

M u s k e g o n C o u n t y

Board of Commissioners

*Paul Baade, Chairman
Douglas Bennett
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

**August 10, 2004
3:30 P.M.**

Chairman Paul 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 Chairman Baade.

Roll Call

Present: Baade, Bennett, Buzzell, Derezinski, Engle, Gill, McMurray, Scolnik, Snider, Wisniewski

Excused: Waters

Absent: None

2004-319 **APPROVAL OF MINUTES OF JULY 22, 2004**

Moved by Engle, supported by McMurray, to approve the minutes of the Regular Meeting of July 22, 2004, correcting Roll Call for approval of previous minutes.

Roll Call

Ayes: Bennett, Buzzell, Derezinski, Engle, Baade, Gill, McMurray, Scolnik, Snider, Wisniewski

Nays: None

Motion Carried

2004-320 **COMMUNICATIONS**

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

- A. Resolutions
 - 1. Bay County re: New Prescription Drug Plan
 - 2. Wexford County re: Guaranteeing Revenue Sharnig
 - 3. Berrien County re: Opposition to Senate Bills No. 1112 and 1112
 - 4. Cheboygan County re: Guarantee of State Revenue Sharing
- B. City of Muskegon Public Hearing - Preliminary Planned Unit Development

Motion Carried

2004-321 **APPROVE THE DELEGATION AGREEMENT BETWEEN THE PREPAID INPATIENT HEALTH PLAN**

HR04/8-58

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to approve the Delegation Agreement between the Prepaid Inpatient Health Plan and its affiliates.

Roll Call

Ayes: Buzzell, Derezinski, Engle, Bennett, McMurray, Baade, Scolnik, Snider, Wisniewski, Gill

Nays: None

Motion Carried

2004-322 **AUTHORIZE THE CMH DIRECTOR TO CONTRACT WITH HOPE BEHAVIORAL NETWORK HEALTH SERVICES**

HR04/8-59

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the CMH Director to contract with Hope Behavioral Network Health Services for authorized Health Services and Community Living and Supports Services, effective July 1, 2004 through September 30, 2004, at the rates of \$16.25 per 15 minutes and \$5.00 per 15 minutes, respectively.

Roll Call

Ayes: Buzzell, Derezinski, Engle, Bennett, McMurray, Baade, Scolnik, Snider, Wisniewski, Gill

Nays: None

Motion Carried

2004-323 **AUTHORIZE THE CMH DIRECTOR TO CONTRACT WITH BARBARA JOHNSON FOR QA III LEVEL INTERPRETATION SERVICES**

HR04/8-60

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the CMH Director to contract with Barbara Johnson for QA III level interpretation services for authorized CMH clients with hearing impairments, effective August 1, 2004 through September 30, 2005, at the rate of \$25.00 per hour, with two (2) hour minimum.

Roll Call

Ayes: Buzzell, Derezinski, Engle, Bennett, McMurray, Baade, Scolnik, Snider, Wisniewski, Gill

Nays: None

Motion Carried

2004-324 **AUTHORIZE THE CMH DIRECTOR TO OBTAIN THE SERVICES OF DR. ROBERT WOLFORD TO PRESENT TWO HALF-DAY SEMINARS**

HR04/8-61

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the CMH Director to obtain the services of Dr. Robert Wolford to present two half-day seminars for law enforcement personnel at a cost not to exceed \$800 and to reimburse local law enforcement agencies up to \$5,000 to cover the overtime costs incurred in having officers attend the training.

Roll Call

Ayes: Buzzell, Derezinski, Engle, Bennett, McMurray, Baade, Scolnik, Snider, Wisniewski, Gill

Nays: None

Motion Carried

2004-325 **APPROVE AMENDMENT NO. 3 TO THE COMPREHENSIVE, PLANNING, BUDGET AND CONTRACTING (CPBC) AGREEMENT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH**

HR04/8-62

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to approve Amendment No. 3 to the Comprehensive, Planning, Budget and Contracting (CPBC) Agreement with the Michigan Department of Community Health with no change to the General Fund allocation for Fiscal Year 2004. Further authorize the Director of Health and Community Resources to sign the amendment.

(continued)

2004-325 APPROVE AMENDMENT NO. 3 TO THE COMPREHENSIVE, PLANNING, BUDGET AND CONTRACTING (CPBC) AGREEMENT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH

Roll Call

Ayes: Buzzell, Derezinski, Engle, Bennett, McMurray, Baade, Scolnik, Snider, Wisniewski, Gill

Nays: None

Motion Carried

2004-326 AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT \$6,000.00 FROM THE MUSKEGON AREA INTERMEDIATE SCHOOL DISTRICT

HR04/8-63

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the Health Department to accept \$6,000.00 from the Muskegon Area Intermediate School District to provide nutritional services to children enrolled in Head Start with no change to the FY2005 General Fund Allocation and further authorize the Director of Health and Community Resources to sign the associated agreement.

