

M I N U T E S

Board of Public Works
Louis A. McMurray Conference &
Transportation Center
2624 Sixth Street
Muskegon, Michigan
June 14, 2007

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:38 p.m.

ROLL

Present: Don Aley; Charles Buzzell; Lewis Collins; James Derezinski; Marvin Engle; Martin Hulka; Kenneth Mahoney; I. John Snider; Louis McMurray.

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; Sam Wendling, Community Development Director; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: News Media.

BPW-07-104 - APPROVAL OF MINUTES

Moved by Mr. Snider, seconded by Mr. Engle, to approve the minutes of the meeting held May 10, 2007.

Motion carried

BPW-07-105 - ACCOUNTS PAYABLE

Moved by Mr. Snider, seconded by Mr. Collins, to approve the Accounts Payable in the total amount of \$1,012,900.26, as follows:

BPW-07-105 - ACCOUNTS PAYABLE CONT'D

1. Parks Fund 2080
2. Michigan's Adventure Fund 4150
3. Muskegon Charter, Egelston, Dalton Townships Sewer Fund 4641
4. Whitehall Township Water Fund 4645
5. Solid Waste Fund 5710
6. Regional Water System Fund 5910
7. Fruitport-Norton Shores Water Fund 8711

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

Nays - None.

Motion carried

BPW-07-106 - AIR QUALITY SPECIALIST, INC., PROPOSAL - REPLACEMENT
GAS WELLS FOR SOLID WASTE

Moved by Mr. Engle, seconded by Mr. Aley, to approve the proposal from Air Quality Specialist, Inc., for the design and specifications of replacement gas wells for Solid Waste for an estimated cost of \$9,000 with costs to be paid from Solid Waste funds 5710-0526.

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

Nays - None.

Motion carried

BPW-07-107 - CONTRACT CHANGE ORDER #2 - NORTHSIDE WATER SYSTEM
ELEVATED WATER STORAGE TANK PROJECT

Moved by Mr. Derezinski, seconded by Mr. Engle, to approve Contract Change Order #2 for the Northside Water System Elevated Water Storage Tank Project in the amount of a decrease to the contract price of \$19,385.00 bringing the total contract price to \$1,079,142.00 with no change to the contract time schedule and all costs to be paid from fund 4150-4154.

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BPW-07-107 - CONTRACT CHANGE ORDER #2 - NORTHSIDE WATER SYSTEM
ELEVATED WATER STORAGE TANK PROJECT CONT'D

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

Nays - None.

Motion carried

BPW-07-108 - CHANGE ORDER #8 - WASTEWATER PHASE I COLLECTION
SYSTEM UPGRADE CONTRACT #2

Moved by Mr. Engle, seconded by Mr. Mahoney, to approve Change Order #8 for the Wastewater Phase I Collection System Upgrade Contract #2 for an increase of \$14,883 in K&R's contract to \$4,793,790.10 and authorize the Public Works Chairman to sign same.

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

Nays - None.

Motion carried

BPW-07-109 - WASTEWATER MANAGEMENT SYSTEM PARTICIPATION AGREEMENT
WITH CEDAR CREEK TOWNSHIP

Moved by Mr. Buzzell, seconded by Mr. Engle, to approve the Wastewater Management System Participation Agreement with Cedar Creek Township and authorize the Public Works Board Chairman or Vice-Chairman to sign same.

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

Nays - None.

Motion carried

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BPW-07-110 - CHANGE ORDER #6 - PHASE II COLLECTION SYSTEM UPGRADE
PUMP STATION C CONTRACT

Moved by Mr. Derezinski, seconded by Mr. Snider, to approve Change Order #6 for the Phase II Collection System Upgrade Pump Station C Contract for an increase of \$57,254 in Triangle's contract to \$14,002,427 and authorize the Public Works Chairman to sign same.

Mr. Kendrick stated that the Airline Road project is progressing and traffic should be allowed on Airline Road the first week of July.

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

Nays - None.

Motion carried

BPW-07-111 - BROWN BEAR HYDROSTATIC TOOL CARRIER QUOTES

Moved by Mr. Engle, seconded by Mr. Collins, to reject the only bid of \$15,300 on the Wastewater Brown Bear Hydrostatic Tool Carrier (RFQ 07-1530) from Crockery Creek Farms and authorize staff to receive quotes on same again.

