

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
April 15, 2008

CALL TO ORDER

The meeting was called to order by Vice Chairman Marvin Engle at 3:47 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle; Ken Mahoney; I. John Snider; Roger Wade; Louis McMurray.

Excused: 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; Jack Niemiec, County Administrator; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Chairman Derezinski; Rol Crummel, Laketon Township Supervisor; Deb Ackerman, Egelston Township Treasurer; Dave Fisher, Muskegon Charter Township; News Media.

BPW-08-077 - APPROVAL OF AGENDA

Moved by Mr. Aley, seconded by Mr. Wade, to approve the agenda as presented.

Motion carried

BPW-08-078 - APPROVAL OF MINUTES

Moved by Mr. Snider, seconded by Mr. Buzzell, to approve the minutes of the regular meeting held on March 13, 2008, and the minutes of the closed session held on March 13, 2008.

Motion carried

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BPW-08-079 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. McMurray, to approve the Accounts Payable in the total amount of \$197,345.08, as follows:

1. Parks Fund 2080 - \$13,287.50
2. Water System Improvement Bond Fund 4150 - \$5,038.16
3. Solid Waste Fund 5710 - \$77.66
4. Regional Water System Fund 5910 - \$159,550.56
5. Laketon Township Sewer Fund 8834 - \$19,391.20

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

Nays - None.

Motion carried

BPW-08-080 - DIXON ENGINEERING PROPOSAL - WATER TANK INSPECTION AND REPORT

Moved by Mr. Aley, seconded by Mr. Snider, to approve the agreement with Dixon Engineering to perform a complete inspection and report for the elevated water storage tank on the Eastside Water System for a total cost of \$2,425.00 which will be paid by the water system fund 5910-0552.

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

Nays - None.

Motion carried

BPW-08-081 - ADVERTISE FOR BIDS - SALE OF COMBINE

Moved by Mr. Wade, seconded by Mr. Snider, to advertise for bids the sale of a Wastewater System Farm combine.

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

Nays - None.

Motion carried

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BPW-08-082 - LIFT STATION C - CHANGE ORDER #12

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve Change Order #12 to Triangle Associates to increase the Lift Station C Contract from \$14,032,524 by \$153,787 to \$14,186,311 and authorize the Public Works Board Chairman to sign same.

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

Nays - None.

Motion carried

BPW-08-083 - LIFT STATION C - CHANGE ORDER #13

Moved by Mr. Snider, seconded by Mr. Collins, to approve Change Order #13 to Triangle Associates to increase the Lift Station C Contract from \$14,186,311 by \$41,642 to \$14,227,953 and authorize the Public Works Board Chairman to sign same.

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

Nays - None.

Motion carried

BPW-08-084 - AGREEMENT WITH CITY OF MONTAGUE - SEWAGE LIFT STATION

Moved by Mr. Aley, seconded by Mr. Mahoney, to approve the agreement with the City of Montague for the Wastewater System to operate and maintain the Montague Main Sewage Lift Station.

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

Nays - None.

Motion carried

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BPW-08-085 - TELEMETRY WORK - MONTAGUE MAIN SEWAGE LIFT STATION

Moved by Mr. Mahoney, seconded by Mr. Snider, to approve the quote for Sidock Systems to perform the telemetry work necessary for the Wastewater System to operate and maintain the Montague Main Sewage Lift Station for \$19,798.

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

Nays - None.

Motion carried

BPW-08-086 - E&ES PROPOSAL - CONSTRUCTION ENGINEERING - CAPPING & WELL REPLACEMENT PROJECT FOR SOLID WASTE

Moved by Mr. Buzzell, seconded by Mr. Collins, to approve the proposal from E&ES to perform construction engineering services for the capping and well replacement project for the Solid Waste site for an estimated fee of \$53,000 with costs being paid from Solid Waste fund, 5710-0526.

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

Nays - None.

Motion carried

BPW-08-087 - APPROVE CONTRACT - TRANSPORTATION & DISPOSAL OF HOUSEHOLD HAZARDOUS WASTE

Moved by Mr. Snider, seconded by Mr. Wade, to approve contracting with Environmental Recycling Group for the transportation and disposal of our Household Hazardous Waste per RFP-08-1586 for their low bid price of \$9,452.00 which will be paid from the Recycling fund, 5710-0527.

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

Nays - None.

Motion carried

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BPW-08-088 - SEWER LINE EASEMENT

Moved by Mr. Snider, seconded by Mr. Collins, to recommend to the Board of Commissioners the approval of the Sewer Line Easement between the County of Muskegon and Whitehall Township, calling for the possible construction of a sewer pump station and that the Chairperson be authorized to approve the Sewer Line Easement between the County of Muskegon and Whitehall Township.

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

Nays - None.

Motion carried

BPW-08-089 - RESOLUTION REGARDING SALE OF BONDS

Moved by Mr. Snider, seconded by Mr. Buzzell, to approve the Resolution Regarding Sale of Bonds of the County of Muskegon which defines that the method the Public Works Board will use to approve the bond sale will be by the approval of the Chairman or, in his absence, the Secretary of the Public Works Board.

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

Nays - None.

