

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

September 26, 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 Rev. Jerry DePoy - Bible Baptist Temple.

Roll Call

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

Excused: McMurray, Wisniewski

Absent: None

2006-475 **APPROVE AGENDA**

Moved by Engle, seconded by Snider, to approve the Agenda as amended to include two items from Commissioner Waters (Proclamation for AAW and Continued Support) and one item from Commissioner Gill to allow Father LaGoe to address the Board.

Motion Carried

2006-476 **APPROVAL OF THE REGULAR AND CLOSED SESSION MINUTES OF AUGUST 24, 2006**

Moved by Aley, seconded by Snider, to approve the minutes of:

- A. Reconvened Full Board Meeting of September 5, 2006
- B. Full Board Meeting of September 12, 2006

Motion Carried

2006-477 **ADOPT THE CONVENTION & VISITORS BUREAU MARKETING PLAN FOR FISCAL YEAR 2007**

CDSP06/9-17

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to adopt the Convention & Visitors Bureau marketing plan for fiscal year 2007 and to fund it via account 902000, Convention & Visitors Bureau advertising account in the amount of \$173,788.00.

Roll Call

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

Nays: Gill

Motion Carried

2006-478 **INCREASE CAMPING FEES AT MEINERT PINES AND PIONEER PARK**

CDSP06/9-18

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, to increase the nightly camping fee at Meinert Pines to \$25.00/night, seasonal camping rate at Meinert Pines to \$1,700, the cabin at Meinert Park to \$600 per week, the group camping rate at Pioneer Park to \$250 per night and the cost of ice cubes at Pioneer Park to \$2.00 per bag with all changes commencing with the 2007 camping season.

Roll Call

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

Nays: Buzzell, Gill

Motion Carried

2006-479 **ACCEPT AND PLACE ON FILE THE CASNOVIA TOWNSHIP PROPOSED ORDINANCE AMENDMENTS**

CDSP06/9-19

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, to accept and place on file the Casnovia Township proposed Ordinance Amendments to Conform to the Michigan Zoning Enabling Act, Public Act 110 of 2006 and the Ordinance Amendments to Change Certain Requirements for Signs and Billboards.

Roll Call

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

Nays: None

Motion Carried

2006-480 **ADOPT THE PROPOSED FY2007 WASTEWATER OPERATIONS AND MAINTENANCE BUDGET**

The Board of Public Works recommends, moved by Engle, seconded by Snider, to adopt the proposed FY2007 Wastewater Operations and Maintenance budget (Find 5920 with expenditures and revenues of \$10,736,809) to charge a gallonage rate of \$1096.26 per million gallons, setting the debt retirement rate at \$154.20 per million gallons for the \$17M bond issue and recommend the Wastewater capital budget (Funds 5921 and 4911) and the recommended Laboratory Fee Table, all for FY2007

Roll Call

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

Nays: None

Motion Carried

2006-481 **APPROVE THE BUDGET FOR FY2007 FOR THE MUSKEGON COUNTY REGIONAL WATER SYSTEM**

The Board of Public Works recommends, moved by Engle, seconded by Snider, to approve the budget for FY2007 for the Muskegon County Regional Water System (operating fund 5910 revenues of \$2,338,136 and expenditures of \$1,626,441, improvement fund 4150 revenues of \$0 and expenditures of \$6,072,843).

Roll Call

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

Nays: None

Motion Carried

2006-482 **APPROVE THE SOLID WASTER BUDGET FOR FY2007**

The Board of Public Works recommends, moved by Engle, seconded by Snider, to approve the Solid Waster budget for FY2007 (with Solid Waster, fund 5710 revenues of \$2,859,004 and expenditures of \$2,405,046; Fly Ash, fund 5711 revenues of \$40,000 and expenditures of \$118,626).

Roll Call

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

Nays: None

Motion Carried

2006-483 **APPROVE THE EXTENSION OF TWENTY-EIGHT (28) AIRPORT T-HANGAR LEASE AGREEMENTS**

TR06/09-42

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve the extension of twenty-eight (28) Airport T-Hangar Lease Agreements at Muskegon County Airport expiring in the fourth quarter of 2006. Lease agreements are for a one-year period and recommend extension at same as current rate.

