

**APPROVED
PROCEEDINGS OF THE OTTAWA COUNTY
BOARD OF COMMISSIONERS MEETING
MAY SESSION – SECOND DAY**

The Ottawa County Board of Commissioners met on Tuesday, May 25, 2010, at 1:30 p.m. and was called to order by the Chair.

Mr. Rycenga pronounced the invocation.

The Clerk led in the Pledge of Allegiance to the Flag.

Present at roll call: Mrs. Kortman, Messrs. Kuyers, Swartout, Mrs. Ruiter, Messrs. Hehl, Rycenga, Schrotenboer, Disselkoe, Karsten, Holtrop, Holtvluwer. (11)

Presentation of Petitions and Communications

A. Presentation of Certificates of Appreciation to individuals involved in the December 2008/January 2009 Ice Jam on the Grand River in Grand Haven - Lieutenant Brian Whitsett, MSP Emergency Management, District Coordinator, presented the Certificates of Appreciation to Tom O'Brien, US Army Corp. of Engineers; Commander Robert Hemp, US Coast Guard; Dave Foster, US Army Corp. of Engineers; Mark Walton, National Weather Service; Chris Saddler, Emergency Management; Capt. Rick Yonker, Grand Haven Public Safety; Lieutenant Glen Moscatello, US Coast Guard; Bill Smith, Director of Emergency Management.

B/C 10-109 Mr. Hehl moved to approve the agenda of today as presented and amended adding Action Item #35 – Closed Session: Pending Litigation. The motion passed as shown by the following votes: Yeas: Messrs. Swartout, Holtvluwer, Mrs. Kortman, Messrs. Holtrop, Karsten, Disselkoe, Schrotenboer, Rycenga, Hehl, Mrs. Ruiter, Mr. Kuyers. (11)

B/C 10-110 Mr. Holtrop moved to approve the following Consent Resolutions:

1. To approve the Minutes of the May 11, 2010, Board of Commissioners Meeting and the May 11, 2010, Board of Commissioners Work Session.
2. To authorize the payroll of May 25, 2010, in the amount of \$578.00.
3. To approve the general claims in the amount of \$2,642,076.68 as presented by the summary report for May 1, 2010, through May 14, 2010.

4. To approve the appropriation changes greater than \$50,000 and those approved by the Administrator and Fiscal Services Director for \$50,000 or less which changed the total appropriation from the amended budget for the month of April 2010.
5. To receive for information the Ottawa County Human Resources 2009 Annual Report.
6. To receive for information the Ottawa County Parks and Recreation 2009 Annual Report.
7. To receive for information the West Michigan Enforcement Team (W.E.M.E.T.) 2009 Annual Report.

The motion passed as shown by the following votes: Yeas: Mr. Holtvluwer, Mrs. Ruiter, Messrs. Holtrop, Rycenga, Disselkoen, Schrotenboer, Mrs. Kortman, Messrs. Karsten, Hehl, Swartout, Kuyers. (11)

B/C 10-111 Mr. Rycenga moved to approve the Bicycle Path and Walkway Easement wherein Ottawa County deeds an easement through Hemlock Crossing to Port Sheldon Township for a bike path along Croswell Street. The motion passed as shown by the following votes: Yeas: Messrs. Rycenga, Hehl, Karsten, Mrs. Ruiter, Mr. Schrotenboer, Mrs. Kortman, Messrs. Swartout, Holtvluwer, Disselkoen, Holtrop, Kuyers. (11)

B/C 10-112 Mr. Rycenga moved to receive bids for the Eastmanville Bayou Improvement Project and accept the low bid from Denny's Excavating in the amount of \$191,500 with funding from the Parks and Recreation budget. The motion passed as shown by the following votes: Yeas: Messrs. Holtrop, Holtvluwer, Swartout, Schrotenboer, Mrs. Kortman, Messrs. Disselkoen, Karsten, Mrs. Ruiter, Messrs. Rycenga, Hehl, Kuyers. (11)