Motion carried

BPW-08-090 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - March 2008.
2. Muskegon County Regional Water System Policy Board Minutes - March 11, 2008 (draft).
3. Muskegon Municipal Wastewater Management Committee Minutes - January 17, 2008.

Motion carried

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BPW-08-091 - OLD BUSINESS

Commissioner Snider stated he has gotten information from a gentleman in Detroit regarding wind turbines and provided same to Mr. Kendrick.

BPW-08-092 - NEW BUSINESS

There was no new business.

BPW-08-093 - AUDIENCE PARTICIPATION

There was no audience participation.

BPW-08-094 - CLOSED SESSION - LAND ACQUISITION

Moved by Mr. Aley, seconded by Mr. Snider, to enter into closed session regarding land acquisition at 4:16 p.m.

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

Nays - None.

Motion carried

The meeting entered back into open session at 4:27 p.m.

There was a brief discussion on the wetlands project at the Wastewater. The Board will be kept up to date on this issue.

BPW-08-095 - RECESS/RECONVENE

Moved by Mr. Aley, seconded by Mr. Collins, to recess the meeting until the Public Hearing at 5:30 p.m.

Motion carried

The meeting reconvened at 5:30 p.m.

Present: Don Aley; Charles Buzzell; Lewis Collins; Marvin Engle;
Ken Mahoney; I. John Snider; Roger Wade; Louis
McMurray.

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BPW-08-095 - RECESS/RECONVENE CONT'D

Excused: Martin Hulka.

Others

Present: See attached sheet.

BPW-08-096 - PUBLIC HEARING - SEGMENT 1 66-INCH PCCP REPLACEMENT
PROJECT

Moved by Mr. Wade, seconded by Mr. Snider, to open the Public
Hearing regarding Segment 1 66-inch PCCP Replacement Project.

Motion carried

Mr. Kendrick stated that the public hearing has been called to
allow public comment on the March 2008 amendment to the
Wastewater System project plan. This is a requirement for the
state revolving fund low interest loan that the Wastewater is
applying for. This project involves the replacement of the
remaining 8.5 miles of the original 66-inch prestressed concrete
cylinder pipe forcemain from US-31 to the Wastewater Treatment
Plant. The County is currently negotiating the Administrative
Consent Order with MDEQ. Part of the stipulations of that order
will mandate the replacement of this pipeline. Staff has had
lengthy discussions with MDEQ on the pipeline route and the
alternative recommended in this amendment has received their
concurrence. The Wastewater Committee has been involved in the
process.

Tim Bergstrom, Prein & Newhof, gave a power point presentation
regarding this issue.

Michael Potgeter, 5784 Jefferson, would like to see the route of
the pipe follow the power lines, not near Wolf Lake. Mr.
Potgeter had concerns regarding contamination of the wetlands and
Wolf Lake if the pipe failed. Mr. Potgeter asked who would be
liable if Wolf Lake were to become contaminated due to a failure.

Deb Ackerman, 1241 Woodcrest, stated she is attending the public
hearing representing a resident who is concerned about his
property that is located near the wetlands. He intends to build
on the property and is concerned that if the wetlands are
disturbed, it may negatively impact his property, i.e. turn his

land into wetlands and become unbuildable. The resident also inquired if letters would be sent to the owners of parcels that would be involved in this project to answer the residents questions.

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BPW-08-096 - PUBLIC HEARING - SEGMENT 1 66-INCH PCCP REPLACEMENT PROJECT CONT'D

Gail Griswold, 5800 Jefferson, had concerns about the pipeline route going one block from Wolf Lake.

Cathy Bernston, 12 Bear Lake Road, stated she echoes the concerns of the residents in Egelston Township. She lives on Bear Lake and many of the residents who live near Bear Lake are concerned about the wetlands and pipe failures.

Dave Fisher, 5195 Cooley, stated he is the Community Development Director and Utilities Director for Muskegon Charter Township and Vice Chair of the Wastewater Management Committee. He stated that Mr. Kendrick and the engineers have done a tremendous job in providing information to the Wastewater Management Committee on this issue. The Wastewater Management Committee supports the pipe replacement alternative.

Dale Weisner, 1318 White Lake Drive, stated that he is not concerned about breakage, but is concerned about if the material used for the pipeline is able to withstand the chemicals that will go through the pipe.

Bambi Rinehart, 6035 Hubbard Road, stated she is concerned that the land where the proposed route for the pipe is swamp land and the soil is very unstable.

Dennis Griswold, 5800 Jefferson, stated he is not against the sewer line, but is concerned with the location being close to Wolf Lake.

Bob Bass, 6063 Hubbard, stated he is concerned that the route is through a marsh area and he is not opposed to the sewer line, just the route.

Tim Bergstrom and Mike Fuller, Prein & Newhof, addressed some of the concerns of the residents.

Moved by Mr. Aley, seconded by Mr. Snider, to close the public hearing at 6:55 p.m.

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

McMurray.

Nays - None.

Motion carried

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BPW-08-097 - ADJOURN

Moved by Mr. Snider, seconded by Mr. Aley, to adjourn the meeting
at 6:55 p.m.

Motion carried

Marvin Engle, Vice Chair

kf