

# *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 22, 2005  
4:52 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 Aley.

### **Roll Call**

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

Excused: Derezinski

Absent: None

### 2005-128    **APPROVAL OF MINUTES OF MARCH 15, 2005**

Moved by Engle, supported by Aley, to approve the minutes of the regular meeting on March 15, 2005, correcting noted typographical errors.

### Roll Call

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

Nays: None

**Motion Carried**

### 2005-129    **OPEN PUBLIC HEARING - LAND TRUST APPLICATION**

The Administrator recommends, moved by Gill, supported by Snider, to open the Public Hearing regarding Land Trust Application.

**Motion Carried**

2005-130     **CLOSE PUBLIC HEARING - LAND TRUST APPLICATION**

It was noted that neither the Clerk's office nor Administration received any written or verbal communication regarding Land Trust Application. Moved by Aley, supported by Snider, to close the Public Hearing.

**Motion Carried**

2005-131     **PRESENTATION - MARY ROBB OF MSU EXTENSION**

Mary Robb, MSU Extension Director, addressed the Board presenting information regarding, not only the supports provided here in Muskegon but also, extended resources in surrounding areas that are available to Muskegon residents.

2005-132     **APPROVE THE PRELIMINARY 2005 MUSKEGON AREA TRANSIT SYSTEM (MATS) TROLLEY PROGRAM**

TR05/03-10

The Transportation Committee recommends, moved by Gill, supported by Wisniewski, to approve the preliminary 2005 Muskegon Area Transit System (MATS) trolley program and to authorize the purchasing department to issue requests for proposals for the provision of trolley fixed-route services for 2005.

Roll Call

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

Nays: None

**Motion Carried**

2005-133     **APPROVE THE ATTACHED RESOLUTION AUTHORIZING EXECUTION OF MDOT CONTRACT NO. 2005-0144**

TR05/03-11

The Transportation Committee recommends, moved by Gill, supported by Wisniewski, to approve the attached resolution authorizing execution of MDOT Contract No. 2005-0144, in the amount of \$5,500, for Airport Rescue and Fire Fighting training.

Roll Call

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

Nays: None

**Motion Carried**

2005-134     **AWARD MOLD ABATEMENT AND SITE RECONSTRUCTION AT THE  
U.S. COAST GUARD HANGAR AT THE AIRPORT TO THE LOWEST  
BIDDER, SUPERIOR ENVIRONMENTAL CORPORATION**

TR05/03-12

The Transportation Committee recommends, moved by Gill, supported by Wisniewski, to award mold abatement and site reconstruction at the U.S. Coast Guard hangar at the Airport to the lowest bidder, Superior Environmental Corporation of Marne, MI, at a cost not to exceed \$4,550.00, and further to award the manufacture of 8" gutters to Heights Sheet Metal, at a cost not to exceed \$1,190.

Roll Call

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

Nays: None

**Motion Carried**

2005-135     **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE  
PERIOD OF FEBRUARY 23, THROUGH MARCH 11, 2005**

WM05/3-27

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to approve payment of the accounts payable of \$6,631,755.97 covering the period of February 23, 2005 through March 11, 2005, as presented by the County Clerk.

Roll Call

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

Nays: Gill

**Motion Carried**

2005-136     **AUTHORIZE DET/FACILITIES MANAGEMENT TO CONTRACT WITH CSM  
SERVICES**

WM05/3-28

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize DET/Facilities Management to contract with CSM Services of Hudsonville, MI for janitorial services at the following County facilities: CMH/Kenneth Brinks, CMH/Wesley, CMH/Peck, CMH/Southern, CMH/John Halmond Center, Michael E. Kobza Hall of Justice, Solid Waste, South Governmental Campus facilities, MSU Extension and DET/Oak Avenue, at a multiple-facility discounted cost not to exceed \$269,784.23.

Roll Call

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

Nays: Gill

**Motion Carried**

2005-137     **APPROVE DET/FACILITIES MANAGEMENT TO PURCHASE FROM**

**SOURCE ONE SIGNS, A SUFFICIENT QUANTITY OF COUNTY VEHICLE EMBLEMS AND DEPARTMENT IDENTIFICATIONS**

WM05/3-29

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to approve DET/Facilities Management to purchase from source One Signs, a sufficient quantity of County vehicle emblems and department identifications, based upon a survey of user departments, with a minimum order of 50 pair, at a cost not to exceed \$70 per emblem pair and \$3.50 each for individual department identifications. Costs to be charged back proportionately to the user department.

