

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

November 28, 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. Mrs. John Baker - John Wesley AME Zion.

Roll Call

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

Absent: None

2006-588 **APPROVE AGENDA**

Moved by McMurray, seconded by Engle, to approve the Agenda adding to the Chairman's Report, Blue Ribbon Committee for jail and Tour of City of Muskegon Heights and adding resolutions under New Business.

Motion Carried

2006-589 **APPROVE MINUTES OF NOVEMBER 9, 2006**

Moved by Scolnik, seconded by Engle, to approve the minutes regular meeting of November 9, 2006 correcting Item 2006-556 which was actually moved by Commissioner Wade who has two grandchildren that are members of the Reeths Puffer High School band.

Motion Carried

2006-590 **PRESENTATION - UNITED WAY**

Christian Toebe, Purchasing Department, presented awards to Child Haven for small department winners and Sheriff Department for large department winners noting Muskegon County raised \$102,563.04 for United Way during this campaign

2006-591 **PRESENTATION - REETHS PUFFER MARCHING BAND**

Commissioner Wade presented a Resolution to Chuck Hodson, Director, Reeths Puffer Marching Band in recognition of their outstanding accomplishment in winning 1st Place in the 27th Annual Michigan Competing Band State Championship.

2006-592 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF OCTOBER 25, THROUGH NOVEMBER 14, 2006**

WM06/11-133

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$7,298,535.47 covering the period of October 25, 2006, through November 14, 2006, as presented by the County Clerk.

Roll Call

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

Nays: Gill

Motion Carried

2006-593 **APPOINT BETH DICK AS THE COUNTY'S ALTERNATE REPRESENTATIVE TO THE CENTRAL DISPATCH BOARD OF DIRECTORS**

WM06/11-134

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to appoint Beth Dick, Budget Manager, as the County's Alternate Representative to the Central Dispatch Board of Directors.

Roll Call

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

Nays: Gill

Motion Carried

2006-594 **APPROVE THE RESOLUTION AUTHORIZING THE ADOPTION OF THE COUNTY ORDINANCE POLICY & PROCEDURE**

WM06/11-135

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve the resolution authorizing the adoption of the County Ordinance Policy & Procedure.

(Continued)

2006-594 **APPROVE THE RESOLUTION AUTHORIZING THE ADOPTION OF THE COUNTY ORDINANCE POLICY & PROCEDURE**

Roll Call

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

Nays: None

Motion Carried

2006-595 **APPROVE SETTING A PUBLIC HEARING DATE TO RECEIVE INPUT FROM THE PUBLIC ON THE PRELIMINARY DRAFT JUVENILE DETENTION MASTER PLAN**

WM06/11-136

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve setting a Public Hearing date of December 7, 2006 at the Ways and Means Committee to receive input from the public on the Preliminary Draft Juvenile Detention Master Plan.

Roll Call

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

Nays: Gill

Motion Carried

2006-596 **ADOPT THE STANDARD FORM COUNTY VENDOR CONTRACT**

WM06/11-138

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to adopt the standard form County Vendor Contract.

Roll Call

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

Nays: Gill

Motion Carried

2006-597 **APPROVE COMMUNITY CORRECTIONS REQUEST FOR THE ACCEPTANCE OF THE BID FROM SIGNATURE FORD FOR THE PURCHASE OF A FORD ECONOLINE VAN**

WM06/11-139

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to approve Community Corrections request for the acceptance of the bid from Signature Ford for the purchase of a Ford Econoline van for \$20,291 for use as a transport vehicle for the Community Service Work Crew Program.

Roll Call

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

Nays: None

Motion Carried

2006-598 **APPROVE THE AMENDED FINANCIAL POLICIES OF MUSKEGON COUNTY**

WM06/11-140

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to approve the amended Financial Policies of Muskegon County as presented by Finance and Management Services staff, as amended.

Roll Call

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

Nays: Gill

Motion Carried

2006-599 **APPROVE THAT THE NARRATIVE ON THE COUNTY'S NON-FINANCIAL GOALS AND OBJECTIVES**

WM06/11-141

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to approve that the narrative on the County's non-financial goals and objectives be included in the FY2007 budget document that will be submitted to the Government Finance Officers Association for consideration for the Distinguished Budget Presentation Award.

