

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

Board of Commissioners

*Bill Gill, Chairman
Don Aley
Charles Buzzell
Marvin Engle
Louis A. McMurray
Robert Scolnik*

*James Derezinski, Vice-Chairman
I. John Snider
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 27, 2005
3:30 p.m.**

Chairman Gill, Presiding

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

Roll Call

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

Absent: None

2005-486 **APPROVAL OF MINUTES OF SEPTEMBER 13 & 19, 2005**

Moved by Engle, seconded by Snider, to approve the minutes of the regular meeting of September 13 & 19, 2005.

Motion Carried

2005-487 **COMMUNICATION**

Moved by Engle, seconded by Waters, to receive and place on file the Communication from Washtenaw County Resolution Re: Supporting Wireless Internet Through Counties.

Motion Carried

2005-488 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF AUGUST 31, THROUGH SEPTEMBER 13, 2005**

WM05/9-93

The Ways and Means Committee recommends, moved by Derezinski, seconded by Engle, to approve payment of the accounts payable of \$7,159,641.32 covering the period of August 31, 2005 through September 13, 2005, as presented by the County Clerk.

Roll Call

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

Nays: None

Motion Carried

2005-489 **AUTHORIZE THE COUNTY TO ENTER INTO AN AGREEMENT TO PROVIDE MAIL SERVICES TO THE CITY OF MUSKEGON BY OFFICE SERVICES**

WM05/9-94

The Ways and Means Committee recommends, moved by Derezinski, seconded by Engle, to authorize the County to enter into an agreement to provide mail services to the City of Muskegon by Office Services, at a cost of \$0.06 per mail piece, plus the prevailing postage rate, and to authorize the Chairman of the Board of Commissioners to sign the agreement to be effective on October 1, 2005.

Roll Call

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

Nays: None

Motion Carried

2005-490 **APPROVE THE IMPLEMENTATION OF THE B-4 MERS BENEFIT FOR THE ELIGIBLE JUDGES GROUP**

WM05/9-95

The Ways and Means Committee recommends, moved by Derezinski, seconded by Engle, to approve the implementation of the B-4 MERS benefit for the eligible Judges group (MERS Division 15) effective October 1, 2005, with the full cost of the additional benefit of 3.06% of the employees' gross pay being paid by the employee.

Roll Call

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

Nays: None

Motion Carried

2005-491 **APPROVE THE IMPLEMENTATION OF THE B-4 MERS BENEFIT FOR**

THE NON-BARGAINING GROUP

WM05/9-96

The Ways and Means Committee recommends, moved by Derezinski, seconded by Engle, to approve the implementation of the B-4 MERS benefit for the non-bargaining group (MERS Division 11), excluding the recently recognized bargaining unit under MERC case #R05D-072, effective October 1, 2005, with the full cost of the additional benefit of 1.97% of the employees' gross pay being paid by the employee.

Roll Call

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

Nays: None

Motion Carried

2005-492 **ADOPT THE APPROPRIATION ORDINANCE IMPLEMENTING THE COUNTY OF MUSKEGON'S FY2006 OPERATING BUDGET**

WM05/9-97

The Ways and Means Committee recommends, moved by Derezinski, seconded by Engle, to adopt the Appropriation Ordinance implementing the County of Muskegon's FY2006 Operating Budget and the attached amendments.

Roll Call

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

Nays: None

Motion Carried

2005-493 **AUTHORIZE A RESOLUTION FOR THE LAKESIDE VETERAN'S CLUB 70TH ANNIVERSARY**

WM05/9-98

The Ways and Means Committee recommends, moved by Derezinski, seconded by Engle, to authorize a resolution for the Lakeside Veteran's Club 70th Anniversary.

Roll Call

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

Nays: None

Motion Carried

2005-494 **APPROVE THE ADDITIONAL ARCHITECTURAL FEES OF \$1,283.42 FOR BOSMA ARCHITECTS ON THE PIONEER PARK RENOVATION PROJECT**

CD/SP05/9-11

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Derezinski, to approve the additional architectural fees of \$1,283.42 for Bosma Architects on the Pioneer Park Renovation Project, bringing the total architectural/engineering fee to \$43,949.83 with costs paid from the State of Michigan and a previously approved loan from Solid Waste.

