

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

December 19, 2006
3:31 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. Dr. William Rudd, Calvary Church & Academy.

Roll Call

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

Excused: McMurray

Absent: None

2006-647 **PRESENTATIONS**

- A. Nancy McCarthy - 2006 Athena Award Recipient Resolution, presented by Commissioner Scolnik
- B. Jason Boyden - Mona Shores High School Marching Band Resolution, presented by Commissioner Scolnik
- C. Donna Klecka - Secretary of the Year Resolution, presented by Commissioners Water and Snider

Recessed at 3:43 p.m.

Reconvened at 4:09 p.m.

2006-648 **APPROVE AGENDA**

Moved by Engle, seconded by Buzzell, to approve the Agenda, adding WM06/12-165 to the Ways and Means motion sheet and add the Courts and Public Safety motion sheet to the Committee Reports as item 8. D.

Motion Carried

2006-649 **APPROVE MINUTES OF DECEMBER 12, 2006**

Moved by Engle, seconded by Snider, to approve the minutes regular meeting of December 12, 2006.

Motion Carried

2006-650 **RECEIVE AND PLACE ON FILE THE RESOLUTION FROM ANTRIM COUNTY BOARD OF COMMISSIONERS RE: MICHIGAN FOREST PRODUCTS COUNCIL**

CD/SP06/12-25

The Community Development/Strategic Planning Committee recommends, moved by Aley, seconded by Engle, to receive and place on file the resolution from Antrim County Board of Commissioners re: Michigan Forest Products Council.

Motion Carried

Community Development/Strategic Planning Committee item CD/SP06/12-24 was tables at committee.

2006-651 **APPROVE THE EXTENSION OF TWO (2) T-HANGAR LEASE AGREEMENTS AT MUSKEGON COUNTY AIRPORT**

TR06/12-52

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve the extension of two (2) T-Hangar Lease Agreements at Muskegon County Airport expiring in the first quarter of 2007 as follows: James Radowski, \$180/month and Matt Koppel, \$170/month.

Roll Call

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

Nays: None

Motion Carried

2006-652 **AUTHORIZE PUBLIC FACILITIES STAFF TO SUBMIT A GRANT TO THE
FTA FOR THE FY'05**

TR06/12-53

The Transportation Committee recommends, moved by Gill, seconded by Engle, to authorize Public Facilities staff to submit a grant to the FTA for the FY'05 earmark award of \$485,888, and State match of \$121,472, for a total of \$607,360, for the first phase of funding toward the construction of a new transit terminal in downtown Muskegon, and, with the assistance of the Purchasing Department, to release a Request for Qualifications for design and engineering services to be funded by the grant.

Roll Call

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

Nays: Waters, Gill

Motion Carried

2006-653 **THAT MATS GIVE COMP ADVERTISING ON MATS BUSES TO
PROMOTE THE SILENT OBSERVER PHONE NUMBER**

TR06/12-54

The Transportation Committee recommends, moved by Gill, seconded by Engle, that MATS give comp advertising on MATS buses to promote the Silent Observer phone number.

Roll Call

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

Nays: None

Motion Carried

2006-654 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE
PERIOD OF NOVEMBER 29 - DECEMBER 12, 2006**

WM06/12-156

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to approve payment of the accounts payable of \$4,412,163.86 covering the period of November 29, 2006, through December 12, 2006, as presented by the County Clerk.

Roll Call

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

Nays: Gill

Motion Carried

2006-655 **AUTHORIZE TOWER PINKSTER TITUS TO PROCEED WITH THE JUVENILE DETENTION MASTER PLANNING PROCESS**

WM06/12-157

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize Tower Pinkster Titus, in conjunction with Carter Goble Lee, to proceed with the Juvenile Detention Master Planning process, with the facility sized for 32 Detention beds, 16 Treatment beds and 4 Central Intake Observation and Assessment beds, with the treatment and alternative programming components developed by staff over the next 12 to 18 months.

Roll Call

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

Nays: Gill

Motion Carried

2006-656 **SET THE ANNUAL PAYMENT FOR BENEFIT OPTION AT \$2,000 FOR FAMILY AND TWO-PERSON COVERAGE AND TO \$1,000 FOR SINGLE COVERAGE**

WM06/12-158

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to set the annual payment for Benefit Option at \$2,000 for Family and Two-Person coverage and to \$1,000 for Single coverage, effective January 1, 2007.

