

**Muskegon County**  
**Board of Commissioners**  
*Hall of Justice, 990 Terrace, 4<sup>th</sup> Floor*  
*Muskegon, MI 49442*

*Susie Hughes, Chairman*  
*Marcia Hovey-Wright*  
*Zach Lahring*  
*Kenneth Mahoney*  
*Charles Nash*

*Gary Foster, Vice Chair*  
*Robert Scolnik*  
*I. John Snider II*  
*Rillastine R. Wilkins*

*Board Minutes may be found on the web at <http://co.muskegon.mi.us/clerk>*

**Full Board Meeting**

Tuesday, February 11, 2020  
3:30 p.m.

Chairman Susie Hughes, Presiding

The Full Board Meeting of the Board of Commissioners was called to order by Chairman Susie Hughes. An invocation was given by Pastor Doug MaLear, Hope Lighthouse Ministries, 2731 Peck Street, Muskegon, MI 49444. The Pledge of Allegiance was led by Commissioner Scolnik and recited in unison.

**Roll Call**

Present: Gary Foster, Marcia Hovey-Wright, Susie Hughes, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine R. Wilkins

Also present: Mark Eisenbarth, County Administrator  
Nancy A. Waters, County Clerk  
Linda Schutter, Deputy County Clerk  
Michael D. Homier, Corporate Counsel  
Beth Dick, Finance Director/Assistant County Administrator  
Kathy Tharp, Administrative Coordinator

2020-44      **APPROVE THE AGENDA**

Moved by Commissioner Wilkins, seconded by Vice-Chair Foster to approve the agenda.

Voice vote

**Motion Carried**

2020-45     **APPROVE THE REGULAR AND CLOSED BOARD MINUTES OF  
JANUARY 28, 2020**

Moved by Vice-Chair Foster, seconded by Commissioner Mahoney, to approve the Regular and Closed Board Meeting Minutes of January 28, 2020.

Voice vote

**Motion Carried**

**PUBLIC COMMENT (on an agenda item)**

Dave Versluis, Michael Haueisen, Sandra Kempf, Sandy Glore, Mary Lou Nitz, Rosie Balberde, Anna Durouin, Gary Meyers, Rachelle Meyers, Michael Kempf, Karl Nitz, Larry Hardman, Alene Miller, Billie Picklesimer, LeRoy McClain, and Christine VanDyke all spoke in support of becoming a 2<sup>nd</sup> Amendment Sanctuary County.

Tony Barnes, Dalton Township Supervisor, addressed the Board that he supports the 2<sup>nd</sup> Amendment, but that he has not heard anything where the County Commissions are taking away constitutional rights to take away the 2<sup>nd</sup> Amendment. He said it is a federal and state protected right.

Richard Houtteman, Community Affairs Manager, Consumers Energy, spoke regarding shoreline erosion.

**COMMUNICATION**

- A. Cheboygan County Board of Commissioners Resolution declaring Cheboygan County to be a “Second Amendment Sanctuary County.”
- B. Mackinac County Board of Commissioners Resolution declaring Mackinac County to be a “Second Amendment Sanctuary County.”
- C. Menominee County Board of Commissioners Resolution Requesting the Great Lakes Shoreline be declared a disaster area and seeking assistance.
- D. Sanilac County Board of Commissioners Resolution Affirming the Second Amendment of the United States Constitution.

**COMMITTEE/BOARD REPORTS**

2020-46 **APPROVE THE PROSECUTOR TO ACCEPT THE INNOVATION IN SUPERVISION INITIATIVE GRANT AND AMEND THE BUDGET ACCORDINGLY**

CPS20/02-08

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the Prosecutor to accept the Innovation in Supervision Initiative Grant and amend the budget accordingly

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-47 **APPROVE THE PROSECUTOR TO ACCEPT THE INNOVATION IN SUPERVISION INITIATIVE GRANT AND AMEND THE BUDGET ACCORDINGLY**