Roll Call

Ayes: Buzzell, Derezinski, Engle, Bennett, McMurray, Baade, Scolnik, Snider, Wisniewski, Gill

Nays: None

Motion Carried

2004-327 AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT \$1,960.00 FROM LAKESHORE COORDINATING COUNCIL

HR04/8-64

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the Health Department to accept \$1,960.00 from Lakeshore Coordinating Council to perform tobacco compliance checks in Muskegon County retail sales establishments with no change in the in the FY2004 General Fund Allocation and further authorize the Director of Health and Community Resources to sign the associated contract amendment.

Roll Call

Ayes: Buzzell, Derezinski, Engle, Bennett, McMurray, Baade, Scolnik, Snider, Wisniewski, Gill

Nays: None

Motion Carried

2004-328 **AUTHORIZE THE HEALTH DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH FOR FISCAL YEAR 2005**

HR04/8-65

The Human Resources Committee recommends, moved by Buzzell, supported by Wisniewski, to authorize the Health Department to enter into an agreement with the Michigan Department of Community Health for Fiscal Year 2005. Further authorize the Director of Health and Community Resources to sign the agreement.

Roll Call

Ayes: Buzzell, Derezinski, Engle, Bennett, McMurray, Baade, Scolnik, Snider, Wisniewski, Gill

Nays: None

Motion Carried

2004-329 **AUTHORIZE THE MUSKEGON COUNTY CIRCUIT COURT/FAMILY DIVISION TO SUBMIT A GRANT APPLICATION FOR THE THIRD YEAR OF THE COMPREHENSIVE STRATEGY IMPLEMENTATION GRANT**

CPS04/8-33

The Courts and Public Safety Committee recommends, moved by Snider, supported Engle, to authorize the Muskegon County Circuit Court/Family Division to submit a grant application for the third year of the Comprehensive Strategy Implementation grant in the amount of \$125,000 with the local match of \$62,500 being met by existing in-kind services.

Roll Call

Ayes: Gill, McMurray, Wisniewski, Scolnik, Bennett, Buzzell, Derezinski, Engle, Snider, Baade

Nays: None

Motion Carried

2004-330 **AUTHORIZE THE CHAIR TO SIGN THE 2005 TITLE IV-D COOPERATIVE REIMBURSEMENT PROGRAM APPLICATION**

CPS04/8-34

The Courts and Public Safety Committee recommends, moved by Snider, supported Engle, to authorize the Chair to sign the 2005 Title IV-D Cooperative Reimbursement Program application in the amount of \$3,180.236.

Roll Call

Ayes: Gill, McMurray, Wisniewski, Scolnik, Bennett, Buzzell, Derezinski, Engle, Snider, Baade

Nays: None

Motion Carried

2004-331 **AUTHORIZE THE CHAIR TO SIGN THE 2005 TITLE IV-D MEDICAL**

SUPPORT APPLICATION AND CONTRACT

CPS04/8-35

The Courts and Public Safety Committee recommends, moved by Snider, supported Engle, to authorize the Chair to sign the 2005 Title IV-D Medical Support Application and contract in the amount of \$99,428.00.

Roll Call

Ayes: Gill, McMurray, Wisniewski, Scolnik, Bennett, Buzzell, Derezinski, Engle, Snider, Baade

Nays: None

Motion Carried

2004-332 **APPROVE AND AUTHORIZE THE CHAIR TO SIGN THE AMENDMENT TO THE 2004 COOPERATIVE REIMBURSEMENT PROGRAM CONTRACT**

CPS04/8-36

The Courts and Public Safety Committee recommends, moved by Snider, supported Engle, to approve and authorize the Chair to sign the amendment to the 2004 Cooperative Reimbursement Program contract in the amount of \$137,985. This will increase the total contract amount from \$2,920,368 to \$3,058,352.

Roll Call

Ayes: Gill, McMurray, Wisniewski, Scolnik, Bennett, Buzzell, Derezinski, Engle, Snider, Baade

Nays: None

Motion Carried

2004-333 **WAIVE THE BID PROCEDURE AND AUTHORIZE THE CIRCUIT COURT TO PURCHASE LIVE SCAN EQUIPMENT**

CPS04/8-37

The Courts and Public Safety Committee recommends, moved by Snider, supported Engle, to waive the bid procedure and authorize the Circuit Court to purchase the Live Scan equipment as detailed in the quotation in the amount of \$17,337.06 with the full purchase price to be reimbursed by the Michigan State Police.

