

Muskegon County
Board of Public Works
April 14, 2016
4:00 p.m.
Michael E. Kobza Hall of Justice
990 Terrace Street
Muskegon, MI 49442

Benjamin Cross, Chair

Marvin Engle, Vice Chair

MINUTES

CALL TO ORDER

The meeting was called to order by Chair Cross at 4:00 p.m.

ROLL

Present: Benjamin Cross, Muskegon County Commissioner
Marvin Engle, Muskegon County Commissioner
Susie Hughes, Muskegon County Commissioner
Ken Mahoney, Muskegon County Commissioner
Charles Nash, Muskegon County Commissioner
Brenda Moore, Drain Commissioner
Robert Scolnik, Muskegon County Commissioner
Rillastine Wilkins, Muskegon County Commissioner
Kim Arter, Ex-officio Member
Jerry Bartoszek, Ex-officio Member

Excused: Jeff Lohman, Muskegon County Commissioner

Staff

Present: Mark Eisenbarth, Muskegon County Administrator
Beth Dick, Assistant Administrator & Finance Director
Doug Hughes, Corporate Counsel
John Warner, Public Works Director
David Johnson, Wastewater Director
Tina Nash, DPW Departmental Clerk
Connie Maxim-Sparrow, Grants Coordinator

BPW-16-036 APPROVAL OF AGENDA

Moved by Commissioner Hughes, seconded by Commissioner Engle, to approve the revised agenda as presented.

VOICE VOTE: **Motion carried**

BPW-16-037 APPROVAL OF MINUTES

Moved by Commissioner Engle, seconded by Commissioner Wilkins, to approve the minutes of the Board of Public Works meeting held on March 10, 2016.

VOICE VOTE: **Motion carried**

PUBLIC COMMENT ON AN AGENDA ITEM

None

ITEMS FOR CONSIDERATION:

BPW-16-038 Award Household Hazardous Waste Services / RFB 16-2218

Moved by Commissioner Hughes, seconded by Drain Commissioner Moore, to award the contract for Household Hazardous Waste Collection/Transportation and Disposal services (RFB 16-2218) to EQ Industrial Services, Inc. (dba U.S. Ecology, Inc.) for their low responsible bid unit prices with all costs being paid from Solid Waste fund 5710-0527.

Roll call:

Yes – Mahoney, Moore, Nash, Scolnik, Wilkins, Engle, Hughes, Cross

No – None

Excused - Lohman

Motion carried

BPW-16-039 Accept Corn Marketing Program Grant

Moved by Commissioner Engle, seconded by Commissioner Hughes, to accept grant from Corn Marketing Program of Michigan for \$30,000 and authorize the Board Chair to sign the Memorandum of Understanding.

VOICE VOTE: **Motion carried**

BPW-16-040 Accept the John J. Helstrom Nature Trail Donation

Moved by Commissioner Hughes, seconded by Commissioner Mahoney, to accept the agreement with the Community Foundation for Muskegon County for the naming of the *John J. Helstrom Nature Trail* and the funding of the trail improvements and I authorize the Board Chair to sign the agreement.

VOICE VOTE: **Motion carried**

BPW-16-041 Amended Conservation Easement Agreements be Approved & Recorded

Moved by Commissioner Hughes, seconded by Commissioner Wilkins, that the amended conservation easement agreements be approved and recorded and I authorize the chairman of the Board of Public Works to sign same.

Drain Commissioner Moore expressed her concerns with the closing of the permit.

Dave Johnson introduced Robert Zbiciak, Wetland Restoration Coordinator, from the MDEQ to answer questions the Board may have.

Discussion ensued.

Administrator Mark Eisenbarth gave some background on the project and stated he agreed with Dave Johnson's recommendation to close out the permit.

Drain Commissioner Moore noted for the record that the County drain easements that are there, that have not been abandoned, this vote has no effect on them and they will still go through the Muskegon County Drain Commissioner's office.

