

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

**December 9, 2003
3:32 P.M.**

Honorable Chairman Paul T. Baade, Presiding

The 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 Chairman Baade.

Roll Call

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

Absent: None

2003-501 **APPROVAL OF MINUTES OF NOVEMBER 25, 2003**

Moved by Engle, supported by Waters, to approve the minutes of the Regular Meeting of November 25, 2003, correcting the spelling for Veterans Day speaker to Joe Beyrle and correct spelling of Florence Shriver under Old Business.

Motion Carried

2003-502 **COMMUNICATIONS**

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

- A. City of Whitehall Industrial Facilities Exemption Certificate
- B. Lake County Resolution re: Revenue Sharing
- C. Antrim County Resolution re: Cost of Health Insurance
- D. Washtenaw County Resolution re: MSU Extension Funding
- E. St. Joseph County Resolution re: Income Tax Reduction
- F. Benzie County Resolution re: Funding Process of Judicial Courts

(continued)

2003-502 **COMMUNICATIONS**

- G. Benzie County Resolution re: MSU Extension Funding
- H. Berrien County Resolution re: Agricultural Research Funding
- I. Berrien County Resolution re: MSU Extension Funding

Motion Carried

2003-503 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF NOVEMBER 13, THROUGH 26, 2003**

WM03/12-120

The Ways and Means Committee recommends, moved by Derezhinski, supported by Engle, to approve payment of the accounts payable of \$3,929,346.57 covering the period of November 13, 2003 through November 26, 2003, as presented by the County Clerk.

Roll Call

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

Nays: None

Motion Carried

2003-504 **APPROVE THE NEW CONTRACT FOR JODY & KATHY WOODRUFF FOR CARETAKER SERVICES AT TWIN LAKE PARK**

WM03/12-121

The Ways and Means Committee recommends, moved by Derezhinski, supported by Engle, to approve the new contract for Jody & Kathy Woodruff for caretaker services at Twin Lake Park.

Roll Call

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

Nays: None

Motion Carried

2003-505 **AUTHORIZE THE SHERIFF'S DEPARTMENT TO CHANGE THE FUNDING**

CPS03/12-49

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize the Sheriff's Department to change the funding for position #S05002 to 1010-0301; #S05024 to 1240-0303 and #S5030 to 5920-5900.

(continued)
2003-505 **AUTHORIZE THE SHERIFF'S DEPARTMENT TO CHANGE THE FUNDING**

Roll Call

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

Nays: None

Motion Carried

2003-506 **AUTHORIZE THE SHERIFF TO RENEW THE JAIL PAY PHONE
AGREEMENT WITH SBC AMERITECH**

CPS03/12-50

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize the Sheriff to renew the jail pay phone agreement with SBC Ameritech for an additional three years, new equipment, a new commission rate of 52%, and a \$100,000 signing bonus.

Roll Call

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

Abstain: McMurray

Nays: Gill

Motion Carried

2003-507 **AUTHORIZE THE SHERIFF TO SUBMIT THE PROPOSED 2004 MARINE
SAFETY BUDGET REQUEST**

CPS03/12-51

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize the Sheriff to submit the proposed 2004 Marine Safety budget request for \$205,502 to the Michigan Department of Natural Resources.

Roll Call

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

Nays: None

Motion Carried

2003-508 **AUTHORIZE THE SHERIFF/EMERGENCY SERVICES DEPARTMENT TO EXECUTE THE MICHIGAN EMERGENCY MANAGEMENT ASSISTANCE COMPACT (MEMAC) AGREEMENT**

CPS03/12-52

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize the Sheriff/Emergency Services Department to execute the Michigan Emergency Management Assistance Compact (MEMAC) Agreement, and authorize the Board Chair and appropriate staff to sign.

Roll Call

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

Nays: None

Motion Carried

2003-509 **AUTHORIZE COMMUNITY CORRECTIONS TO APPLY FOR THE DRUNK DRIVER JAIL REDUCTION AND COMMUNITY TREATMENT PROGRAM FUNDS**

CPS03/12-53

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize Community Corrections to apply for the Drunk Driver Jail Reduction and Community Treatment Program funds in the amount of \$38,475 from the Michigan Department of Corrections-Office of Community Corrections, for the purpose of providing long-term jail substance abuse treatment and assessments, and to provide substance abuse treatment for felony drunk driving offenders at Probation Residential Centers.

