

# *M u s k e g o n   C o u n t y*

## *Board of Commissioners*

*Paul Baade, Chairman  
Don Aley  
Charles Buzzell  
James Derezinski  
Marvin Engle  
Louis A. McMurray*

*Bill Gill, Vice-Chairman  
Robert Scolnik  
I. John Snider  
Nancy A. Waters  
Stephen Wisniewski*

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

### **Regular Meeting**

**March 15, 2005  
3:31 P.M.**

### **Chairman Baade, Presiding**

The Regular Meeting of the Board of Commissioners was called to order by Chairman Baade. The pledge of Allegiance was recited in unison followed by the invocation given by Commissioner Snider.

### **Roll Call**

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

Excused: Derezinski

Absent: None

### 2005-100    **APPROVAL OF MINUTES OF FEBRUARY 22, 2005**

Moved by Wisniewski, supported by Snider, to approve the minutes of the regular meeting on February 22, 2005.

### Roll Call

Ayes: Buzzell, Aley, Waters, Snider, Gill, Baade, McMurray, Scolnik, Engle, Wisniewski

Nays: None

### **Motion Carried**

### 2005-101    **PRESENTATION**

American Cancer Society - Barb Stratz, Community Development Director, thanked County Board for 11 years of participation in the Relay for Life.

2005-102 **COMMUNICATIONS**

Moved by Engle, supported by Wisniewski, to receive and place on file the following communication items:

- A. Newaygo County resolution re: Proper Wearing of the United States Flag
- B. Washtenaw County resolution re: Maintaining Community Development Funding in Fiscal Year 2006
- C. Lake County resolution re: Support of GEO, Inc.
- D. Ottawa County resolution re: Appreciation to Representative Huizenga re: House Bill 5657, Records Media Act

**Motion Carried**

2005-103 **AUTHORIZE THE SHERIFF'S OFFICE TO PURCHASE TOOLS AND EQUIPMENT FOR THE COUNTY'S MECHANIC AND SHERIFF VEHICLES**

CPS05/3-16

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize the Sheriff's Office to purchase tools and equipment for the county's mechanic and Sheriff vehicles for approximately \$10,212.00.

Roll Call

Ayes: Engle, Gill, McMurray, Scolnik, Snider, Aley, Buzzell, Waters, Baade, Wisniewski

Nays: None

**Motion Carried**

2005-104 **AUTHORIZE THE PROSECUTOR TO APPLY FOR THE 2005-2006 VOCA (VICTIMS OF CRIME ACT) GRANT**

CPS05/3-17

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize the Prosecutor to apply for the 2005-2006 VOCA (Victims of Crime Act) grant from the Michigan Department of Community Health, for the purpose of continuing funding for the Domestic Violence Specialist, in the anticipated amount of \$63,081 with no anticipated local match obligation and no effect on County general fund.

Roll Call

Ayes: Engle, Gill, McMurray, Scolnik, Snider, Aley, Buzzell, Waters, Baade, Wisniewski

Nays: None

**Motion Carried**

2005-105 **AUTHORIZE PROSECUTOR TO APPLY FOR THE EDWARD BYRNE  
MEMORIAL JUSTICE ASSISTANCE GRANT**

CPS05/3-18

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize Prosecutor to apply for the Edward Byrne Memorial Justice Assistance Grant (JAG) from the Office of Justice Programs, U.S. Department of Justice, for the purpose of continuing and expanding a community prosecution program, in the amount of \$92,167 with no local match obligation and no effect on the County general fund, which will require the establishment of an Assistant Prosecutor I position.

Roll Call

Ayes: Engle, Gill, McMurray, Scolnik, Snider, Aley, Buzzell, Waters, Baade, Wisniewski

Nays: None

**Motion Carried**

2005-106 **AUTHORIZE AND APPROVE THE FAMILY DIVISION OF CIRCUIT COURT  
TO ACCEPT THE AMENDED CONTRACT FOR THE RE-ENTRY  
INITIATIVE GRANT**

CPS05/3-19

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize and approve the Family Division of Circuit Court to accept the amended contract for the Re-entry Initiative Grant, effective June 1, 2003, through May 31, 2005, in the amount of \$150,000 and authorize the Board Chair to sign the contract. I further move that position G80003 (Surveillance Officer) and X42201 (Grants Monitor) be moved from Day Treatment/Re-entry (2152-1431) to the Re-entry Initiative (2152-1430) effective October 1, 2004, and that the budget be adjusted accordingly.

