

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

December 19, 2002

3:30 P.M.

Honorable Chairman Kenneth 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 McMurray.

Roll Call

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

Absent: None

2002-577 **APPROVAL OF MINUTES**

Moved by Bennett, supported by Start, to approve the minutes of the Regular Meeting of December 10, 2002, as presented.

Motion Carried

2002-578 **COMMUNICATION**

Moved by Frye, supported by Start, to receive and place on file communication item, Ottawa County Resolution re: Michigan Renaissance Zone Act.

Motion Carried

2002-579 **PRESENTATION - MONA SHORES CHOIR**

Linda and Ben Medema and Emily McPherson, of Mona Shores High School, presented a video of their trip to Washington DC and thanked Commissioners and Muskegon County for their support.

2002-580 **PRESENTATION - LAKESHORE COORDINATING COUNCIL**

Karen Youngs-Hartley presented a plaque of appreciation to Nancy Frye for having served on the Lakeshore Coordinating Council Board since 1991.

2002-581 **APPROVE THE EXTENSION OF RUNWAY 32 BY 2,500 FEET**

The Transportation Committee recommends, moved by Gill, supported by Start, to accept the recommendation of the Boyd Group Aviation Consulting, Research and Forecasting firm and approve the extension of Runway 32 by 2,500 feet, the length determined necessary by the Federal Aviation Administration Runway Safety Area Study, and further that the local share of approximately \$250,000 annually be included in the capital improvement budget over the next five fiscal years.

Roll Call

Ayes: Baade, Bennett, Frye, Gill, Kobza, McMurray, Start

Nays: Moulatsiotis, Hulka

Motion Carried

2002-582 **APPROVE DUAL BRANDING OF RENTAL CAR CONCESSIONS AT MUSKEGON COUNTY AIRPORT**

The Transportation Committee recommends, moved by Gill, supported by Start, to approve dual branding of rental car concessions at Muskegon County Airport and further authorize signing of the letter of consent from Arelco permitting operations as Alamo and National car rentals.

Roll Call

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

Nays: None

Motion Carried

2002-583 **ESTABLISH 2003 CORDOVA DEVELOPMENT BUDGET**

The Board of Public Works recommends, moved by McMurray, supported by Start, to:

1. Establish 2003 Cordova development budget including following items 2 - 5.
2. Authorize loan of \$25,000 from fund 2430-8031 as start of preliminary planning.
3. All costs including salary and wages with necessary time sheets be included in project accruals for the 5 year period.
4. Include all costs previously incurred and include in O & M budget including costs that may have been appropriated in 2002.
5. Other measures the Administrator deems necessary.

2002-583 **ESTABLISH 2003 CORDOVA DEVELOPMENT BUDGET (continued)**

Roll Call

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

Nays: None

Motion Carried

2002-584 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF NOVEMBER 28TH, 2002 THROUGH DECEMBER 10TH, 2002**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, approve payment of the accounts payable of \$3,313,208.90 covering the period of November 28th, 2002 through December 10th, 2002 as presented by the County Clerk.

Roll Call

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

Nays: None

Motion Carried

2002-585 **APPROVE THE SUBMISSION OF A FLOOD MITIGATION ASSISTANCE PROGRAM GRANT**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, approve the submission of a flood mitigation assistance program grant not to exceed \$300,000 by the Equalization Department to the Emergency Services Division of the Michigan State Police for Regional Geographical Information System enhancements.

Roll Call

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

Nays: None

Motion Carried

2002-586 **AUTHORIZE HUMAN RESOURCES TO PURCHASE PROPERTY INSURANCE WITH THE TRAVELER'S INSURANCE COMPANY**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, authorize Human Resources to purchase property insurance for 1/01/03 to 1/01/04 with the Traveler's Insurance Company in the amount of \$329,230.

