

# Muskegon County

## Board of Commissioners

*Kenneth J. Hulka, Chair*  
*Paul Baade*  
*Douglas Bennett*  
*Nancy Frye*  
*Jacob O. Funkhouser*

*Bill Gill, Vice Chair*  
*James J. Kobza*  
*Louis A. McMurray*  
*Clarence Start*

*Board Minutes may be found on the web at <http://co.muskegon.mi.us/clerk>*

**Regular Meeting**

**December 22, 1999**  
**3:50 P.M.**

**Honorable Chairman Kenneth J. 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 Frye.

### **Roll Call**

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

Excused: Funkhouser

Absent: None

### 99-680 **APPROVAL OF MINUTES OF DECEMBER 14, 1999**

Moved by Bennett, supported by Baade, to approve the minutes of the Regular Meeting of December 14, 1999.

**Motion Carried**

### 99-681 **PRESENTATION**

Vice-Chairman Gill presented Joe Seidenstrang with the Certificate of Achievement for Excellence in Financial Reporting.

### 99-682 **COMMUNICATIONS**

Moved by Frye, supported by Bennett, to receive and place on file the following Communications:

- A. Resolutions - Wayne County Resolution re: Michigan Department of Community Health Concept Paper

**Motion Carried**

99-683      **COMMUNICATIONS (continued)**

Moved by Kobza, supported by Start, to receive and place on file the following Communications:

- B. Letter from Dr. Joyce DeJong, Sparrow Hospital
- C. NACo letter re: Millennium Community (brochure in Board office)
- D. Industrial Facilities Exemption Certificates
  - Dymet Corporation
  - Source One Signs
  - Shoreline Metal Finishing LLC
- E. City of North Muskegon re: Causeway Park

**Motion Carried**

99-684      **COMMUNICATIONS (continued)**

The following Communications are deferred to the year 2000 Organizational Meeting:

- F. Muskegon County Hotel/Motel Association re: Accommodation Tax Committee Membership
- G. Muskegon Conservation District re: Support for "Stewardship Initiative for Muskegon County's Natural Resources"

99-684      **APPROVE ASSIGNMENT OF EXECUTIVE AIR TRANSPORT STOCK OR OWNERSHIP FROM CHARLES ANGLIN TO REX VANDERLINDE**

The Transportation Committee recommends, moved by Gill, supported by Frye, to approve assignment of Executive Air Transport Stock or ownership from Charles Anglin to Rex Vanderlinde conditional upon evidence of such transfer and authorize execution of new FBO/Lease Agreement for the period January 1, 2000, through December 31, 2005.

Roll Call

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

Nays: None

**Motion Carried**

99-685      **APPROVE A GROUND TRANSPORTATION PERMIT AGREEMENT WITH GOLD SHIELD SHUTTLE SERVICE**

The Transportation Committee recommends, moved by Gill, supported by Frye, to approve a ground transportation permit agreement with Gold Shield Shuttle Service as prepared, and further, authorize the Chairman and Clerk to execute the contract.

99-685 **APPROVE A GROUND TRANSPORTATION PERMIT AGREEMENT WITH GOLD SHIELD SHUTTLE SERVICE (continued)**

Roll Call

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

Nays: None

**Motion Carried**

99-686 **APPROVE MDOT CONTRACT NO. 99-03-75/A1**

The Transportation Committee recommends, moved by Gill, supported by Frye, to approve MDOT Contract no. 99-03-75/A1 providing additional federal grant monies for the passenger boarding bridge project and further authorize the Chairman to execute the contract amendment as prepared.

Roll Call

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

Nays: Gill

**Motion Carried**

99-687 **APPROVE THE 2000-2004 FIVE YEAR DEVELOPMENT PROGRAM AS PRESENTED**

The Transportation Committee recommends, moved by Gill, supported by Frye, to approve the 2000-2004 Five Year Development Program as presented and authorize submittal to the Michigan Department of Transportation and Federal Aviation Administration for State and federal funding consideration.

Roll Call

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

Nays: None

**Motion Carried**

99-688 **AUTHORIZE THE EXTENSION OF THE CURRENT MAINTENANCE AND FACILITY CONTRACT WITH DELONG TRUCKING, INC.**

The Transportation Committee recommends, moved by Gill, supported by Frye, to authorize the extension of the current maintenance and facility contract with DeLong Trucking, Inc., for a period of 90 days.