Roll Call

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

Nays: Gill

Motion Carried

2006-600 **WRITE OFF THE MUSKEGON COUNTY FAIR BOARD LOAN**

WM06/11-142

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to write off the Muskegon County Fair Board loan of \$3,000.

Roll Call

Ayes: Wisniewski, Waters, Wade, Snider, Aley, Buzzell, Dereziński, Engle, Scolnik

Nays: Gill, McMurray

Motion Carried

2006-601 **WRITE OFF THE CHERRY COUNTY PLAYHOUSE LOAN**

WM06/11-143

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to write off the Cherry County Playhouse loan of \$25,000 plus all unpaid interest.

Roll Call

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

Nays: McMurray

Motion Carried

2006-602 **AUTHORIZE WILLIAM SHOUP, JR., BUS OPERATOR, TO PURCHASE
THREE (3) YEARS OF MERS GENERIC SERVICE CREDIT**

WM06/11-144

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to authorize William Shoup, Jr., Bus Operator, to purchase three (3) years of MERS generic service credit at a cost of \$21,638 as provided by the MERS Plan Document and in keeping with the County policy regarding purchase of generic service credit with 100 percent of the total actuarial cost being paid by the employee.

Roll Call

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

Nays: None

Motion Carried

2006-603 **APPROVE THE WINTER TAX COLLECTION BOND FROM 12/01/06
THROUGH 03/31/07 WITH HARTFORD INSURANCE COMPANY**

WM06/11-145

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to approve the Winter Tax Collection Bond from 12/01/06 through 03/31/07 with Hartford Insurance Company in the amount of \$6,494.

(Continued)

2006-603 **APPROVE THE WINTER TAX COLLECTION BOND FROM 12/01/06**

THROUGH 03/31/07 WITH HARTFORD INSURANCE COMPANY

Roll Call

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

Nays: None

Motion Carried

2006-604 **AUTHORIZE DET/FM TO CONTRACT WITH VANDERVEN CONSTRUCTION COMPANY**

WM06/11-146

The Ways and Means Committee recommends, moved by Aley, seconded by Waters, to authorize DET/FM to contract with VanderVen Construction Company, at a cost not to exceed \$83,665, for the renovation of space on the first floor of the Oak Avenue facility for the relocation of the Emergency Operations Center, and further, to approve the following additional costs associated with the project: Tower Pinkster Titus, \$25,000 for Architect/Engineering services; Amcomm, \$8,358 for Data & Communication Cabling; Lakeshore Office Furniture, \$27,262.60 (inclusive of County stock) for office furniture; AVI Systems, \$21,077 for video technology; Sign Pro and System 290 Sign, \$625 for signage; and the County of Muskegon, \$16,000 for Computers, monitors, and related equipment; and to approve the total project cost, including contingency, not to exceed \$196,987.60.

Roll Call

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

Nays: Gill

Motion Carried

Commissioner Aley noted that WM06/11-137, to write-off the EDC Laon for U.S.S. Silversides and Maritime Museum, was defeated in Committee.

2006-605 **APPROVE A ONE-YEAR AGREEMENT WITH MR. GORDON WAGNER FOR THE FURNISHING OF FIREWOOD FOR THE 2007 CAMPING SEASON FOR PIONEER PARK**

CD/SP06/11-21

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to approve a one-year agreement with Mr. Gordon Wagner for the furnishing of firewood for the 2007 camping season for Pioneer Park.

(Continued)

2006-605 **APPROVE A ONE-YEAR AGREEMENT WITH MR. GORDON WAGNER FOR THE FURNISHING OF FIREWOOD FOR THE 2007 CAMPING SEASON FOR PIONEER PARK**

Commissioner Waters asked that an article regarding problems with the ash borer be passed on to park personnel to protect our parks and to prevent problems from outside wood.

Motion Carried

2006-606 **APPROVE THE CLOSED SESSION MINUTES OF OCTOBER 19, 2006**
CD/SP06/11-22

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to approve the closed session minutes of October 19, 2006.

Motion Carried

2006-607 **RECEIVE AND PLACE ON FILE THE ROSE & ROSE LETTER OF
NOVEMBER 9, 2006 RE: MONTAGUE TOWNSHIP PROPOSED
AMENDMENT TO ZONING ORDINANCE**

CD/SP06/11-23

The Community Development/Strategic Planning Committee recommends, moved by Scolnik, seconded by Snider, to receive and place on file the Rose & Rose letter of November 9, 2006 re: Montague Township proposed amendment to zoning ordinance.