2002-586 **AUTHORIZE HUMAN RESOURCES TO PURCHASE PROPERTY INSURANCE WITH THE TRAVELER'S INSURANCE COMPANY (continued)**

Roll Call

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

Nays: None

Motion Carried

2002-587 **PURCHASE OF GENERIC SERVICE CREDIT AT THE REQUEST OF AN EMPLOYEE THROUGH THE MUNICIPAL EMPLOYEES RETIREMENT SYSTEM OF MICHIGAN (MERS)**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, that the purchase of generic service credit at the request of an employee through the Municipal Employees Retirement System of Michigan (MERS) is only allowable subject to the following conditions: 1) The employee pays the total actuarial cost of the additional credited generic service time as determined by MERS, and 2) such purchases must occur not more than sixty (60) calendar days prior to the actual retirement date of the employee wishing to purchase generic service time, and 3) this generic time purchase shall not county towards the actual completed continuous service time with Muskegon County used to determine the percentage of retiree co-payment for medical and dental insurance benefits.

Roll Call

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

Nays: None

Motion Carried

2002-588 **AUTHORIZE JUDGE RICHARD J. PASARELA TO PURCHASE FIVE YEARS OF ADDITIONAL CREDITED GENERIC SERVICE**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, authorize Judge Richard J. Pasarela to purchase five years of additional credited generic service as provided by the MERS plan document with 100% of the total actuarial cost paid by the employee.

Roll Call

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

Nays: None

Motion Carried

2002-589 **ESTABLISH ORG. 4640-4642 WITHIN FUND 4640**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, that org. 4640-4642 be established within Fund 4640 and budget be established per the detail and that the budget for 4640-4640 be adjusted per the detail.

Roll Call

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

Nays: None

Motion Carried

2002-590 **AUTHORIZE THE ADMINISTRATOR TO SIGN THE 2003 STATE SURVEY AND REMONUMENTATION PROGRAM GRANT APPLICATION**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, authorize the Administrator to sign the 2003 State Survey and Remonumentation Program Grant application and submit it to the State.

Roll Call

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

Nays: None

Motion Carried

2002-591 **AUTHORIZE A REQUEST FOR PROPOSAL (RFP) FOR SURVEYOR SERVICES FOR THE REMONUMENTATION PROGRAM**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, authorize a Request for Proposal (RFP) for surveyor services for the Remonumentation Program.

Roll Call

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

Nays: None

Motion Carried

2002-592 **EFFECTIVE THE FIRST FULL PAY PERIOD FOLLOWING JANUARY 1, 2003 TO INCREASE THE WAGE RATES BY 2% FOR THE COUNTY CLERK, COUNTY TREASURER, DRAIN COMMISSIONER, PROSECUTOR, REGISTER OF DEEDS AND SHERIFF, AND FOR NON-BARGAINING UNIT POSITION CLASSIFICATIONS**

The Ways and Means Committee recommends, moved by Baade, supported by Frye, effective the first full pay period following January 1, 2003 to increase the wage rates by 2% for the County Clerk, County Treasurer, Drain Commissioner, Prosecutor, Register of Deeds and Sheriff, and for non-bargaining unit position classifications as follows: non-bargaining unit, full-time, including department heads and the County Administrator, and non-bargaining hourly and part-time employees in class designations BD, ND, NF, NH, NP, NS, NT, NU, NV, NW, NX, XF, XH, XP, XS, XT, XU, XV, XW, XX and XZ.

Roll Call

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

Nays: None

Motion Carried

CHAIR'S REPORT

2002-593 **PRESENTATION OF PLAQUES TO DEPARTING COMMISSIONERS IN RECOGNITION OF THEIR SERVICE**

Chairman Hulka presented departing Commissioners Frye, Start, Kobza and Moulatsiotis with plaques in recognition of their service on the Muskegon County Board of Commissioners.

2002-594 **ORGANIZE A COMMITTEE REGARDING THE NAMING OF THE NORTON SHORES BRANCH LIBRARY AFTER THE LATE COMMISSIONER FUNKHOUSER**

Moved by Start, Supported by Bennett, to organize a committee regarding the naming of the Norton Shores Branch Library after the late Commissioner Funkhouser, committee to consist of Tony Moulatsiotis, Nancy Crandall, Dick Mahar, Sarah Bernard and Paul Baade.

Motion Carried

2002-595 **APPOINT CLARENCE START TO THE ROAD COMMISSION**

Moved by Kobza, supported by Bennett, to appoint Clarence Start to the Road Commission.

