

**Muskegon County
Board of Commissioners**
*Hall of Justice, 990 Terrace, 4th 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, September 24, 2019

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 Rick Rogers, Oak Crest Church of God, 1540 Leonard Ave., Muskegon, MI 49442. The Pledge of Allegiance was led by Vice Chair Foster 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 E. Eisenbarth, Administrator
Jeanne Pezet, Deputy County Clerk
Linda Larsen, Chief Deputy County Clerk
Lisa Chalko, Administrative Coordinator
Michael D. Homier, Corporate Counsel

2019-366 **AMEND AGENDA**

Moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the agenda.

Roll Call:

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

No: None

Motion Carried

2019-367 **APPROVE THE BOARD MINUTES OF SEPTEMBER 10, 2019: REGULAR AND CLOSED SESSION**

Moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the Board Minutes of September 10, 2019: Regular and Closed Session.

Voice vote

Motion Carried

PUBLIC COMMENT (on an agenda item)

There was no public comment on an agenda item.

COMMITTEE/BOARD REPORTS

The Community Development/Strategic Planning Committee meeting was cancelled for September 17, 2019, due to lack of action items.

The Transportation Committee meeting was cancelled for September 17, 2019, due to lack of action items.

2019-368 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE OF \$3,282,083.28, COVERING THE PERIOD OF AUGUST 23, 2019 THROUGH SEPTEMBER 5, 2019 FOR CHECKS AS PRESENTED BY THE COUNTY CLERK**

WM19/09-113

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Foster, to approve payment of the accounts payable of \$3,282,083.28, covering the period of August 23, 2019 through September 5, 2019 for checks as presented by the County Clerk.

Roll Call:

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

No: Zack Lahring, Charles Nash

Motion Carried

2019-369 **APPROVE THE CERTIFICATES OF CONSISTENCY FOR THE LOCAL AGENCIES SUBMITTING FUNDS UNDER THE CONTINUUM OF CARE PROGRAM AND AUTHORIZE THE CHAIRMAN OF THE COUNTY BOARD OF COMMISSIONERS TO SIGN HUD FORM 2991, CERTIFICATE OF CONSISTENCY WITH THE MUSKEGON COUNTY 2017-2022 HOUSING AND COMMUNITY DEVELOPMENT PLAN**

WM19/09-114

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Foster, to approve the Certificates of Consistency for the local agencies submitting funds under the Continuum of Care Program and authorize the Chairman of the County Board of Commissioners to sign HUD Form 2991, Certificate of Consistency with the Muskegon County 2017-2022 Housing and Community Development Plan.

Roll Call:

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

No: None

Motion Carried

2019-370 **PURSUANT TO SECTION 8 OF THE PUBLICLY FUNDED HEALTH INSURANCE CONTRIBUTION ACT (STATE OF MICHIGAN PUBLIC ACT 152 OF 2011), THE BOARD OF COMMISSIONERS OF THE COUNTY OF MUSKEGON HEREBY EXTENDS THE COUNTY'S EXEMPTION FROM THE REQUIREMENTS OF SAID ACT FOR AN ADDITIONAL YEAR THROUGH THE END OF CALENDAR YEAR 2020**

WM19/09-116

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Foster, to, pursuant to Section 8 of the Publicly Funded Health Insurance Contribution Act (State of Michigan Public Act 152 of 2011), the Board of Commissioners of the County of Muskegon hereby extends the County's exemption from the requirements of said act for an additional year through the end of calendar year 2020.

Roll Call:

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

No: None

Motion Carried

2019-371 **AUTHORIZE THE PUBLIC DEFENDER'S OFFICE TO RENEW CONTRACTS WITH SIX RIVATE PRACTICE ATTORNEYS TO REPRESENT PARENTS AND CHILDREN ON NEGLECT/ABUSE AND DELINQUENCY CASES IN FAMILY COURT FOR THE 2019-2020 FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING ON SEPTEMBER 30, 2020. THERE WILL BE TWO CONTRACTS FOR \$30,000 EACH, TWO CONTRACTS FOR \$23,000 EACH, ONE CONTRACT FOR \$26,000, AND ONE CONTRACT FOR \$19,000 FOR A TOTAL CONTRACT EXPENDITURE OF \$151,000. THE PUBLIC DEFENDER WILL RENEW CONTRACTS WITH ATTORNEYS JENNIE ROACH, LINDSEY MILLER, BELINDA BARBIER, DAVID KORTERING, ED WASIURA, AND MICHAEL FLYNN**

WM19/09-117

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Foster, to authorize the Public Defender's Office to **renew** contracts with six private practice attorneys to represent parents and children on neglect/abuse and delinquency cases in Family Court for the 2019-2020 fiscal year beginning October 1, 2019 and ending on September 30, 2020. There will be two contracts for \$30,000 each, two contracts for \$23,000 each, one contract for \$26,000, and one contract for \$19,000 for a total contract expenditure of \$151,000. The Public Defender will **renew** contracts with attorneys Jennie Roach, Lindsey Miller, Belinda Barbier, David Kortering, Ed Wasiura, and Michael Flynn.

