

APPROVED
PROCEEDINGS OF THE OTTAWA COUNTY
BOARD OF COMMISSIONERS
APRIL SESSION – SECOND DAY

The Ottawa County Board of Commissioners met on Tuesday, April 26, 2011, at 1:30 p.m. and was called to order by the Chair.

Mr. Holtvluwer pronounced the invocation.

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

Present at roll call: Messrs. Visser, Kuyers, Swartout, Mrs. Ruiter, Messrs. DeJong, Rycenga, Baumann, Disselkoen, Karsten, Holtrop, Holtvluwer. (11)

B/C 11-087 Mr. Swartout moved to approve the agenda of today as presented. The motion passed.

B/C 11-088 Mr. Holtrop moved to approve the following Consent Resolutions:

1. To approve the Minutes of the April 12, 2011 Board of Commissioners Meeting and the April 12, 2011 Board of Commissioners Work Session.
2. To authorize the payroll of April 26, 2011 in the amount of \$575.66.
3. To approve the general claims in the amount of \$14,956,163.62 as presented by the summary report for April 1, 2011 through April 15, 2011.
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 March 2011.
5. To receive for information the Ottawa County Sheriff's Office 2010 Annual Report.
6. To receive for information the Ottawa County Prosecuting Attorney's 2010 Annual Report.

The motion passed as shown by the following votes: Yeas: Messrs. Karsten, Disselkoen, Holtrop, Vissr, Holtvluwer, DeJong, Mrs. Ruiter, Messrs. Swartout, Rycenga, Baumann, Kuyers. (11)

B/C 11-089 Mr. Rycenga moved to approve and authorize the Board Chair and Clerk to sign the Including Our Neighbors (ION) grant agreement with United Cerebral Palsy of Michigan to fund the Animal Adaptations program at

the Ottawa County Parks Nature Education Center with matching funds in the amount of \$4,345.00 from the Parks and Recreation budget. The motion passed as shown by the following votes: Yeas: Messrs. Disselkoen, Karsten, DeJong, Holtrop, Visser, Swartout, Mrs. Ruiter, Messrs. Rycenga, Holtvluwer, Baumann, Kuyers. (11)

- B/C 11-090 Mr. Rycenga moved to approve and authorize the Board Chair and Clerk to sign the Dry Fire Line Utility Easement Agreement with Park Township. The motion passed as shown by the following votes: Yeas: Messrs. DeJong, Visser, Swartout, Holtvluwer, Mrs. Ruiter, Messrs. Disselkoen, Baumann, Holtrop, Karsten, Rycenga, Kuyers. (11)
- B/C 11-091 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Agreement to purchase DocRouter software for the Register of Deeds Office at a cost of \$15,000. The motion passed as shown by the following votes: Yeas: Messrs. Visser, Holtvluwer, Disselkoen, Holtrop, Mrs. Ruiter, Messrs. Karsten, DeJong, Rycenga, Swartout, Baumann, Kuyers. (11)
- B/C 11-092 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Agreement to purchase the Fidlar Technologies e-Return module for the Register of Deeds Office at a cost of \$5,000. The motion passed as shown by the following votes: Yeas: Mrs. Ruiter, Messrs. Baumann, DeJong, Karsten, Swartout, Holtvluwer, Rycenga, Holtrop, Disselkoen, Visser, Kuyers. (11)
- B/C 11-093 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Agreement to purchase the Fidlar Technologies Intelligent Data Recognition (IDR) Deliberate Learning module for the Register of Deeds office at a cost of \$12,000. The motion passed as shown by the following votes: Yeas: Messrs. DeJong, Rycenga, Baumann, Disselkoen, Holtvluwer, Visser, Holtrop, Swartout, Karsten, Mrs. Ruiter, Mr. Kuyers. (11)
- B/C 11-094 Mr. Swartout moved to approve the request from Fiscal Services to create one (1) FTE Cost Analyst (Group T, Paygrade 13, C Step) in Community Mental Health at a cost of \$63,300. Funding to come from Medicaid Funds. The motion passed as shown by the following votes: Yeas: Messrs. Swartout, Holtvluwer, Visser, Holtrop, Karsten, Disselkoen, Baumann, Rycenga, DeJong, Mrs. Ruiter, Mr. Kuyers. (11)
- B/C 11-095 Mr. Swartout moved to approve the request from Community Mental Health to upgrade one (1) FTE Mental Health Specialist (Group T, Paygrade 12, C Step) to a one (1) FTE Mental Health Clinician (Group T, Paygrade 14, C Step) at a cost of \$6,462. Funding to come from Medicaid Funds. The motion passed as shown by the following votes: Yeas: Mr. Holtvluwer, Mrs. Ruiter, Messrs. Holtrop, Rycenga, Disselkoen, Baumann, Visser, Karsten, DeJong, Swartout, Kuyers. (11)