Roll Call

Ayes: Gill, McMurray, Wisniewski, Scolnik, Bennett, Buzzell, Derezinski, Engle, Snider, Baade

Nays: None

Motion Carried

2004-334 **APPROVE THE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF JULY 17, 2004 THROUGH JULY 27, 2004**

WM04/8-79

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to approve the payment of the accounts payable of \$2,303,263.41 covering the period of July 17, 2004 through July 27, 2004, as presented by the County Clerk.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-335 **ESTABLISH A PERSONNEL HEARING BOARD**

WM04/8-80

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to establish a Personnel Hearing Board as requested by Susan M. Lathrop.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-336 **AUTHORIZE THE CIRCUIT COURT/FAMILY DIVISION TO PURCHASE TWO CUBICLES**

WM04/8-81

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize the Circuit Court/Family Division to purchase two cubicles and the associated costs of installation not to exceed \$12,350.98 from Lakeshore Office Furniture.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-337 **AUTHORIZE THE SHERIFF'S DEPARTMENT TO APPLY FOR A 2004
MARINE SAFETY EQUIPMENT GRANT**

WM04/8-82

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize the Sheriff's Department to apply for a 2004 Marine Safety Equipment grant from the MI Department of Natural Resources for two boat motors in the amount of \$22,000.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-338 **DIRECT MUSKEGON COUNTY PARKS STAFF TO INVESTIGATE THE
FEASIBILITY OF A SELF-PAY, HONOR SYSTEM FOR COLLECTION OF
PERMIT MONIES**

WM04/8-83

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to direct Muskegon County Parks staff to investigate the feasibility of a self-pay, honor system for collection of permit monies at un-staffed parks and/or understaffed areas of parks and forward the results of this study to the Muskegon County Planning Commission.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-339 **AUTHORIZE STAFF TO ACCEPT THE PROPOSAL FROM NETECH
CORPORATION FOR ELECTRONIC COMMUNICATIONS EQUIPMENT**

WM04/8-85

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize staff to accept the proposal from NETech Corporation for electronic communications equipment in the amount not to exceed \$218,466.25.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-340 **AUTHORIZE STAFF TO ACCEPT THE HIGHEST AUTHENTICATED BID FOR EACH OF THE FIFTEEN (15) SURPLUS VEHICLES AND ONE (1) SURPLUS GENERATOR**

WM04/8-86

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize staff to accept the highest authenticated bid for each of the fifteen (15) surplus vehicles and one (1) surplus generator and distribute the proceeds to the appropriate funds.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-341 **AUTHORIZE THE PURCHASE BY MARY A. VALLIER OF ADDITIONAL CREDITED GENERIC SERVICE TIME OF THREE (3) YEARS**

WM04/8-87

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize the purchase by Mary A. Vallier of additional credited generic service time of three (3) years as provided by the Municipal Employees Retirement System (MERS) plan document with 100% of the total actuarial cost paid by the employee.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-342 ESTABLISH a Personnel Hearing Board as requested by Brian Rhinesmith
WM04/8-88

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to establish a Personnel Hearing Board as requested by Brian Rhinesmith.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-343 **AUTHORIZE THE CHAIR TO SIGN THE APPLICATION FOR FUNDING
UNDER THE 2005 ACCESS AND PARENTING TIME GRANT**

WM04/8-89

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize the Chair to sign the application for funding under the 2005 Access and Parenting Time grant in the amount of \$50,000.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-344 **AUTHORIZE A RESOLUTION TO BE PRESENTED TO MRS. LAWRENCE
ON THE OCCASION OF HER 100TH BIRTHDAY**

WM04/8-91

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize a resolution to be presented to Mrs. Lawrence on the occasion of her 100th birthday.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-345 **AUTHORIZE A RESOLUTION TO BE PRESENTED TO MRS. ARLENE
BEVINS, BLUE LAKE TOWNSHIP TRUSTEE FOR HER 22 YEARS OF
SERVICE**

WM04/8-92

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize a resolution to be presented to Mrs. Arlene Bevins, Blue Lake Township trustee for her 22 years of service.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-346 **AUTHORIZE A RESOLUTION TO BE PRESENTED TO SENATOR DEBBIE STABENOW AT THE WOMEN'S EQUALITY DAY CELEBRATION**

WM04/8-93

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize a resolution to be presented to Senator Debbie Stabenow at the Women's Equality Day celebration on August 26, 2004.