Roll Call

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

Nays: None

Motion Carried

2006-484 **APPROVE AMENDMENT NO. 8 TO THE CONTRACT BETWEEN THE COUNTY AND COMMONWEALTH ASSOCIATES, INC.**

TR06/09-43

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve Amendment No. 8, in the amount of \$11,646, to the Contract between the County and Commonwealth Associates, Inc., dated December 8, 2000, for property acquisition associated with the airport's runway extension project, with the County's 2.5% share of the cost to be \$291.

Roll Call

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

Nays: Gill

Motion Carried

2006-485 **APPROVAL TO SUBMIT TO MDOT AERONAUTICS AN APPLICATION FOR FUNDS UNDER THE STATE'S AIRPORT COMMUNITY AWARENESS GRANT PROGRAM**

TR06/09-44

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approval to submit to MDOT Aeronautics an application for funds under the State's Airport Community Awareness Grant program for a maximum of \$25,000 and further authorize the Chairman to sign and execute the Contract once the application is approved by MDOT Aeronautics.

Roll Call

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

Nays: Gill

Motion Carried

2006-486 **ADOPT THE RESOLUTION REAFFIRMING MUSKEGON COUNTY'S
MEMBERSHIP ON THE WEST MICHIGAN METROPOLITAN PLANNING
PROGRAM (WESTPLAN)**

TR06/09-45

The Transportation Committee recommends, moved by Gill, seconded by Engle, to adopt the resolution reaffirming Muskegon County's membership on the West Michigan Metropolitan Planning Program (WestPlan), the local Metropolitan Planning Organization (MPO), and to reappoint Bill Gill, Chair of the Transportation Committee, as the County's representative.

Roll Call

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

Nays: None

Motion Carried

2006-487 **AUTHORIZE PUBLIC FACILITIES STAFF TO STUDY THE FEASIBILITY
OF A NEW TRANSIT FACILITY IN DOWNTOWN MUSKEGON**

TR06/09-46

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize Public Facilities staff to study the feasibility of a new transit facility in downtown Muskegon.

Roll Call

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

Nays: None

Motion Carried

2006-488 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE
PERIOD OF AUGUST 30, THROUGH SEPTEMBER 12, 2006**

WM06/9-102

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to approve payment of the accounts payable of \$7,304,822.90 covering the period of August 30, 2006, through September 12, 2006, as presented by the County Clerk.

Roll Call

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

Nays: Gill

Motion Carried

2006-489 **ADOPT THE RESOLUTION INITIATING PUBLIC ACT 423 FOR THE 2007 FISCAL YEAR**

WM06/9-103

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to adopt the resolution initiating Public Act 423 for the 2007 fiscal year and authorize the board chair to sign it.

Roll Call

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

Nays: None

Motion Carried

2006-491 **APPROVE THE RESOLUTION ADOPTING THE MERS RETIREE HEALTH FUNDING VEHICLE ESTABLISHING THE COUNTY'S RETIREES' BENEFITS FUND AS AN IRREVOCABLE TRUST**

WM06/9-105

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to approve the Resolution adopting the MERS Retiree Health Funding Vehicle establishing the County's Retirees' Benefits Fund as an irrevocable trust and authorize the Board Chair to sign the document.

Roll Call

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

Nays: Gill

Motion Carried

2006-492 **APPROVE CHANGE ORDER NUMBER 1 TO THE VETERANS' CENTER CLINIC RENOVATION PROJECT**

WM06/9-106

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to approve Change Order Number 1 to the Veterans' Center Clinic Renovation Project, at a cost not to exceed \$1,782, increasing the total project cost to \$19,522, with total project costs being recouped through the lease agreement with the Veterans' Center.