CPS20/02 - 09

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the Prosecutor to accept the Innovation in Supervision Initiative Grant and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-48 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO MAKE POSITION LABOR CHANGES IN ACCORDANCE WITH THE MIDC GRANT FUNDING AS PRESENTED IN THE TABLE ABOVE AND AMEND THE BUDGET ACCORDINGLY. EFFECTIVE JANUARY 5, 2020**

CPS20/02 – 10

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to authorize the Public Defender's Office to make position labor changes in accordance with the MIDC grant funding as presented in the table above and amend the budget accordingly, effective January 5, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-49 **APPROVE THE FUNDING INCREASE IN THE AMOUNT OF \$31,800.00 WITH THE COUNTY'S TOTAL ALLOCATION FOR FY2020 BEING \$166,950.00 FROM THE OFFICE OF HIGHWAY SAFETY PLANNING FOR THE SECONDARY ROAD PATROL PROGRAM AND TO AMEND THE BUDGET ACCORDINGLY**

CPS20/02 – 11

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the funding increase in the amount of \$31,800.00 with the county's total allocation for FY2020 being \$166,950.00 from the Office of Highway Safety Planning for the Secondary Road Patrol Program and to amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-50 **APPROVE THE SHERIFF'S OFFICE TO ACCEPT THEIR PORTION OF THE INNOVATIONS IN SUPERVISION INITIATIVE GRANT AND AMEND THE BUDGET ACCORDINGLY**

CPS20/02 – 12

The Courts and Public Safety Committee recommends, moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the Sheriff's Office to accept their portion of the Innovations in Supervision Initiative Grant and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-51 **AUTHORIZE STAFF TO ADD J&T INSTALLERS AS AN AUTHORIZED VENDOR FOR THE 2020 AND 2021 DTE TEST AND TUNE-UP PROGRAM**

HS20/02 – 03

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize staff to add J&T Installers as an authorized vendor for the 2020 and 2021 DTE Test and Tune-Up program.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-52 **AUTHORIZE THE COUNTY ADMINISTRATOR TO PROVIDE A LETTER OF AUTHORIZATION AND APPROVAL, ON COUNTY LETTERHEAD, TO MR. RIEKSE, STATING THAT THE COUNTY OF MUSKEGON WILL ACCEPT ONE BRONZE PLAQUE FOR PLACEMENT ON THE ISLAND, NEAR THE FLAGPOLE, AT VETERANS MEMORIAL PARK UNDER THE CONDITIONS THAT THE PLAQUE, THE MOUNT, AND THE PLACEMENT OF THE PLAQUE ARE AT NO COST TO MUSKEGON COUNTY**

HS20/02 – 04

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize the County Administrator to provide a letter of authorization and approval, on County letterhead, to Mr. Riekse, stating that the County of Muskegon will accept one bronze plaque for placement on the island, near the flagpole, at Veterans Memorial Park under the conditions that the plaque, the mount, and the placement of the plaque are at no cost to Muskegon County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-53 **AUTHORIZE THE RECLASSIFICATION OF THE VETERANS RESOURCE SPECIALIST POSITION #N86101 TO VETERANS RESOURCE ANALYST, NO-00290 WITH A WAGE RANGE FROM \$22.982-\$28.961 PER HOUR, AND TO RETAIN DECENTHIA HATCHER AS THE VETERANS RESOURCE ANALYST, WITH AN EFFECTIVE PAY START DATE OF MARCH 1, 2020**

HS20/02 – 05

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize the reclassification of the Veterans Resource Specialist position #N86101 to Veterans Resource Analyst, NO-00290 with a wage range from \$22.982-\$28.961 per hour, and to retain Decenthia Hatcher as the Veterans Resource Analyst, with an effective pay start date of March 1, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-54 **ACCEPT THE 2020 COUNTY VETERANS SERVICE FUND GRANT AND TO AUTHORIZE THE COUNTY BOARD CHAIR TO SIGN THE AGREEMENT BETWEEN THE STATE OF MICHIGAN AND MUSKEGON COUNTY AND AMEND THE BUDGET ACCORDINGLY**