99-688      **AUTHORIZE THE EXTENSION OF THE CURRENT MAINTENANCE AND FACILITY CONTRACT WITH DELONG TRUCKING, INC. (continued)**

Roll Call

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

Nays: None

Abstain: Kobza

**Motion Carried**

99-689      **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF NOVEMBER 28<sup>TH</sup> THROUGH DECEMBER 14<sup>TH</sup>, 1999**

The Ways and Means Committee recommends, moved by Baade, supported by Start, to approve payment of the accounts payable of \$4,205,788.38 covering the period of November 28<sup>th</sup>, 1999 through December 14<sup>th</sup>, 1999, as presented by the County Clerk.

Roll Call

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

Nays: None

**Motion Carried**

99-690      **APPROVE AGREEMENT WITH THE CITY OF NORTON SHORES FOR IMPLEMENTATION OF AMENDMENT #1 TO GRANT MSC 980029-EDIG SUBJECT TO APPROVAL BY THE CITY**

The Ways and Means Committee recommends, moved by Baade, supported by Start, that the agreement with the City of Norton Shores for implementation of Amendment #1 to grant MSC 980029-EDIG for construction of Estes Street improvements including required railroad crossings be approved subject to approval by the city.

Roll Call

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

Nays: None

**Motion Carried**

99-691      **AUTHORIZE THE COUNTY BOARD OF COMMISSIONERS TO ENTER INTO AGREEMENT WITH THE MICHIGAN DEPARTMENT OF AGRICULTURE (MDA) FOR PARTICIPATION IN THE 2000 GYPSY MOTH SUPPRESSION PROGRAM**

The Ways and Means Committee recommends, moved by Baade, supported by Start, that the County Board of Commissioners enter into agreement with the Michigan Department of Agriculture (MDA) for participation in the 2000 gypsy moth suppression program and that authorization be given to sign all necessary grant related documents.

Roll Call

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

Nays: None

**Motion Carried**

99-692      **AUTHORIZE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY TO PURCHASE NINE VANS AND APPROVE CONVERSION OF FOUR OF THE NEW VANS**

The Ways and Means Committee recommends, moved by Baade, supported by Start, to authorize Community Mental Health Services of Muskegon County to purchase from Berger Chevy five 15-passenger vans for a total of \$111,495; authorize North Ottawa Health Support to convert four of these vans for a total amount of \$35,600; purchase one 12-passenger van from Coopersville Motors for a total of \$19,894; and purchase three passenger cars from Discovery Ford for a total amount of \$47,730.

Roll Call

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

Nays: None

**Motion Carried**

99-693      **APPROVE HOLIDAY OBSERVANCE SCHEDULE FOR YEAR 2000**

The Ways and Means Committee recommends, moved by Baade, supported by Start, that the holiday observances for County employees working a five-day work week, Monday through Friday schedule in 2000/2001 be established as follows: Monday, December 25, 2000 Christmas Day; Tuesday, December 26, 2000 Day observed for Christmas Eve; Monday, January 1, 2001 New Year's Day; and Tuesday, January 2, 2001 Day observed for New Year's Eve (calendar year 2000 holiday.)

99-693      **APPROVE HOLIDAY OBSERVANCE SCHEDULE FOR YEAR 2000  
(continued)**

Roll Call

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

Nays: Gill

**Motion Carried**

99-694      **AUTHORIZE THE HUMAN RESOURCES DEPARTMENT TO EXTEND THE  
LONG-TERM DISABILITY INSURANCE COVERAGE WITH UNUM LIFE  
INSURANCE COMPANY OF AMERICA**

The Ways and Means Committee recommends, moved by Baade, supported by Start, that the Human Resources Department be authorized to extend the long-term disability insurance coverage with Unum Life Insurance Company of America at a rate of thirty-nine cents (39¢) per thousand dollars (\$1,000) of wages through January 1, 2001.

Roll Call

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

Nays: None

**Motion Carried**

99-695      **ACCEPT THE PROPOSAL FOR EXCESS WORKERS' COMPENSATION  
INSURANCE WITH USF&G**

The Ways and Means Committee recommends, moved by Baade, supported by Start, to accept the proposal for excess Workers' Compensation insurance with USF&G in the premium amount of \$35,000, for the period 01/01/00 - 01/01/03 subject to annual wage audit and review by County staff.

