

**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/AgendaCenter>

**Full Board Meeting**

Tuesday, March 10, 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 Wally Reams, Central Assembly of God, 896 Home Street, Muskegon, Michigan 49442. The Pledge of Allegiance was led by Commissioner Mahoney 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  
Linda Larsen, Chief Deputy County Clerk  
Linda Schutter, Deputy County Clerk  
Michael D. Homier, Corporate Counsel

2020-91 **APPROVE THE AGENDA**

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

Voice vote

**Motion Carried**

2020-92 **APPROVE THE REGULAR AND CLOSED BOARD MINUTES OF FEBRUARY 25, 2020**

Moved by Commissioner Mahoney, seconded by Vice-Chair Foster, to approve the Regular and Closed Board Meeting Minutes of February 25, 2020.

Voice vote

**Motion Carried**

**PRESENTATION BY MICHIGAN ASSOCIATION OF COUNTIES**

Steve Currie, Executive Director of Michigan Association of Counties (MAC), gave a Power Point presentation of the work that MAC does for the counties of Michigan.

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

Anna Derouin and Jan Ulrich addressed the Board regarding the Nugent Sands project. Bonnie Vokets and Anthony McMillan addressed the Board regarding the bus service in Lakeside area.

**COMMUNICATION**

- A) Arenac County Board of Commissioners to declare Arenac County to be a Second Amendment Sanctuary County
- B) Kalkaska County Board of Commissioners Resolution to Oppose Governor Whitmer's \$3.5 Billion Road Bond Debt
- C) Lake County Board of Commissioners Resolution to declare Lake County to be a Second Amendment Sanctuary County
- D) Hillsdale County Board of Commissioners Resolution Affirming the Second Amendment
- E) Monroe County Board of Commissioners Resolution to Declare Its Support For The "Second Amendment in Monroe County, Michigan"

Commissioner Hovey-Wright went on record as opposing communications A-E above.

**COMMITTEE/BOARD REPORTS**

2020-93 **AUTHORIZE THE BOARD CHAIRPERSON TO SIGN THE CONTRACT WITH THE MICHIGAN DEPARTMENT OF CORRECTIONS AND ACCEPT THE FY20 COMMUNITY CORRECTIONS GRANT IN THE AMOUNT OF \$153,325.00**

CPS20/03 – 13

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Board Chairperson to sign the contract with the Michigan Department of Corrections and accept the FY20 Community Corrections grant in the amount of \$153,325.00.

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**

2020-94 **AUTHORIZE THE SHERIFF'S OFFICE TO REPLACE ONE (1) 2009 FORD CROWN VICTORIA WITH THE ASSISTANCE OF EMERGENCY SERVICES, USE MIDEAL PRICING OR THE BIDDING PROCESS AND TO LEASE THE FORD AWD INTERCEPTOR SUV POLICE VEHICLE FROM FORD CREDIT OR A LEASING COMPANY MOST ADVANTAGEOUS TO THE COUNTY AND AMEND THE BUDGET ACCORDINGLY**

CPS20/03 – 14

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Sheriff's Office to replace one (1) 2009 Ford Crown Victoria with the assistance of Emergency Services, use MiDeal pricing or the bidding process and to lease the Ford AWD Interceptor SUV police vehicle from Ford Credit or a leasing company most advantageous to the County and amend the budget accordingly.

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**

2020-95 **AUTHORIZE THE SHERIFF'S OFFICE TO LEASE THREE (3) ROAD READY FORD AWD INTERCEPTOR SUV'S WITH ALL EQUIPMENT AND LETTERING WITH THE ASSISTANCE OF THE BOARD APPROVED SHERIFF VEHICLE MAINTENANCE PROVIDER. FURTHER AUTHORIZE THE SHERIFF'S OFFICE TO LEASE THESE POLICE INTERCEPTORS FROM FORD MOTOR CREDIT OR A LEASING COMPANY MOST ADVANTAGEOUS TO THE COUNTY FOR A TERM OF FIVE (5) YEARS WITH A \$1.00 BUYOUT AT THE TERMINATION OF THE LEASE**

CPS20/03 – 15

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Sheriff's Office to lease three (3) road ready Ford AWD Interceptor SUV's with all equipment and lettering with the assistance of the Board approved Sheriff vehicle maintenance provider. Further authorize the Sheriff's Office to lease these police interceptors from Ford Motor Credit or a leasing company most advantageous to the County for a term of five (5) years with a \$1.00 buyout at the termination of the lease.