Roll Call

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

Nays: None

Motion Carried

2006-493 **APPROVE THE ALLOCATION OF \$250,000 FROM THE PUBLIC IMPROVEMENT FUND TO BE USED FOR THE MUSKEGON FAMILY YMCA LAND ACQUISITION PROJECT**

WM06/9-107

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to approve the allocation of \$250,000 from the Public Improvement Fund to be used for the Muskegon Family YMCA Land Acquisition Project, and that such funds, along with \$150,000 in donated land value from the Muskegon Family YMCA, and \$150,000 from Summer Celebration, be committed as local match for the project's grant request to the Michigan Natural Resources Trust Fund.

Roll Call

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

Nays: Gill

Motion Carried

2006-494 **AUTHORIZE THE BOARD CHAIR AND COUNTY ADMINISTRATOR TO SIGN THE 2006-2007 CHILD CARE FUND ANNUAL PLAN AND BUDGET FOR SUBMISSION TO THE STATE OF MICHIGAN**

WM06/9-108

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to authorize the Board Chair and County Administrator to sign the 2006-2007 Child Care Fund Annual Plan and Budget for submission to the State of Michigan.

Roll Call

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

Nays: None

Motion Carried

2006-495 **AUTHORIZE FINANCE AND MANAGEMENT SERVICES STAFF TO ACCEPT THE HIGHEST AUTHENTICATED BID FOR EACH OF THE TWENTY-SEVEN (27) SURPLUS VEHICLES**

WM06/9-109

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to authorize Finance and Management Services staff to accept the highest authenticated bid for each of the twenty-seven (27) surplus vehicles and distribute the proceeds to the appropriate funds.

Roll Call

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

Nays: None

Motion Carried

2006-496 **AUTHORIZE THE BOARD CHAIRPERSON AND COUNTY**

ADMINISTRATOR TO SIGN THE REVISED 2005-2006 CHILD CARE FUND ANNUAL PLAN AND BUDGET

WM06/9-110

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to authorize the Board Chairperson and County Administrator to sign the revised 2005-2006 Child Care Fund Annual Plan and Budget for submission to the State of Michigan.

Roll Call

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

Nays: Gill

Motion Carried

2006-497 **WRITE A TRIBUTE OF RECOGNITION FOR MRS. TOMASA R. YBARRA**

WM06/9-111

The Ways and Means Committee recommends, moved by Aley, seconded by Buzzell, to write a tribute of recognition for Mrs. Tomasa R. Ybarra for her work in the community.

Roll Call

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

Nays: None

Motion Carried

2006-490 **ADOPT THE APPROPRIATION ORDINANCE IMPLEMENTING THE COUNTY OF MUSKEGON'S FY2007 OPERATING BUDGET AND THE AMENDMENTS**

WM06/9-104

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to adopt the Appropriation Ordinance implementing the County of Muskegon's FY2007 Operating Budget and the amendments, as presented, and also to add one Sheriff Sergeant FT – AA Degree position (salary range \$53,186 - \$59,758) to the FY2007 budget final amendments at an additional cost of \$86,544 in salaries and fringes to the Sheriff Jail budget (1010-0351). In addition, decrease the Overtime line item in the Sheriff Jail budget (1010-0351-703.000) by \$20,000 from \$165,000 to \$145,000 and decrease the Appropriation to the Public Improvement Fund (1010-0901-965.493) by \$66,544 from \$1,790,189 to \$1,723,645 to bring the General Fund back into balance and delete the Economic Development Consultant position.

Roll Call

Ayes: None

Nays: Engle, Gill, Derezinski, Buzzell, Aley, Scolnik, Snider, Wade, Waters

Motion Failed

CHAIR'S REPORT/COMMITTEE LIAISON REPORTS

Liaison reports from Commissioner Scolnik regarding Muskegon County Museum Board

and Commissioner Aley regarding Muskegon Area First.

Chairman Derezinski reported for the Veterans Committee.

Chairman Derezinski noted MAC Legislative Update for September 8, 2006, is included in agenda packets.