Roll Call

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

Nays: Gill

Motion Carried

2006-657 **AUTHORIZE HUMAN RESOURCES TO CONTINUE MEMBERSHIP IN THE MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY**

WM06/12-159

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize Human Resources to continue membership in the Michigan Municipal Risk Management Authority for general liability coverage with a 2007 annual contribution of \$618,997.

Roll Call

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

Nays: Gill

Motion Carried

2006-658 **PURCHASE AIRPORT LIABILITY INSURANCE FROM OLD REPUBLIC INSURANCE COMPANY**

WM06/12-160

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to purchase Airport liability insurance from Old Republic Insurance Company for the premium amount of \$10,500 for the period of 1/1/07 to 1/1/08.

Roll Call

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

Nays: Gill

Motion Carried

2006-659 **ACCEPT THE PROPOSAL FOR EXCESS WORKERS' COMPENSATION INSURANCE WITH SAFETY NATIONAL INSURANCE COMPANY**

WM06/12-161

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to accept the proposal for excess workers' compensation insurance with Safety National Insurance Company in the premium amount of \$99,922 for the period of 1/1/07 to 1/1/08.

Roll Call

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

Nays: Gill

Motion Carried

2006-660 **AUTHORIZE HUMAN RESOURCES TO PURCHASE PROPERTY INSURANCE FROM TRAVELERS INSURANCE COMPANY**

WM06/12-162

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize Human Resources to Purchase property insurance from Travelers Insurance Company from 1/1/07 to 1/1/08 in the amount of \$303,702.

Roll Call

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

Nays: Gill

Motion Carried

2006-661 **AUTHORIZE MUSKEGON COUNTY ADMINISTRATION TO EXPEND BUDGETED FUNDS TO HELP DEFRAY THE COST OF THE ANNUAL MARTIN LUTHER KING UNITY DAY BREAKFAST**

WM06/12-163

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize Muskegon County Administration to expend budgeted funds (not to exceed \$1,500) to help defray the cost of the annual Martin Luther King Unity Day breakfast.

Roll Call

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

Nays: Gill

Motion Carried

2006-662 **AUTHORIZE FINANCE AND MANAGEMENT SERVICES/INFORMATION SYSTEMS STAFF TO INCREASE THE FIBER-OPTIC NETWORK CONSTRUCTION BUDGET**

WM06/12-164

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize Finance and Management Services/Information Systems staff to increase the fiber-optic network construction budget by the amount of \$7,811.00, with the additional cost to be charged back to county departments.

Roll Call

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

Nays: Gill

Motion Carried

2006-663 **AUTHORIZE A "HIRING FREEZE" ON ALL GENERAL FUND FULL-TIME POSITIONS**

WM06/12-165

The Ways and Means Committee recommends, moved by Aley, seconded by Engle, to authorize a "Hiring Freeze" on all General Fund full-time positions and on all full-time positions outside the General Fund, which are supported by the General Fund in the amount of 50 percent or more. (If it is critical to a Department's operation to fill a position, the Department Head may request that the Board waive the hiring freeze for that position.) This hiring freeze to be in effect until the Board adopts a Budget Reduction Package to bring the FY2007 Budget back into balance, following the significant increase in the annual required contribution rate for the Retirees' Benefits Fund. The newly created position, (as the Special Courts/Public Safety Meeting of today), of Probate Court Administrator/Register would be exempt from this hiring freeze.

(Continued)
2006-663 **AUTHORIZE A "HIRING FREEZE" ON ALL GENERAL FUND FULL-TIME POSITIONS**

Roll Call

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

Nays: Gill

Motion Carried

2006-664 **AUTHORIZE A NEW POSITION WITHIN THE NEW CLASSIFICATION OF PROBATE COURT ADMINISTRATOR/REGISTER**

CPS06/12-86

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Wisniewski, to authorize a new position within the new classification of Probate Court Administrator/Register with the salary table/grade of NX00370 (%58.773 - \$74,984). This position will be a non-bargaining, overtime exempt position and will also serve as an "At Will" employee of the Probate Court in regards to the provisions of the manner of selection, appointment and/or removal from employment of the County. Additionally move to delete the position of Probate Register (X67001) with a salary table/grade of NX00290 (\$46,292 - \$58,675) on January 31, 2007, which is the scheduled retirement date of the incumbent.