HS20/02 – 06

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to accept the 2020 County Veterans Service Fund Grant and to authorize the County Board Chair to sign the agreement between the State of Michigan and Muskegon County and amend the budget accordingly.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-55 **AUTHORIZE THE BOARD CHAIR TO SIGN THE 2020 MEDICAL MARIHUANA OPERATION AND OVERSIGHT GRANT WITH THE MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS IN THE AMOUNT OF \$34,837 EFFECTIVE JANUARY 1, 2020 TO SEPTEMBER 15, 2020**

HS20/02 – 07

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize the Board Chair to sign the 2020 Medical Marihuana Operation and Oversight Grant with the Michigan Department of Licensing and Regulatory Affairs in the amount of \$34,837 effective January 1, 2020 to September 15, 2020

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-56 **TO APPROVE ADJUSTING FY20 SENIOR MILLAGE AWARDS FOR MUSKEGON COMMUNITY COLLEGE/LAKESHORE FITNESS CENTER – NEXT STEPS PROGRAM TO \$60,000; FRUITPORT LIONS SENIOR POWER OF PRODUCE TO \$30,000; HEALTH PROJECT SERVICE NAVIGATION TO \$58,471; AGEWELL SERVICES SENIOR CENTER ACTIVITIES TO \$100,000; AND ORCHARD VIEW COMMUNITY EDUCATION SENIOR CENTER ACTIVITIES TO \$18,000 EFFECTIVE OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020; AND TO AUTHORIZE THE DESIGNATED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

HS20/02 – 08

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve adjusting FY20 senior millage awards for Muskegon Community College/Lakeshore Fitness Center – Next Steps Program to \$60,000; Fruitport Lions Senior Power of Produce to \$30,000; Health Project Service Navigation to \$58,471; AgeWell Services Senior Center Activities to \$100,000; and Orchard View Community Education Senior Center Activities to \$18,000 effective October 1, 2019 through September 30, 2020; and to authorize the designated Senior Millage Grants Administrator, Senior Resources to proceed with the administration of the programs

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-57 **APPROVE TO VET ADJUSTING FY20 SENIOR MILLAGE AWARDS FOR AGEWELL SERVICES ELDER ABUSE PREVENTION TO \$222,235 EFFECTIVE OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020 AND SUBMIT A WRITTEN PROPOSAL FOR #HS20/02-09 TO THE NEXT WAYS & MEANS COMMITTEE MEETING ON FEBRUARY 18, 2020**

HS20/02 – 09b

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve to vet adjusting FY20 senior millage awards for AgeWell Services Elder Abuse Prevention to \$222,235 effective October 1, 2019 through September 30, 2020 and submit a written proposal for #HS20/02-09 to the next Ways & Means committee meeting on February 18, 2020.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-58 **APPROVE ADJUSTING FY20 SENIOR MILLAGE AWARDS FOR CITY OF MUSKEGON MAJOR HOME REPAIRS TO \$200,000; CITY OF MUSKEGON HEIGHTS MAJOR HOME REPAIRS TO \$337,500; AND TRINITY VILLAGE MAJOR HOME REPAIRS TO \$91,000 EFFECTIVE OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2020; AND TO AUTHORIZE THE DESIGNED SENIOR MILLAGE GRANTS ADMINISTRATOR, SENIOR RESOURCES TO PROCEED WITH THE ADMINISTRATION OF THE PROGRAMS**

HS20/02 – 10

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve adjusting FY20 senior millage awards for City of Muskegon Major Home Repairs to \$200,000; City of Muskegon Heights Major Home Repairs to \$337,500; and Trinity Village Major Home Repairs to \$91,000 effective October 1, 2019 through September 30, 2020; and to authorize the designed Senior Millage Grants Administrator, Senior Resources to proceed with the administration of the programs.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

**Motion Carried**



2020-59 **AUTHORIZE PUBLIC HEALTH TO ACCEPT SPECIAL FUNDING IN THE AMOUNT OF \$5,000 EFFECTIVE OCTOBER 1, 2019 TO JUNE 30, 2020; AND AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE RELATED CONTRACT AGREEMENT WITH THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES**