Roll Call

Ayes: Engle, Gill, McMurray, Scolnik, Snider, Aley, Buzzell, Waters, Baade, Wisniewski

Nays: None

**Motion Carried**

2005-107 **AUTHORIZE BROOKHAVEN MEDICAL CARE FACILITY TO AWARD THE  
STAFFING BID TO: 1) ARCADIA HEALTH SERVICES AND 2) UNIFIED  
HEALTH PARTNERS**

HR05/3-18

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize Brookhaven Medical Care Facility to award the staffing bid to: 1) Arcadia Health Services and 2) Unified Health Partners.

(Continued)

2005-107 **AUTHORIZE BROOKHAVEN MEDICAL CARE FACILITY TO AWARD THE STAFFING BID TO: 1) ARCADIA HEALTH SERVICES AND 2) UNIFIED HEALTH PARTNERS**

Roll Call

Ayes: Aley, Buzzell, Engle, Baade, Waters, McMurray, Scolnik, Snider, Wisniewski

Nays: Gill

**Motion Carried**

2005-108 **AUTHORIZE LIBRARY TO PURSUE A DISTRICT LIBRARY AGREEMENT**  
HR05/3-19

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, that the Library be authorized to pursue a district library agreement that includes only those municipalities wishing to participate with an effective date of October 1, 2005.

Roll Call

Ayes: Aley, Buzzell, Engle, Baade, Waters, McMurray, Scolnik, Snider, Wisniewski

Nays: Gill

**Motion Carried**

2005-109 **TABLE: PROVIDE SIX MONTHS WRITTEN NOTICE TO MUSKEGON TOWNSHIP, ROOSEVELT PARK, LAKETON TOWNSHIP AND CEDAR CREEK TOWNSHIP THAT THEIR CONTRACTS FOR LIBRARY SERVICE WILL BE TERMINATED ON SEPTEMBER 30, 2005**

HR05/3-20

Moved by Wisniewski, supported by Snider, to table until the next Full Board meeting on March 22, 2005: that the County provide six months written notice to Muskegon Township, Roosevelt Park, Laketon Township and Cedar Creek Township that their contracts for library service will be terminated on September 30, 2005, the end of the current fiscal year, as provided in the contracts.

Roll Call

Ayes: Aley, Buzzell, Engle, Gill, McMurray, Scolnik, Snider, Waters, Wisniewski, Baade

Nays: None

**Motion Carried**

2005-110 **AUTHORIZE THE HEALTH DEPARTMENT WITH ASSISTANCE OF PURCHASING TO COMMENCE BID PROCESS FOR THE PURPOSE OF VETERINARY SERVICES**

HR05/3-21

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the Health Department with assistance of Purchasing to commence bid process for the purpose of veterinary services for the lethal injection form of euthanasia.

Roll Call

Ayes: Aley, Buzzell, Engle, Baade, Waters, McMurray, Scolnik, Snider, Wisniewski

Nays: Gill

**Motion Carried**

2005-111 **AUTHORIZE THE HEALTH DEPARTMENT TO AMEND ITS FY05 BUDGET**

HR05/3-22

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the Health Department to amend its FY05 budget (revenue and expenditures) from \$6,951,382 to \$7,026,605 to include grant funding changes, fee increases and miscellaneous changes including staff/funding transfers with no change to the current general fund appropriation.

Roll Call

Ayes: Buzzell, Engle, Baade, Waters, McMurray, Scolnik, Snider, Wisniewski

Nays: Aley, Gill

**Motion Carried**

2005-112 **APPROVE THE HEALTH DEPARTMENT'S AMENDMENT NO. 2 TO THE FY2005 CPBC AGREEMENT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH**

HR05/3-23

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to approve the Health Department's Amendment No. 2 to the FY2005 CPBC Agreement with the Michigan Department of Community Health and to accept an increase of \$3,962.00 state funding and no change to the General Fund Allocation for Fiscal Year 2005. Further authorize the Director of Health and Community Resources to sign the Amendment.

Roll Call

Ayes: Aley, Buzzell, Engle, Baade, Waters, McMurray, Scolnik, Snider, Wisniewski

Nays: Gill

**Motion Carried**

2005-113 **TABLE: AUTHORIZE THE HEALTH DEPARTMENT TO ESTABLISH A FEE OF \$312.00 FOR AN ENVIRONMENTAL LEAD INVESTIGATION AND**

**A FEE OF \$138.00 FOR A FOLLOW-UP ENVIRONMENTAL INVESTIGATION**

HR05/3-24

Moved by McMurray, supported by Gill, to table until the next Full Board meeting on March 22, 2005: to authorize the Health Department to establish a fee of \$312.00 for an Environmental Lead Investigation and a fee of \$138.00 for a Follow-Up Environmental Investigation to take effect March 15, 2005.

