

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

**September 28, 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 Commissioner Snider.

Roll Call

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

Absent: None

2004-413 **APPROVAL OF MINUTES OF SEPTEMBER 14, 2004**

Moved by Wisniewski, supported by Engle, to approve the minutes of the Regular Meeting of September 14, 2004, correcting Roll Call for approval of previous minutes.

Roll Call

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

Nays: None

Motion Carried

2004-414 **OPEN PUBLIC HEARING - LOCAL LAW ENFORCEMENT BLOCK GRANT-2004**

The Administrator recommends, moved by Snider, supported by Derezinski, to open the Public Hearing regarding Local Law Enforcement Block Grant-2004.

Motion Carried

2004-415 **CLOSE PUBLIC HEARING - LOCAL LAW ENFORCEMENT BLOCK GRANT-2004**

It was noted that neither the Clerk's office nor Administration received any written or verbal communication regarding Local Law Enforcement Block Grant-2004. Moved by Snider, supported by Derezinski, to close the Public Hearing.

Motion Carried

2004-416 **PRESENTATION - CHRIS KELLY, MUSKEGON AIR FAIR**

Chris Kelly, Chairman of the Board of Muskegon Air Fair, addressed the Board with two request and one invitation. First request: to extend least for five years instead of one year; second request: defer \$1 fund charge; in addition, invite Muskegon County to return to having a chalet at the Air Fair.

2004-417 **SUSPEND THE RULES**

Moved by Waters, supported by Gill, to suspend the rules and allow public comment.

Motion Carried

Bob McCartney addressed the Board regarding complaints about the Air Fair from neighbors of the airport and urged investigating ways to make the Air Fair more neighbor-friendly.

John Workman addressed the Board as a member of the Air Fair Board encouraging support of requests presented by Mr. Kelly.

2004-418 **APPROVE RECOMMENDATIONS OF CHRIS KELLY REGARDING THE AIR FAIR**

Moved by Gill, supported by Scolnik, to approve recommendations of Chris Kelly regarding the Air Fair subject to final approval of contract at the next full board meeting.

Roll Call

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

Nays: Waters, Buzzell

Motion Carried

2004-419 **COMMUNICATIONS**

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

- A. Ottawa County Resolution re: Support of House Bill 5870 and Joint ResolutionZ
- B. City of Muskegon
 - 1. Industrial Facilities Exemption Certificate Name Change - Great Lakes Die Cast Corp.
 - 2. Proposed Amendment to Brownfield Plan
- C. City of Montague - Industrial Facilities Exemption Certificate - International Master Products Corp.
- D. City of Muskegon Heights - Industrial Facilities Exemption Certificate - Anderson Patterson, Inc.

Motion Carried

2004-420 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF AUGUST 25, THROUGH SEPTEMBER 14, 2004**

WM04/9-107

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to approve payment of the accounts payable of \$7,551,658.59 covering the period of August 25, 2004 through September 14, 2004, as presented by the County Clerk.

Roll Call

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

Nays: None

Motion Carried

2004-421 **ACCEPT THE CHANGE ORDER FOR THE PIONEER PARK RENOVATION PROJECT**

WM04/9-108

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to accept the change order for the Pioneer Park Renovation Project for the contract with Elzinga and Volkens, Inc. in the amount of \$2008 to bring the new contract amount to 420,996. These change orders including a different lighting fixture for building exterior (deduct \$500), deletion of valve boxes (deduct \$359) and a redesigned drain down valve pit (add \$2822) for the new water system including a valve actuator (add \$45).

Roll Call

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

Nays: None

Motion Carried

2004-422 **AUTHORIZE STAFF TO ACCEPT THE PROPOSAL FROM AUTOMATED BUSINESS EQUIPMENT**

WM04/9-109

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize staff to accept the proposal from Automated Business Equipment to provide the County with a Certex Online Check Signer, Model #3200, retail value of \$2,200 in exchange for the following used equipment: 1. Certex Online Check Signer, Model #3100, Book Value \$995; 2. Hedman EDP Check Signer, Book Value \$0 and 3. Duplo V740 Burster, Book Value \$0.