Roll Call

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

Nays: None

Motion Carried

2005-495 **APPROVE THE GRANTING OF AN EASEMENT FOR THE ELECTRICAL SERVICE LINES IN TWIN LAKE PARK TO CONSUMERS ENERGY**

CD/SP05/9-12

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Derezinski, to approve the granting of an easement for the electrical service lines in Twin Lake Park to Consumers Energy and authorize the Chairman of the Board of Commissioners to execute the agreement.

Roll Call

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

Nays: None

Motion Carried

2005-496 **AUTHORIZE THE BOARD CHAIRMAN TO SIGN THE DEVELOPMENT AGREEMENT AND ACCESS AND PARKING AND DRAINAGE EASEMENT AGREEMENT WITH MUSKEGON ENTERPRISES, INC.**

CD/SP05/9-13

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Derezinski, to authorize the Board Chairman to sign the attached Development Agreement and Access and Parking and Drainage Easement Agreement with Muskegon Enterprises, Inc., which will replace the Development Agreement and Access and Parking Easement Agreement that were approved by the Board in Motion #2005-364.

(Continued)

2005-496 **AUTHORIZE THE BOARD CHAIRMAN TO SIGN THE DEVELOPMENT AGREEMENT AND ACCESS AND PARKING AND DRAINAGE EASEMENT AGREEMENT WITH MUSKEGON ENTERPRISES, INC.**

Roll Call

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

Abstain: McMurray

Nays: Aley

Motion Carried

2005-497 **AUTHORIZE THE PURCHASING DEPARTMENT TO SOLICIT BIDS FOR REPLACEMENT SUPPORT VEHICLES FOR THE MUSKEGON AREA TRANSIT SYSTEM**

TR05/09-29

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, to authorize the purchasing department to solicit bids for replacement support vehicles for the Muskegon Area Transit System for up to three (3) pick-up trucks and/or three (3) sedans.

Roll Call

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

Nays: None

Motion Carried

2005-498 **AUTHORIZE PUBLIC FACILITIES TO ISSUE A REQUEST FOR PROPOSALS FOR ADVERTISING SALES AGENT SERVICES**

TR05/09-30

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, to authorize Public Facilities to issue a request for proposals for advertising sales agent services, and to extend the current advertising sales agent contracts with Gold Shield, LLC, for Airport and MATS services, on a month-to-month basis until the bidding process is completed.

Roll Call

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

Nays: None

Motion Carried

2005-499 **APPROVAL FOR AN EXTENSION OF THE CURRENT MUSKEGON TROLLEY COMPANY TROLLEY CHARTER OPERATIONS CONTRACT**

WITH GOLD SHIELD TRANSPORT, LLC

TR05/09-31

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, approval for an extension of the current Muskegon Trolley Company trolley charter operations contract with Gold Shield Transport, LLC, to September 30, 2006, at a rate of \$60.00/hour, and to issue a Request for Proposals for charter trolley operations for the period of October 1, 2006 through December 31, 2008.

Roll Call

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

Nays: None

Motion Carried

2005-500 **AUTHORIZE MATS TO ISSUE A REQUEST FOR PROPOSALS FOR GARAGE FLOOR AND WASH BAY REFINISHING AT THE LOUIS A. MCMURRAY CONFERENCE AND TRANSPORTATION CENTER**

TR05/09-32

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, to authorize MATS to issue a Request for Proposals for garage floor and wash bay refinishing at the Louis A. McMurray Conference and Transportation Center.

Roll Call

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

Nays: None

Motion Carried

2005-501 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE PUBLIC NOTICE REGARDING THE FY2005 FEDERAL OPERATING AND CAPITAL APPLICATIONS**

TR05/09-33

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, to authorize the Muskegon Area Transit System to publish the public notice regarding the FY2005 Federal Operating and Capital applications and to authorize staff to execute the electronic grant applications if there is no request for public hearing.