B/C 10-113 Mr. Rycenga moved to approve and authorize the Board Chair and Clerk to sign the Lease of Farmland at Eastmanville Farm with Luke Meerman. The motion passed as shown by the following votes: Yeas: Messrs. Karsten, Disselkoen, Holtrop, Mrs. Kortman, Messrs. Holtvluwer, Schrotenboer, Mrs. Ruiter, Messrs. Swartout, Rycenga, Hehl, Kuyers. (11)

B/C 10-114 Mr. Rycenga moved to approve and authorize the Board Chair and Clerk to sign the Lease Addendum with the State of Michigan for the Mt. Pisgah Trail Lease at an annual cost of \$225.00. The motion passed as shown by the following votes: Yeas: Messrs. Disselkoen, Karsten, Hehl, Holtrop,

Mrs. Kortman, Mr. Swartout, Mrs. Ruiter, Messrs. Rycenga, Holtvluwer, Schrotenboer, Kuyers. (11)

- B/C 10-115 Mr. Rycenga moved to approve and authorize the Board Chair and Clerk to sign the Resolution authorizing submittal of the Macatawa Shoreline and Marina Planning Project grant proposal to the DNRE Coastal Management Program. The motion passed as shown by the following votes: Yeas: Mr. Schrotenboer, Mrs. Kortman, Messrs. Swartout, Holtvluwer, Mrs. Ruiter, Messrs. Disselkoen, Hehl, Holtrop, Karsten, Rycenga, Kuyers. (11)
- B/C 10-116 Mr. Rycenga moved to authorize the Parks and Recreation Commission to expend up to \$200,000 in parks millage funds toward construction of the Fred Meijer Kenowa Trail to offset costs of trail construction adjacent to the Upper Macatawa Natural Area and Spring Grove Park. The motion passed as shown by the following votes: Yeas: Mrs. Kortman, Messrs. Holtvluwer, Disselkoen, Holtrop, Mrs. Ruiter, Messrs. Karsten, Hehl, Rycenga, Swartout, Schrotenboer, Kuyers. (11)
- B/C 10-117 Mr. Rycenga moved to approve and authorize the Board Chair and Clerk to sign the option agreement with Request Foods for an easement to permit construction of a wetland mitigation project in the Holland Country Club property for an option fee of \$5,000. The motion passed as shown by the following votes: Yeas: Mrs. Ruiter, Mrs. Kortman, Messrs. Hehl, Karsten, Swartout, Holtvluwer, Rycenga, Holtrop, Disselkoen, Schrotenboer, Kuyers. (11)
- B/C 10-118 Mr. Swartout moved to receive The Maximus Cost of Services Analysis Report – Courts for Ottawa County. The motion passed as shown by the following votes: Yeas: Messrs. Hehl, Rycenga, Schrotenboer, Disselkoen, Holtvluwer, Mrs. Kortman, Messrs. Holtrop, Swartout, Karsten, Mrs. Ruiter, Mr. Kuyers. (11)
- B/C 10-119 Mr. Swartout moved to approve the implementation of select fees in the Maximus Cost for Service Analysis Report for Ottawa County dated April, 2010 effective July 1, 2010. The motion passed as shown by the following votes: Yeas: Messrs. Swartout, Holtvluwer, Mrs. Kortman, Messrs. Holtrop, Karsten, Disselkoen, Schrotenboer, Rycenga, Hehl, Ruiter, Kuyers. (11)
- B/C 10-120 Mr. Swartout moved to approve the recommendation that the Ottawa County millage allocation remains at 4.440 mills. The motion passed as shown by the following votes: Yeas: Mr. Holtvluwer, Mrs. Ruiter, Messrs. Holtrop, Rycenga, Disselkoen, Schrotenboer, Mrs. Kortman, Messrs. Karsten, Hehl, Swartout, Kuyers. (11)

