

M I N U T E S

Board of Public Works  
Michael E. Kobza Hall of Justice  
Muskegon, Michigan  
July 13, 2006

CALL TO ORDER

The meeting was called to order by Chairman Louis McMurray at 3:30 p.m.

ROLL

Present: Don Aley; Charles Buzzell; James Derezinski; Marvin Engle; Bill Gill; I. John Snider; Louis McMurray.

Excused: Martin Hulka; Stephen Wisniewski.

Staff

Present: Dave Kendrick, Director of Public Works; John Warner, Deputy Director of Public Works; Mark Eisenbarth, Deputy Director of Public Works for Wastewater; James Borushko, County Administrator; Jack Niemiec, Director of Finance & Management Services; Ted Williams, Corporate Counsel; Karen Fisher, Secretary.

Others

Present: Commissioner Wade; Pat Jordan, Muskegon Charter Township Supervisor; Rol Crummel, Laketon Township Supervisor; Scott Hladki, Dalton Township Supervisor; Tom Traciak, ACI Finance; Joel Piell, Miller, Canfield; News Media.

BPW-06-135 - APPROVAL OF MINUTES

Moved by Mr. Engle, seconded by Mr. Aley, to approve the minutes of the meetings held June 8, 13 & 22, 2006.

Roll call: Ayes - Aley; Buzzell; Derezinski; Engle; Gill; Snider; McMurray.

Nays - None.

Motion carried

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BPW-06-136 - ACCOUNTS PAYABLE

Moved by Mr. Derezinski, seconded by Mr. Engle, to approve the Accounts Payable as follows:

1. Parks Fund 2080
2. Michigan's Adventure Fund 4150
3. Muskegon Charter, Egelston, Dalton Townships Sewer Fund 4641
4. Solid Waste Fund 5710
5. Regional Water System Fund 5910
6. Fruitport-Norton Shores Water Fund 8711
7. Fruitport Charter Township Sewer Fund 8715

Roll call: Ayes - Buzzell; Derezinski; Engle; Gill; Snider; Aley; McMurray.

Nays - None.

Motion carried

BPW-06-137 - MUSKEGON CHARTER, DALTON, EGELSTON TOWNSHIPS SEWER PROJECT - RESOLUTION REGARDING REDEMPTION OF NOTES

Moved by Mr. Derezinski, seconded by Mr. Engle, to approve the Resolution RE Redemption of Notes associated with the \$6,850,000 Bond Anticipation Note sold September 2005 for sewer projects located in the Townships of Dalton, Egelston and Muskegon Charter.

Roll call: Ayes - Derezinski; Engle; Gill; Snider; Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-06-138 - REGIONAL WATER SYSTEM - ENGAGEMENT OF ENGINEER - MUSKEGON COUNTY BUSINESS PARK #3 (CORDOVA)

Moved by Mr. Engle, seconded by Mr. Buzzell, to amend BPW-04-116 - Engagement of Engineer for Northside Water System Project and Muskegon County Business Park #3 (Cordova) by striking out the phrase:

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BPW-06-138 - REGIONAL WATER SYSTEM - ENGAGEMENT OF ENGINEER -  
MUSKEGON COUNTY BUSINESS PARK #3 (CORDOVA) CONT'D

"...and furthermore to authorize staff to negotiate engineering design and construction services with Prein & Newhof in connection with the development of the Muskegon County Business Park Number 3 (Cordova) Dalton Township site with final contract to be returned to Board of Public Works for review and approval."

Roll call: Ayes - Engle; Gill; Snider; Aley; Buzzell; Derezinski; McMurray.

Nays - None.

Motion carried

BPW-06-139 - REGIONAL WATER SYSTEM - AGREEMENT WITH MDEQ -  
GREENRIDGE SUBDIVISION

Moved by Mr. Snider, seconded by Mr. Engle, to approve the agreement between the Michigan Department of Environmental Quality and Muskegon County for the funding to pay for up to \$2.5M of the costs of running water to the Greenridge Subdivision area with the remainder of funding coming from the Northside Water System and authorize the Chair to execute the agreement.

Roll call: Ayes - Gill; Snider; Aley; Buzzell; Derezinski; Engle; McMurray.

Nays - None.

Motion carried

BPW-06-140 - WASTEWATER - ENGINEERING CONSTRUCTION SERVICES -  
WASTEWATER PHASE II COLLECTION SYSTEM UPGRADE PROJECT

Moved by Mr. Snider, seconded by Mr. Engle, to approve the engineering construction services contract with Prein & Newhof for \$1,240,570 for the Wastewater Phase II Collection System Upgrade project.