2002-595 **APPOINT CLARENCE START TO THE ROAD COMMISSION (continued)**

Roll Call

Ayes: Baade, Bennett, Frye, Kobza, McMurray, Moulatsiotis, Hulka

Abstain: Gill, Start

Nays: None

Motion Carried

Chairman Hulka announced that he will not be seeking the Chair position next year but encouraged work in four areas in the future: 1. Casino in the Muskegon Area 2. Cross Lake Ferry Service 3. Infrastructure in Muskegon County must go north and must go east 4. Hilts Landing and the Northside water expansion. Chairman Hulka acknowledged and thanked Vivian Witherspoon, Sam Wendling and Steve Corwin for their support and mentoring over the years with the County Commission.

ADMINISTRATOR'S REPORT

2002-596 **AUTHORIZE CHAIR TO SIGN MEMORANDUM OF UNDERSTANDING BETWEEN STATE & COUNTY FOR "GENERATION 2"**

The Administrator recommends, moved by Kobza, supported by Start, to authorize the Board Chair to sign the Memorandum of Understanding between the State of Michigan Family Independence Agency, State of Michigan Department of Information Technology, Muskegon County and the 14th Judicial Court effective January 1, 2003, as amended (attachment).

Roll Call

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

Absent for Vote: Gill

Nays: None

Motion Carried

2002-597 **ACCEPT PROPOSAL FOR EXCESS WORKERS' COMPENSATION INSURANCE WITH SAFETY NATIONAL INSURANCE CO.**

The Administrator recommends, moved by Frye, supported by Moulatsiotis, to accept the proposal for excess Workers' Compensation insurance with Safety National Insurance Company in the premium amount of \$61,200 for the period 1/01/03 to 1/01/04, subject to the annual wage audit.

2002-597 **ACCEPT PROPOSAL FOR EXCESS WORKERS' COMPENSATION
INSURANCE WITH SAFETY NATIONAL INSURANCE CO. (continued)**

Roll Call

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

Nays: None

Motion Carried

2002-598 **ACCEPT PROPOSAL FOR GENERAL LIABILITY INSURANCE**

The Administrator recommends, moved by Bennett, supported by McMurray, that the Human Resources Department be authorized to join the Michigan Municipal Risk Management Authority for general liability coverage with a 2003 annual contribution of \$523,894.

Roll Call

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

Nays: None

Motion Carried

2002-599 **APPROVAL OF COMPENSATORY CUT AT HERITAGE LANDING AND
DISPOSAL AT SOLID WASTE**

The Administrator recommends, moved by Start, supported by Frye, for the approval of the compensatory cut at Heritage Landing, NTE 1,000 cy, from funds already approved, and disposal of the material at the County's solid waste landfill.

Roll Call

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

Nays: None

Motion Carried

2002-600 **ACCEPTANCE OF MEDC GRANT FOR LARGE SITE INDUSTRIAL PARK
STUDY**

The Administrator recommends, moved by Frye, supported by Kobza, to approve acceptance of the 30,000 grant from the Michigan Economic Development Corporation to cover the cost of the five county industrial park study previously authorized (Board Action 2002-472) and establishment of budget accordingly.

Motion Carried

2002-601 **ACCEPT THE CONTRACT BETWEEN THE MUSKEGON COUNTY PROSECUTOR AND THE STATE OF MICHIGAN FAMILY INDEPENDENCE AGENCY**

The Administrator recommends, moved by Moulatsiotis, supported by Baade, to accept the contract between the Muskegon County Prosecutor and the State of Michigan family Independence Agency, effective January 1, 2003 through December 31, 2003, which provides for legal representation for Muskegon County Neglect and abuse cases at a rate of \$73.28 per hour, not to exceed \$67,586 annually.

Roll Call

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

Nays: None

Motion Carried

2002-602 **APPROVE THE COUNTY ADMINISTRATION REORGANIZATION AND BUDGET REDUCTION PLAN**

The Administrator recommends, moved by Kobza, supported by Start, to approve the County Administration Reorganization and Budget Reduction Plan effective January 1, 2003 and incorporate changes into the FY2002-2003 budget.

2002-603 **SUSPEND RULES AND ALLOW AUDIENCE PARTICIPATION**

Moved by Moulatsiotis, supported by Frye, to suspend rules and allow audience participation.