Roll Call

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

Nays: None

Motion Carried

2003-510 **AUTHORIZE THE SHERIFF TO PURCHASE FIVE FORD CROWN VIC POLICE CRUISERS**

CPS03/12-54

The Courts and Public Safety Committee recommends, moved by Waters, supported by Snider, to authorize the Sheriff to purchase five Ford Crown Vic police cruisers from Jorgenson Ford for \$104,000 from the equipment revolving fund.

(continued)

2003-510 **AUTHORIZE THE SHERIFF TO PURCHASE FIVE FORD CROWN VIC POLICE CRUISERS**

Roll Call

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

Nays: None

Motion Carried

2003-511 **RECONSIDER ITEM 2003-506, CPS03/12-50**

Moved by Derezinski, supported by Snider, to reconsider item 2003-506, CPS03/12-50.

2003-512 **SUSPEND THE RULES AND ALLOW AUDIENCE PARTICIPATION**

Moved by Derezinski, supported by Waters, to suspend the rules and allow audience participation.

Motion Carried

Richard Finnemin of Lakeshore Telecom addressed the Board regarding pay phones.

Roll Call on item 2003-511

Ayes: Gill, McMurray

Nays: Derezinski, Engle, Scolnik, Snider, Waters, Wisniewski, Bennett, Buzzell, Baade

Motion Carried

2003-513 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT \$156,611 FROM THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH FOR FY2004**

HR03/12-73

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the Health Department to accept \$156,611 from the Michigan Department of Community Health for FY2004 with no change to the FY2004 General Fund Appropriation, and further, authorize the Board Chair to sign the amendment.

Roll Call

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

Nays: None

Motion Carried

2003-514 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT \$5,000 FROM**

**THE COMMUNITY FOUNDATION FOR MUSKEGON COUNTY TO START
A SECOND HAND SMOKE COALITION**

HR03/12-74

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the Health Department to accept \$5,000 from the Community Foundation for Muskegon County to start a Second Hand Smoke Coalition with no change to the FY2004 General Fund Appropriation, and further, authorize the Board Chair to sign the agreement.

Roll Call

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

Nays: None

Motion Carried

2003-515 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT \$3,780 FROM
THE COMMUNITY FOUNDATION FOR MUSKEGON COUNTY FOR TWO
LEAD CARE TESTING UNITS**

HR03/12-75

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the Health Department to accept \$3,780 from the Community Foundation for Muskegon County for two Lead Care testing units with no change to the FY2004 General Fund Appropriation, and further, authorize the Board chair to sign the agreement.

Roll Call

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

Nays: None

Motion Carried

2003-516 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT \$2,000 FROM
THE GERBER FOUNDATION**

HR03/12-76

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the Health Department to accept \$2,000 from the Gerber Foundation to provide dental health presentations regarding baby bottle tooth decay with no change to the FY2004 General Fund Appropriation, and further, authorize the Board Chair to sign the agreement.

Roll Call

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

Nays: None

Motion Carried

2003-517 **AUTHORIZE THE HEALTH DEPARTMENT TO ACCEPT \$9,500 FROM**

**THE COMMUNITY FOUNDATION FOR MUSKEGON COUNTY FOR THE
TOBACCO FREE PROGRAM**

HR03/12-77

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the Health Department to accept \$9,500 from the Community Foundation for Muskegon County for the Tobacco Free program with no change to the FY2004 General Fund Appropriation, and further, authorize the Board Chair to sign the agreement.

Roll Call

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

Nays: None

Motion Carried

2003-518 **AUTHORIZE THE CMH DIRECTOR TO SIGN THE BLOCK GRANT
CONTRACT ADDENDUM WITH LAKESHORE COORDINATING COUNCIL**

HR03/12-78

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the CMH Director to sign the Block Grant Contract Addendum with Lakeshore Coordinating Council for continuation funding of CMH substance abuse services for the period of October 1, 2003 through November 30, 2003.