(Continued)

2005-501 **AUTHORIZE THE MUSKEGON AREA TRANSIT SYSTEM TO PUBLISH THE PUBLIC NOTICE REGARDING THE FY2005 FEDERAL OPERATING AND CAPITAL APPLICATIONS**

Roll Call

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

Nays: None

Motion Carried

2005-502 **APPROVAL OF AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES BETWEEN THE COUNTY AND PREIN & NEWHOF**

TR05/09-34

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, approval of an Agreement for Professional Engineering Services between the County and Prein & Newhof for the final design phase of the Airport Runway 14/32 extension and associated construction, in the amount of \$777,000, and further authorize the Chairman to execute the Agreement.

Roll Call

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

Nays: None

Motion Carried

2005-503 **AUTHORIZE THE APPOINTMENT OF GARY NIELSEN TO AIRPORT MAINTENANCE WORKER/6 MONTHS POSITION #N08007**

TR05/09-35

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, to authorize the appointment of Gary Nielsen to Airport Maintenance Worker/6 Months Position #N08007, beginning September 30, 2005, at salary step 4, \$15.475 per hour.

Roll Call

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

Nays: None

Motion Carried

2005-504 **APPROVAL OF THE FINAL FOUR APPRAISALS AND COMPENSATION VALUES, AS CALCULATED BY COMMONWEALTH & ASSOCIATES, INC.**

TR05/09-36

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, approval of the final four appraisals and compensation values, as calculated by Commonwealth & Associates, Inc., associated with parcels that need to be purchased for the Airport Runway 14/32 extension project, and further authorize Paul Stempin, Commonwealth & Associates, Inc., to enter into negotiations with the parcel owners based on the recommended compensation values.

Roll Call

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

Nays: None

Motion Carried

2005-505 **APPROVAL OF MICHIGAN DEPARTMENT OF TRANSPORTATION MICHIGAN AIR SERVICE GRANT PROGRAM**

TR05/09-37

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, approval of Michigan Department of Transportation Michigan Air Service Grant Program Contract No. 2005-0492, providing the Airport with up to \$25,000, with a 10% local match, toward airport marketing and community awareness projects, and further authorize the Chairman to execute the contract and the Clerk to authorize the resolution.

Roll Call

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

Nays: None

Motion Carried

2005-506 **APPROVE THE EXTENSION OF THIRTY-TWO (32) AIRPORT T-HANGAR LEASE AGREEMENTS AT MUSKEGON COUNTY AIRPORT**

TR05/09-38

The Transportation Committee recommends, moved by Scolnik, seconded by Waters, to approve the extension of thirty-two (32) Airport T-Hangar Lease Agreements at Muskegon County Airport expiring in the fourth quarter of 2005.

(Continued)

2005-506 **APPROVE THE EXTENSION OF THIRTY-TWO (32) AIRPORT T-HANGAR LEASE AGREEMENTS AT MUSKEGON COUNTY AIRPORT**

Roll Call

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

Nays: None

Motion Carried

2005-507 **APPROVE THE REVISED MUSKEGON COUNTY REGIONAL WATER SYSTEM MANAGEMENT CONTRACT AS AMENDED**

The Board of Public Works recommends, moved by McMurray, seconded by Engle, to approve the revised Muskegon County Regional Water System Management Contract as amended to include one alternate for Muskegon County to the System Policy Board.

Roll Call

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

Nays: None

Motion Carried

2005-508 **APPOINT COMMISSIONER JAMES DEREZINSKI AS THE MUSKEGON COUNTY ALTERNATE TO THE MUSKEGON COUNTY REGIONAL WATER SYSTEM POLICY BOARD**

The Board of Public Works recommends, moved by McMurray, seconded by Engle, to appoint Commissioner James Derezinski as the Muskegon County alternate to the Muskegon County Regional Water System Policy Board.