Moved by Mr. Snider, seconded by Mr. Engle, to amend the motion to give Dave Kendrick, Public Works Director, authorization to negotiate, with anyone who is interested, a price for the Brown Bear and bring his recommendation back to the Board.

Commissioner Engle inquired if this item is going to be made available to the public, is he considered one of the public. He stated that as a private citizen, he may be interested in bidding on the Brown Bear.

It was the consensus of the Board that there would not be a problem with Commissioner Engle bidding on the Brown Bear as a private citizen.

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BPW-07-111 - BROWN BEAR HYDROSTATIC TOOL CARRIER QUOTES CONT'D

Roll call on amendment: Ayes - Mahoney; Snider; Buzzell; Collins;
Derezinski; Engle; Hulka; McMurray.

Nays - Aley.

Motion to amend carried

Roll call on motion as amended: Ayes - Derezinski; Engle; Hulka;
Mahoney; Snider; Buzzell; Collins; McMurray.

Nays - Aley.

Motion as amended carried

BPW-07-112 - BIDS - LAKETON TOWNSHIP WATER AND SEWER EXTENSIONS

Moved by Mr. Derezinski, seconded by Mr. Aley, to authorize staff to bid construction of Phase I and Phase II of the Laketon Township water and sewer extensions which include water and sewer in Greenridge Subdivision, Bay Shore Subdivision, Memorial Drive, Pennsylvania Avenue, Bear Lake Road and sewer only in Fenner Road, Horton Road and Dykstra Road with costs for water being covered by Northside Water construction bond and MDEQ money and sewer costs being covered by Laketon Township sewer fund and bonds.

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

Nays - None.

Motion carried

BPW-07-113 - INFORMATION ITEMS

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

1. Public Works Monthly Operating Report - May, 2007.

BPW-07-113 - INFORMATION ITEMS CONT'D

2. Muskegon County Regional Water System Policy Board Minutes - May 8 and May 22, 2007 (drafts).
3. Muskegon Municipal Wastewater Management Committee Minutes - April 19, 2007 (draft).
4. Refuse & Recycling Collection Memo.
5. Master Plans for Regional Water System Memo.

Motion carried

BPW-07-114 - OLD BUSINESS

There was no old business.

BPW-07-115 - NEW BUSINESS

Drain Commissioner Martin Hulka stated he sent a request to staff to borrow money from solid waste funds for a drainage project for the Cities of Muskegon, Norton Shores and Roosevelt Park. Mr. Hulka stated he has met with the cities and they are all in agreement with the project.

BPW-07-116 - AUDIENCE PARTICIPATION

There was no audience participation.

BPW-07-117 - CLOSED SESSION - LAND ACQUISITION

Moved by Mr. Derezinski, seconded by Mr. Engle, to enter into closed session regarding land acquisition at 4:17 p.m.

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

Nays - None.

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BPW-07-117 - CLOSED SESSION - LAND ACQUISITION CONT'D

Motion carried

Chairman McMurray was excused during the closed session.

The meeting entered back into open session at 4:29 p.m.

Vice Chair Engle assumed the Chair.

Moved by Mr. Derezinski, seconded by Mr. Snider, to authorize the Public Works Chairperson to execute a purchase agreement, as prepared by Corporate Counsel, for real property commonly referred to as 8717 Apple Avenue, Muskegon, Michigan, (legal description on file) with Herman L. Roundhouse, Cindy A. Roundhouse, Kevin M. Dausman and Joyce Roundhouse, as joint tenants with rights of survivorship, in the amount of \$118,000 and also to authorize the Community Development Director to execute all other documents needed to close transaction, and to authorize the Public Works Chairperson to execute a purchase agreement, as prepared by Corporate Counsel, for real property commonly referred to as 8719 Apple Avenue, Muskegon, Michigan (legal description on file) with Herman L. Roundhouse, Cindy A. Roundhouse and Joyce Roundhouse, jointly and to the survivors or survivor of them, in the amount of \$87,000 and also to authorize the Community Development Director to execute all other documents needed to close transaction.

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

Nays - None.

Motion carried

BPW-07-118 - ADJOURN

Moved by Mr. Derezinski, seconded by Mr. Snider, to adjourn the meeting at 4:30 p.m.

Motion carried

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Louis McMurray, Chairman

Martin L. Hulka, Secretary

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