Motion Carried

2006-665 **APPROVE THE 60TH DISTRICT COURT TO ENTER INTO AGREEMENT WITH WEST MICHIGAN THERAPY**

CPS06/12-87

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Wisniewski, to approve the 60th District Court to enter into agreement with West Michigan Therapy for \$43,000 to provide a Substance Abuse Counselor and drug screening for Sobriety Court participants, and enter into agreement with Roxanne Stacey for \$30,000 as a contractual case manager.

Motion Carried

2006-666 **CHANGE THE POSITION AND ASSOCIATED CLASSIFICATION OF PROBATION OFFICER CHIEF (DC), FROM NON-BARGAINING OVERTIME EXEMPT TO NON-BARGAINING OVERTIME ELIGIBLE**

CPS06/12-88

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Wisniewski, to change the position and associated classification of Probation Officer Chief (DC), from non-bargaining overtime exempt to non-bargaining overtime eligible, and allow the position to be paid overtime in an amount not to exceed \$10,000 annually.

Motion Carried

2006-667 **APPROVE THE SOBRIETY COURT BUDGET**

CPS06/12-89

The Courts and Public Safety Committee recommends, moved by Waters, seconded by Wisniewski, to approve the Sobriety Court budget in revenue amount of \$110,000.00 to include a \$50,000.00 Michigan Drug Court Grant Program funding, \$50,000.00 drug court civil filing fees funding, and \$10,000.00 participation fees; with \$110,000.00 in expenditures to include \$6,525.00 in regular wages for a new hourly District Court Clerk position, \$16,000.00 in overtime for current staff, \$73,000.00 in contractual services, \$14,000.00 in supplies and operating, and \$375.00 in conference and seminars.

Motion Carried

CHAIR'S REPORT/COMMITTEE LIAISON REPORTS

2006-668 **REAPPOINT JOAN SANTES TO THE MUSKEGON COUNTY ROAD COMMISSION**

The Chairman recommends, moved by Waters, seconded by Buzzell, to reappoint Joan Santes to the Muskegon County Road Commission; 1/1/07 - 12/31/12.

In discussion, Commissioner Engle read the attached "Gentleman's Agreement" into the record.

Roll Call

Ayes: Wade, Waters, Gill, Derezinski, Buzzell, Aley

Nays: Scolnik, Wisniewski, Snider, Engle

Motion Carried

2006-669 **ADOPT THE RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATION AND CORPORATE COUNSEL TO IMPLEMENT CHANGES AS MAY BE NECESSARY TO COMPLY WITH PROPOSAL 2 AND THE MICHIGAN CONSTITUTION**

The Chairman recommends, moved by Engle, seconded by Snider, to adopt the Resolution to Authorize the County Administration and Corporate Counsel to implement changes as may be necessary to comply with Proposal 2 and the Michigan Constitution.

Motion Carried

ADMINISTRATOR'S REPORT

None.

Old Business

2006-670 APPROVE EXPENDING FUNDS FOR A "LIVING HERE" AD IN MUSKEGON CHRONICLE

Moved by Gill, seconded by Waters, to approve expending funds for a "Living Here" ad in Muskegon Chronicle for an approximate cost of \$800.

Roll Call

Ayes: Buzzell, Gill, McMurray, Wade, Waters

Nays: Aley, Derezinski, Engle, Scolnik, Snider, Wisniewski

Motion Failed

New Business

Lew Collins, Commissioner Elect for District 6, tried on his new seat with Commissioners while Commissioner Nancy Waters bid her farewell and wished all well.

Public Participation

Mark Mangionie addressed the Board regarding responsible contractor policy.

Steve Warmington, Mayor of the City of Muskegon, welcomed Lew Collins and asked that information regarding Proposal 2 be shared with local municipalities.

Deb Ackerman, Treasurer of Egelston Township, thanked the Board for appointment of Joan Santes to the Road Commission and commended the work and character of Commissioner Waters.

Don Studaven, Blue Lake Township Supervisor, commended Joan Santes in her responsibilities with the Muskegon County Road Commission.

Mary Robb, MSU Extension Director, noted the land use education program will be suspended until other sources of funding are available.

Commissioner Engle noted a Christmas tree lighting will take place in Fruitport at 6:30 this evening.

Commissioner Aley extended wishes to all for happy holidays.

Commissioner elect Collins, thanked voters of Commission District 6 for their support.

Adjourned at 4:52 p.m.

Karen D. Buie

KDB/jmp