

# *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 18, 2003  
4:05 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 Commissioner Snider.

### **Roll Call**

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

Absent: None

### 2003-527    **PRESENTATION**

Chairman Baade presented Mary Villanueva and Doris Foster with gifts of the season and appreciation for their assistance to Board Members throughout the year.

### 2003-528    **APPROVAL OF MINUTES OF DECEMBER 9, 2003**

Moved by Snider, supported by Wisniewski, to approve the minutes of the Regular Meeting of December 9, 2003, correcting the outcome of the vote on item 2003-511 to have failed.

**Motion Carried**

### 2003-529    **OPEN PUBLIC HEARING - GYPSY MOTH SPRAYING**

The Administrator recommends, moved by Derezinski, supported by Engle, to open the Public Hearing regarding gypsy moth spraying.

**Motion Carried**

2003-530     **CLOSE PUBLIC HEARING - GYPSY MOTH SPRAYING**

It was noted that neither the Clerk's office nor Administration received any written or verbal communication regarding gypsy moth spraying. Moved by Derezhinski, supported by Wisniewski, to close the Public Hearing.

**Motion Carried**

2003-531     **COMMUNICATIONS**

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

- A.     Isabella County Resolution re: Funding for MSU Extension
- B.     Kalamazoo County Resolution re: Postponing Income Tax Reduction
- C.     Bay County Letter re: House Bill 4344-amend Downtown Development Authority Act
- D.     Ottawa County Resolution re: Same Sex Marriage

**Motion Carried**

2003-532     **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF NOVEMBER 27, 2003 THROUGH DECEMBER 9, 2003**

WM03/12-122

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to approve payment of the accounts payable of \$3,072,616.60 covering the period of November 27, 2003 through December 9, 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**

2003-533     **PURCHASE FOR THE SHERIFF'S/WASTEWATER POSITION, ONE DODGE DURANGO SLT**

WM03/12-123

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to purchase for the Sheriff's/Wastewater position, one Dodge Durango SLT from the low bidder, Lakeshore Chrysler Jeep, for \$25,950.00 from the Wastewater equipment fund.

(continued)  
2003-533 **PURCHASE FOR THE SHERIFF'S/WASTEWATER POSITION, ONE DODGE  
DURANGO SLT**

Roll Call

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

Nays: None

**Motion Carried**

2003-534 **SCHEDULE A PUBLIC HEARING FOR THE PURPOSE OF EXPLAINING  
THE 2004 MUSKEGON COUNTY GYPSY MOTH SUPPRESSION PROGRAM**

WM03/12-124

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to schedule a public hearing for the purpose of explaining the 2004 Muskegon County Gypsy Moth Suppression Program and collecting any public comment at the December 18, 2003, Board of Commissioners meeting.

Roll Call

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

Nays: None

**Motion Carried**

2003-535 **AUTHORIZE PUBLIC FACILITIES TO GO OUT FOR BIDS FOR FORESTRY  
SERVICES**

WM03/12-125

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize Public Facilities to go out for bids for forestry services for county-owned properties.

Roll Call

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

Nays: None

**Motion Carried**

2003-536 **ACCEPT THE PROPOSAL FOR EXCESS WORKER'S COMPENSATION INSURANCE**

WM03/12-126

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to accept the proposal for excess Worker's Compensation insurance with Safety National Insurance Company in the premium amount of \$82,114 for the period January 1, 2004 to January 1, 2005.

Roll Call

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

Nays: None

**Motion Carried**

2003-537 **AUTHORIZE HUMAN RESOURCES TO PURCHASE PROPERTY INSURANCE**

WM03/12-127

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize Human Resources to purchase property insurance for January 1, 2004 to January 1, 2005 with the Travelers Insurance Company in the amount of \$344,671.

Roll Call

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

Nays: None

**Motion Carried**

2003-538 **AUTHORIZE HUMAN RESOURCES TO ACCEPT THE PROPOSAL FOR LONG-TERM DISABILITY INSURANCE FROM CIGNA LIFE INSURANCE COMPANY OF NORTH AMERICA**

WM03/12-128

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize Human Resources to accept the proposal for long-term disability insurance from CIGNA Life Insurance Company of North America at a rate of thirty-one cents (31¢) per \$100 of covered payroll, effective January 1, 2004 to January 1, 2006.

Roll Call

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

Nays: None

**Motion Carried**

2003-539 **AUTHORIZE HUMAN RESOURCES TO CONTINUE MEMBERSHIP IN THE MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY**

WM03/12-129

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize Human Resources to continue membership in the Michigan Municipal Risk Management Authority for general liability coverage with a 2004 annual contribution of \$579,496.

Roll Call

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

Nays: None

**Motion Carried**

2003-540 **ACCEPT THE BID FROM GRAPHIC ARTS SERVICE & SUPPLY CO. FOR A TITAN 265 PRODUCTION PAPER CUTTER**

WM03/12-130

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to accept the bid from Graphic Arts Service & Supply Co. of Grand Rapids, MI in the amount of \$15,250 for a Titan 265 production paper cutter for Office Services.

Roll Call

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

Nays: None

**Motion Carried**

2003-541 **AUTHORIZE THE EMERGENCY SERVICES/SHERIFF'S DEPARTMENT TO PURCHASE 44 3M BREATHE EASY 10 BUTYL RUBBER HOOD SYSTEMS AND THE SCOTT AV2000 MASK WITH CBRN CANISTER AND 40MM ADAPTOR**

WM03/12-131

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize the Emergency Services/Sheriff's Department to purchase 44 3m Breathe Easy 10 Butyl Rubber Hood systems from Global Protection for \$25,328.60 and the Scott AV2000 Mask with CBRN canister and 40mm adaptor" (with fitting and training) from Safety Services, Inc. for \$46,822.50.

