

# *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**

**October 28, 2003  
3:30 P.M.**

### **Honorable Vice-Chairman Bill Gill, Presiding**

The Meeting of the Board of Commissioners was called to order by Vice-Chairman Gill. The pledge of Allegiance was recited in unison followed by the invocation given by Commissioner McMurray.

### **Roll Call**

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

Excused: Baade, Bennett

Absent: None

### **2003-424    APPROVAL OF MINUTES OF SEPTEMBER 23, AND OCTOBER 14, 2003**

Moved by Engle, supported by Wisniewski, to approve the minutes of the September 23, and October 14, 2003 meetings as presented.

**Motion Carried**

### **2003-425    PRESENTATION - UNITED WAY CAMPAIGN REPORT**

Jill Montgomery presented Muskegon County results of the 2004 United Way campaign. The campaign for 2004 exceeded the target. Traveling trophies were presented to Paul Wishka for Circuit Court and Karen Smith and Dawn Cato for Brookhaven; both departments had the top increase in United Way commitments and contributions.

### **2003-426    COMMUNICATION**

Moved by Derezinski, supported by Wisniewski, to receive and place on file the communication from Oakland County, Resolution re: Support for Eric Coleman as Second Vice President of NACO

**Motion Carried**

2003-427 **SUPPORT ERIC COLEMAN AS SECOND VICE PRESIDENT OF NACO BY COUNTY RESOLUTION**

Moved by McMurray, supported by Snider, to support Eric Coleman as Second Vice President of NACO by County Resolution.

Roll Call

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

Nays: None

**Motion Carried**

2003-428 **APPROVAL OF THE PROPOSAL FOR THE IMPLEMENTATION OF A STRATEGIC PLANNING PROCESS FOR MUSKEGON COUNTY**

CD/SP03/10-15

The Community Development/Strategic Planning Committee recommends, moved by Engle, supported by Wisniewski, for approval of the Proposal for the Implementation of a Strategic Planning Process for Muskegon County as presented.

Roll Call

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

Nays: None

**Motion Carried**

2003-429 **RECEIVE AND PLACE ON FILE THE PARKS REVENUE REPORT**

CD/SP03/10-16

The Community Development/Strategic Planning Committee recommends, moved by Engle, supported by Wisniewski, to receive and place on file the Parks Revenue Report.

Roll Call

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

Nays: None

**Motion Carried**

2003-430 **APPROVE MDOT PROJECT AUTHORIZATION 2002-0072\Z9**

TR03/10-44

The Transportation Committee recommends, moved by Scolnik, supported by Waters, to approve MDOT Project Authorization 2002-0072\Z9 and to authorize the Chairperson to execute the contract.

2003-430 **APPROVE MDOT PROJECT AUTHORIZATION 2002-0072\Z9 (continued)**

Roll Call

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

Nays: None

**Motion Carried**

2003-431 **APPROVAL OF THE USE POLICY FOR THE LOUIS A. MCMURRAY  
CONFERENCE AND TRANSPORTATION CENTER**

TR03/10-45

The Transportation Committee recommends, moved by Scolnik, supported by Waters, for approval of the use policy for the Louis A. McMurray Conference and Transportation Center as presented.

Roll Call

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

Nays: Gill

**Motion Carried**

2003-432 **APPROVE AIRPORT'S NEW ADVERTISING CAMPAIGN**

TR03/10-46

The Transportation Committee recommends, moved by Scolnik, supported by Waters, to approve Airport's new advertising campaign as presented.

Roll Call

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

Nays: Gill

**Motion Carried**

2003-433 **AUTHORIZE CORPORATE COUNSEL TO PROCEED WITH AND  
FINALIZE NEGOTIATIONS FOR SETTLEMENT FOR THE PROPERTY  
LOCATED AT 4951 GRAND STREET**

TR03/10-47

The Transportation Committee recommends, moved by Scolnik, supported by Waters, to authorize Corporate Counsel to proceed with and finalize negotiations for settlement in the amount of \$126,150 for the property located at 4951 Grand Street, owned by Jerry and Barbara Marks.

