

M I N U T E S

Board of Public Works
Michael E. Kobza Hall of Justice
Muskegon, Michigan
June 11, 2009

CALL TO ORDER

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

ROLL

Present: Charles Buzzell; James Derezinski; Marve Engle; Jeff Hepler; Louis McMurray; Charles Nash; Roger Wade.

Excused: Lewis Collins; I. John Snider.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; Bonnie Hammersley, County Administrator; Beth Dick, Budget Manager; James Lemmen, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Deb Ackerman, Egelston Township Treasurer; Mike Thompson, Egelston Township Supervisor; Kim Arter, Laketon Township Supervisor; Board Chair Mahoney; Mike Fuller & Mike Schwartz, Prein & Newhof.

BPW-09-096 - APPROVAL OF AGENDA

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

Motion carried

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BPW-09-097 - APPROVAL OF MINUTES

Moved by Mr. Derezinski, seconded by Mr. Hepler, to approve the minutes of the regular meeting held May 14, 2009, and the special meeting held May 21, 2009.

Motion carried

BPW-09-098 - ACCOUNTS PAYABLE

Moved by Mr. Derezinski, seconded by Mr. Hepler, to approve the Accounts Payable in the total amount of \$595,206.98, as follows:

1. Parks Fund 2080 - \$15,466.43
2. Water System Improvement Bond Fund 4150 - \$34,756.45
3. Laketon Township Sewer Fund 4634 - \$485,811.00
4. Solid Waste Fund 5710 - \$323.35
5. Regional Water System Fund 5910 - \$58,849.75

Roll call: Ayes - Derezinski; Engle; Hepler; McMurray; Nash;
Wade; Buzzell.

Nays - None.

Motion carried

BPW-09-099 - LEASE AGREEMENT - METROPCS

Moved by Mr. Derezinski, seconded by Mr. Buzzell, to approve the proposed lease agreement with MetroPCS for the location of cellular antennae on the Fruitport elevated water storage tank contingent upon the approval of the lease by Fruitport Township and the City of Norton Shores.

Roll call: Ayes - Derezinski; Engle; Hepler; McMurray; Nash;
Wade; Buzzell.

Nays - None.

Motion carried

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BPW-09-100 - TIPPING FEE FOR SOIL MATERIAL AT SOLID WASTE

Moved by Mr. Derezinski, seconded by Mr. Wade, to approve a rate of \$12.00/ton at the Solid Waste Management System for the receipt of soil material which is acceptable as and meets the criteria of Part 115 of Act 451, PA 1994, for daily cover material.

Roll call: Ayes - Engle; Hepler; McMurray; Nash; Wade; Buzzell; Derezinski.

Nays - None.

Motion carried

BPW-09-101 - TYPE II HAULER DELIVERY CONTRACT WITH MCK, INC.

Moved by Mr. Wade, seconded by Mr. Buzzell, to approve the Type II Hauler Delivery Contract with MCK, Inc., 5215 Industrial Park Blvd., Montague, MI 49437.

Roll call: Ayes - McMurray; Nash; Wade; Buzzell; Derezinski; Engle; Hepler.

Nays - None.

Motion carried

BPW-09-102 - SOLID WASTE CAPPING PROJECT CONTRACT CHANGE ORDER #4

Moved by Mr. Derezinski, seconded by Mr. Wade, to approve Contract Change Order #4 for the Solid Waste Cell #2/#3 capping project (RFB-08-1590) in the amount of an increase to the project cost of \$80,367.97 bringing the total project cost to \$2,785,651.79 with costs being paid from Solid Waste funds 5710-0526.

Roll call: Ayes - Nash; Wade; Buzzell; Derezinski; Engle; Hepler; McMurray.

Nays - None.

Motion carried

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BPW-09-103 - LAKETON TOWNSHIP SEWER CONTRACT #2 CONTRACT CHANGE ORDER #4

Moved by Mr. Nash, seconded by Mr. Buzzell, to approve Contract Change Order #4 to the Laketon Township Sewer Contract #2 (RFB-08-1575) in the amount of an increase to the contract price of \$11,275.00 bringing the total contract cost to \$6,832,317.68, contingent upon approval by Laketon Township, with costs to be paid from Laketon Township sewer fund 4634-4634.

Roll call: Ayes - Wade; Buzzell; Derezinski; Engle; Hepler; McMurray; Nash.

Nays - None.

Motion carried

BPW-09-104 - AUTHORIZATION TO ADVERTISE FOR BIDS - SLUDGE HAULING

Moved by Mr. Nash, seconded by Mr. Derezinski, to authorize Wastewater staff to advertise for bids the hauling of sludge from the drying beds to the County Landfill during 2009.

Motion carried

BPW-09-105 - AWARD BID - WASTEWATER SYSTEM UNIFORMS AND JANITORIAL ITEMS

Moved by Mr. Wade, seconded by Mr. Nash, to award the bid for the Wastewater System Uniforms and Janitorial items to Cintas Corporation for a price of \$190.68 per week per RFB 09-1644.

Roll call: Ayes - Buzzell; Derezinski; Engle; Hepler; McMurray; Nash; Wade.

Nays - None.