Roll Call

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

Nays: Gill

**Motion Carried**

2005-138 **APPROVE A FOUR-YEAR LABOR CONTRACT WITH THE SHERIFF DEPUTIES REPRESENTED BY TEAMSTERS LOCAL 214**

WM05/3-30

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to approve a four-year labor contract with the Sheriff Deputies represented by Teamsters Local 214, with the contract covering calendar years 2005, 2006, 2007 and 2008.

Roll Call

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

Nays: None

**Motion Carried**

2005-138 **EXTEND THE CURRENT AGREEMENT FOR PARTNERSHIP IN NEIGHBORHOOD SAFETY (PINS) PROGRAM**

WM05/3-31

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to extend the current agreement for Partnership in Neighborhood Safety (PINS) Program from the current expiration date of April 1, 2005 to June 1, 2005, in order to allow townships to review and approve a new draft agreement.

Roll Call

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

Nays: None

**Motion Carried**

2005-139 **APPROVE THE REVISED DEBT RECOVERY POLICY**

WM05/3-32

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

approve the revised Debt Recovery Policy and to authorize Finance & Management Services/Accounting staff to go out for Request for Proposals (RFP) for collection agency services.

Roll Call

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

Nays: Gill

**Motion Carried**

2005-140 **AUTHORIZE THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO PARTICIPATE IN THE MUSKEGON SUMMER CELEBRATION'S GRAND PARADE '05**

WM05/3-33

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize the Muskegon County Board of Commissioners to participate in the Muskegon Summer Celebration's Grand Parade '05 and authorize the Board Chair to sign the application.

Roll Call

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

Nays: None

**Motion Carried**

2005-141 **AUTHORIZE RETROACTIVE TO THE FIRST FULL PAY PERIOD FOLLOWING JANUARY 1, 2005, AN INCREASE IN THE WAGE RATES BY 2.4% FOR LISTED NON-BARGAINING STAFF**

WM05/3-34

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize retroactive to the first full pay period following January 1, 2005, an increase in the wage rates by 2.4% for the County Clerk, County Treasurer, Drain Commissioner, Prosecutor, Register of Deeds and Sheriff, and for non-bargaining unit position classifications as follows: non-bargaining unit full-time (including the County Administrator, department directors, the Circuit Court Administrator/Friend of the Court and the District Court Administrator) and non-bargaining hourly and part-time employees in employee class designations BD, ND, NF, NH, NP, NS, NT, NU, NV, NW, NX, XF, XH, XT, XU, XV, XW, AND XX.

(Continued)

2005-141 **AUTHORIZE RETROACTIVE TO THE FIRST FULL PAY PERIOD FOLLOWING JANUARY 1, 2005, AN INCREASE IN THE WAGE RATES BY 2.4% FOR LISTED NON-BARGAINING STAFF**

Roll Call

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

Nays: Buzzell

**Motion Carried**

2005-142 **AMEND THE MUSKEGON COUNTY RECREATION PLAN**

The Planning Commissioner recommends, moved by Engle, supported by Gill, to amend the Muskegon County Recreation Plan to include the following language:

“As part of the overall rail trail system within Muskegon County, a connection trail that links the current Musk-a-Tawa Rail Trail and the Hart-Montague Rail Trail is proposed. This trail is currently referred to as the Berry Junction Rail Trail. Future plans include the possibility of linking this trail to a trail linking Muskegon State Park and Duck Lake State Park.”

Roll Call

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

Nays: None

**Motion Carried**

**CHAIR’S REPORT**

Chairman Baade noted the MAC Legislative Updates for March 11, 2005, are included in agenda packets.

Chairman Baade noted this would be the time that he will allow Board Members who are representatives of the Board or Liaison’s for the Board on outside committees, to present reports or briefings regarding the meetings they attend.

Commissioner Waters noted her attendance at the SMART Meeting in Paw Paw and stated she will be presenting a report to the Administrator but the one thing the group wanted her to bring back to this body was that the State Sheriff’s Association will be issuing a directive urging the general public to be aware that the voice-over internet does not hook in with 911. They are finding that they cannot answer them and they cannot get responses.

Commissioner Snider mentioned that at the WMSRDC meeting, he along with Commissioners McMurray and Waters, will be bringing back a request from Lake County for support to continuation of the prison population in Lake County.

Commissioner Aley attended the Muskegon Area First meeting and will copy everyone a monthly report.

Commissioner Wisniewski noted that the Hilts Landing Committee met noting that the east boundary has been surveyed and permanent markers will be put in place.

Commissioner Scolnik noted he attended his first Michigan Association of Counties Economic Development meeting.

Commissioner Gill reported that the FIA Board meets on Monday at 1:00 p.m. and are changing their name to Department of Human Services. Noted the NACO conference will be taking place in July in Hawaii.