HS20/02 – 11

The Human Services Committee recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to authorize Public Health to accept special funding in the amount of \$5,000 effective October 1, 2019 to June 30, 2020; and authorize the Public Health Director to sign the related contract agreement with the Michigan Department of Health and Human Services.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-60 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$25,620,032.00, COVERING THE PERIOD OF JANUARY 11, 2020 THROUGH JANUARY 24, 2020 FOR CHECKS AND DECEMBER 1, 2019 THROUGH DECEMBER 31, 2019 FOR P-CARD AND EFT PAYMENTS, AS PRESENTED BY THE COUNTY CLERK**

WM20/02 – 08

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve payment of the accounts payable of \$25,620,032.00, covering the period of January 11, 2020 through January 24, 2020 for checks and December 1, 2019 through December 31, 2019 for P-Card and EFT payments, as presented by the County Clerk.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-61 **APPROVE THE LICENSE AGREEMENT BETWEEN THE COUNTY OF MUSKEGON AND THE BURNING FOOT BEER FESTIVAL/MICHIGAN BREWERS GUILD TO HOST THE BURNING FOOT BEER FESTIVAL AT HERITAGE LANDING AUGUST 29, 2020, TO ALLOW ON-SITE FESTIVAL CAMPING AT THE FACILITY PER THE AGREEMENT, AND TO AUTHORIZE THE CHAIRPERSON OF THE COUNTY BOARD TO EXECUTE THE AGREEMENT**

WM20/02 – 09

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve the license agreement between the County of Muskegon and the Burning Foot Beer Festival/Michigan Brewers Guild to host the Burning Foot Beer Festival at Heritage Landing August 29, 2020, to allow on-site festival camping at the facility per the agreement, and to authorize the Chairperson of the county Board to execute the agreement.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-62 **APPROVE AND ENACT THE MUSKEGON COUNTY MONUMENTATION & REMONUMENTATION PLAN 2020 AS PRESENTED BY THE MUSKEGON COUNTY SURVEYOR**

WM20/02 – 10

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to approve and enact the Muskegon County Monumentation & Remonumentation Plan 2020 as presented by the Muskegon County Surveyor.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-63 DISCONTINUE THE MUSKEGON 25, THE ECONOMIC DEVELOPMENT INCENTIVE PARTNERSHIP WITH THE CITY OF MUSKEGON COUNTY

WM20/02 – 11

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to discontinue the Muskegon 25, the economic development incentive partnership with the City of Muskegon County.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-64 AUTHORIZE RENEWING THE CONTRACT WITH CHERRY HEALTH FOR A TERM OF ONE (1) YEAR BEGINNING MARCH 31, 2020 WITH A 3% INCREASE IN THE SQUARE FOOT RENT

WM20/02 – 12

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize renewing the contract with Cherry Health for a term of one (1) year beginning March 31, 2020 with a 3% increase in the square foot rent.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

**Motion Carried**

2020-65 AUTHORIZE RENEWING THE CONTRACT WITH MIEDEMA AUCTIONEERING, INC. TO PROVIDE SURPLUS EQUIPMENT AUCTION SERVICES FOR A TERM OF ONE (1) YEAR STARTING SEPTEMBER 24, 2019 PER THE TERMS STATED IN THE CONTRACT

WM20/02 – 13

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize renewing the contract with Miedema Auctioneering, Inc. to provide surplus equipment auction services for a term of one (1) year starting September 24, 2019 per the terms stated in the contract.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

2020-66 **AUTHORIZE STAFF TO ISSUE A REQUEST FOR QUALIFICATIONS FROM ENGINEERING/ARCHITECTURAL FIRMS TO PERFORM A SPACE NEEDS AND FACILITY CONDITION ASSESSMENT ON COUNTY FACILITIES AND EVALUATE SPACE ALTERNATIVES**

WM20/02 – 14

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize staff to issue a request for qualifications from engineering/architectural firms to perform a space needs and facility condition assessment on County facilities and evaluate space alternatives.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