Roll Call

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

Nays: None

**Motion Carried**

99-696      **ACCEPT THE PROPOSAL FROM ROYAL INSURANCE COMPANY FOR  
MUNICIPAL LIABILITY/AUTO LIABILITY COVERAGE**

The Ways and Means Committee recommends, moved by Baade, supported by Start, to accept the proposal from Royal Insurance company for Municipal Liability/Auto Liability coverage, with a limit of \$25,000,000 from 01/01/00 - 01/01/03, in the premium amount of \$177,086, subject to annual anniversary re-rating review by County staff.

99-696      **ACCEPT THE PROPOSAL FROM ROYAL INSURANCE COMPANY FOR MUNICIPAL LIABILITY/AUTO LIABILITY COVERAGE (continued)**

Roll Call

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

Nays: None

**Motion Carried**

99-697      **APPROVE BLUE CROSS/BLUE SHIELD OF MICHIGAN AS TPA AND STOP LOSS INSURANCE PROVIDER**

The Ways and Means Committee recommends, moved by Baade, supported by Start, to approve Blue Cross/Blue Shield of Michigan as TPA and stop loss insurance provider for two (2) self-funded traditional medical insurance programs and to approve United HealthCare Services as TPA and stop loss insurance provider for one (1) self-funded HMO and two (2) self-funded HMO/POS medical insurance plans; to authorize the Human Resources Director to execute administrative services contracts with both Blue Cross/Blue Shield of Michigan and United Health Care Services, to be effective April 1, 2000, and to execute any other documents necessary or appropriate to implement the self funded medical programs including but not limited to plan documents, plan descriptions and stop loss contract applications; and to authorize the County Treasurer to make wire transfer payments in accordance with the administrative services contracts.

Roll Call

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

Nays: None

**Motion Carried**

99-698      **APPROVE A RATE ADJUSTMENT FROM PIONEER RESOURCES FROM \$2.00 PER MEAL TO \$2.36 PER MEAL FOR CONTRACTUAL FOOD SERVICE**

The Ways and Means Committee recommends; moved by Baade, supported by Start, to approve a rate adjustment from Pioneer Resources from \$2.00 per meal to \$2.36 per meal for contractual food service at the Juvenile Detention Center, Child Haven and the Kenneth Brinks Hall.

Roll Call

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

Nays: None

**Motion Carried**

99-699 **AUTHORIZE A REQUEST FOR PROPOSAL (RFP) FOR SURVEYOR SERVICES FOR THE REMONUMENTATION PROGRAM**

The Ways and Means Committee recommends, moved by Baade, supported by Start, to authorize a request for proposal (RFP) for surveyor services for the Remonumentation Program.

Roll Call

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

Nays: None

**Motion Carried**

99-700 **APPROVE PAYMENT TO THE COMMUNITY FOUNDATION AS THE COUNTY'S SHARE OF EXPENSES FOR THE 1999 CHILDREN'S SUMMIT**

The Ways and Means Committee recommends, moved by Baade, supported by Start, that \$2,693.50 be paid to the Community Foundation as the County's share of expenses for the 1999 Children's Summit from the Administrator's fix-it account.

Roll Call

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

Nays: None

**Motion Carried**

99-701 **AUTHORIZE COMMUNITY MENTAL HEALTH BOARD OF MUSKEGON COUNTY AND THE MUSKEGON COUNTY BOARD OF COMMISSIONERS TO AUTHORIZE THE FILING OF SUIT WITHIN 60 DAYS TO ENJOIN IMPLEMENTATION OF DEPARTMENT OF COMMUNITY HEALTH PLAN TO PRIVATIZE MENTAL HEALTH MANAGEMENT**

Moved by Frye, supported by Gill, for the Community Mental Health Board of Muskegon County and the Muskegon County Board of Commissioners to authorize the filing of suit within 60 days to enjoin implementation of Department of Community health plan to privatize mental health management.

Roll Call

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

Nays: None

**Motion Carried**



99-702      **APPROVE THE RESOLUTION FOR DONALD K. CRANDALL, M.D.**

Moved by Frye, supported by Start, to approve the Resolution for Donald K. Crandall, M.D., for exemplary service from 1987 - 1999.