Roll call:

Yes –Scolnik, Wilkins, Engle, Hughes, Mahoney, Nash, Cross

No – Moore

Excused - Lohman

Motion carried

BPW-16-042 Award Montague Station Upgrades

Moved by Commissioner Engle, seconded by Commissioner Mahoney, to accept the low bid from Grand River Construction for the Montague Station upgrades for a total of \$1,197,000.00.

Roll call:

Yes –Nash, Scolnik, Wilkins, Engle, Hughes, Mahoney, Moore, Cross

No – None

Excused - Lohman

Motion carried

BPW-16-043 Informational Items:

Moved by Commissioner Engle, seconded by Commissioner Hughes, that the following informational items be received and placed on file:

1. Public Works Monthly Operations Report, March 2016.
2. Wastewater Monthly Operating Report, March 2016.
3. Muskegon County Regional Water Policy Board Minutes, March 2016 (draft)
4. Muskegon Municipal Wastewater Management Committee Minutes, March 2016 (draft)

BPW-16-043 Informational Items Continued:

Commissioner Hughes asked if the Water System Policy Board has the authority to pay a claim or does the Board of Public Works have to approve it. Discussion ensued. It was asked that Corporate Counsel look into it.

Drain Commissioner Moore mentioned the landfill expansion and her concern with homes being built around the property and the distance to wells. Drain Commissioner Moore asked if we are allowing for more liability for properties that may need to be purchased. John Warner stated this will not be an issue because we already control a chunk of the property and if property is sold there would be deed restrictions that state no wells can be located within eight hundred (800) feet of the boundary.

VOICE VOTE: **Motion carried**

OLD BUSINESS

BPW-16-044 Take from Table BPW-16-033 Purchase Used Off-Road 40-Ton Crane

Moved by Commissioner Engle, seconded by Commissioner Mahoney, to take from Table BPW-16-033 to Purchase Used Off-Road 40-Ton Crane.

VOICE VOTE: **Motion carried**

BPW-16-033 Purchase Used Off-Road 40-Ton Crane

Moved by Commissioner Engle, seconded by Commissioner Mahoney, to authorize the waiving of the formal bid process and allow the budgeted purchase of a used off-road 40-ton crane for the Wastewater Department per the February 23, 2016, Purchase Option Agreement from Cloverdale Equipment Co. for a price not to exceed \$235,900.00 and I further authorize the Board Chair to sign the Purchase Option Agreement.

Roll call:

Yes –Moore, Nash, Scolnik, Wilkins, Engle, Hughes, Mahoney, Cross

No – None

Excused - Lohman

Motion carried

Drain Commissioner Moore asked John Warner the status of Clark Street. John Warner stated he is in the process of finishing up plans and will be getting quotes. Drain Commissioner Moore asked John Warner if they could work together on the project. John Warner stated he would contact her.

NEW BUSINESS

Commissioner Scolnick asked if genetically modified seeds were used to grow crops at the Wastewater. Dave Johnson stated they use both corn and soybean seeds.

Commissioner Scolnick asked about doing paid tours of the Wastewater system. Dave Johnson stated it's something to consider, but didn't want to discourage people from visiting. Commissioner Hughes stated that several schools tour the Wastewater site. Dave Johnson stated they are happy to show guests the Wastewater site.

PUBLIC COMMENT ON A NEW ITEM

None

BPW-16-045 Go Into Closed Session: RE: Property Acquisition

Moved by Commissioner Nash, seconded by Commissioner Engle, to go into closed session.

Roll call:

Yes –Wilkins, Engle, Hughes, Mahoney, Moore, Nash, Scolnik, Cross

No – None

Excused - Lohman

Motion carried

Went into closed session at 4:40 p.m.

Returned to open session at 5:21 p.m.

ADJOURN

There being no further business to come before the Board of Public Works the meeting was adjourned at 5:22 p.m.

Benjamin E. Cross, Chair