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**

2020-96 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO AMEND CONTRACTS WITH ATTORNEYS BELINDA BARBIER AND MIKE FLYNN FOR NEGLECT/ABUSE AND JUVENILE DELINQUENCY CONFLICT ATTORNEY SERVICES. MS. BARBIER'S AMENDED CONTRACT WILL BE FOR \$30,000 ANNUALLY AND MR. FLYNN'S CONTRACT WILL BE FOR \$23,000 ANNUALLY**

CPS20/03 – 16

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Public Defender's Office to amend contracts with attorneys Belinda Barbier and Mike Flynn for neglect/abuse and juvenile delinquency conflict attorney services. Ms. Barbier's amended contract will be for \$30,000 annually and Mr. Flynn's contract will be for \$23,000 annually.

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**

2020-97 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO REPLACE A  
LEGAL SECRETARY I POSITION WITH A LEGAL SECRETARY II  
POSITION EFFECTIVE JANUARY 1, 2020**

CPS20/03 – 17

The Courts & Public Safety Committee recommends, moved by Commissioner Mahoney, seconded by Commissioner Hovey-Wright, to authorize the Public Defender's Office to replace a Legal Secretary I position with a Legal Secretary II position effective January 1, 2020.

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**

2020-98 **AMEND WM20/03-27 TO INCREASE THE LOCAL MATCH FROM 25%  
TO 40%**

It was moved by Commissioner Hovey-Wright, seconded by Commissioner Mahoney to Amend WM20/03-27 by increasing the local match from 25% to 40%.

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**

2020-99 **ADD THE PUBLIC HEARING ON THE NUGENT SAND PROPERTY  
WHICH HAD BEEN PREVIOUSLY POSTED BUT OMITTED FROM THE  
AGENDA**

WM20/03 – 22

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to add the public hearing on the Nugent Sand property which had been previously posted but omitted from the agenda.

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**

2020-100 **OPEN THE PUBLIC HEARING REGARDING THE NUGENT SAND PROJECT**

WM20/03 – 23

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to open the public hearing regarding the Nugent Sand Project.

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**

2020-101 **SUSPEND THE 2:00 MINUTE RULE FOR PUBLIC COMMENT FOR DENNY CHERETTE, REPRESENTATIVE FOR SELLER**

WM20/03 – 24

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to suspend the 2:00 minute rule for public comment for Denny Cherette, representative for seller.

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**

2020-102 **CLOSE THE PUBLIC HEARING REGARDING THE NUGENT SAND PROJECT**

WM20/03 – 25

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to close the public hearing regarding the Nugent Sand Project

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**

2020-103 **AUTHORIZE PAYMENT OF THE ACCOUNTS PAYABLE OF \$14,192,482.46, COVERING THE PERIOD OF FEBRUARY 8, 2020 THROUGH FEBRUARY 21, 2020 FOR CHECKS AND JANUARY 1, 2020 THROUGH JANUARY 31, 2020 FOR P-CARD AND EFT PAYMENTS, AS PRESENTED BY THE COUNTY CLERK**

WM02/03 – 26

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize payment of the accounts payable of \$14,192,482.46, covering the period of February 8, 2020 through February 21, 2020 for checks and January 1, 2020 through January 31, 2020 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**

2020-104 **AUTHORIZE THE MUSKEGON COUNTY PARKS DEPARTMENT TO APPLY FOR A MICHIGAN NATURAL RESOURCES TRUST FUND GRANT FOR THE ACQUISITION OF THE NUGENT SANDS PROPERTY, INCLUDING THE REQUIRED RESOLUTION OF SUPPORT FROM THE BOARD OF COMMISSIONERS. THIS RESOLUTION WILL ACKNOWLEDGE A LOCAL MATCH OF 40% OF THE TOTAL PROJECT COST, AND MATCH FUNDING MAY COME FROM VARIOUS SOURCES, INCLUDING PRIVATE DONATIONS, FOUNDATION CONTRIBUTIONS, AND A LAND VALUE DONATION**

WM20/03 – 27 Amended

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to authorize the Muskegon County Parks Department to apply for a Michigan Natural Resources Trust Fund grant for the acquisition of the Nugent Sands property, including the required resolution of support from the Board of Commissioners. This resolution will acknowledge a local match of 40% of the total project cost, and match funding may come from various sources, including private donations, foundation contributions, and a land value donation.