Roll Call

Ayes: Waters, Wisniewski, Baade, Aley, McMurray, Scolnik, Snider, Gill, Engle

Nays: Buzzell

**Motion Carried**

2005-114 **AUTHORIZE THE DIRECTOR TO SUBMIT A GRANT PROPOSAL FOR TRANSPORTATION SERVICES TO MICHIGAN DEVELOPMENTAL DISABILITIES COUNCIL**

HR05/3-25

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the Mental Health Director to submit a grant proposal for transportation services to Michigan Developmental Disabilities Council in collaboration with Newaygo CMH, Newaygo ISD, and the Disability Awareness Center for Independent Living.

Roll Call

Ayes: Aley, Buzzell, Engle, Baade, Waters, McMurray, Scolnik, Snider, Wisniewski

Nays: Gill

**Motion Carried**

2005-115 **AMEND THE MENTAL HEALTH FY04/05 BUDGET**

HR05/3-27

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to amend the Mental Health FY04/05 Budget proposed to the County of Muskegon from \$62,816,608 up to \$63,866,620 for revenues and from \$62,764,008 up to \$63,814,020 for expenditures, and approve CMH personnel position changes listed on the enclosed CMH Budget amendment attachment.

Roll Call

Ayes: Aley, Buzzell, Engle, Baade, Waters, McMurray, Scolnik, Snider, Wisniewski

Nays: Gill

**Motion Carried**

2005-116 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$2,253,974.45 COVERING THE PERIOD OF FEBRUARY 12, 2005 THROUGH FEBRUARY 22, 2005**

WM05/3-22

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to

approve payment of the accounts payable of \$2,253,974.45 covering the period of February 12, 2005 through February 22, 2005, as presented by the County Clerk.

Roll Call

Ayes: Waters, Wisniewski, Baade, Scolnik, McMurray, Engle, Aley, Buzzell, Snider

Nays: Gill

**Motion Carried**

2005-117      **ACCEPT THE QUOTE FROM CONSUMERS POWER TO INSTALL TWO (2) STREET LIGHTS AT PIONEER PARK**

WM05/3-23

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to accept the quote from Consumers Power to install two (2) street lights at Pioneer Park for \$620.

Roll Call

Ayes: Waters, Wisniewski, Baade, Scolnik, McMurray, Gill, Engle, Aley, Buzzell, Snider

Nays: None

**Motion Carried**

2005-118      **APPROVE THE HERITAGE LANDING FESTIVAL MASTER PLAN AS PRESENTED**

WM05/3-24

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to approve the Heritage Landing Festival Master Plan as presented with the understanding that all improvements will be paid for by the festivals and any grants available, and authorize the Department of Public Facilities to go out for bid for a topographical study of Heritage Landing, with the cost of the topographical study to be reimbursed by the Festivals within 60 days of County General Fund payment.

Roll Call

Ayes: Waters, Wisniewski, Baade, Scolnik, McMurray, Engle, Aley, Buzzell, Snider

Nays: Gill

**Motion Carried**

2005-119      **SET MARCH 22, 2005 AT 3:30 PM AS THE DATE OF THE PUBLIC HEARING ON THE MICHIGAN NATURAL RESOURCES TRUST FUND GRANT APPLICATION**

WM05/3-25

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to set March 22, 2005 at 3:30 PM as the date of the public hearing on the Michigan Natural Resources Trust Fund Grant Application for the 4.2 acres of property surrounding the "Y"

building.

Roll Call

Ayes: Waters, Wisniewski, Baade, Scolnik, McMurray, Gill, Engle, Aley, Buzzell, Snider

Nays: None

**Motion Carried**

2005-120 **AUTHORIZE REVISIONS TO THE FREEDOM OF INFORMATION ACT  
POLICY & PROCEDURE GUIDE APPROVED ON OCTOBER 26, 1999**

WM05/3-26

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize Revisions to the Freedom of Information Act Policy & Procedure Guide approved on October 26, 1999, to include update of the fee schedule and the response form.

Roll Call

Ayes: Waters, Wisniewski, Baade, Scolnik, McMurray, Engle, Aley, Buzzell, Snider

Nays: Gill

**Motion Carried**

2005-121 **APPROVE THE MUSKEGON COUNTY REGIONAL WATER SYSTEM  
MANAGEMENT CONTRACT**

The Board of Public Works recommends, moved by McMurray, supported by Aley, to approve the Muskegon County Regional Water System Management Contract subject to approval by Dalton, Fruitland, Laketon and Muskegon Charter Townships and that the Muskegon County Regional Water System Policy Board be established as soon as possible thereafter.