Motion Carried

Mr. Snider, Commissioner Elect, asked that action on this item be tabled until the new Board of Commissioners meets in January as these are things that the new commissioners will have to live with, they should have a say in the vote.

2002-604 **TABLE THE MOTION UNTIL THE NEW BOARD TAKES OVER**

Moved by Moulatsiotis, supported by Gill, to table the motion until the new board takes over.

Roll Call

Ayes: Moulatsiotis

Nays: Baade, Bennett, Frye, Gill, Kobza, McMurray, Start, Hulka

Motion Defeated

2002-605 **AMEND MOTION TO DELETE ITEM 7, AUTO ALLOWANCE**

Moved by Kobza, supported by Start, to amend the motion to delete item 7 regarding auto allowance from the Muskegon County Administration Reorganization/Budget reduction Plan.

Roll Call on Amendment

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

Nays: Baade, Start , Hulka

Motion Carried

Roll Call on motion 2002-602 as amended

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

Nays: None

Motion Carried

Old Business

None.

New Business

2002-606 **REDUCE THE EMPLOYEE CONTRIBUTION TO THE M.E.R.S. RETIREMENT SYSTEM**

Moved by Baade, supported by Start, effective January 1, 2003, to reduce the employee contribution to the M.E.R.S. Retirement System from 3.7% to 2.7% for the M.E.R.S. Division 17 (Elected Officials/Commissioners/Directors/Administrator/District Court Administrator/Circuit Court-F.O.C. Administrator) which group or division is now modified per adoption of the Administrator's Reorganization Plan to take out the positions of Budget Director (Y07501) and Information Systems & Central Services Director (Y24001) and to add in the newly created positions of Director of Finance and Management Services, the Community Development Director, the Tourism Development Director, the Criminal Justice Director and the Corporate Counsel.

Roll Call

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

Nays: None

Motion Carried

2002-607 **AMEND THE 457 DEFERRED COMPENSATION CONTRIBUTION PROGRAM**

Moved by Baade, supported by Bennett, effective January 1, 2003, to amend the 457 deferred compensation contribution program, subject to the rules of the plan, to provide for a county contribution of \$2,000 for the six elected officials and eleven Commissioners and \$1,500 for the Administrator, District Court Administrator, Circuit Court/F.O.C. Administrator and the thirteen Directors, which group is now modified per adoption of the Administrator's Reorganization Plan to take out the positions of Budget Director (Y07501) and Information Systems & Central Services Director (Y24001) and to add in the newly created positions of Director of Finance and Management Services, the Community Development Director, the Tourism Development Director, the Criminal Justice Director and the Corporate Counsel, This contribution is in addition to the current established county matchable contribution program and does not carry a match requirement.

Roll Call

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

Nays: Hulka

Motion Carried

Audience Participation

Commissioner Elect, John Snider, introduced himself and thanked Commissioners.

Chairman Hulka introduced his family.

John Koens, County Treasurer, addressed the Board requesting adjustment of pay scale for Deputies to Elected Officials to a rate closer to that of Comparable Counties.

2002-608 **RAISE THE SALARY FOR THE FOUR DEPUTIES TO ELECTED OFFICIALS TO A RATE CLOSER TO THAT PAID IN COMPARABLE COUNTIES**

Moved by Moulatsiotis, supported by Kobza, to raise the salary for the four Deputies to Elected Officials to a rate closer to that paid in Comparable Counties at an additional budget expense of \$47,000.

2002-608 **RAISE THE SALARY FOR THE FOUR DEPUTIES TO ELECTED
OFFICIALS TO A RATE CLOSER TO THAT PAID IN COMPARABLE
COUNTIES (continued)**

Roll Call

Ayes: Moulatsiotis, Kobza

Nays: Start, McMurray, Gill, Frye, Bennett, Baade, Hulka

Motion Defeated

Steve Warmington, Mayor of the City of Muskegon, addressed the Board and thanked the County Board for assistance in their first year with the City and extended holiday wishes.

Robert Thomas of Muskegon High School, asked commissioners if there is any way to get the Indian back as the mascot for Muskegon High School.

David Farhat, State Representative Elect, greeted the Board.

Students were in attendance from Muskegon High School.

Meeting adjourned at 5:31 p.m.

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Susan R. Doriot, County Clerk

/jmp