- B/C 11-096 Mr. Swartout moved to approve the request from the Clerk's Office to downgrade one (1) FTE RPC III (Group T, Paygrade 7) to one (1) FTE Vital Records Clerk (Group T, Paygrade 6), at a savings of \$1,897. The motion passed as shown by the following votes: Yeas: Messrs. Rycenga, DeJong, Karsten, Ruiter, Baumann, Visser, Swartout, Holtvluwer, Disselkoen, Holtrop, Kuyers. (11)
- B/C 11-097 Mr. Swartout moved to approve the 2011 Equalization Report to appoint the Equalization Director to represent Ottawa County at State Equalization hearings. The motion passed.
- B/C 11-098 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution to authorize Certification of a "Qualifying Statement" for bonding purposes. The motion passed as shown by the following votes: Yeas: Messrs. Holtrop, Holtvluwer, Swartout, Baumann, Visser, Disselkoen, Karsten, Mrs. Ruiter, Messrs. Rycenga, DeJong, Kuyers. (11)
- B/C 11-099 Mr. Swartout moved to approve the recommendation to designate \$689,063 of the 2010 General Fund year-end unreserved undesignated fund balance for the 2012 budget. The motion passed as shown by the following votes: Yeas: Messrs. Karsten, Disselkoen, Holtrop, Visser, Holtvluwer, DeJong, Mrs. Ruiter, Messrs. Swartout, Rycenga, Baumann, Kuyers. (11)
- B/C 11-100 Mr. Swartout moved to approve and authorize the Board Chair and Clerk to sign the Resolution authorizing the County Road Commission to issue Act 342 Bonds not to exceed the amount of \$5,835,000 to finance the Northwest Ottawa Water System Series B Pumping System Project. The motion passed as shown by the following votes: Yeas: Messrs. Disselkoen, Karsten, DeJong, Holtrop, Visser, Swartout, Mrs. Ruiter, Messrs. Rycenga, Holtvluwer, Baumann, Kuyers. (11)
- B/C 11-101 Mr. Swartout moved to approve the purchase of two (2) years military service credits for Bradley S. Nieboer (Detective, Sheriff's Office)

County Cost:	\$26,163.36
Employee Cost:	\$ 6,609.64
Total Cost:	\$32,773.00

The motion passed as shown by the following votes: Yeas: Messrs. DeJong, Visser, Swartout, Holtvluwer, Mrs. Ruiter, Messrs. Disselkoen, Baumann, Holtrop, Rycenga, Kuyers. (10)

Nays: Mr. Karsten. (1)

- B/C 11-102 Mr. Swartout moved to approve, contingent upon Robinson Township's land use approvals, construction of a new 199 foot communications tower

for an estimated cost of \$200,000 to be located in the Southeast corner of the County's Johnson Street Forest/Open Space property, provided as follows:

- a) The project budget shall not exceed \$200,000.
- b) Design and construction management services shall be provided by Tele-rad, Inc. for a fee of 7% of actual construction cost. Tele-rad will solicit bids for all construction related work.
- c) The Board Chairperson and Clerk are authorized to sign a "Marketing and Management agreement between Tele-rad, Inc. and the County of Ottawa". The management fee shall be 10% of the co-location revenue for any vendors that Tele-rad obtains contacts with, limited to the initial five year term of the lease.
- d) Funding to come from the Public Improvement Fund.