Roll Call

Ayes: Engle, McMurray, Snider, Aley, Buzzell, Waters, Scolnik, Wisniewski, Baade

Nays: Gill

**Motion Carried**

2005-122 **CORRECT THE PARCEL NUMBERS ON BOARD OF COMMISSIONERS  
ACTION (NO. 2005-96)**

The Board of Public Works recommends, moved by McMurray, supported by Gill, to correct the Board of Commissioners action (No. 2005-96) regarding the purchase of property for Wasterwater Lift Station Q by changing the parcel number to 61-27-108-200-0037, 61-27-108-200-0038 and 61-27-108-200-0039.



Roll Call

Ayes: Buzzell, McMurray, Scolnik, Waters, Wisniewski, Engle, Gill, Aley, Snider, Baade

Nays: None

**Motion Carried**

2005-123 **ALLOW THE MUSKEGON COUNTY ROAD COMMISSION TO  
CONSTRUCT A NEW 80' BY 200' SALT STORAGE BUILDING**

The Board of Public Works recommends, moved by McMurray, supported by Engle, to allow the Muskegon County Road Commission to construct a new 80' by 200' salt storage building at their facility on the Wastewater site.

Roll Call

Ayes: Gill, Engle, Baade, Waters, Wisniewski, McMurray, Snider, Buzzell, Aley, Scolnik

Nays: None

**Motion Carried**

**CHAIR'S REPORT**

Chairman Baade noted the MAC Legislative Updates for March 4, 2005, are included in agenda packets.

**ADMINISTRATOR'S REPORT**

2005-124 **APPROVE A PUBLIC HEARING TO BE HELD ON APRIL 5, 2005, AT 3:30  
P.M., REGARDING AMENDMENT OF SECTION 15 OF THE MUSKEGON  
COUNTY SANITARY REGULATIONS**

The Administrator recommends, moved by Wisniewski, supported by Aley, to approve a public hearing to be held on April 5, 2005, at 3:30 p.m., regarding amendment of Section 15 of the Muskegon County Sanitary Regulations, as attached, and proper notice be provided.

(Continued)

2005-124 **APPROVE A PUBLIC HEARING TO BE HELD ON APRIL 5, 2005, AT 3:30  
P.M., REGARDING AMENDMENT OF SECTION 15 OF THE MUSKEGON  
COUNTY SANITARY REGULATIONS**

Roll Call

Ayes: Aley, Buzzell, Engle, Gill, McMurray, Scolnik, Snider, Waters, Wisniewski, Baade

Nays: None

**Motion Carried**

2005-125 **APPROVE ATTACHED RESOLUTION PROCLAIMING APRIL 10 - 16, 2005 AS COUNTY GOVERNMENT WEEK**

The Administrator recommends, moved by Gill, supported by Engle, to approve attached resolution proclaiming April 10 - 16, 2005 as County Government week.

Roll Call

Ayes: Aley, Gill, Engle, Buzzell, McMurray, Scolnik, Waters, Wisniewski, Baade, Snider

Nays: None

**Motion Carried**

2005-126 **AUTHORIZE THE PROSECUTOR TO ACCEPT THE JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT**

The Administrator recommends, moved by Wisniewski, supported by Buzzell, to authorize the Prosecutor to accept the Juvenile Accountability Incentive Block Grant from the Bureau of Juvenile Justice and administered by the Michigan Family Independence Agency for the purpose of providing prosecution and clerical services in carrying out various juvenile delinquency programs, in the amount of \$36,186 and with a local match obligation of \$4,020.

Roll Call

Ayes: Scolnik, Baade, Gill, Aley, Waters, Wisniewski, Snider, McMurray, Engle, Buzzell

Nays: None

**Motion Carried**

**New Business**

2005-127 **PREPARE RESOLUTIONS IN RECOGNITION OF RAVENNA AND  
FRUITPORT GIRLS VOLLEYBALL TEAMS**

Moved by Engle, supported by Waters, to prepare resolutions in recognition of Ravenna Girls Volleyball team for placing 2<sup>nd</sup> and Fruitport Girls Volleyball team for placing 1st.

**Motion Carried**

Commissioner McMurray noted he received a telephone call from a man in Fraser, Michigan, advising that the County is operating Wastewater treatment incorrectly and was quite threatening. Commissioner McMurray asked that he put his concerns in writing but had not yet received a letter.

**Old Business**

None.

**Audience Participation**

Tony Moulatsiotis, County Treasurer, addressed the Board regarding the frequent slick condition of the county parking lots, noting at least nine people slipped in the parking lot that very morning. Urged discovering a way to remedy this problem.

Commissioner Waters recognized Mark Hunt who works with the County Sheriff's fleet, being in the audience. Due to Mr. Hunt's efforts, over \$12,000 was recouped for the County.

Liz Winsche, Director, Muskegon County Library, thanked the board for tabling the motion for termination of library contacts.

Adjourned at 4:22 p.m.

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Karen Buie, County Clerk

KDB/jmp