Roll Call

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

Nays: None

Motion Carried

CHAIR'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Gill noted the MAC Legislative Updates for September 9 & 16, 2005, are included in agenda packets.

2005-509 **APPROVE 2006 APPOINTMENTS TO THE WORKFORCE DEVELOPMENT BOARD**

The Chairman recommends, moved by Derezinski, seconded by Engle, approve 2006 appointments and reappointments to the Workforce Development Board as recommended.

Roll Call

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

Nays: None

Motion Carried

ADMINISTRATOR'S REPORT

2005-509 **WEST MI SHORELINE REGIONAL DEVELOPMENT COMMISSION REQUEST FOR APPROVAL OF RESOLUTION ENDORSING THE MUSKEGON AREA WIDE PLAN**

The Administrator recommends, moved by Waters, seconded by Snider, approve West Michigan Shoreline Regional Development Commissioner request approval of resolution endorsing the Muskegon Area Wide Plan.

Roll Call

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

Nays: None

Motion Carried

2005-510 **APPROVE RESOLUTION AUTHORIZING BOND ANTICIPATION NOTES
AND MUSKEGON COUNTY WATER SUPPLY BONDS FOR WHITEHALL
TOWNSHIP**

The Administrator recommends, moved by Wisniewski, seconded by Snider, approve the Resolution Authorizing Bond Anticipation Notes and the Resolution Authorizing County of Muskegon, Muskegon County Water Supply System (Township of Whitehall Section) Bonds, Series 2006 (General Obligation Limited Tax) in the amount not to exceed \$1,200,000 for certain water system improvements and \$100,000 to fund initial costs which must be paid prior to the issuance of the actual bonds.

Roll Call

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

Nays: None

Motion Carried

2005-511 **APPROVE RESOLUTION AUTHORIZING BOND ANTICIPATION NOTES
AND MUSKEGON COUNTY SANITARY SEWER IMPROVEMENTS FOR
DALTON, EGELSTON AND MUSKEGON CHARTER TOWNSHIPS**

The Administrator recommends, moved by Derezinski, seconded by Buzzell, to approve resolution authorizing bond anticipation notes and Muskegon County Sanitary Sewer Improvements for Dalton, Egelston and Muskegon Charter Townships.

Roll Call

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

Nays: None

Motion Carried

Administrator Borushko thanked and commended Commissioners for accomplishments during the 2005 fiscal year with anticipation of continued cooperation and achievements for the 2006 fiscal year.

Old Business

2005-512

Moved by Snider, supported by Aley, to support the following letter submitted and read into the record:

The following commissioner who have signed this letter, request a special meeting of the County Board of Commissioners in accordance with Rule 1 section 5.

We thank the specially designated committee for the time, effort and work in preparing a revision of the rules for the Commission. We thank the committee for its recommendation.

We ask that the meeting be held starting at 9:00 a.m on October 31, 2005, in the Commission Chambers, 4th floor, Hall of Justice, 990 Terrace St., Muskegon, Michigan 49442, for the purpose of reviewing and adopting the Rules of the Muskegon County Board of Commissioners. We request that notice of this special meeting be given at the immediately previous regularly scheduled meeting of the Muskegon County Board of Commissioners and that such notice be reflected in the minutes of that meeting.

The meeting shall continue until the rules, including any revisions as are made at that meeting, are adopted.

Please post the appropriate public notice of this meeting.

Sincerely,
Chairman, Bill Gill
Commissioners: Don Aley, Charles Buzzell, Marvin Engle, Louis A. McMurray, Vice-Chairman James Derezinski, I. John Snider, Roger C Wade and Stephen Wisniewski

Motion Carried

New Business

Commissioner Aley noted Commissioner Roger C. Wade is hosting a "Meet the Candidate"; this is not a fundraiser for him, there will be a freewill donation to benefit Hurricane Katrina relief.

Audience Participation

None.

**Muskegon County Board of Commissioners
Regular Meeting**

**September 27, 2005 386
3:30p.m.**

Adjourn at 4:18 p.m.

Karen D. Buie, County Clerk

MLH/jmp