2003-433 **AUTHORIZE CORPORATE COUNSEL TO PROCEED WITH AND FINALIZE NEGOTIATIONS FOR SETTLEMENT FOR THE PROPERTY LOCATED AT 4951 GRAND STREET (continued)**

Roll Call

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

Nays: None

**Motion Carried**

2003-434 **AUTHORIZE CORPORATE COUNSEL TO PROCEED WITH AND FINALIZE NEGOTIATIONS FOR SETTLEMENT FOR THE PROPERTY LOCATED AT 4864 GRAND HAVEN ROAD**

TR03/10-48

The Transportation Committee recommends, moved by Scolnik, supported by Waters, to authorize Corporate Counsel to proceed with and finalize negotiations for settlement in the amount of \$133,350 for the property located at 4864 Grand Haven Road, owned by Michael Kuharevicz.

Roll Call

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

Nays: None

**Motion Carried**

2003-435 **ADDRESS WAYS AND MEANS ITEM WM03/10-106 SEPARATELY FROM OTHER WAYS AND MEANS ITEMS**

Moved by Scolnik, supported by Derezinski, to address Ways and Means item WM03/10-106 regarding submission of a personal property audit grant application, separately from other Ways and Means items.

Roll Call

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

Nays: McMurray, Waters, Gill

**Motion Carried**

2003-436 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF SEPTEMBER 27, 2003 THROUGH OCTOBER 14, 2003**

WM03/10-102

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to approve payment of the accounts payable of \$12,723,722.59 covering the period of September 27, 2003 through October 14, 2003, as presented by the County Clerk.

2003-436 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE**

**PERIOD OF SEPTEMBER 27, 2003 THROUGH OCTOBER 14, 2003**  
**(continued)**

Roll Call

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

Nays: None

**Motion Carried**

2003-437 **AUTHORIZE THE CMH DIRECTOR TO INCREASE RATES PAID TO RESIDENTIAL PROVIDERS BY 2%**

WM03/10-103

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize the CMH Director to increase rates paid to residential providers by 2% within the current funding allocation of each provider to accommodate the HIPAA generated need to include a factor for vacant days in rates paid for a day of service.

Roll Call

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

Nays: None

**Motion Carried**

2003-438 **AUTHORIZE THE CMH DIRECTOR TO SIGN AMENDMENT 1 OF THE MDCH/PHIP CONTRACT**

WM03/10-104

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize the CMH Director to sign Amendment 1 of the MDCH/PHIP contract that incorporates the final regulations of the Balanced Budget Act.

Roll Call

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

Nays: None

**Motion Carried**

2003-439 **AUTHORIZE THE CMH DIRECTOR TO COMPLETE SERVICE CONTRACTS FOR THE VENDORS AND RATES DESCRIBED IN THE CHART OF PROPOSED VENDORS AND RATES**

WM03/10-105

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize the CMH Director to complete service contracts for the vendors and rates described in the Chart of Proposed Vendors and Rates: Section I FY2003-2004 and Section II FY2003-2005 (2 year.)

2003-439 **AUTHORIZE THE CMH DIRECTOR TO COMPLETE SERVICE CONTRACTS FOR THE VENDORS AND RATES DESCRIBED IN THE**

**CHART OF PROPOSED VENDORS AND RATES (continued)**

Roll Call

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

Nays: None

**Motion Carried**

2003-440     **ADOPT THE 2003 APPORTIONMENT REPORT AS PREPARED AND  
SUBMITTED BY THE MUSKEGON COUNTY EQUALIZATION  
DEPARTMENT**

WM03/10-107

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to adopt the 2003 Apportionment Report as prepared and submitted by the Muskegon County Equalization Department.

Roll Call

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

Nays: None

**Motion Carried**

2003-441     **ACCEPT THE BID FROM ENGINEERING DIMENSIONS, INC. (\$18,350) TO  
UPDATE THE MUSKEGON COUNTY EMERGENCY OPERATIONS PLAN  
(EOP)**

WM03/10-108

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to accept the bid from Engineering Dimensions, Inc. (\$18,350) to update the Muskegon County Emergency Operations Plan (EOP) and train Muskegon County's first responders (police, fire, emergency medical, etc.) to the new plan.

