

Muskegon County
Board of Public Works
February 13, 2020
4:00p.m.
Michael E. Kobza Hall of Justice
990 Terrace Street
Muskegon, MI 49442

Gary Foster, Chair

Rillastine Wilkins, Vice Chair

MINUTES

CALL TO ORDER

The meeting was called to order by Chair Foster at 4:07p.m.

ROLL

Present: Gary Foster, Muskegon County Commissioner
Susie Hughes, Muskegon County Commissioner
Zach Lahring, Muskegon County Commissioner
Brenda Moore, Drain Commissioner
Charles Nash, Muskegon County Commissioner
Robert Scolnik, Muskegon County Commissioner
I. John Snider II, Muskegon County Commissioner
Rillastine Wilkins, Muskegon County Commissioner
Leo Evans, Ex-officio Member
Jennifer Hodges, Ex-officio Member

Excused: Ken Mahoney, Muskegon County Commissioner

Staff

Present: Dave Johnson, Wastewater Director
Matthew Farrar, Public Works Director
Tina Nash, Public Works Coordinator
Mark Eisenbarth, County Administrator
Beth Dick, Assistant Administrator & Finance Director
Robert Lukens, Community Development Director

BPW-20-022 APPROVAL OF THE AGENDA

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

VOICE VOTE: **Motion carried**

BPW-20-023 APPROVAL OF MINUTES

Moved by Commissioner Wilkins, seconded by Commissioner Hughes, to approve the minutes of the Board of Public Works meeting held on January 9, 2020.

VOICE VOTE: **Motion carried**

PUBLIC COMMENT ON AN AGENDA ITEM

Tony Barnes spoke on agenda item E/8.

ITEMS FOR CONSIDERATION:

BPW-20-024 Approval to Solicit Proposals for a Water Truck

Moved by Commissioner Hughes, seconded by Commissioner Snider, to authorize the procurement department to solicit proposals for a Solid Waste water truck.

Matthew Farrar stated they will be considering both new and used vehicles.

VOICE VOTE: **Motion carried**

BPW-20-025 Approve Merchant Partners and Electronic Payment Exchange for Credit Card Processing

Moved by Commissioner Hughes, seconded by Commissioner Snider, to approve the use of Merchant Partners and Electronic Payment Exchange for credit card processing services at Solid Waste, and allow the Public Works Board Chair to sign the agreement.

VOICE VOTE: **Motion carried**

BPW-20-026 Approve Caterpillar Certified Rebuild and Associated Equipment and Repairs

Moved by Commissioner Hughes, seconded by Commissioner Wilkins, to approve the Caterpillar Certified Rebuild and associated equipment and repairs in the amount of \$457,123.87.

Roll call:

Yes - Lahring, Moore, Nash, Scolnik, Snider, Wilkins, Hughes, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-027 Approve PFAS Remedial Action Plan Proposal

Moved by Commissioner Snider, seconded by Commissioner Hughes, to approve Golder Associates Inc. in the amount of \$86,118.00 to perform a PFAS Remedial Action Plan as required by EGLE.

Matthew Farrar stated the State of Michigan requires all landfills have a Remedial Action Plan.

Roll call:

Yes - Moore, Nash, Scolnik, Snider, Wilkins, Hughes, Lahring, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-028 Authorize Procurement of Truck Utilizing MiDeal

Moved by Commissioner Nash, seconded by Commissioner Snider, to authorize procurement of a new Solid Waste truck utilizing MiDeal.

Matthew Farrar stated MiDeal is a purchasing cooperative that has already bid out several makes of trucks.

Roll call:

Yes - Hughes, Lahring, Moore, Nash, Scolnik, Snider, Wilkins, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-029 Authorize Disposal Rates for the Ryerson Remediation Project

Move by Commissioner Hughes, seconded by Commissioner Wilkins, to authorize a disposal rate of \$19.00 per ton for stabilized sediment, \$29.00 per ton for separated debris, and \$18.00 per ton for processed debris, under the terms and conditions of the Waste Disposal Quotation, for the Ryerson Remediation Project.

Matthew Farrar stated the disposal rates quoted cover the costs to the landfill.

Roll call:

Yes - Nash, Scolnik, Snider, Wilkins, Hughes, Lahring, Moore, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-030 Approve Resolution – Adopts and Approves the Assignment and Assumption Agreement

Moved by Commissioner Hughes, seconded by Commissioner Nash, to amend the motion to include to be signed on or before May 1st.