2006-491 **APPROVE APPOINTMENTS TO THE LAND BANK FAST TRACK AUTHORITY**

The Chairman recommends, moved by Waters, seconded by Engle, to approve the following appointments to the Land Bank Fast Track Authority: Kevin Davis - City of Muskegon, William Watson - City of Muskegon Heights and Duane Buckner - Sullivan Township.

Motion Carried

2006-492 **APPOINT COMMISSIONERS ALEY, WADE AND SNIDER TO THE LAND BANK FAST TRACK AUTHORITY**

The Chairman recommends, moved by Waters, seconded by Engle, to appoint Commissioners Aley, Wade and Snider to the Land Bank Fast Track Authority.

Motion Carried

2006-493 **APPOINT L ANNE NELSON TO THE MUSKEGON COUNTY JURY COMMISSION**

The Chairman recommends, moved by Gill, seconded by Engle, to appoint L Anne Nelson to the Muskegon County Jury Commission.

Motion Carried

2006-494 **REFER ZONING ORDINANCE REVIEW TO COMMUNITY DEVELOPMENT/STRATEGIC PLANNING COMMITTEE**

The Chairman recommends, moved by Engle, seconded by Aley, to refer Zoning Ordinance Review to Community Development/Strategic Planning Committee

Motion Carried

(Continued)

CHAIR'S REPORT/COMMITTEE LIAISON REPORTS (continued)

Chairman Derezinski asked for volunteers to serve on a Personnel Rules Committee. Appointments to be made at a future meeting.

Chairman Derezinski asked Commissioner Scolnik for an update regarding United Way and the UW Campaign Luncheon - Friday, October 6, 2006 - South Campus. Commissioner Scolnik noted the Pacesetter campaign, one company has tripled their goal. Last weeks meeting of County Department volunteers also went very well.

Chairman Derezinski noted the next County Board will have tough decisions regarding the County Jail. It has been suggested that jail tours be scheduled for Municipalities.

ADMINISTRATOR'S REPORT

2006-495 **ADOPT APPROPRIATION ORDINANCE IMPLEMENTING FY 2007 OPERATING BUDGET**

The Administrator recommends, moved by Aley, seconded by Engle, to adopt the Appropriation Ordinance implementing the County of Muskegon's FY2007 Operating Budget and the attached amendments as approved by the Ways & Means Committee on September 19, 2006, including additional amendment numbers 20 through 22 recommended by staff.

Roll Call

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

Nays: Waters, Gill

Motion Carried

2006-496 **APPROVE WATER PURCHASES FOR COMMISSIONERS TO BE PAID OUT OF THE FLOWER FUND**

Moved by Scolnik, seconded by Engle, to approve water purchases for Commissioners to be paid out of the Flower Fund.

Motion Carried

2006-497 **DIRECTORS AND DEPARTMENT HEADS ARE DIRECTED TO MAKE EVERY EFFORT TO HIRE EMPLOYEES SLATED FOR LAYOFF INTO EXISTING OPEN POSITIONS**

Moved by Waters, seconded by Snider, that, as part of the overall budget strategy and the County's continuing commitment to its workforce, directors and department heads are directed to make every effort to hire employees slated for layoff into existing open positions. For any employees scheduled for layoff who do not qualify for existing positions, the Department of Employment and Training will assist them in training for other positions in the community consistent with the existing program with the Department of Employment and Training for those in the general public.

Motion Carried

2006-498 **PROCLAMATION FOR THE MUSKEGON AREA ASSOCIATION OF UNIVERSITY OF WOMEN IN RECOGNITION OF 125TH ANNIVERSARY**

Moved by Waters, seconded by Scolnik, for a proclamation for the Muskegon area Association of University of Women in recognition of 125th Anniversary.

Motion Carried

Father Jack LaGoe addressed the Board urging the Board to conduct a feasibility study for air conditioning at Brookhaven. He noted this to be both a health and comfort concern for residents and a concern for working conditions for employees.

Old Business

None.

New Business

None.

Public Participation

Students were in attendance from Muskegon High School.

Adjourned at 4:31 p.m.

Karen D. Buie, County Clerk

KDB/jmp