**Motion Carried.**

**CHAIR'S REPORT**

99-703      **APPOINT JOYCE DEJONG, DO, TO THE MEDICAL EXAMINER POST**

The Chairman recommends, moved by Start, supported by Kobza, to appoint Joyce DeJong, DO, to the Medical Examiner post.

Roll Call

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

Nays: None

**Motion Carried**

**ADMINISTRATOR'S REPORT**

99-704      **ESTABLISH A PERSONNEL HEARING BOARD**

The Administrator/Controller recommends, moved by Kobza, supported by Start, to establish a Personnel Hearing Board as requested by David Zok, members to include: Chairman Bennett, Vice-Chair McMurray and Commissioner Start, member.

99-705      **AUTHORIZE THE CHAIR TO EXECUTE THE 2000 COOPERATIVE REIMBURSEMENT CONTRACT AND THE 1999 COOPERATIVE REIMBURSEMENT CONTRACT AMENDMENT**

The Administrator/Controller recommends, moved by Gill, supported by Frye, authorize the Chair to execute the 2000 Cooperative Reimbursement Contract and the 1999 Cooperative Reimbursement Contract Amendment and to adjust the budget accordingly. I further move the Board to authorize the Chair to execute the 1999 Contract language amendment.

Roll Call

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

Nays: None

**Motion Carried**

99-706      **ENGAGE HOOKER DEJONG TO PREPARE PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF A "TIERED INDOOR/OUTDOOR EXERCISE AREA"**

The Administrator/Controller recommends, moved by Kobza, supported by Start, to engage Hooker DeJong to prepare plans and specifications for construction of a "tiered indoor/outdoor exercise area" at a cost not to exceed \$150,000 and remodeling of gym to accommodate individual offices of Sheriff, Undersheriff, and Command Supervisor.

Roll Call

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

Nays: None

**Motion Carried**

99-707      **AUTHORIZE THE BOARD CHAIR TO EXECUTE A PURCHASE AGREEMENT AND DEED AS PREPARED BY CORPORATE COUNSEL WITH SAM DALO COVERING REAL PROPERTY ON APPLE AVENUE**

The Administrator/Controller recommends, moved by Start, supported by Baade, to authorize the Board Chair to execute a purchase agreement and deed as prepared by Corporate Counsel with Sam Dalo covering real property on Apple Avenue legally described as (attached) in the amount of \$540,000. Such agreement and deed will contain a "must build motel" clause. I further move to authorize the Property Manager to execute all other documents needed to close transaction.

Roll Call

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

Nays: None

**Motion Carried**

**Old Business**

None.

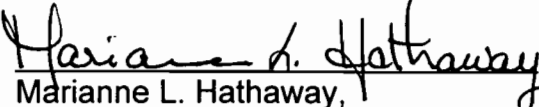
**New Business**

None.

**Audience Participation**

James S. Borushko, Director of Muskegon Community Mental Health, addressed the Board, thanking Commissioners for support in the suit in favor of service to the mental health clients of Muskegon County

There being no further business to come before the Muskegon County Board of Commissioners, the meeting adjourned at 4:55 p.m.

  
Marianne L. Hathaway,  
Deputy County Clerk

/jmp

# MOORE & BRUGGINK, INC.

8 W. Walton Ave.  
Muskegon, Michigan 49440  
(616) 722-3928  
Fax (616) 722-4109

December 22, 1999  
Job No. 996107.1E

## PARCEL "E": (Revised West parcel)

That part of the Southeast 1/4 of the Southwest 1/4 of Section 22, Town 10 North, Range 16 West, Muskegon Township, Muskegon County, Michigan, described as follows: Commencing at the South 1/4 corner of said Section; thence North 89°36'56" West along the South line of said Section 1332.75 feet; to the West line of said Southeast 1/4 of the Southwest 1/4; thence North 00°54'04" East along said West line 50.00 feet to the North line of Highway M-46 (Apple Avenue) for POINT OF BEGINNING; thence continue North 00°54'04" East along said West line 730.000 feet; thence South 89°36'56" East 260.00 feet; thence South 00°54'04" West 730.00 feet to the North line of said Highway M-46 (Apple Avenue); thence North 89°36'56" West along said North line 260.00 feet to Point of Beginning. Containing 4.357 acres



  
Ralph W. VanRiper, PS. No. 16946