Roll Call

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

Nays: None

**Motion Carried**

2003-442 **AUTHORIZE THE 14<sup>TH</sup> CIRCUIT COURT-FAMILY DIVISION TO ACCEPT THE SECOND YEAR OF THE COMPREHENSIVE STRATEGY FOR SERIOUS, VIOLENT AND CHRONIC JUVENILE OFFENDER PROGRAM GRANT**

WM03/10-109

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize the 14<sup>th</sup> Circuit Court-Family Division to accept the second year of the Comprehensive Strategy for Serious, Violent and Chronic Juvenile Offender program grant, October 1, 2003 through September 30, 2004, in the amount of \$125,000 and authorize the Board Chairman to execute the grant contract.

Roll Call

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

Nays: None

**Motion Carried**

2003-443 **APPROVE THE SUBMISSION OF A PERSONAL PROPERTY AUDIT GRANT APPLICATION BY THE EQUALIZATION DEPARTMENT**

WM03/10-106

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to approve the submission of a personal property audit grant application by the Equalization Department to the Department of Treasury, State of Michigan, not to exceed \$250,000 for assistance in auditing business personal property for the next two years.

2003-444 **SUSPEND THE RULES TO ALLOW FOR PUBLIC COMMENT**

Moved by Scolnik, supported by McMurray, to suspend the rules to allow for public comment.

**Motion Carried**

Cindy Larson from the Chamber of Commerce addressed the Board regarding the personal property audit.

Roll Call on item 2003-443

Ayes: Derezinski, Engle, Scolnik, Snider, Waters, Wisniewski

Nays: Buzzell, Gill, McMurray

**Motion Carried**

## CHAIR'S REPORT

Vice-Chairman Gill noted the MAC Legislative Updates for October 10 & 17, 2003, are included in the agenda packet.

2003-445     **HOLD THE DECEMBER 11, 2003, PUBLIC WORKS BOARD AND TRANSPORTATION COMMITTEE MEETINGS AT THE EGELSTON TOWNSHIP HALL**

The Chairman recommends, moved by Wisniewski, supported by Derezinski, to hold the December 11, 2003, Public Works Board and Transportation Committee meetings at the Egelston Township Hall, 5428 E. Apple Avenue, Muskegon, MI.

Roll Call

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

Nays: Gill

**Motion Carried**

2003-446     **SCHEDULE SPECIAL MEETINGS OF THE COMMUNITY DEVELOPMENT/STRATEGIC PLANNING COMMITTEE FOR NOVEMBER AND DECEMBER**

The Chairman recommends, moved by Wisniewski, supported by Derezinski, to schedule meetings of the Community Development/Strategic Planning Committee for November 18 and December 16, 2003, at 3:30 PM in the Board of Commissioners room.

Roll Call

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

Nays: None

**Motion Carried**

## ADMINISTRATOR'S REPORT

None.



## Old Business

### 2003-447 MARION PIASECKI-EMPLOYMENT CONTRACT (INFORMATION)

The Administrator recommends, moved by Snider, supported by Wisniewski, to ratify the employment agreement between Marion Piasecki and the County of Muskegon subject to Section 3 amendment as presented.

Roll Call

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

Nays: None

**Motion Carried**

### 2003-448 APPOINTMENTS TO THE BOARD OF CANVASSERS

The Administrator recommends, moved by Snider, supported by Waters, to enter into the record to nullify item 2003-415 of the October 14, 2003, Board Minutes.

Roll Call

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

Nays: None

**Motion Carried**

### 2003-449 AUTHORIZE EXECUTION OF FY03-04 FUNDING CONTRACT AND AMENDMENT BETWEEN STATE OF MICHIGAN AND COUNTY OF MUSKEGON

The Administrator recommends, moved by Snider, supported by Waters, to authorize execution of FY03-04 funding contract and amendment between State of Michigan and County of Muskegon as attached as well as FY04 revised Strategic Plan as attached.

Roll Call

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

Nays: None

**Motion Carried**

## New Business

County Clerk, Karen D. Buie, noted Terri Lynn Land, Secretary of State, will be presenting information on the new HAVA legislation and election consolidation issues at a luncheon at the Louis McMurray Building on December 2, 2003.

## Audience Participation

Christopher Van Oosterhout voiced concern regarding difficulty contacting Board Members by email and a comment made at a City Commission Meeting.

Meeting adjourned at 4:59 p.m.

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Karen D. Buie, County Clerk

/jmp