**Motion Carried**

2020-67 **AUTHORIZE THE ADOPTION OF THE ATTACHED RESOLUTION TO WAIVE THE MONTHLY INTEREST CHARGE OF 1% AND THE ADMINISTRATIVE FEE OF 4% FOR THE PERIOD MARCH 1<sup>ST</sup> TO APRIL 30<sup>TH</sup> FOR 2019 DELINQUENT TAXES (FIRST YEAR OF DELINQUENCY) FOR A SENIOR CITIZEN, PARAPLEGIC, HEMIPLEGIC, QUADRIPLLEGIC, ELIGIBLE SERVICEMAN, ELIGIBLE VETERAN, ELIGIBLE WIDOW, TOTALLY AND PERMANENTLY DISABLED PERSON, OR BLIND PERSON IN ACCORDANCE WITH SECTIONS 211.59 AND 211.51 OF THE GENERAL PROPERTY TAX ACT 206 OF 1893, AS AMENDED**

WM20/02 – 15

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the adoption of the attached resolution to waive the monthly interest charge of 1% and the administrative fee of 4% for the period March 1<sup>st</sup> to April 30<sup>th</sup> for 2019 delinquent taxes (first year of delinquency) for a senior citizen, paraplegic, hemiplegic, quadriplegic, eligible serviceman, eligible veteran, eligible widow, totally and permanently disabled person, or blind person in accordance with sections 211.59 and 211.51 of the General Property Tax Act 206 of 1893, as amended.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

**Motion Carried**

2020-68 **AUTHORIZE THE ADOPTION OF THE ATTACHED RESOLUTION ALLOWING THE COUNTY OF MUSKEGON TREASURER TO BORROW UP TO TWELVE MILLION DOLLARS (\$12,000,000) AGAINST THE ANTICIPATED 2019 DELINQUENT REAL PROPERTY TAXES**

WM20/02 – 16

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice-Chair Foster, to authorize the adoption of the attached resolution allowing the County of Muskegon Treasurer to borrow up to twelve million dollars (\$12,000,000) against the anticipated 2019 delinquent real property taxes.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: Zach Lahring

**Motion Carried**

**CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS**

2020-69 **APPROVE COMMITTEE APPOINTMENTS/REAPPOINTMENTS**

**Public Health Advisory Committee** – term through 12/31/2022

- Vondie Woodbury (General Public / well-informed)

**Solid Waste Planning Committee** – term through 12/31/2021

- Scott Huebler (appointment – city slot)

The Chairman recommends, moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the above committee appointments/reappointments.

Voice Vote

**Motion Carried**

- Every Wednesday through February 26<sup>th</sup> at 6:00 p.m., enjoy “Ice Breaker Wednesdays” at the Muskegon Winter Sports Complex, 462 Scenic Drive, N. Muskegon. Learn how to skate and cross-country ski for free (rink/trail pass required \$5.00, rental equipment available \$5.00).
- February 12<sup>th</sup> at 5:00 p.m., celebrate Black History Month at the Muskegon Community College’s free film festival in the Stevenson Center Room 1300 at 221 Quarterline Road.
- Two days, twice a year, families and friends can enjoy a free fishing weekend. The 2020 Free Fishing Weekend falls on February 15-16.
- Public information session tonight, Tuesday, February 11, 2020, at 7:00 p.m. at the Norton Shores Library, 705 Seminole Road, regarding the possible Nugent Sand development.

- Public meetings regarding MATS route study on Wednesday, February 19, 2020, from 11:00 a.m. – 2:00 p.m., at the Herman Ivory Terminal at 351 Morris, and also from 6:00 p.m. – 7:00 p.m. at MCC's Sturris Technology Center, 288 W. Clay Ave.

### **COMMITTEE LIAISON REPORT**

None.

### **ADMINISTRATOR'S REPORT**

2020-70      **APPROVE THE MICHIGAN DEPARTMENT OF TRANSPORTATION  
REVISED PROJECT AUTHORIZATION 2017-0104-P15/R1 FOR FY2020  
TO PROVIDE ADDITIONAL STATE FUNDING IN THE AMOUNT OF  
\$76,679 AND AUTHORIZE THE BOARD CHAIR TO SIGN**

The Administrator recommends, moved by Commissioner Mahoney, seconded by Commissioner Wilkins, to approve the Michigan Department of Transportation Revised Project Authorization 2017-0104-P15/R1 for FY2020 to provide additional state funding in the amount of \$76,679 and authorize the Board Chair to sign.