Roll Call

Ayes: McMurray, Baade, Engle, Bennett, Buzzell, Wisniewski, Snider, Gill, Derezinski, Scolnik

Nays: None

Motion Carried

2004-347 **OPEN DISCUSSION REGARDING TWO ITEMS REFERRED TO FULL BOARD WITHOUT RECOMMENDATION**

Moved by Derezinski, supported by Snider, to open discussion regarding two items referred to Full Board without recommendation.

Motion Carried

2004-348 **ADOPT THE POLICY DEVELOPED FOR THE USE OF HILT'S LANDING FOR RUSTIC CAMPING ACTIVITIES**

WM04/8-84

The Ways and Means Committee presents, without recommendation, moved by Snider, supported by Engle, to adopt the policy developed for the use of Hilt's Landing for rustic camping activities.

Roll Call

Ayes: Scolnik, Baade, Bennett, Gill, McMurray, Engle, Buzzell, Wisniewski, Snider, Derezinski

Nays: None

Motion Carried

2004-349 **ADOPT THE ATTACHED RESOLUTION IN SUPPORT OF THE STATE'S MODIFIED PROPOSAL TO SHIFT THE COUNTY OPERATING MILLAGE PROPERTY TAX COLLECTION FROM DECEMBER TO JULY**

WM04/8-90

The Ways and Means Committee presents, without recommendation, moved by Derezinski, supported by Scolnik, to adopt the attached resolution in support of the state's modified proposal to shift the county operating millage property tax collection from December to July

(continued)

2004-349 **ADOPT THE ATTACHED RESOLUTION IN SUPPORT OF THE STATE'S MODIFIED PROPOSAL TO SHIFT THE COUNTY OPERATING MILLAGE**

PROPERTY TAX COLLECTION FROM DECEMBER TO JULY

over a three-year period creating a reserve account from which to draw funds as a replacement for suspended revenue sharing payments, contingent upon the reinstatement of revenue sharing payments once the reserve account is depleted.

Roll Call

Ayes: Gill, Bennett, Baade, Wisniewski, Scolnik, McMurray, Buzzell, Derezinski, Engle, Snider

Nays: None

Motion Carried

CHAIR'S REPORT

Chairman Baade noted the MAC Legislative Updates for July 23 and 30, 2004, are included in agenda packets. Also included in agenda packets is information on Democracy Needs You.

2004-350 **ACCEPT LETTER OF RESIGNATION FROM THE PUBLIC WORKS BOARD FROM COMMISSIONER DOUG BENNETT**

The Chairman recommends, moved by Gill, supported by Engle, to accept letter of resignation from the Public Works Board from Commissioner Doug Bennett.

Motion Carried

2004-351 **APPOINT COMMISSIONER CHUCK BUZZELL TO FILL THE VACANCY ON THE PUBLIC WORKS BOARD**

The Chairman recommends, moved by Derezinski, supported by Engle, to appoint Commissioner Chuck Buzzell to fill the vacancy on the Public Works Board.

Roll Call

Ayes: Bennett, Buzzell, Gill, Derezinski, Baade, Wisniewski, Snider, Scolnik, Engle, McMurray

Nays: None

Motion Carried

Chairman Baade noted a Planning Group regarding the Headlee Override is being formed and will be looking for Commissioner involvement.

ADMINISTRATOR'S REPORT

Administrator Borushko noted the following:

- Report regarding water issues will be coming to Public Works
- Heritage Landing events have been successful
- Budget presentation this afternoon
- Muskegon County is a pacesetter for United Way this year

Old Business

None.

New Business

None.

Audience Participation

Mrs. Robin France, MSU Extension Coordinator, introduced herself to the Board noting she has been on staff with MSU Extension since January helping schools with MSU grants, Better Kid Care Program, Native American Program to name a few.

Geraldine Tensen-Eadie, 4-H Leader/4-H mother, addressed the Board regarding the benefits of 4-H and urged continued funding for MSU programs and 4-H specifically.

Patricia Jones addressed the Board regarding women incarcerated in the Muskegon jail; that incarcerated women should have access to the same programs as the men, for example: pay-back program, onsite drug rehabilitation, medical care, over-crowding release.

Steve Heger addressed the Board regarding the extreme increase in price for late licensing of a dog. Mr. Heger suggested the priced be pro-rated. It was noted that the scale was passed by the Board on the recommendation of Vector Control.

Budget Hearing

Jack Niemiec presented the Budget Hearing schedule. Beth Dick presented the first section of the suggested budget information prior to budget approval in September. It was noted that a balanced budget has been presented but there are state funds that remain unsure.

Meeting adjourned at 5:26 p.m.

Karen D. Buie, County Clerk

KDB/jmp