Motion carried

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BPW-09-106 - WASTEWATER SYSTEM PUMP STATION D IMPROVEMENTS CHANGE ORDER #2

Moved by Mr. Derezinski, seconded by Mr. Buzzell, to approve Change Order #2 to the Wastewater System Pump Station D Improvements for an increase in the contract of \$65,280 from \$127,876 to \$193,156 and authorize the Public Works Board Chairman to sign same.

Roll call: Ayes - Derezinski; Engle; Hepler; McMurray; Nash;
Wade; Buzzell.

Nays - None.

Motion carried

BPW-09-107 - AWARD BID - WASTEWATER SYSTEM CELL 4 HAULED WASTE RECEIVING STATION

Moved by Mr. Derezinski, seconded by Mr. Wade, to award the bid for the Wastewater System Cell 4 Hauled Waste Receiving Station to Kamminga & Roodvoets, Inc., for a price of \$490,005 per RFB 09-1643.

Roll call: Ayes - Derezinski; Engle; Hepler; McMurray; Nash;
Wade; Buzzell.

Nays - None.

Motion carried

BPW-09-108 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - May 2009.
2. Muskegon County Regional Water System Policy Board meeting minutes - May 12, 2009 (draft).

Motion carried

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BPW-09-109 - OLD BUSINESS

There was no old business.

BPW-09-110 - NEW BUSINESS

Chairman Engle stated there will be a Special Public Works Board meeting Tuesday, June 16, 2009, 3:30 p.m., regarding the SRF Loan resolutions.

BPW-09-111 - AUDIENCE PARTICIPATION

There was no audience participation.

BPW-09-112 - RECESS

Chairman Engle recessed the meeting at 3:50 p.m. to the 5:30 p.m. Public Hearing on SRF Loan - Laketon & Sullivan Pump Stations & Wind Turbine.

BPW-09-113 - RECONVENE FOR PUBLIC HEARING ON SFR LOAN - LAKETON & SULLIVAN PUMP STATIONS & WIND TURBINE

Chairman Engle reconvened the meeting at 5:30 p.m.

Present: Charles Buzzell; James Derezinski; Marve Engle; Jeff Hepler; Louis McMurray; Charles Nash; Roger Wade.

Excused: Lewis Collins; I. John Snider.

The attendance list for the public hearing is attached.

BPW-09-114 - OPEN PUBLIC HEARING

Moved by Mr. Nash, seconded by Mr. Wade, to open the public hearing on SRF Loan - Laketon & Sullivan Pump Stations & Wind Turbine.

Motion carried

BPW-09-114 - OPEN PUBLIC HEARING CONT'D

Chairman Engle stated this is a public hearing for consideration of the project plan for proposed improvements to the Muskegon County Wastewater Management System. Prein & Newhof was directed by the Board to prepare the project plan as part of the application for submission to the Michigan Department of Environmental Quality for a low interest loan for financing the proposed improvements. In accordance with the MDEQ public hearing requirement, a transcript of the public hearing will be included in the final project plan submitted to them. One of the purposes of the public hearing is to receive comments on the projected plan by the affected public. Written comments may be submitted and an opportunity for questions and answers and comments will be provided following the presentation of the project plan by Prein & Newhof.

Dave Kendrick introduced Mike Fuller and Mike Schwartz from Prein & Newhof; Paul Hoag & Larry Guenther, wind development people from North Coast; Matt MacGregor from King & MacGregor.

Mike Fuller and Mike Schwartz from Prein & Newhof Engineers gave a presentation on the project plan and answered questions from the Board.

Mr. Hoag answered questions from the Board regarding the wind turbines.

Rick Pedlar, 4858 Kathryn, addressed the Board of Public Works. Mr. Pedlar stated that the Wastewater System attracts birds and expressed concern about the affect the wind turbines would have on the birds. He suggested that a thorough study be done.

Carolyn Weng, 317 Peterson Road, addressed the Board of Public Works. Ms. Weng suggested that the person doing the bird study communicate with her and other birders to exchange information and data on the bird study.

Mr. Jerry Lang, 2010 W. Ridge Dr., addressed the Board of Public Works. Mr. Lang inquired if federal money is involved in this project and if there will be a National Environmental Policy Act document or environmental assessment.

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BPW-09-114 - OPEN PUBLIC HEARING CONT'D

Matt MacGregor, King & MacGregor Environmental, addressed the Board of Public Works. This firm will be conducting a bird study in conjunction with this project. They are very interested in any existing bird studies conducted at the Wastewater. Mr. MacGregor stated it is very important to get as much data as possible.

Dave Worthington, MDEQ, stated that the environmental assessment will be available to everyone who is interested in receiving a copy.

Moved by Mr. Derezinski, seconded by Mr. Nash, to close the public hearing at 6:37 p.m.

Motion carried

Chairman Engle stated a transcript of the public hearing and written comments received will be put into the project plan. The project plan will be considered for approval by board resolution at the board meeting of June 16, 2009. The approved project plan must be submitted to the DEQ by July 1, 2009, to be eligible for the fiscal year 2010 financing.

Chairman Engle declared the public hearing closed.

BPW-09-115 - ADJOURN

Moved by Mr. Nash, seconded by Mr. Hepler, to adjourn the meeting at 6:38 p.m.

Motion carried

Marve Engle, Chairman

kf