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**

2020-105 **REQUEST THE MUSKEGON COUNTY ROAD COMMISSION PUT THE DRAIN COMMISSIONER ON THEIR AGENDA REGARDING THE SULLIVAN ROAD CULVERT REPLACEMENT**

WM20/03 – 28 and WM20/03 – 28a

The Ways & Means Committee recommends, moved by Commissioner Scolnik, seconded by Commissioner Snider, to request the Muskegon County Road Commission put the Drain Commissioner on their agenda.

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**

**CHAIRMAN'S REPORT**

- The Visit Muskegon Official 2020 Muskegon County Michigan Visitors Guide has been published with over 50 pages of attractions, destinations. Check it out at [www.visitmuskegon.org](http://www.visitmuskegon.org)
- Saturday, March 14, 2020, the Annual Muskegon St. Patrick's Day Parade is stepping off at 11:00 a.m. from 4<sup>th</sup> Street and Clay and marching east along Clay to Jefferson Street. <https://www.jcimuskegon.org>
- March 18 and 19 at 7:00 p.m. each night is the West Michigan Student Showcase at the Frauenthal Theater celebrating excellence for high school youth of West Michigan. <http://www.westmishowcase.org/>
- Walmart will be installing prescription drug disposal kiosks in Muskegon stores. They are also continuing to offer free at-home opioid disposal packets, DisposeRx.

**COMMITTEE LIAISON REPORT**

Commissioner Scolnik is the Vice-Chair of the Muskegon Area District Library and he invited the Board to the opening of the Storyville Villages in three of the area libraries: Montague, Muskegon Heights, and Norton Shores. <https://www.madl.org/services/storyville/index.php>

Commissioner Hovey-Wright reported good news from WMSRDC, that the Ryerson Creek remediation is going happen and once finished, Muskegon Lake will be de-listed as an area of concern.

**ADMINISTRATOR'S REPORT**

There will be a Muskegon County Fair Association Board Meeting on March 17, 2020, 7:00 p.m.

There will be a Board Work Session regarding the Senior Millage on March 24, 2020, 2:30 p.m. – 3:30 p.m.



### **OLD BUSINESS**

Commissioner Scolnik asked about the water quality at Nugent Sand. Matt Farrar, Director of Public Works, indicated that the water has been analyzed and reviewed. It showed high levels of manganese and iron which are naturally occurring substances. The Nugent Sand water has received a clean bill of health. April Scholz also spoke and indicated that the grant requires the property to have a clean bill of health.

### **NEW BUSINESS**

None.

### **PUBLIC COMMENT**

Darma Canter addressed the Board regarding the bus system and the lack of public participation in decision-making.

Anna Derouin addressed the Board regarding the one Commissioner who opposed Communications A through E.

Anthony McMillan, Charles Steffens, and Tim VanderHaar addressed the Board regarding the bus system.

Michael Haueisen addressed the Board regarding Pioneer Park showers and the fees that are collected to cover maintenance, and also that at his employment at Sam's Club, they now have more stringent rules regarding Covid-19 protection.

David Gugin addressed the Board regarding a new endeavor he has established in Muskegon County, GFT & Associates.

Kathy Moore, Public Health Director, gave a presentation regarding the status of Covid-19 (Coronavirus) in Michigan. Ms. Moore also asked for a standing time to address the Board for updates.

### **FINAL BOARD COMMENT**

Commissioner Mahoney inquired about the effect of the stock market upheaval on MERS. Administrator Mark Eisenbarth replied that he would have the person in charge of finance and investments send a report out to everybody.

2020-106 **MOVED BY COMMISSIONER SNIDER, SUPPORTED BY COMMISSIONER NASH TO ADJOURN**

Meeting adjourned at 4:34 p.m.

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Nancy A. Waters, County Clerk

NAW/lss

To Be Approved at Full Board Meeting on Tuesday, March 31, 2020.