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
Muskegon County Board of Commissioners

March 10, 2020

Full Board Meeting

3:30 p.m.

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
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
- Saturday, March 14, 2020, the Annual Muskegon St. Patrick’s Day Parade is stepping off at 11:00 a.m. from 4th 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.

Nancy A. Waters, County Clerk

NAW/lss

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