

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
November 13, 2008

CALL TO ORDER

The meeting was called to order by Vice Chairman Marvin Engle at 3:31 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins (arrived at 3:49 p.m.); Marvin Engle; Kenneth Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Absent: Martin Hulka.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Jim Elwell, Interim Administrator; Sam Wendling, Community Development Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Charles Nash, Commissioner-elect; Rol Crummel, Laketon Township Supervisor; Kim Arter, Laketon Township Supervisor-elect; Scott Erdman; Commissioner Derezinski; Commissioner Scolnik; News Media.

BPW-08-229 - APPROVAL OF AGENDA

Moved by Mr. Wade, seconded by Mr. Mahoney, to approve the agenda as presented deleting item 4 - Scrap Old Meters.

Motion carried

BPW-08-230 - APPROVAL OF MINUTES

Moved by Mr. Snider, seconded by Mr. Aley, to approve the minutes of the regular meeting held October 9 and the special meeting held October 28, 2008.

Motion carried

BPW-08-231 - ACCOUNTS PAYABLE

Moved by Mr. Wade, seconded by Mr. Snider, to approve the Accounts Payable in the total amount of \$1,305,936.74, as follows:

1. Parks Fund 2080 - \$21,129.30
2. Water System Improvement Bond Fund 4150 - \$259,309.08
3. Laketon Township Sewer Fund 4634 - \$517,759.50
4. Solid Waste Fund 5710 - \$267.08
5. Regional Water System Fund 5910 - \$507,471.78

Roll call: Ayes - Wade; Aley; Buzzell; Engle; Mahoney; Snider; McMurray.

Nays - None.

Motion carried

BPW-08-232 - CONTRACT CHANGE ORDER #1 - LAKETON TOWNSHIP SEWER CONTRACT NO. 1

Moved by Mr. Aley, seconded by Mr. Snider, to approve Contract Change Order #1 to the Laketon Township Sewer Contract No. 1 (RFB-08-1574) in the amount of an increase to the project cost of \$26,923.60, bringing the total project cost to \$2,124,880.85 with costs being paid in part by the Laketon Township sewer bond fund 4634-4634 (\$625.00) and part by the Muskegon County Road Commission (\$26,298.60).

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BPW-08-232 - CONTRACT CHANGE ORDER #1 - LAKETON TOWNSHIP SEWER
CONTRACT NO. 1 CONT'D

Roll call: Ayes - Aley; Buzzell; Engle; Mahoney; Snider; Wade;
McMurray.

Nays - None.

Motion carried

BPW-08-233 - CONTRACT CHANGE ORDER #3 - QUARTERLINE WATERMAIN
RELINING PROJECT

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve Contract Change Order #3 for the Quarterline Watermain Relining project, RFB-08-1589, in the amount of an increase of \$1,962.50 bringing the total project cost to \$744,311.84 with costs to be paid from the Water System Improvement fund 5910-0555.

Roll call: Ayes - Buzzell; Engle; Mahoney; Snider; Wade; Aley;
McMurray.

Nays - None.

Motion carried

BPW-08-234 - AIR QUALITY SPECIALIST PROPOSAL

Moved by Mr. Snider, seconded by Mr. Buzzell, to approve the AQS proposal for air monitoring and reporting services for Solid Waste for calendar year 2009 in the amount of \$26,060 with costs being paid from Solid Waste operating fund 5710-0526.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;
McMurray.

Nays - None.

Motion carried

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BPW-08-235 - BLACK & VEATCH PROPOSAL

Moved by Mr. Snider, seconded by Mr. Mahoney, to adopt the resolution for awarding the Muskegon Area Water System Planning Study to Black & Veatch with Muskegon County Regional Water System portion of the fee to be \$141,597.55, contingent upon approval also by the City of Muskegon, City of North Muskegon and City of Roosevelt Park and authorize the Chair to sign the Resolution.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-08-236 - AWARD BID - SWANSON ROAD CULVERT REHABILITATION

Moved by Mr. Buzzell, seconded by Mr. Snider, to award the bid for the Wastewater Swanson Road Culvert Rehabilitation to Jackson-Merkey Contractors, for \$59,545 per RFB 08-1620.

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Engle; McMurray.

Nays - None.

Motion carried

BPW-08-237 - POTASSIUM FERTILIZER

Moved by Mr. Snider, seconded by Mr. Mahoney, to pay for the extra 7.09 tons of potassium fertilizer delivered to the Wastewater System by Farmer's Co-Op Elevator at \$695 per ton or \$4,927.55.

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BPW-08-237 - POTASSIUM FERTILIZER CONT'D

Roll call: Ayes - Mahoney; Snider; Wade; Aley; Buzzell; Engle;
McMurray.

Nays - None.

Motion carried

BPW-08-238 - SPRING TURKEY HUNT PLAN AND RULES

Moved by Mr. Snider, seconded by Mr. Wade, to accept the Wastewater System spring turkey hunt plan and rules set forth in the October 30, 2008, letter from MDNR State Biologist Nik Kalejs and allow the MDNR Game Area staff to manage this hunt accordingly.

Motion carried

BPW-08-239 - CELL #4 HAULED WASTE IMPROVEMENTS

Moved by Mr. Snider, seconded by Mr. Wade, to add \$400,000 to the Wastewater capital budget for FY2009 for the Cell #4 hauled waste improvements and remove same from the FY2010 and FY2011 capital budgets, hire Prein & Newhof to perform design and construction engineering for this project for a not-to-exceed price of \$40,774, to authorize Wastewater staff to bid this project when the design is complete and to authorize the Public Works Board Chairman to sign the engineering services agreement.