Roll Call

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

Nays: None

Motion Carried

2004-423 **AUTHORIZE THE ADMINISTRATOR TO SIGN THE AMENDMENT TO THE 2004 REMONUMENTATION GRANT APPLICATION**

WM04/9-110

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize the Administrator to sign the Amendment to the 2004 Remonumentation grant application and a Request for Payment - 2004 Supplemental form and submit it to the State by September 30, 2004.

Roll Call

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

Nays: None

Motion Carried

2004-424 **WAIVE THE PERSONNEL RULES AND TO REHIRE ANTIONE WILLIAMS**

WM04/9-111

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to waive the Personnel Rules and to rehire Antione Williams to Position T10002 as Laborer/Seasonal at the Wastewater system.

Roll Call

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

Nays: Gill

Motion Carried

2004-425 **ADOPT THE RESOLUTION INITIATING PUBLIC ACT 423**

WM04/9-112

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to adopt the resolution initiating Public Act 423 for the 2005 fiscal year and authorize the Board Chair to sign.

Roll Call

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

Nays: None

Motion Carried

2004-426 **ADOPT THE APPROPRIATION ORDINANCE IMPLEMENTING THE COUNTY OF MUSKEGON'S FY2005 OPERATING BUDGET AND THE ATTACHED AMENDMENTS**

WM04/9-113

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to adopt the Appropriation Ordinance implementing the County of Muskegon's FY2005 Operating Budget and the attached amendments.

Roll Call

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

Nays: Gill, Waters

Motion Carried

2004-427 **AUTHORIZE STAFF TO UTILIZE THE ATTACHED "INFORMATIONAL" SHEET ENTITLED "WHY IS THE COUNTY OF MUSKEGON ASKING FOR A 'HEADLEE' TAX INCREASE OR RESTORATION"**

WM04/9-114

The Ways and Means Committee recommends, moved by Derezinski, supported by Bennett, to authorize staff to utilize the attached "informational" sheet entitled "Why is the County of Muskegon Asking for a 'Headlee' Tax Increase or Restoration" in form presented and to incur costs not to exceed \$8,000 for dissemination to public via multiple newspaper-flyer inclusion.

Roll Call

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

Nays: Gill, Waters, McMurray

Motion Carried

CHAIR'S REPORT

None.

ADMINISTRATOR'S REPORT

2004-428 EXECUTE A CONTRACT WITH SOUTHEAST PUBLICATIONS FOR PROVIDING MAPS OF THE CAMPGROUNDS

The Administrator recommends, moved by Bennett, supported by Snider, that a contract be executed with Southeast Publications for providing maps of the campgrounds at Pioneer Park, Blue Lake Park and Meinert Pines for an initial term of 2 years with automatic annual if not terminated by County with automatic annual renewal if not terminated by County with County having final approval of layout and advertisers, per attached contract document.

Roll Call

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

Nays: None

Motion Carried

Old Business

Steve Corwin, Corporate Counsel, addressed the Board from the lectoret regarding a recent article suggesting the County could save money by eliminating his position as Corporate Counsel. Mr. Corwin distributed a document and impassioned speech to Commissioners supporting of his position and the work done by himself, his associate, Thoa Do, and secretary, Kathy Larkin.

Commissioners McMurray, Buzzell and Bennett spoke in support of Mr. Corwin.

New Business

None.

Audience Participation

Delores Cole, of Muskegon Solidarity, addressed the Board regarding signage of the Health Department building. Mr. Borushko responded that this issue has been investigated and will be addressed when funds are available, however, there are no funds available in the budget at this time.

Mark Prieur, of Dalton Township, addressed the Board regarding the danger and possible instability of giving Corporate Counsel authority to an elected position.

Meeting adjourned at 4:46 p.m.

Karen D. Buie, County Clerk

KDB/jmp