

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

Board of Commissioners

Kenneth J. Hulka, Chairman
Paul Baade
Douglas Bennett
Nancy Frye
James J. Kobza

Bill Gill, Vice-Chairman
Louis A. McMurray
Tony Moulatsiotis
Clarence Start

Board Minutes may be found on the web at <http://co.muskegon.mi.us/clerk>

Regular Meeting

October 23, 2001
3:30 P.M.

Honorable Chairman Kenneth J. Hulka, Presiding

The Meeting of the Board of Commissioners was called to order by Chairman Hulka. The pledge of Allegiance was recited in unison followed by the invocation given by Commissioner Frye.

Roll Call

Present: Bennett, Frye, Gill, Hulka, Kobza, McMurray, Moulatsiotis, Start

Excused: Baade

Absent: None

2001-511 **APPROVAL OF MINUTES**

Moved by Start, supported by Frye, to approve the minutes of the Regular Meeting of October 9, 2001, and Reconvened Meeting of October 11, 2001 as presented.

Motion Carried

2001-512 **COMMUNICATIONS**

Moved by Kobza, supported by Start, to receive and place on file the following communications:

- A. MichCon Application for Gas Cost Recovery Factor for 2002
- B. Cheboygan County resolution re: opposing Senate Bill 271
- C. Benzie County resolutions
 - 1. Term limits legislation
 - 2. Stand up for Steel
 - 3. Terrorist Attacks
- D. Menominee County resolution re: terrorist attacks
- E. Creston Woods Condominium Project

2001-513 **COMMUNICATIONS (continued)**

Moved by Kobza, supported by Bennett, to receive and place on file the following communications:

- F. Industrial Facilities Exemption Certificate
 - 1. Bekaert Corporation
 - 2. Sappi Fine Paper
 - 3. Cole's Quality Foods
 - 4. Johnson Technology
- G. Cass County resolutions
 - 1. Fee increases in Register of Deeds
 - 2. Support for Steel Industry
- H. Randolph J. Wess - Commemorative US Quarter Design
- J. WMSRDC 2001 Comprehensive Economic Development Strategy Annual Report (on Commission desk)

Motion Carried

2001-514 **COMMUNICATIONS (continued)**

Moved by Frye, supported by Start, to receive and place on file the following communication and prepare a similar resolution from Muskegon County requesting further study.

- I. Allegan County resolution re: road salt

Motion Carried

2001-515 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF SEPTEMBER 29, 2001 THROUGH OCTOBER 12, 2001**

The Ways and Means Committee recommends, moved by Bennett, supported by Start, approve payment of the accounts payable of \$6,731,881.35 covering the period of September 29, 2001 through October 12, 2001, as presented by the County Clerk.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-516 **ADOPT THE 2001 APPORTIONMENT REPORT AS PREPARED AND SUBMITTED BY THE MUSKEGON COUNTY EQUALIZATION DEPARTMENT**

The Ways and Means Committee recommends, moved by Bennett, supported by Start, adopt the 2001 Apportionment Report as prepared and submitted by the Muskegon County Equalization Department.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-517 **AUTHORIZE THE DEPARTMENT OF EMPLOYMENT & TRAINING/FACILITIES MANAGEMENT TO GO OUT FOR BIDS FOR TWO (2) NEW PICK-UP TRUCKS AND SNOW PLOWS**

The Ways and Means Committee recommends, moved by Bennett, supported by Start, authorize the Department of Employment & Training/Facilities Management to go out for bids for two (2) new pick-up trucks and snow plows.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-518 **APPROVE THE LOW BID FROM TYSMAN SNOW PLOWING FOR THE MSU EXTENSION AND HERMAN IVORY TERMINAL; AND THE LOW BID FROM LAWN MAINTENANCE & SNOW REMOVAL FOR THE MATS FACILITY**

The Ways and Means Committee recommends, moved by Bennett, supported by Start, approve the low bid from Tysman Snow Plowing for the MSU Extension and Herman Ivory Terminal; and the low bid from Lawn Maintenance & Snow Removal for the MATS facility.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-519 **AUTHORIZE THE BOARD CHAIR TO EXECUTE A PURCHASE AGREEMENT AND QUIT CLAIM DEED AND THE PROPERTY MANAGER TO EXECUTE ANY OTHER NECESSARY DOCUMENTS TO TRANSFER REAL PROPERTY ON OAK AVENUE IN MUSKEGON TOWNSHIP TO THE MUSKEGON CONSERVATION DISTRICT FOR THE SUM OF \$1.00**

The Ways and Means Committee recommends, moved by Frye, supported by Moulatsiotis, authorize the Board Chair to execute a Purchase Agreement and Quit Claim Deed and the Property Manager to execute any other necessary documents to transfer real property on Oak Avenue in Muskegon Township to the Muskegon Conservation District for the sum of \$1.00. Such conveyance to contain a reverter clause to the County, subject to attached agreement. Real property legally described as: the West 333.00 feet of the East 987.00' of the Southeast 1/4 of the Southwest 1/4, lying North of the centerline of Ryerson Creek, Section 22, Town 10 North, Range 16 West, Muskegon Township, Muskegon County, Michigan. The North 33.00 feet thereof to be used for road purposes.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-520 **APPROVE A CONTRACT WITH THE LOW BIDDER, BELASCO ELECTRIC, TO REPLACE THE BUSS BAR SYSTEM**