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BPW-06-140 - WASTEWATER - ENGINEERING CONSTRUCTION SERVICES -  
WASTEWATER PHASE II COLLECTION SYSTEM UPGRADE PROJECT CONT'D

Roll call: Ayes - Snider; Aley; Buzzell; Derezinski; Engle; Gill;  
McMurray.

Nays - None.

Motion carried

BPW-06-141 - WASTEWATER - PAVING ACCESS ROADS

Moved by Mr. Engle, seconded by Mr. Buzzell, to accept Thompson Brothers proposal for \$82,881.50 for paving the Wastewater hauled waste access roads to the same specifications and unit prices as RFB 05-1413.

Roll call: Ayes - Aley; Buzzell; Derezinski; Engle; Gill; Snider;  
McMurray.

Nays - None.

Motion carried

BPW-06-142 - WASTEWATER - PERMISSION TO BID - ICP ATOMIC EMISSION  
SPECTROMETER

Moved by Mr. Engle, seconded by Mr. Snider, to grant Wastewater staff permission to bid an ICP Atomic Emission Spectrometer.

Roll call: Ayes - Buzzell; Derezinski; Engle; Gill; Snider; Aley;  
McMurray.

Nays - None.

Motion carried

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BPW-06-143 - WASTEWATER - CHANGE ORDER #2 - WASTEWATER PHASE I  
COLLECTION SYSTEM UPGRADE CONTRACT #2

Moved by Mr. Engle, seconded by Mr. Snider, to approve change order #2 for the Wastewater Phase I Collection System Upgrade Contract #2 for an increase of \$18,483.35 and authorize the Public Works Chairman to sign same.

Roll call: Ayes - Derezinski; Engle; Gill; Snider; Aley; Buzzell; McMurray.

Nays - None.

Motion carried

BPW-06-144 - WASTEWATER - PURCHASE AGREEMENT - 635 OTTAWA STREET

Moved by Mr. Engle, seconded by Mr. Snider, to approve the Purchase Agreement with the County of Muskegon for 635 Ottawa Street in the amount of \$350,000 for Wastewater Phase II Construction and authorize the Public Works Board Chairman to sign the Purchase Agreement.

Roll call: Ayes - Engle; Gill; Snider; Aley; Buzzell; Derezinski; McMurray.

Nays - None.

Motion carried

BPW-06-145 - REGIONAL WATER SYSTEM - BONDS

Moved by Mr. Derezinski, seconded by Mr. Engle, that the Resolution RE Award of Bonds for the \$7.9M Muskegon County Water Supply System Bonds, Series 2006, be approved.

Moved by Mr. Gill, seconded by Mr. Engle, to suspend the rules and allow audience participation regarding this issue.

Motion carried

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BPW-06-145 - REGIONAL WATER SYSTEM - BONDS CONT'D

Mr. Tom Traciak, ACI Finance, and Mr. Joel Piell, Miller, Canfield, Paddock & Stone, answered questions from the Board.

Roll call: Ayes - Gill; Snider; Aley; Buzzell; Derezinski; Engle; McMurray.

Nays - None.

Motion carried

BPW-06-146 - INFORMATIONAL ITEMS

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

1. Public Works Monthly Operating Report - June 2006.
2. Muskegon Municipal Wastewater Management Committee Minutes - May 18, 2006 (draft).
3. Muskegon County Regional Water System Policy Board Minutes - June 6 & 22, 2006 (draft).

Motion carried

BPW-06-147 - OLD BUSINESS

There was no old business.

BPW-06-148 - NEW BUSINESS

Moved by Mr. Derezinski, seconded by Mr. Engle, to change the date of the Ways & Means Committee meeting from Tuesday, July 18 to Thursday, July 20, 2006.

Motion carried

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BPW-06-149 - AUDIENCE PARTICIPATION

Mr. John Warner, Deputy Director of Public Works, addressed the Board of Public Works regarding the problem with the directional bore on the US-31 water project and the compactor that burned at the Landfill.

BPW-06-150 - CLOSED SESSION

Moved by Mr. Engle, seconded by Mr. Snider, to enter into closed session for the purposes of land acquisition at 3:59 p.m.

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

Nays - Gill.

Motion carried

Moved by Mr. Aley, seconded by Mr. Engle, to enter back into open session at 4:20 p.m.

Motion carried

BPW-06-151 - RECESS

Moved by Mr. Snider, seconded by Mr. Engle, to recess to the call of the Chair at 4:25 p.m.

Motion carried

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Louis McMurray, Chairman

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Marvin Engle, Vice Chairman