(continued)

2003-541 **AUTHORIZE THE EMERGENCY SERVICES/SHERIFF'S DEPARTMENT TO PURCHASE 44 3M BREATHE EASY 10 BUTYL RUBBER HOOD SYSTEMS AND THE SCOTT AV2000 MASK WITH CBRN CANISTER AND 40MM ADAPTOR**

Roll Call

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

Nays: None

**Motion Carried**

2003-542 **AUTHORIZE THE ADMINISTRATOR TO SIGN THE 2004 STATE SURVEY AND REMONUMENTATION PROGRAM GRANT APPLICATION**

WM03/12-132

The Ways and Means Committee recommends, moved by Waters, supported by Engle, to authorize the Administrator to sign the 2004 State Survey and Remonumentation Program grant application and submit it to the State.

Roll Call

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

Nays: None

**Motion Carried**

2003-543 **APPROVE MODIFICATION NUMBER 2 TO THE LAW ENFORCEMENT PERSONNEL REIMBURSABLE AGREEMENT #DTSA20-03-P-01542**

TR03/12-55

The Transportation Committee recommends, moved by Scolnik, supported by Engle, to approve Modification Number 2 to the Law Enforcement Personnel Reimbursable Agreement #DTSA20-03-P-01542 and further authorize the Chairman to execute the modification as prepared.

Roll Call

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

Nays: Gill

**Motion Carried**

2003-544 **APPROVE NEW LEASE AGREEMENTS WITH MIDWEST/SKYWAY AIRLINES AND NORTHWEST/MESABA AVIATION**

TR03/12-56

The Transportation Committee recommends, moved by Scolnik, supported by Engle, to approve new lease agreements with Midwest/Skyway Airlines and Northwest/Mesaba Aviation, with changes made by Corporate Counsel to incorporate language to allow for cancellation due to lack of funding, and further authorize the Chairman to execute the agreements.

Roll Call

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

Nays: None

**Motion Carried**

2003-545 **APPROVE THE EXTENSION OF TWO (2) T-HANGAR LEASE AGREEMENTS**

TR03/12-57

The Transportation Committee recommends, moved by Scolnik, supported by Engle, to approve the extension of two (2) T-Hangar Lease agreements that will be expiring in the first quarter of 2004.

Roll Call

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

Nays: None

**Motion Carried**

2003-546 **APPROVE THE PURCHASE OF A 1995 4-DOOR JEEP CHEROKEE 4X4**

TR03/12-58

The Transportation Committee recommends, moved by Scolnik, supported by Engle, to approve the purchase of a 1995 4-door Jeep Cherokee 4x4 from Countryview Auto Sales, Hudsonville, MI in the amount of \$2,963.00.

Roll Call

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

Nays: None

**Motion Carried**

2003-547 **SEND THE ATTACHED LETTER TO THE CITY OF NORTON SHORES TO  
DELAY AWARD OF BIDS FOR THE NEW FIRE STATION**

TR03/12-59

The Transportation Committee recommends, moved by Scolnik, supported by Engle, to send the attached letter to the City of Norton Shores to delay award of bids for the new fire station for a period not to exceed 30 days, to allow the City of Norton Shores and the County the opportunity to finalize the details relative to a Mutual Aid Agreement.

Roll Call

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

Nays: None

**Motion Carried**

**CHAIR'S REPORT**

Chairman Baade noted the MAC Legislative Update for December 12, 2003, is included in the agenda packet.

2003-548 **APPROVAL OF REORGANIZATION PLAN**

The Chairman recommends, moved by Snider, supported by Waters, to approve and affirm the attached motion from the Public Works Board providing for reorganization and staff reclassification in Public Works and Wastewater.

Roll Call

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

Nays: None

**Motion Carried**

2003-549 **TO REFER ATTACHMENT 2 OVERALL REORGANIZATION PLAN BACK  
TO THE WAYS AND MEANS COMMITTEE.**

Moved by McMurray, supported by Wisniewski, to approve attachment 2 over all reorganization plan, effective January 1, 2004 and incorporate changes and revise FY 2004 Budget accordingly.



2003-550     **CALLED FOR THE QUESTION TO CLOSE THE DEBATE**

Discussion ensued. Moved by Snider to Called for the Question to close the debate.

Roll Call

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

Nays: None

**Motion Carried**

**Roll Call on item 2003-550**

Ayes: Gill, Scolnik, Snider, Waters, Bennett, Derezinski,

Nays: McMurray, Wisniewski, Buzzell, Engle, Baade

**Motion Carried**

**ADMINISTRATOR'S REPORT**

2003-549     **APPROVAL OF CHRISTMAS & NEW YEAR'S SCHEDULE FOR 2004**

The Administrator recommends, moved by Bennett, supported by Engle, that the holiday observances for County employees working on a five-day work week, Monday through Friday schedule in 2004/2005 be established as follows:

Thursday, December 23, 2004  
Friday, December 24, 2004  
Thursday, December 30, 2004  
Friday, December 31, 2004

Day observed for Christmas Eve  
Day observed for Christmas Day  
Day observed for New Year's Eve  
Day observed for New Year's Day  
(calendar year 2005 holiday)

**Motion Carried**

**Old Business**

None.

**New Business**

Donna Powell, Community Corrections, updated Commissioners on the grant application draft proposal for review and feedback.

**Audience Participation**

None.

2003-550     **CLOSED SESSION - PENDING LABOR LITIGATION**

Moved by Wisniewski, supported by Engle, to go into closed session re: Pending Labor Litigation.

Roll Call

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

Nays: Gill

**Motion Carried**

Returned to Open Session at 5:49 p.m.

Meeting adjourned at 5:50 p.m.

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Marianne L. Hathaway, Chief Deputy County Clerk

MLH/jmp