

## MINUTES

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
October 11, 2012

### CALL TO ORDER

The meeting was called to order by Chairman Marvin Engle at 3:30 p.m.

### ROLL

Present: Lewis Collins; Benjamin Cross; James Derezinski; Marvin Engle; David Fisher; Alan Jager; Scott Plummer; I. John Snider; Rillastine Wilkins.

#### Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Wastewater Director; Bonnie Hammersley, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

#### Others

Present: Chairman Mahoney; Attorney Dave Bossenbroek.

### BPW-12-162 – APPROVAL OF AGENDA

Moved by Mr. Cross, seconded by Mr. Collins, to approve the agenda as presented.

Motion carried

### BPW-12-163 – APPROVAL OF MINUTES

Moved by Mr. Fisher, seconded by Ms. Wilkins, to approve the minutes of the regular meeting of September 13, 2012, and the special meeting of September 20, 2012.

Motion carried

### BPW-12-164 – PUBLIC COMMENT ON AN AGENDA ITEM

There were no public comments on any agenda items.

BPW-12-165 – AWARD SOLID WASTE LANDFILL GAS SYSTEM CONSTRUCTION PROJECT

Moved by Mr. Plummer, seconded by Mr. Snider, to award the bid for the Muskegon County Solid Waste Facility 2012 Landfill Gas System Construction project, RFB-12-2009 to American Environmental Group, LTD for their low bid of \$226,438.00, to be paid from the Solid Waste fund (5710-0526) contingent upon receipt of required bonding and insurance documents and authorize the Chair to execute the contract.

Roll call: Ayes – Derezinski; Engle; Collins; Plummer; Wilkins; Cross; Fisher; Jager; Snider.

Nays – None.

Motion carried

BPW-12-166 – PERMISSION TO BID CHEMICALS AND FERTILIZERS FOR 2013

Moved by Mr. Cross, seconded by Mr. Snider, to authorize Wastewater staff to advertise for bids the budgeted chemicals and petroleum products for FY2013.

Motion carried

BPW-12-167 – PERMISSION TO WAIVE BIDDING ON SEED FOR 2013

Moved by Mr. Collins, seconded by Mr. Cross, to waive the County bidding process for FY2013 for the Wastewater System for the purchase of alfalfa, corn and soybean seed.

Roll call: Ayes – Collins; Plummer; Wilkins; Cross; Fisher; Jager; Snider; Derezinski; Engle.

Nays – None.

Motion carried

BPW-12-168 – INFORMATION ITEMS

Moved by Mr. Plummer, seconded by Mr. Snider, that the following information items be received and placed on file:

1. Public Works Monthly Operations Report, September 2012.

BPW-12-168 – INFORMATION ITEMS CONT'D

2. Wastewater Monthly Operating Report, September 2012.
3. Muskegon County Regional Water System Policy Board Minutes – September 11, 2012 (draft).

Roll call: Ayes – Plummer; Wilkins; Cross; Fisher; Jager; Snider; Derezinski; Engle; Collins.

Nays – None.

Motion carried

BPW-12-169 – OLD BUSINESS

There was no old business.

BPW-12-170 – NEW BUSINESS

Drain Commissioner Fisher stated that in the last few years there has been an effort to look at regional water issues. Mr. Fisher feels there have been negative comments from communities in these discussions that have been directed at the Board of Public Works. There are issues such as the regional water issue with Fruitport, Norton Shores and the City of Muskegon, port issues, regional marketing of the Wastewater System and other issues, that the Board of Public Works should be playing an important role in. Mr. Fisher feels the assets and power of the Board of Public Works are too valuable of tools to be pushed aside. He is asking the Board of Public Works members what can be done to change the mindset of the community as to why the Board of Public Works is not being asked to be involved in these issues.

Mr. Fisher stated that since 1966 the Board of Public Works has been comprised of either supervisors or county commissioners. The membership of the Board of Public Works is expressly talked about in PA 185. PA 185 is the law that establishes the Board of Public Works. It states how many members will be on the Board of Public Works with the Drain Commissioner being a statutory member. The other members may be county commissioners, but it doesn't say the members have to be county commissioners. Mr. Fisher is asking what would be the effect in the community if the membership of the Board of Public Works looked more like our community.

Mr. Fisher would like to discuss the issue of membership of the Board of Public Works at a special Public Works Board meeting.

Commissioner Snider stated he concurs with Drain Commissioner Fisher's views on this issue.

BPW-12-170 – NEW BUSINESS CONT'D

Moved by Mr. Snider, seconded by Mr. Derezinski, to hold a special Public Works Board meeting inviting the Commissioners not on the Public Works Board and the public in general to participate in a discussion about the possibility of reconstituting the Public Works Board in the future.

Chairman Engle expressed concerns about changing the makeup of the Public Works Board.

Commissioner Plummer stated having a discussion on this issue may be a way of getting the community together to accomplish issues.

Commissioner Jager expressed concern about having non-elected officials on the Public Works Board.

Commissioner Snider would like the special meeting sometime in the next two weeks.

Drain Commissioner Fisher stated the reason for the special meeting is only to discuss makeup of the Board of Public Works.

Roll call: Ayes – Wilkins; Cross; Fisher; Snider; Derezinski; Collins, Plummer.

Nays – Jager; Engle.

Motion carried

BPW-12-171 – PUBLIC COMMENT ON A NEW ITEM

There were no public comments on any new item.

BPW-12-172 – ADJOURN

Moved by Mr. Plummer, seconded by Mr. Collins, to adjourn the meeting at 4:00 p.m.

Motion carried

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Marvin Engle, Chairman