Motion Carried

2006-608 **AUTHORIZE MATS AND THE PURCHASING DEPARTMENT TO
PURCHASE ONE (1) SMALL BUS FROM HOLLAND BUS COMPANY**

TR06/11-49

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize MATS and the purchasing department to purchase one (1) small bus from Holland Bus Company per the terms and conditions of the Isabella County Transportation Commission contract for a total purchase price not to exceed \$60,000. The purchase is covered 100% by Federal and State grant funds.

Roll Call

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

Nays: Gill

Motion Carried

2006-609 **APPROVE CONTRACT MODIFICATION NO. 1 TO MDOT CONTRACT
#61187-86944**

TR06/11-50

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve Contract Modification No. 1 to MDOT contract #61187-86944 in the amount of \$36,935.12, with the county's 2.5% share to be \$923.38, for additional work items required during the construction of the airport runway 14/32 runway safety area improvements - Phase I, increasing the contract total from \$1,980,048 to \$2,016,983.12.

Roll Call

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

Nays: Gill

Motion Carried

2006-610 **APPROVE SUPPLEMENTAL AGREEMENT NO. 1 MDOT
CONSTRUCTION CONTRACT NO. FM 61-1-C87 (61187-86944)**

TR06/11-51

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve Supplemental Agreement No. 1 MDOT Construction Contract No. FM 61-1-C87 (61187-86944) between MacLean Construction Company and the County for work items required for completion of the Airport Runway Extension project - Phase I, in the amount of \$94,517.75, and further authorize the Chairman to sign said Agreement. The amount will be counted toward its 2.5% share.

Roll Call

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

Nays: Gill

Motion Carried

CHAIR'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Derezinski noted the MAC Legislative Updates for November 10 & 17, 2006, are included in the agenda packet

Chairman Derezinski asked for direction for goals and input for the Blue Ribbon Committee. Commissioner Snider suggested the need for public education of the need for a new system noting there will be a high cost either way. Commissioner McMurray reminded Commission

(Continued)

CHAIR'S REPORT/COMMITTEE LIAISON REPORTS

that County money cannot be used to support a millage. Commissioner Aley suggested that this is a Public Safety Millage, not just a millage for a new jail. Commissioner Engle suggested a two-tier Committee consisting of a smaller steering committee with a second larger committee to bring the information to the public. Corporate Counsel Williams volunteered to establish a PAC, noting he will check into a template to assist in moving forward.

Chairman Derezinski noted discussion with Mayor Wilkins to host the January Transportation Meeting at their chambers following a tour of the City of Muskegon Heights.

ADMINISTRATOR'S REPORT

Administrator Borushko gave brief update regarding Landbank Authority; MDOT meeting regarding the Sternberg/196/US31 concerns; during the month of December, staff will be recommending to the Transportation Committee, actions needed to proceed with new parking structure in former mall area of the City of Muskegon.

Old Business

Commissioner Aley noted we have State approval for the Land Bank Authority with the first meeting scheduled for December 21, 2006 at 8:30 a.m.

Commissioner Engle attended a meeting at Fruitport Township, hosted by MDOT, to evaluate alternatives for traffic problems in the Sternberg mall area.

New Business

2006-611 **SUSPEND THE RULES AND ALLOW MARITIME MUSEUM REPRESENTATIVES TO ADDRESS THE BOARD**

Moved by Scolnik, seconded by Waters, to suspend the rules and allow Maritime Museum representatives to address the Board. Mark Fazakerley and Dean Recknagel addressed the Board asking for reconsideration to write-off the EDC Loan. Discussion ensued regarding the problem for asking for a millage to increase tax while writing off income that has not been paid for ten years. It was recommended that staff discuss options to return to the Ways and Means Committee.

Motion Carried

2006-612 **PREPARE RESOLUTIONS AS LISTED**

Moved by Waters, seconded by Snider, to prepare resolutions: 1. Girl Scouts of Michigan Pines and Dunes Council - Video for Bullying Among Girls; 2. Donna Klecka of North Muskegon - Michigan School Secretary of the Year; 3. Muskegon Big Reds; 4. Muskegon Catholic Central; 5. Mona Shores Band.

Motion Carried

Public Participation

A student was in attendance from Muskegon High School.

Adjourned at 4:37 p.m.

Karen D. Buie

KDB/jmp