- B/C 10-121 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution to approve the 2010 Millage Rate for Ottawa County for 3.6 mills. The motion passed as shown by the following votes: Yeas: Messrs. Rycenga, Hehl, Karsten, Mrs. Ruiter, Mr. Schrottenboer, Mrs. Kortman, Messrs. Swartout, Holtvluwer, Disselkoen, Holtrop, Kuyers. (11)
- B/C 10-122 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution to approve the 2010 Millage Rate for E-911 of .4400 mills. The motion passed as shown by the following votes: Yeas: Messrs. Holtrop, Holtvluwer, Swartout, Schrottenboer, Mrs. Kortman, Messrs. Disselkoen, Karsten, Mrs. Ruiter, Messrs. Rycenga, Hehl, Kuyers. (11)
- B/C 10-123 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution to approve the 2010 Millage Rate for Parks of .3165 mills. The motion passed as shown by the following votes: Yeas: Messrs. Karsten, Disselkoen, Holtrop, Mrs. Kortman, Messrs. Holtvluwer, Schrottenboer, Mrs. Ruiter, Messrs. Swartout, Rycenga, Hehl, Kuyers. (11)
- B/C 10-124 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution and recommendation for implementation of dog license issuance on a one (1) year and three (3) year licensing format and fee increases effective January 1, 2011. The motion passed as shown by the following votes: Yeas: Messrs. Disselkoen, Karsten, Hehl, Holtrop, Mrs. Kortman, Mr. Swartout, Mrs. Ruiter, Messrs. Rycenga, Holtvluwer, Schrottenboer, Kuyers. (11)
- B/C 10-125 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution and recommendations to move from a Defined Benefit Pension Plan to a Defined Contribution Pension Plan. The motion passed as shown by the following votes: Yeas: Mr. Schrottenboer, Mrs. Kortman, Messrs. Swartout, Holtvluwer, Mrs. Ruiter, Messrs. Disselkoen, Hehl, Holtrop, Karsten, Rycenga, Kuyers. (11)
- B/C 10-126 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution authorizing amending the refunding Bond Resolution for Holland Township adopted by the Board of Commissioners on April 27, 2010 to provide for a Qualified Tax Exempt Obligation designation. The motion passed as shown by the following votes: Yeas: Mrs. Kortman, Messrs. Holtvluwer, Disselkoen, Holtrop, Mrs. Ruiter, Messrs. Karsten, Hehl, Rycenga, Swartout, Schrottenboer, Kuyers. (11)
- B/C 10-127 Mr. Swartout moved to approve the proposal from Friend of the Court to reclassify one (1.0) FTE Family Services Coordinator (paygrade F09) and

two (2.0) FTE Custody Field Investigator positions (paygrade F09) to three (3.0) FTE Family Services Coordinator/Custody Investigator (paygrade F09) resulting in no change in the wage scale. The motion passed as shown by the following votes: Yeas: Mrs. Ruiter, Mrs. Kortman, Messrs. Hehl, Karsten, Swartout, Holtvluwer, Rycenga, Holtrop, Disselkoen, Schrotenboer, Kuyers. (11)

B/C 10-128 Mr. Swartout moved to approve the proposal from the Planning & Performance Improvement Department to reclassify one (1.0) FTE Economic Development Specialist (Group T/paygrade 14) to a one (1.0) FTE Economic Development Coordinator (Unclassified/paygrade 06) at a cost of \$14,577.00. Funding to come from the vacant position savings in the 2010 department budget. The motion passed as shown by the following votes: Yeas: Messrs. Hehl, Rycenga, Schrotenboer, Disselkoen, Holtvluwer, Mrs. Kortman, Messrs. Holtrop, Swartout, Mrs. Ruiter, Mr. Kuyers. (10)

Nays: Mr. Karsten. (1)

B/C 10-129 Mr. Swartout moved to approve the purchase of one (1) year, eleven (11) months of military service credits for Scott Bazany (Shift Supervisor, Ottawa County Juvenile Detention Center) for a total cost of \$25,983. The County cost of \$20,807.55 to be funded from contingency and \$5,175.45 to be paid by Scott Bazany.