Roll call: Ayes - Wade; Aley; Buzzell; Engle; Mahoney; Snider;
McMurray.

Nays - None.

Motion carried

BPW-08-240 - CHANGES FOR MONITORING RAPID INFILTRATION BASINS

Moved by Mr. Aley, seconded by Mr. Wade, to concur with Wastewater staff's recommendations in their October letter to MDEQ regarding the changes for monitoring the Rapid Infiltration Basins in the winter and the further treatment of the South of Apple drainage water, authorize the addition of \$500,000 to the Wastewater FY2009 capital budget and authorize staff to proceed with these efforts.

Roll call: Ayes - Aley; Buzzell; Engle; Mahoney; Snider; Wade; McMurray.

Nays - None.

Motion carried

BPW-08-241 - WESTERN MICHIGAN UNIVERSITY ALGAE PROJECT & BROWN GREASE PROJECT

Moved by Mr. Buzzell, seconded by Mr. Mahoney, to approve the Western Michigan University algae project at the Wastewater System per the proposal and to grant conceptual approval of the WMU brown grease project so that staff can obtain preliminary design costs and develop a market for the fuel produced.

Roll call: Ayes - Buzzell; Engle; Mahoney; Snider; Wade; Aley; McMurray.

Nays - None.

Motion carried

BPW-08-242 - CLOSING DATE FOR SALE OF WHITEHALL PLANT

Moved by Mr. Aley, seconded by Mr. Snider, to approve extending the closing date for the sale of the Whitehall Plant site to Scott Erdman to July 22, 2009.

Moved by Mr. Buzzell, seconded by Mr. Wade, to suspend the rules and allow Mr. Erdman to address the Board of Public Works.

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BPW-08-242 - CLOSING DATE FOR SALE OF WHITEHALL PLANT CONT'D

Motion carried

Mr. Scott Erdman addressed the Board of Public Works regarding the need to extend the closing date for the sale of the Whitehall Plant site to July 22, 2009. The extension is needed because the State needs 90 days to consider the loan application.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;
McMurray.

Nays - None.

Motion carried

BPW-08-243 - CONTRACT EXTENSION WITH MUSKEGON AREA FIRST

Moved by Mr. Snider, seconded by Mr. Aley, to approve the Wastewater System two-year contract extension with Muskegon Area First at \$50,000 per year per the agreement and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Engle; Mahoney; Snider; Wade; Aley; Buzzell;
McMurray.

Nays - None.

Motion carried

BPW-08-245 - AUTHORIZATION TO BID - TILLAGE UNIT

Moved by Mr. Mahoney, seconded by Mr. Wade, to authorize Wastewater staff to bid a 32-foot Landoll To-The-Max Harrow instead of another Soil Saver.

Motion carried

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BPW-08-246 - ADVERTISEMENT OF FLEET VEHICLES

Moved by Mr. Aley, seconded by Mr. Wade, to approve the advertisement of the Wastewater System FY2009 capital budget fleet vehicles and to seek out used truck deals for the lab and maintenance supervisor's trucks.

Motion carried

BPW-08-247 - RATE FOR OUT OF COUNTY VACTOR TRUCK WASTE

Moved by Mr. Aley, seconded by Mr. Buzzell, to set a treatment rate of 10 cents per gallon for out-of-county vactor truck waste received at the Wastewater System effective November 14, 2008.

Roll call: Ayes - Snider; Wade; Aley; Buzzell; Engle; Mahoney; McMurray.

Nays - None.

Motion carried

BPW-08-248 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - October 2008.
2. Muskegon County Regional Water System Policy Board Minutes - October 7, 2008 (draft).

Motion carried

BPW-08-249 - OLD BUSINESS

Commissioner Aley asked if the issues associated with the force main break have been resolved.

Corporate Counsel stated that all the pending cases have been resolved.

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BPW-08-249 - OLD BUSINESS CONT'D

Mr. Kendrick stated that the yards will be reviewed next year.

BPW-08-250 - NEW BUSINESS

Commissioner Aley stated he appreciates the new sound system in the board room.

BPW-08-251 - AUDIENCE PARTICIPATION

Rol Crummel, Laketon Township Supervisor, addressed the Board of Public Works. He thanked the Board for their support and cooperation on projects with Laketon Township. Mr. Crummel introduced Kim Arter, Supervisor-elect for Laketon Township.

BPW-08-252 - CLOSED SESSION

Moved by Mr. Aley, seconded by Mr. Wade, to enter into closed session regarding land acquisition at 3:55 p.m.

Roll call: Ayes - Aley; Buzzell; Collins; Engle; Mahoney; Snider;
Wade; McMurray.

Nays - None.

Motion carried

The meeting entered back into open session at 4:03 p.m.

Moved by Mr. Mahoney, seconded by Mr. Snider, to authorize the Community Development Director to take needed actions to purchase 8459 Apple Avenue for \$80,000.00.

Roll call: Ayes - Engle; Mahoney, Snider; Wade; Buzzell;
McMurray.

Nays - Collins; Aley.

Motion carried

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BPW-08-253 - ADJOURN

Moved by Mr. Aley, seconded by Mr. Snider, to adjourn the meeting
at 4:05 p.m.

Motion carried

Marvin Engle, Vice Chairman

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