Roll Call:

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

No: None

Motion Carried

2019-372 **APPROVE THE EASEMENT BETWEEN THE COUNTY OF MUSKEGON AND THE GREAT LAKES ENERGY COOPERATIVE AND AUTHORIZE THE CHAIR TO SIGN THE EASEMENT**

WM19/09-118

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Foster, to approve the easement between the County of Muskegon and the Great Lakes Energy Cooperative and authorize the Chair to sign the easement.

Roll Call:

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

No: None

Motion Carried

2019-373 **APPROVE INCREASING THE SHERIFF'S OFFICE RECORD'S DEPARTMENT FEES BY 20% AS IDENTIFIED ON THE ATTACHED SCHEDULE TO BE EFFECTIVE OCTOBER 1, 2019**

WM19/09-119

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Foster, to approve increasing the Sheriff's Office Record's Department fees by 20% as identified on the revised attached schedule to be effective October 1, 2019.

Roll Call:

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

No: Zack Lahring

Motion Carried

2019-374 **APPROVE THE JAIL INMATE WORK RELEASE FEES FROM \$100 PER WEEK (40 HOURS WORKED) TO \$125 PER WEEK, EFFECTIVE OCTOBER 1, 2019**

WM19/09-120

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Foster, to approve the Jail Inmate Work Release fees from \$100 per week (40 hours worked) to \$125 per week, effective October 1, 2019.

Roll Call:

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

No: Zack Lahring, Charles Nash

Motion Carried

2019-375 **ADOPT THE ATTACHED FY2020 COUNTY OF MUSKEGON APPROPRIATION ORDINANCE INCLUDING THE ATTACHED BUDGET AMENDMENTS, POSITION CHANGES, FY2020 EQUIPMENT ITEMS AND FY2020 CAPITAL PROJECTS, WHICH COLLECTIVELY REPRESENT THE IMPLEMENTATION OF THE COUNTY OF MUSKEGON'S FY2020 OPERATING BUDGET**

WM19/09-121

The Ways and Means Committee recommends, moved by Commissioner Scolnik, seconded by Vice Chair Foster, to adopt the attached FY2020 County of Muskegon Appropriation Ordinance including the attached Budget Amendments, position changes, FY2020 Equipment Items and FY2020 Capital Projects, which collectively represent the implementation of the County of Muskegon's FY2020 Operating Budget.

Roll Call:

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

No: None

Motion Carried

The following motion was tabled at Committee:

WM19/090-115

To approve the vendor and contractor relationships outlined in the attached schedule to continue under existing arrangements for the time period of October 1, 2019 through September 30, 2020.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

2019-376 **REAPPOINT BOARD OF CANVASSERS MEMBERS: LINDA WHALEN (D) AND SHIRLEY PRIVACKY (R) TO TERMS THROUGH 10/31/2023**

The Chairman recommends, moved by Commissioner Mahoney, seconded by Commissioner Wilkins, to reappoint Board of Canvassers members: Linda Whalen (D) and Shirley Privacky (R) to terms through 10/31/2023.

Voice vote

Motion Carried

Chairman Susie Hughes announced the following;

- 5th Annual Halloween Harvest Weekend at Pioneer Park, Friday, September 27th through Sunday, September 29th
<https://visitmuskegon.org/event/halloween-harvest-weekend-at-pioneer-county-park/>
- 25th Annual Buster Keaton Convention & Film Festival at the Frauenthal Center Friday, October 4th and Saturday, October 5th
<https://visitmuskegon.org/event/buster-keaton-convention-film-festival-3/>

Commissioner Mahoney reminded Commissioners that the County Employee Picnic is Saturday, October 5th.

Commissioner Mahoney announced that the 2019 Pumpkinfest will take place in downtown Montague on October 12th from 10 a.m. to 3 p.m.

<https://www.whitelake.org/event/pumpkinfest-2/2019-10-12/>

Commissioner Nash asked for the poster for these and future events to be sent to him in jpg format to post on social media.

ADMINISTRATOR'S REPORT

2019-377 **APPROVE THE RESOLUTION PLEDGING THE COUNTY'S FULL FAITH AND CREDIT FOR THE RIBE DRAIN DRAINAGE BONDS, SERIES 2019 (GENERAL OBLIGATION, LIMITED TAX) FOR AN AMOUNT NOT TO EXCEED \$3.2 MILLION DOLLARS FOR THE PURPOSES OF EXECUTING THE RIBE DRAIN DRAINAGE DISTRICT PLANS**

The Administrator recommends, moved by Commissioner Nash, seconded by Commissioner Mahoney, to approve the resolution pledging the County's full faith and credit for the Ribe Drain Drainage Bonds, Series 2019 (General Obligation, Limited Tax) for an amount not to exceed \$3.2 million dollars for the purposes of executing the Ribe Drain Drainage District Plans.