County Cost:	\$20,807.55
Employee Cost:	\$ 5,175.45
Total Cost:	\$25,983.00

The motion passed as shown by the following votes: Yeas: Messrs. Swartout, Holtvluwer, Mrs. Kortman, Messrs. Holtrop, Disselkoen, Schrotenboer, Rycenga, Hehl, Mrs. Ruiter, Mr. Kuyers. (10)

Nays: Mr. Karsten. (1)

B/C 10-130 Mr. Swartout moved to approve the purchase of five (5) years of MERS generic service credit at a cost of \$71,826 for William T. Cousins IV, Road Patrol Deputy, Ottawa County Sheriff's Office (total cost to be paid by William T. Cousins IV).

Total Cost:	\$71,826.00
Employer Cost:	\$0
Employee Cost:	\$71,826.00

The motion passed as shown by the following votes: Yeas: Mr. Holtvluwer, Mrs. Ruiter, Messrs. Holtrop, Rycenga, Disselkoen, Schrotenboer, Mrs. Kortman, Messrs. Hehl, Swartout, Kuyers. (10)

Nays: Mr. Karsten. (1)

B/C 10-131 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution regarding the distribution of \$343,012 in grant funding for local units of government in Ottawa County. The motion passed as shown by the following votes: Yeas: Messrs. Rycenga, Hehl, Karsten, Mrs. Ruiter, Mr. Schrotenboer, Mrs. Kortman, Messrs. Swartout, Holtvluwer, Disselkoen, Holtrop, Kuyers. (11)

B/C 10-132 Mr. Swartout moved to recommend that the County be authorized to negotiate a one year contract for professional services with WebTecs, Inc. for website services. The motion passed as shown by the following votes: Yeas: Messrs. Holtrop, Holtvluwer, Swartout, Schrotenboer, Mrs. Kortman, Messrs. Disselkoen, Karsten, Mrs. Ruiter, Messrs. Rycenga, Hehl, Kuyers. (11)

B/C 10-133 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution to approve the transfer of compliance responsibilities for the Coopersville Recovery Zone Bond project from Continental Dairy Products, Inc., to CS Facilities, LLC. The motion passed as shown by the following votes: Yeas: Messrs. Karsten, Disselkoen, Holtrop, Mrs. Kortman, Messrs. Holtvluwer, Schrotenboer, Mrs. Ruiter, Messrs. Swartout, Rycenga, Hehl, Kuyers. (11)

B/C 10-134 Mr. Swartout moved to open the Public Hearing for the FY 2010 Edward Byrne Memorial Justice Assistance Formula Grant (JAG) at 2:03 p.m. The motion passed.

B/C 10-135 Mr. Swartout moved to close the Public Hearing at 2:04 p.m. The motion passed

Discussion Items:

1. Ottawa County Human Resources 2009 Annual Report – The 2009 Human Resources Annual Report was presented by Marie Waalkes, Human Resources Director.
2. Ottawa County Parks and Recreation 2009 Annual Report – The 2009 Parks and Recreation Annual Report was presented by John Scholtz, Parks and Recreation Director; Dave Muzurek, Coordinator of Parks Maintenance & Operations; Curt TerHaar, Coordinator of Parks Planning & Development.

3. West Michigan Enforcement Team (W.E.M.E.T.) 2009 Annual Report – The 2009 W.E.M.E.T. Annual Report was presented by Cameron Henke, Section Commander.

B/C 10-136 Mr. Schrotenboer moved to go into a Closed Session at 2:57 p.m. for the purpose of discussing pending litigation. The motion passed as shown by the following votes: Yeas: Messrs. Disselkoen, Karsten, Hehl, Holtrop, Mrs. Kortman, Mr. Swartout, Mrs. Ruiter, Messrs. Rycenga, Holtvluwer, Schrotenboer, Kuyers. (11)

B/C 10-137 Mr. Holtrop moved to rise from Closed Session at 3:44 p.m. The motion passed.

The Administrator's report was presented.

Several Commissioners reported on meetings attended and future meetings to be held.

B/C 10-138 Mr. Disselkoen moved to adjourn at 3:46 p.m. subject to the call of the Chair. The motion passed.

DANIEL C. KRUEGER, Clerk
Of the Board of Commissioners

PHILIP KUYERS, Chairman
Of the Board of Commissioners