

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
December 8, 2011

CALL TO ORDER

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

ROLL

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

Excused: James Derezinski.

Staff

Present: John Warner, Director of Public Works; Mark Eisenbarth, Wastewater Director; Bonnie Hammersley, County Administrator; Heath Kaplan, Finance & Management Director; Doug Hughes, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Ken Mahoney, Board Chair; Commissioner Longmire; Deb Ackerman, Egelston Township Treasurer; Brenda Moore, Mona Lake Watershed Council.

BPW-11-179 - APPROVAL OF AGENDA

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

Motion carried

BPW-11-180 - APPROVAL OF MINUTES

Moved by Mr. Cross, seconded by Mr. Snider, to approve the minutes of the meeting held November 10, 2011.

Motion carried

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BPW-11-181 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. Plummer, to approve the Accounts Payable in the total amount of \$106,781.73, as follows:

1. Regional Water System Fund 5910 - \$106,781.73

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

Nays - None.

Motion carried

BPW-11-182 - PUBLIC COMMENT ON AN AGENDA ITEM

There were no comments on any agenda items.

BPW-11-183 - MEMORIAL DRIVE WATERMAIN

Moved by Mr. Snider, seconded by Mr. Collins, to authorize payment of up to \$22,965.40 to Johnson & Anderson for design of the Memorial Drive watermain in accordance with the Laketon Township/Johnson & Anderson agreement with costs being paid by the Regional Water System fund 5910-0546.

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

Nays - None.

Motion carried

BPW-11-184 - APPLICATION FOR PERMIT FOR WORK IN STATE ROW

Moved by Mr. Snider seconded by Ms. Wilkins, to approve the application for a permit for miscellaneous operations within State trunkline right-of-way by the Public Works Department on behalf of the Regional Water System, Muskegon County Wastewater System and Muskegon County Drain Commissioner and authorize John Warner, Director of Public Works, to sign the application on behalf of Muskegon County.

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BPW-11-184 - APPLICATION FOR PERMIT FOR WORK IN STATE ROW CONT'D

Motion carried

BPW-11-185 - AUTHORIZATION TO BID - QUARTERLY CALIBRATION OF WASTEWATER METERS

Moved by Mr. Collins, seconded by Mr. Cross, to authorize Wastewater staff to bid the quarterly calibration of the Wastewater meters for calendar year 2012 with the option to renew for one (1) year.

Motion carried

BPW-11-186 - AUTHORIZATION TO WRITE OFF ACCOUNTS RECEIVABLE - ADVANCED FINISHING

Moved by Mr. Collins, seconded by Mr. Snider, to authorize Wastewater staff to write off the Accounts Receivable amount due from Advanced Finishing, formerly at 8555 Silver Creek Road, Whitehall, Michigan, in the amount of \$413.45, plus all finance charges.

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

Nays - None.

Motion carried

Following discussion, it was the consensus of the Board to follow the County's current policy for bad debts.

BPW-11-187 - AWARD BIDS - FARM EQUIPMENT

Moved by Mr. Cross, seconded by Mr. Plummer, to award the bid to Fillmore Equipment for one (1) John Deere 4930 self-propelled sprayer in the amount of \$179,550.00, including the trade-in of one (1) Redball 680 sprayer and (1) John Deere 8310 tractor, per the specifications in RFB 12-1932.

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BPW-11-187 - AWARD BIDS - FARM EQUIPMENT CONT'D

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

Nays - None.

Motion carried

BPW-11-188 - AWARD BID - CALCIUM NITRATE

Moved by Mr. Collins, seconded by Mr. Plummer, to award the bid for calcium nitrate for the Wastewater System to Neo Solutions, Inc., at \$1.94 per gallon, per the specifications in RFB 12-1935 with the option to renew for 1 year.

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

Nays - None.

Motion carried

BPW-11-189 - USE OF WASTEWATER PROPERTY FOR FLOW-THROUGH MARSH

Moved by Mr. Fisher, seconded by Mr. Cross, to approve the 100-acre site in the southwest corner of the Wastewater System property for use as a flow-through marsh as sought by the Mona Lake Watershed, Ducks Unlimited, MDEQ and USEPA and direct the Board Chairman to sign the Great Lakes Restoration Initiative Grant Partner Agreement with Ducks Unlimited and direct the Wastewater Director and staff, subject to the Drain Commissioner's signature, to perform all duties required in the Agreement with Ducks Unlimited.

Moved by Mr. Fisher, seconded by Mr. Plummer, to suspend the rules and allow audience participation on this issue.

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BPW-11-189 - USE OF WASTEWATER PROPERTY FOR FLOW-THROUGH MARSH
CONT'D

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

Nays - None.

Motion carried

Ms. Brenda Moore, Mona Lake Watershed Council, addressed the Board of Public Works. She thanked the Board, Wastewater Staff and the Drain Commissioner for their help in developing this project.

Ms. Moore answered questions from the Board.

The meeting returned to the regular agenda.

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

Nays - None.

Motion carried

BPW-11-190 - COMPENSATION - HOWARD & HOWARD

Moved by Mr. Snider, seconded by Mr. Fisher, to compensate Howard & Howard in the amount of \$68,665.29 through October 31, 2011, for their time spent on the wind turbine project and have the Board Chairman sign the contract to retain the services of the Howard & Howard law firm until the wind project is in full operation.

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

Nays - None.

Motion carried

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BPW-11-191 - CANCEL CONTRACT AWARDED TO KENT POWER

Moved by Mr. Snider, seconded by Mr. Fisher, to cancel the contract awarded to Kent Power under RFB-12-1922 and rebid the project with an expanded scope of work and to pay Kent Power time and materials for the preparation work they have performed to date on RFB-12-1922 with all costs being paid by Solid Waste fund 5710-1528.

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

Nays - None.

Motion carried

BPW-11-192 - INFORMATION ITEMS

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

1. Public Works Monthly Operations Report - November 2011.
2. Wastewater Monthly Operating Report - November 2011.
3. Muskegon County Regional Water System Policy Board Meeting Minutes - November 8, 2011 (draft).

Motion carried

BPW-11-193 - OLD BUSINESS

Commissioner Jager stated that the Rotary Park looks nice.

BPW-11-194 - NEW BUSINESS

There was no new business.

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BPW-11-195 - PUBLIC COMMENT ON A NEW TOPIC

Mr. John VandenBrink addressed the Board of Public Works requesting to purchase one of the houses owned by Solid Waste.

Bids were put out to sell these houses. The County received no bids on any of these houses.

Chairman Engle requested staff have a recommendation for the next meeting regarding this issue.

Commissioner Snider stated the houses were put out for bids with no bidders so there should be no reason to not sell the house.

Mr. Warner stated that it would be against the County's bid policy and recommended against it.

Moved by Mr. Snider, seconded by Mr. Plummer, to waive the application of policy in this particular instance solely for the sale of this property.

Chairman Engle stated he feels that it would be best to have staff review this issue and come back with a recommendation.

Commissioner Snider called for the question.

Roll call: Ayes - Collins; Plummer; Wilkins; Cross; Fisher;
Jager; Snider.

Nays - Engle.

Motion carried

BPW-11-196 - ADJOURN

Moved by Mr. Plummer, seconded by Mr. Snider, to adjourn the meeting at 4:04 p.m.

Motion carried

Marvin Engle, Chairman

kf