VOICE VOTE: **Motion carried**

Move by Commissioner Hughes, seconded by Commissioner Snider, to approve the attached resolution which adopts and approves the assignment and assumption agreement with the City of Norton Shores, Fruitport Charter Township, and the West Michigan Regional Water Authority and authorize the Chair to sign the agreement on or before May 1st.

Roll call:

Yes - Snider, Wilkins, Hughes, Lahring, Moore, Nash, Scolnik, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-031 Award Bid for Phase I of the Channel Crossing Project

Moved by Commissioner Hughes, seconded by Commissioner Snider, to award the bid from Hallack Contracting Inc. for Phase I of the Channel Crossing Project for the amount of \$2,069,219.09.

Matthew Farrar stated Phase I goes from the water filtration plant to the channel. Matthew Farrar provided details of the bidding and vetting process. Matthew Farrar stated the major difference in pricing was traffic control. Hallack Contracting Inc. does theirs in house while the others subcontract it out.

Jennifer Hodges expressed her preference with hiring a local contractor.

Discussion ensued.

Tony Barnes, Dalton Township Supervisor and Chair of the Water System Policy Board, stated at the Water System Policy Board meeting the vote to recommend Hallack Contracting Inc. and the vote to recommend McCormick Sand Inc. failed. The Water System Policy Board was not able to reach a recommendation.

Roll call:

Yes - Wilkins, Hughes, Lahring, Moore, Nash, Scolnik, Snider, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-032 Authorize to Solicit Proposals for Commodity Futures Brokerage

Moved by Commissioner Hughes, seconded by Commissioner Nash, to authorize the Wastewater Department to issue a Request for Proposals for the selection of a commodity futures brokerage firm.

VOICE VOTE: **Motion carried**

BPW-20-033 Authorize to Solicit Quotes to Provide Natural Gas Service to Farm Headquarters

Moved by Commissioner Nash, seconded by Commissioner Hughes, to authorize the Wastewater Department to obtain Procurement-level quotes for the installation of an approximately 2,700-ft gas line and meter to provide natural gas service to Wastewater farm headquarters.

Commissioner Lahring asked why the methane gas from the landfill couldn't be used. Dave Johnson stated the methane gas is very dirty and not pipeline standards. Matthew Farrar stated staff has looked at using the methane gas at the landfill and it would not be cost effective.

VOICE VOTE: **Motion carried**

BPW-20-034 Approve Harvest of Diseased Red Pine

Moved by Commissioner Snider, seconded by Commissioner Wilkins, to approve the harvest of a 15-acre area of diseased red pine by Habitat Management of Michigan under the Board's current open contract with same.

Dave Johnson stated all of the red pine from the Wastewater System site would be removed.

VOICE VOTE: **Motion carried**

BPW-20-035 Award Quote for Calcium Nitrate and Ferric Chloride

Commissioner Hughes requested the Calcium Nitrate and Ferric Chloride award be combined to one motion.

Moved by Commissioner Hughes, seconded by Commissioner Snider, to accept the low quote for RFQ 20-2376, Calcium Nitrate, from Webb Chemical for \$2.364/gallon for one year, with three optional one-year extensions and accept the low quote for RFQ 20-2377, Ferric Chloride, from Webb Chemical for \$0.315/lb. for one year, with three optional one-year extensions.

Dave Johnson stated this is a 19% increase for Calcium Nitrate and a 21% increase for Ferric Chloride.

Roll call:

Yes - Scolnik, Snider, Wilkins, Hughes, Lahring, Moore, Nash, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-036 Award Bid for Installation of 3-Center Point Irrigation Systems

Moved by Commissioner Hughes, seconded by Commissioner Snider, to accept the lowest qualifying bid for IFB 20-2373, Purchase and Installation of 3 Center Pivot Irrigation Systems, provided by Zirk's Welding & Irrigation for a total of \$286,000.00

Roll call:

Yes - Lahring, Moore, Nash, Scolnik, Snider, Wilkins, Hughes, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-037 Approve Brightmark Energy Escrow Agreement

Moved by Commissioner Hughes, seconded by Commissioner Lahring, to approve the agreement between the Board of Public Works and Brightmark Energy for the creation of an escrow account through which Brightmark Energy will fund all engineering, legal and staff costs associated with the expansion of the Wastewater System to connect their facility in Polkton Township (Ottawa County), direct Prein&Newhof to proceed with the engineering, and authorize the Board Chair to sign the agreement.

Dave Johnson provided a background on the project. Dave Johnson stated the bio digester would be exclusively for manure.