Roll Call:

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

No: Zack Lahring

Motion Carried

2019-378 **APPROVE THE COUNTY ENTERING INTO A CONTRACT AMENDMENT WITH MIDC AND LARA TO ELIMINATE THE SEPTEMBER 30, 2019 END DATE FOR THE EXPENDITURE OF FY2019 MIDC GRANT FUNDS AND PERMIT THE CONTINUATION OF SPENDING SAID FUNDS INTO FY2020**

The Administrator recommends, moved by Commissioner Nash, seconded by Commissioner Snider, to approve the County entering into a contract amendment with MIDC and LARA to eliminate the September 30, 2019 end date for the expenditure of FY2019 MIDC grant funds and permit the continuation of spending said funds into FY2020.

Roll Call:

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

No: None

Motion Carried

Administrator Eisenbarth reminded Commissioners about the Lakeshore Chamber Breakfast for Business – Economic Development on Friday, September 27th at 7:15 to 9:00 a.m. at the Delta Hotels by Marriott, Downtown Muskegon. Administrator Eisenbarth introduced audience member Jim Edmondson as the new CEO Muskegon Area First 2.0. Administrator Eisenbarth noted a motion will be presented at next week's Public Works for a funding source so Commissioners are encouraged to attend the Friday, Breakfast.

Chairman Hughes announced a meeting at 6 p.m. tonight, Tuesday, September 24th, at the MCC downtown campus on the MATS System proposed changes.

OLD BUSINESS

2019-379 **AS RECOMMENDED BY THE RULES COMMITTEE, ANY MOTION COMING FROM THE FLOOR WILL REQUIRE THE SUPPORT OF TWO COMMISSIONERS PRIOR TO PRESENTING**

Moved by Commissioner Wilkins, seconded by Vice Chair Foster, as recommended by the Rules Committee, any motion coming from the floor will require the support of two Commissioners prior to presenting.

Discussion ensued.

Voice vote

Motion Carried

NEW BUSINESS

There was no new business to come before the Board.

PUBLIC COMMENT

Patrick Finnegan, District Court Administrator, addressed the Board regarding Full Service Saturday on Saturday, October 12th, from 9 a.m. – 2:30 p.m. Mr. Finnegan noted that the 60th District Court will be open along with services from the County Clerk, Friend of the Court/14th Circuit Court, Sheriff and the Public Defender. Mr. Finnegan noted that with cooperation from these departments we are able to offer the same services offered from 9 a.m. to 5 p.m., Monday thru Friday, and provide them on a Saturday for those who cannot get to the County Building during regular business hours.

Mr. Finnegan also added that any Commissioners and Department Heads who have not made their contribution to the Muskegon County Employees Picnic (on Saturday, October 5th) in the amount of \$100 payable to Muskegon County, may be given to Administrator Eisenbarth. Mr. Finnegan stated that this is an opportunity for Management to let the employees of the County and Courts know how much Administration appreciates their hard work and all they do.

Ann Derouin asked when and if the meetings will be recorded and put online and wondered how that is progressing. Ms. Derouin also asked that Commissioners please speak into their microphones.

Chairman Hughes noted that the camera has been ordered and when it arrives it will be installed and if there should be overflow of attendees, there is a possibility of viewing on a monitor located in the 6th floor Jury Assembly Room.

Chairman Hughes indicated she recently saw several billboards indicating “lock up your marijuana to protect your kids” put out by the County Public Health Department and stated this is a great public service.

Commissioner Nash noted this is required by law and there are so many stipulations warning people that authorities will be pulling people over for driving under the influence.

Randy Lydens addressed the Board about a rumor that Muskegon was looking at becoming a sanctuary County. Commissioners responded that is not the case. Mr. Lydens also encouraged Commissioners to support the people of ICE.

2019-380 **MOVED BY COMMISSIONER NASH, SECONDED BY COMMISSIONER SCOLNIK, TO ADJOURN**

Meeting adjourned at 3:55 p.m.

Jeanne Pezet, Deputy County Clerk

/jmp

To Be Approved at Full Board Meeting on Tuesday, October 8, 2019

REVISED to Attachment to Motion WM19/09-119

MUSKEGON COUNTY SHERIFF RECORDS

- Live Scan Fingerprinting – (Must have valid ID)
 - ❖ \$75.00 Live Scan Transmitted
 - ❖ **\$15.00 Live Scan Card**
- Police & Accident Reports - \$12 fee
- Records Check - \$30 fee
 - ❖ \$6 for each report from records check
- FOIA Requests – *Requires at least 5 business days
- Vehicle Impound Release - \$60.00
- Abandoned Vehicle Bill of Sale - \$60.00
- Muskegon Jail History - \$6.00
- Booking Photo - \$6.00
- **Notary Fee - \$10.00**
- Purchase Permits – Free; **\$10.00 Notary Fee**

CASH OR CHECK ONLY