The Ways and Means Committee recommends, moved by Bennett, supported by Start, approve a contract with the low bidder, Belasco Electric, to replace the Buss Bar system in the Michael E. Kobza Hall of Justice, not to exceed \$85,141.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-521 **ESTABLISH A PERSONNEL HEARING BOARD AS REQUESTED BY RUTH STARR**

The Ways and Means Committee recommends, moved by Bennett, supported by Start, establish a Personnel Hearing Board as requested by Ruth Starr. Board to be composed of Commissioners McMurray, Kobza and Baade.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-522 **APPROVAL OF THE CHANGE ORDER #3 FOR THE HERITAGE LANDING PROJECT**

The Ways and Means Committee presented, without recommendation, moved by Bennett, supported by Start, approval of the change order #3 for the Heritage Landing Project, cost not to exceed \$40,014.65.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-523 **APPROVE CHANGE ORDER NO. 6 WITH MUSKEGON QUALITY BUILDERS**

The Transportation Committee recommends, moved by Gill, supported by Start, approve Change Order No. 6 with Muskegon Quality Builders in the amount of \$17,225 and further authorize the Chairman to execute the Change Order as prepared.

Roll Call

Ayes: Bennett, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: Frye

Motion Carried

CHAIR'S REPORT

2001-524 **REAPPOINT ED NEWMYER AND ROBERT PATTERSON TO THE BUILDING AUTHORITY**

The Chairman recommends, moved by Start, supported by Moulatsiotis, to reappoint Ed Newmyer and Robert Patterson to the Building Authority with the term expiring 6/30,2004.

Motion Carried

ADMINISTRATOR'S REPORT

2001-525 **RETAIN MILLER CANFIELD PADDOCK & STONE AS BOND COUNSEL**

The Administrator/Controller recommends, moved by Gill, supported by Start, that Miller Canfield Paddock & Stone be retained as bond counsel for the proposed bonds to fund the

Michael E. Kobza Hall of Justice and Heritage Landing Improvements at a cost not to exceed \$23,500.

2001-525 **RETAIN MILLER CANFIELD PADDOCK & STONE AS BOND COUNSEL
(continued)**

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-526 **RETAIN STAUDER BARCH, INC. AS FINANCIAL CONSULTANT FOR
THE PROPOSED BONDS**

The Administrator/Controller recommends, moved by Start, supported by Gill, that Stauder Barch, Inc. be retained as financial consultant for the proposed bonds to fund the Michael E. Kobza Hall of Justice and Heritage Landing Improvements at a cost not to exceed \$9,000.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-527 **AUTHORIZE CORPORATE COUNSEL TO PREPARE A QUIT CLAIM
DEED TO TRANSFER OF PROPERTY TO THE MUSKEGON COUNTY
BUILDING AUTHORITY**

The Administrator/Controller recommends, moved by Start, supported by Gill, that preparation of a quit claim deed be authorized transferring the property Michael E. Kobza Hall of Justice and the Heritage Landing to the Muskegon County Building Authority.

Roll Call

Ayes: Bennett, Frye, Gill, Kobza, McMurray, Moulatsiotis, Start, Hulka

Nays: None

Motion Carried

2001-528 **PRESENTATION - CONNIE KARRY, CHAIR OF THE ANIMAL CONTROL
ADVISORY COMMITTEE**

Connie Karry presented information for the Animal Control Advisory Committee to adjust fees as follows:

- 1) License for an unaltered dog would increase from \$27.00 to \$35.00 for the general population, excluding senior citizens.
- 2) For senior citizens, a license for an unaltered dog would increase from \$9.00 to \$15.00.
- 3) The fee for altered dogs for all pet owners would decrease from \$6.00 to \$5.00.
- 4) Release from impoundment fee from \$37.75 to \$38.00.
- 5) Board per day from \$4.00 to \$5.00, adding \$8.00 rabies shot.
- 6) Release from impoundment of the same dog more than once in a one year period from \$37.75 to \$75.00.
- 7) Increase for drop off to Animal Control for destruction of an animal from \$7.00 to \$10.00.
- 8) Pick up at a home for destruction from \$38.25 to \$40.00.
- 9) Increase in trap rental fees from \$1.50 to \$2.00.

2001-529 **ACCEPT RECOMMENDATION FOR INCREASE OF FEES AT ANIMAL
CONTROL**

Moved by Frye, supported by Start, to accept recommendation for increase of fees at Animal Control with review in one year.

Roll Call

Ayes: Bennett, Frye, Kobza, Moulatsiotis, Start

Nays: Gill, McMurray, Hulka

Motion Carried

Old Business

None.

New Business

None.

Audience Participation

Raynard and Bernard Gamble addressed the Board of Commissioners in favor of licensing dogs.

Students were in attendance from Muskegon High School.

Meeting adjourned at 4:25 p.m.

Susan R. Doriot, County Clerk

/jmp