Dave Johnson introduced Craig Murphy and Carly Filler from Brightmark Energy. Craig Murphy provided a company background. Craig Murphy stated this project would take cow and swine manure and place it in a digester and the end product is a renewable natural gas.

Commissioner Scolnik asked if the wastewater would be able to handle receiving the sewer. Dave Johnson stated they would.

Administrator Eisenbarth thanked and praised Dave Johnson for all of his work on this project. Administrator Eisenbarth also thanked Craig Murphy for his work. Dave Johnson thanked staff members for their assistance on the project.

Chair Foster asked what impact this project would have on those municipalities the pipeline would go through. Dave Johnson stated other than when the pipeline is constructed in the road right-a-way there should not be a negative impact.

Discussion ensued regarding the opportunity for utility providers to install service lines in the area at the time the road right-a-way is excavated to install the pipe. Dave Johnson stated that would be beyond the scope of this project. Commissioner Lahring stated there are grant monies available for rural internet and thinks it would be great if it could be done; however he doesn't want this to be a burden on the project.

Chair Foster asked Craig Murphy if they have had any negative publicity or issues with their digesters. Craig Murphy stated they have not because they only do dairy and swine manure and not food waste.

Roll call:

Yes - Nash, Scolnik, Snider, Wilkins, Hughes, Lahring, Moore, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-038 Approve Restrictive Covenant

Moved by Commissioner Wilkins, seconded by Commissioner Snider, to approve the restrictive covenant with Consumers Energy, which is imposed by EGLE on property surrounding the former B.C. Cobb Plant and containing buried fly ash, and through which runs one of the Wastewater Department's force mains, and authorize the Board Chair to sign same.

Roll call:

Yes - Scolnik, Snider, Wilkins, Hughes, Lahring, Moore, Nash, Foster

No –

Excused - Mahoney

Motion carried

BPW-20-039 Informational Items:

The following informational items were received and placed on file:

1. Public Works Monthly Operations Report, January 2020.
2. Wastewater Monthly Operating Report, January 2020.
3. Muskegon County Regional Water Policy Board Minutes, January 2020(draft).
4. Muskegon Municipal Wastewater Management Committee Minutes, Jan. 2020 (draft)

Drain Commissioner Moore requested Dave Johnson email her the water quality data on the J Station force main break for her MS4 report.

Dave Johnson thanked Jennifer Hodges and Leo Evans for Muskegon Township's and the City of Muskegon's assistance with the J Station force main break.

OLD BUSINESS

Dave Johnson stated the National Guard training exercise will take place on April 16th at the Wastewater System site. Dave Johnson stated they are looking for individuals to make a public statement about the training on camera.

Matthew Farrar stated Supervisor Barnes had to leave but wanted to thank the Board for a healthy debate on agenda item E/8.

Matthew Farrar stated the pumps at the Veterans Memorial Park have been turned on.

There was discussion on rising lake levels and the impact it is having.

NEW BUSINESS

None

PUBLIC COMMENT

None

FINAL BOARD COMMENT

Drain Commissioner Moore stated her office is receiving a lot of calls concerning the high water levels.

GO INTO CLOSED SESSION PURSUANT TO MCL 15.268(d) TO CONSIDER THE PURCHASE OF REAL PROPERTY

BPW-20-040 Moved by Commissioner Snider, seconded by Commissioner Hughes, to go into closed session to discuss the purchase of real property.

Roll call:

Yes - Lahring, Moore, Nash, Scolnik, Snider, Wilkins, Hughes, Foster

No –

Excused - Mahoney

Motion carried

The Board of Public Works went into closed session at 5:12p.m.

The doors were opened to the public at 5:15p.m.

BPW-20-041 Approval to return to open session

Moved by Commissioner Snider, seconded by Commissioner Hughes, to return to open session.

Returned to open session at 5:15p.m.

VOICE VOTE: **Motion carried**

BPW-20-042 Approve Purchase of 8547 East Apple

Moved by Commissioner Hughes, seconded by Commissioner Snider, to approve the purchase of 8547 East Apple for \$156,000 plus all closing costs and fees from Solid Waste funds and authorize the Chair of the Board of Public Works to sign the Buy and Sell Agreement and the Public Works Director to sign the closing documents.

Roll call:

Yes - Moore, Nash, Scolnik, Snider, Wilkins, Hughes, Lahring, Foster

No –

Excused - Mahoney

Motion carried

ADJOURN

There being no further business to come before the Board of Public Works the meeting was adjourned at 5:15p.m.

Gary Foster, Chair