Discussion ensued.

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney,  
Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

### **OLD BUSINESS**

None

## **NEW BUSINESS**

Commissioner Lahring moved, seconded by Vice-Chair Foster, to bring to the Courts and Public Safety Committee a resolution declaring Muskegon County a 2<sup>nd</sup> Amendment Sanctuary County.

Discussion ensued.

Roll call:

Yes: Zach Lahring, Gary Foster, Robert Scolnik

No: Marcia Hovey-Wright, Kenneth Mahoney, Charles Nash, I. John Snider II, Rillastine Wilkins, Susie Hughes

**Motion Failed**

## **PUBLIC COMMENT**

Elenore Cantor, Stacy Roberson, Donna Iberson, Amanda Rupert, Kathy McIntyre, Darma Canter, Murone Ali, Latoya Pevy, Al Green, Michael Haueisen, David Strandt all spoke against changes presented in MATS route study.

Larry Hardman, Rosie Balberde, Rashelle Meyers, Billie Picklesimer, Malinda Pego, Gary Meyers, and Dave Versluis spoke for 2<sup>nd</sup> Amendment rights.

## **FINAL BOARD COMMENT**

Commissioner Lahring brought to the Board's attention that there is an issue with hat-wearing during the meetings when it is a MAGA hat, but when other residents come up during public comment there is no issue. Commissioner Lahring wondered why some hats were allowed and some hats weren't, he disagrees with the favoritism shown.

Commissioner Snider indicated that he was tempted to bring up the issue, but under the circumstances, decided not to today. He said he would be bringing it up in the future. Commissioner Lahring asked what those circumstances were and that a precedence was set today.

Commissioner Nash commented on the Board's taking an oath to support the constitution which supports 2<sup>nd</sup> Amendment rights, so there's no need to reaffirm that oath. He further stated that regarding the hat issue, there are laws and statutes that prohibit Board members from wearing political propaganda and the Board cannot pick and choose what laws they are going to abide by.

Vice-Chair Foster indicated that there would have been no harm in sending the resolution to declare Muskegon County a 2<sup>nd</sup> Amendment Sanctuary County to Committee.

2020-71 **GO INTO CLOSED SESSION REGARDING TWO ITEMS: A) PURSUANT TO MCL 15.268(E) TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH PENDING LITIGATION ON ANTOL, ET AL V DENT, ET AL; CASE NO. 1:17-CV-00613; AND B) PURSUANT TO MCL 15.268(H) TO DISCUSS MATERIAL EXEMPT FROM DISCLOSURE UNDER THE ATTORNEY-CLIENT PRIVILEGE, MCL 15.243(1)(G)**

Moved by Commissioner Snider, seconded by Commissioner Mahoney, to go into Closed Session regarding two items:

- A) Pursuant to MCL 15.268(e) to consult with its attorney regarding trial or settlement strategy in connection with pending litigation on Antol, et al v Dent, et al, Case No. 1:17-cv-00613; and
- B) Pursuant to MCL 15.268(h) to discuss material exempt from disclosure under the attorney-client privilege, MCL 15.243(1)(g).

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**

Went into closed session at 4:52 p.m.

The doors were opened to the public at 5:06 p.m.

2020-72 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER MAHONEY TO RETURN TO OPEN SESSION**

Returned to open session at 5:06 p.m.

Voice vote

**Motion Carried**

2020-73 **MOVED BY COMMISSIONER SCOLNIK, SECONDED BY COMMISSIONER MAHONEY, TO ACCEPT THE RECOMMENDATION OF CORPORATE COUNSEL**

Roll call:

Yes: Gary Foster, Marcia Hovey-Wright, Zach Lahring, Kenneth Mahoney, Charles Nash, Robert Scolnik, I. John Snider II, Rillastine Wilkins, Susie Hughes

No: None

**Motion Carried**



2020-74     **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER  
MAHONEY TO ADJOURN**

Meeting adjourned at 5:10 p.m.

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Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at Full Board Meeting on Tuesday, February 25, 2020.