments. Commissioner Waters suggested advertising in the newspaper for volunteers for committee involvement and having application forms to be completed by those interested.

2006-34     **APPOINT COMMISSIONER WATERS TO BE A LIAISON WITH MAISD  
FOR DRUG FREE SCHOOLS**

Moved by Waters, seconded by Engle, to appoint Commissioner Waters to be a Liaison with MAISD for Drug Free Schools.

**Motion Carried**

Land Bank Committee: Chairman Derezinski suggested organizing a committee comprised of Snider, Aley, Buzzell to work with staff and the community. Commissioner Waters asked for information regarding which Commissioners are on which Boards to assure a balance of involvement by Commissioners. Chairman Derezinski asked for suggestions for moving forward. Commissioner Aley noted, the County will have to come up with \$15,000 to make application to Genesee Institute. Ultimately, there will be a significant committee with some Commissioners on it as well as Treasurers and Assessors. The first step would be to direct staff to come up with funding.

2006-35     **DIRECT STAFF TO COME UP WITH FUNDING SOURCE AND START  
THE PROCESS OF MAKING APPLICATION TO THE GENESEE  
INSTITUTE REGARDING LAND BANK**

Moved by Aley, seconded by Waters, to direct staff to come up with funding source and start the process of making application to the Genesee Institute regarding Land Bank (nothing will be submitted until approved by full-board).

**Motion Carried**

Chairman Derezinski suggested the County I.S. Department assist some of the smaller municipalities with development of Fiber Optic connectivity.

**ADMINISTRATOR'S REPORT**

Administrator Borushko noted one contract remains to be settled until the next round of contracts expire the end of 2006.

### Old Business

None.

### New Business

Commissioner Aley noted several Commissioner attended a presentation on meth-amphetamine labs which was highly informative. Pamphlets have been put in mailboxes for Commissioner that were not in attendance. It's a scary and growing problem. It's an important issue for everyone.

Commissioner Waters inquired regarding presenting her committee reports. Chairman Derezinski apologized for overlooking that earlier in the agenda and asked that Commissioner Waters present at this time.

Commissioner Waters noted the Smart Committee (Southwest Michigan Alliance for Region Three) met last Thursday. One agenda item was on the meth problem in West Michigan. Also on the agenda was a presentation by Dan Krueger on new imaging systems.

Commissioner Waters reported from the WMSRDC Committee noting John Lester is retiring after 32 years. Distribution on a Dec. 5<sup>th</sup> report, Regional Economic and Demographic Projections which copies will be distributed to Commissioners. Feds Report, proposals for funding must be submitted to WMSRDC by March. Hackley Health Care will be having an open house on Thursday, January 12, 2006.

Commissioner Gill asked that Commission give permission that he retain Corwin Law Firm.

2006-36     **THAT COUNTY COMMISSION VOTE TO CLEAR COMMISSION GILL TO  
RETAIN STEVE CORWIN AS COUNSEL IN LAW SUIT AGAINST  
MUSKEGON COUNTY COMMISSION**

Moved by Gill, seconded by McMurray, that County Commission vote to clear Commissioner Gill to retain Corwin Law Firm as Counsel in Law Suit against Muskegon County Commission.

Discussion ensued. It was noted there would be no cost to the County. It was recognized that it is Commissioner Gill's choice as to who he will retain as counsel. It was further noted that the request may be to avoid a conflict of interest since Steve Corwin was the former County

(Continuation of Discussion)

Corporate Counsel. Corporate Counsel Williams noted Steve Corwin, should he agree to represent Commissioner Gill, would file a waiver with the Commission to represent Commissioner Gill. Commissioner McMurray inquired as to how it was handled with respect to a similar situation with the building of the jail. It was noted the County Commissioners are being represented by David Bossenbroek. Commissioner Buzzell asked to take this under advisement from Counsel Bossenbroek.

2006-37      **TABLE THE MOTION 2006-36 PENDING RECOMMENDATION FROM COUNSEL BOSSENBROEK**

Moved by Buzzell, seconded by Snider, to table the motion 2006-36 pending recommendation from Counsel Bossenbroek.

Roll Call

Ayes: Aley, Buzzell, Derezinski, Engle, Scolnik, Snider, Wade, Wisniewski

Nays: Gill, McMurray, Waters

**Motion Carried**

### **Public Participation**

Students were present from Muskegon High School and Holton High School.

Kiante Chavis, Realtor for Crystal Anderson, commented on difficulty for audience participation when the meeting is held during regular business hours. It was noted that the schedule is set for meetings, both full-board and committee meetings, to meet at 3:30. It was noted that the agenda's are published in advance of the meeting on the website for the county at [http://co.muskegon.mi.us/clerk/agendas\\_schedule.htm](http://co.muskegon.mi.us/clerk/agendas_schedule.htm) and the yearly schedule may be found at <http://www.muskegon.co.mi.us/2006meetings.pdf>

Ted Davis, Muskegon Community Solidatiry, invited the Board to participate, Monday, January 16, in the memorial march for Martin Luther King Jr. Day gathering at 5:30 p.m. at the Red Cross parking lot to Mt. Zion Church of God in Christ with the program beginning at 6:00 p.m.

2006-38      **CLOSED SESSION - PENDING LITIGATION**

Moved by Aley, seconded by Snider, go into Closed Session regarding pending litigation.

Roll Call

Ayes: Wisniewski, Waters, Wade, Snider, Scolnik, McMurray, Engle, Derezinski, Buzzell,  
Aley

Nays: Gill

**Motion Carried**

Returned to Open Session at 4:59 p.m.

2006-39      **AUTHORIZE HUMAN RESOURCES TO NEGOTIATE A REDEMPTION  
SETTLEMENT OF WILLIAM SEALS COMPENSATION CLAIM**

Moved by Aley, seconded by Engle, to authorize Human Resources to negotiate a redemption settlement of William Seals compensation claim as discussed.

Roll Call

Ayes: Gill, McMurray, Scolnik, Snider, Wade, Wisniewski, Aley, Buzzell, Derezinski, Engle

Excused: Waters

Nays: None

Adjourn at 5:01 p.m.

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Karen D. Buie, County Clerk

KDB/jmp