Roll Call

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

Nays: Gill

Motion Carried

2003-519 **AUTHORIZE CMH TO MAKE PAYMENT OF \$1,500 TO MUSKEGON NAMI
SHAIR**

HR03/12-79

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize CMH to make payment of \$1,500 to Muskegon NAMI SHAIR to be used for the Families in Action eleven-week course.

Roll Call

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

Nays: None

Motion Carried

2003-520 **AUTHORIZE THE CMH DIRECTOR TO COMPLETE A CONTRACT FOR
PROVISION OF COMMUNITY LIVING SUPPORT SERVICES WITH MOKA
CORPORATION**

HR03/12-80

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the CMH Director to complete a contract for provision of Community Living Support Services with MOKA Corporation, at the rate of \$4.94 per 15 minute unit effective December 1, 2003 through September 30, 2004.

Roll Call

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

Nays: None

Motion Carried

2003-521 **AUTHORIZE AN INCREASE OF \$500 IN THE GRANT TO ARC/MUSKEGON FROM CMH SERVICES OF MUSKEGON COUNTY**

HR03/12-81

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize an increase of \$500 in the grant to ARC/Muskegon from CMH Services of Muskegon County for conducting focus groups on CMH respite services.

Roll Call

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

Nays: Gill

Motion Carried

2003-522 **AUTHORIZE THE CMH DIRECTOR SIGN AN AGREEMENT WITH WEST MICHIGAN COMMUNITY MENTAL HEALTH SYSTEMS**

HR03/12-82

The Human Resources Committee recommends, moved by Buzzell, supported by Engle, to authorize the CMH Director sign an agreement with West Michigan Community Mental Health Systems for their purchase of CMH Services of Muskegon County Property Specialist services for group home inspections at a rate of \$39.07 per hour, effective October 1, 2003 through September 30, 2004.

Roll Call

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

Nays: None

Motion Carried

CHAIR'S REPORT

Chairman Baade noted the MAC Legislative Updates for November 21 & 26, 2003, are included in the agenda packet.

ADMINISTRATOR'S REPORT

2003-523 **AIR FAIR EXTENSION AGREEMENT**

The Administrator recommends, moved by Snider, supported by Engle, to authorize execution of Air Fair Extension Agreement for 2004.

2003-524 **CALLED FOR THE QUESTION**

Commissioner Wisniewski Called for the Question. Voice Vote.

Motion Carried

Roll Call on 2003-523

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

Nays: Gill, Snider, Waters

Motion Carried

2003-525 **APPOINTMENT OF CLERK II IN PROSECUTOR'S OFFICE**

The Administrator recommends, moved by Waters, supported by Wisniewski, to waive Rule 6 of the Muskegon County Personnel Rules concerning eligibility lists, to allow the Muskegon County Prosecutor's Office to appoint Ms. Terry Poulin to a vacant Clerk II position (position #G20069) in the Prosecutor's Office at Step 4 or \$10.94/hour.

Roll Call

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

Absent for vote: Gill

Nays: None

Motion Carried

2003-526 **AUTHORIZE EXECUTION OF ATTACHED "RESOLUTION APPROVING
INSTALLMENT PURCHASE CONTRACT PURSUANT TO ACT NO. 156,
PUBLIC ACTS OF MICHIGAN, 1851"**

The Administrator recommends, moved by Derezinski, supported by Snider, to approve and authorize execution of attached "Resolution Approving Installment Purchase Contract Pursuant to Act No. 156, Public Acts of Michigan, 1851" for funding Central Police Dispatch capital improvement project.

Roll Call

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

Nays: None

Motion Carried

Old Business

Commissioner Snider noted his support for the Air Fair Lease and continuation of the Air Fair in Muskegon County. Commissioner Snider also expressed that he understood the concern about the phone system was more about the manner the County secured the contract for the forth-coming year. It was noted that the County is not purchasing something but simply providing a service.

Commissioner Waters noted she had been in communication with Corporate Counsel regarding the appearance of bribery due to a wording regarding a donation to the County.

New Business

John Warner, Interim Director of Public Works, addressed the Board regarding bonding of water from Muskegon Township. Backup information has been distributed to Commissioner's in their mailboxes.

Audience Participation

Students were in attendance from Muskegon High School.

Meeting adjourned at 4:34 p.m.

Marianne L. Hathaway, Chief Deputy County Clerk

MLH/jmp