2005-143     **AUTHORIZE ADMINISTRATION TO DEVELOP A FLY SHEET FOR  
MUSKEGON CHRONICLE FOR COUNTY GOVERNMENT WEEK**

The Chairman recommends, moved by Waters, supported by Engle, to authorize Administration to develop a fly sheet for Muskegon Chronicle publication on Sunday, April 10<sup>th</sup> at a cost of \$2,880 to be paid from the Board's advertising budget; to update the Muskegon County Government Week banners and develop a schedule of activities to include one day of free fares on the MATS bus system and one day of free parking at the Muskegon County Airport.

Roll Call

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

Abstain: Baade

Nays: None

**Motion Carried**

**ADMINISTRATOR'S REPORT**

2005-144     **ADOPTION OF THE RESOLUTION SUPPORTING ACQUISITION OF  
MUSKEGON YMCA PROPERTY**

The Administrator recommends, moved by Snider, supported by Scolnik, adoption of the Resolution supporting Property Acquisition under the Michigan Natural Resources Trust Fund program for acquisition of the Muskegon YMCA property, to authorize the County Board Chairman to sign the grant application, and to authorize its submission to the Department of Natural Resources.

(Continued)

2005-144 **ADOPTION OF THE RESOLUTION SUPPORTING ACQUISITION OF  
MUSKEGON YMCA PROPERTY**

Roll Call

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

Nays: None

**Motion Carried**

2005-145 **SUSPEND RULES AND ADOPT AMENDMENT TO BOARD RULES**

The Administrator recommends, moved by Aley, supported by Snider, to suspend rules and adopt amendment to Board Rules.

Roll Call

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

Nays: Waters

**Motion Carried**

The County Clerk and the Chairman announced that this motion passed with greater than a two-thirds vote.

Commissioner Waters noted that, according to the training seminar on orders of County Boards of Commissioners, the MSU ruling is that, because rules were not adopted at the organizational meeting in January at the time of electing a Chair and Vice-Chair, this Board has no rules other than Robert Rules of Order. Rules need to be adopted every two years by a new sitting group of County Commissioners.

Counsel Thoa Du stated she is not aware of that but would look into it, although the Board has been acting in accordance with previously standing rules and the two-thirds vote of the amendment would stand.

**New Business**

None.



**Old Business**

2005-146     **TABLE, INDEFINITELY, THE MOTION TO PROVIDE WRITTEN NOTICE TO TOWNSHIPS FOR LIBRARY SERVICE TERMINATION**

Moved by Aley, supported by Snider to table, indefinitely, the motion to provide written notice to townships for library service termination.

Roll Call

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

Nays: None

**Motion Carried**

2005-147     **AUTHORIZE THE HEALTH DEPARTMENT TO ESTABLISH FEES FOR ENVIRONMENTAL LEAD INVESTIGATIONS**

Moved by Snider, supported by Buzzell, to authorize the Health Department to establish fees for Environmental Lead Investigations.

Roll Call

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

Nays: None

**Motion Carried**

Commissioner Waters inquired about information reported on icy parking lots, Administrator Borushko noted there is still investigation of other options such as sand or other products that would help when temps are below freezing.

Commissioner Buzzell asked Jack Niemiec, Finance Services Director, about a report to be presented by Beth Dick at this meeting, Mr. Niemiec noted the report is still being compiled and has been discussed with Commissioner Derezinski to give time to complete the report and present it when Commissioner Derezinski has returned.

Administrator Borushko reported that we are close to approval of the wireless service that has been approved for Marquette and Muskegon Counties. It was further noted this should result in substantially lower internet costs for Muskegon County residents.

2005-148 **FUND MINORITY HEALTH PROJECT FOR DIABETES SCREENING ONLY**

Moved by Aley, supported by Gill, to fund minority Health Project for Diabetes Screening only in the amount of \$9,500 until September 30, 2005.

Roll Call

Ayes: Aley, Engle, Gill, McMurray, Waters, Baade

Nays: Buzzell, Scolnik, Snider, Wisniewski

**Motion Carried**

2005-150 **ADOPT A RESOLUTION IN RECOGNITION FOR THE FRUITPORT CULINARY TEAM**

Moved by Waters, supported by Engle, to adopt a resolution in recognition for the Fruitport Culinary team which took first place in state competition.

**Motion Carried**

2005-151 **PREPARE A RESOLUTION IN RECOGNITION OF MUSKEGON HEIGHT TIGERS BASKETBALL TEAM**

Moved by Gill, supported by Aley, to prepare a resolution in recognition of Muskegon Height Tigers Basketball Team.

**Motion Carried**

Commissioner McMurray noted his appreciation for the microphone for Clerk Buie.

**Audience Participation**

None.

Adjourned at 6:11 p.m.

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Karen Buie, County Clerk

KDB/jmp