The motion passed as shown by the following votes: Yeas: Messrs. Visser, Holtvluwer, Disselkoen, Holtrop, Mrs. Ruiter, Messrs. Karsten, DeJong, Rycenga, Swartout, Baumann, Kuyers. (11)

B/C 11-103 Mrs. Ruiter moved to place into nomination the name(s) of (*indicates recommendation of the Interview Subcommittee):

*Andrew Brown
Richard Cypher
Bruce Campbell

To fill one (1) General Public Vacancy on the Community Mental Health Board beginning immediately and ending March 31, 2014 (three year term).

Roll call vote:

Mr. Visser – Brown	Mr. Disselkoen - Brown
Mr. Swartout – Brown	Mr. Karsten - Brown
Mrs. Ruiter – Brown	Mr. Holtrop - Brown
Mr. DeJong – Brown	Mr. Holtvluwer - Brown
Mr. Rycenga – Brown	Mr. Kuyers - Brown
Mr. Baumann - Brown	

Total votes received: Mr. Brown – 11, Mr. Cypher – 0, Mr. Campbell – 0.

The Chair declared Andrew Brown appointed to the Community Mental Health Board.

B/C 11-104 Mrs. Ruiter moved to place into nomination the name(s) of (*indicates recommendation of the Interview Subcommittee):

*Doug Zylstra
Laura J. Grant
David A. Rhem

Skip Keeter

To fill one (1) Private Sector Vacancy on the West Michigan Regional Planning Commission beginning immediately and ending December 31, 2011 (one year term).

Roll call vote:

Mr. Swartout – Rhem
Mr. Holtvluwer – Zylstra
Mr. Visser – Zylstra
Mr. Holtrop - Zylstra
Mr. Karsten – Grant
Mr. DeJong – Zylstra

Mr. Rycenga – Rhem
Mr. Disselkoen - Zylstra
Mr. Baumann - Zylstra
Mrs. Ruiter - Rhem
Mr. Kuyers - Zylstra

Total votes received: Mr. Zylstra – 7, Ms. Grant – 1, Mr. Rhem – 3, Mr. Keeter – 0.

The Chair declared Mr. Zylstra appointed to the West Michigan Regional Planning Commission.

B/C 11-105 Mrs. Ruiter moved to place into nomination the name(s) of (*indicates recommendation of the Interview Subcommittee):

*Joan Epperson

To fill one (1) Private Sector Vacancy on the Comprehensive Economic Development Strategy Committee (CEDS) of the West Michigan Regional Planning Commission beginning immediately and ending December 31, 2011 (one year term). The motion passed.

Discussion Items

1. Department of Public Utilities, Ottawa County Road Commission 2010 Annual Report – The 2010 Road Commission Annual Report was presented by Ken Zarzecki, Public Utilities Director.
2. Ottawa County Sheriff's Office 2010 Annual Report – The 2010 Sheriff's Department Annual Report was presented by Gary Rosema, Sheriff.
3. Ottawa County Prosecuting Attorney's 2010 Annual Report – The 2010 Prosecuting Attorney's Annual Report was presented by Ron Frantz, Prosecuting Attorney.

B/C 11-106 Mr. Swartout moved to go into Closed Session at 2:34 p.m. for the purpose of discussing labor negotiations. (2/3 roll call vote required) The motion passed as shown by the following votes: Yeas: Mrs. Ruiter,

Messrs. Baumann, DeJong, Karsten, Swartout, Holtvluwer, Rycenga, Holtrop, Disselkoen, Visser, Kuyers. (11)

B/C 11-107 Mr. Disselkoen moved to rise from Closed Session at 2:44 p.m. The motion passed.

B/C 11-108 Mr. Swartout moved to authorize Administration to finalize contract negotiations between the County of Ottawa and the POLC 312 and Non 312 for a one year contract expiring December 31, 2011. The motion passed as shown by the following votes: Yeas: Messrs. DeJong, Rycenga, Baumann, Disselkoen, Holtvluwer, Visser, Holtrop, Swartout, Karsten, Mrs. Ruiter, Mr. Kuyers. (11)

B/C 11-109 Mr. Kuyers moved to go into Closed Session at 2:45 p.m. for the purpose of discussing property acquisition. (2/3 roll call vote required) The motion passed as shown by the following votes: Yeas: Messrs. Swartout, Holtvluwer, Visser, Holtrop, Karsten, Disselkoen, Baumann, Rycenga, DeJong, Mrs. Ruiter, Mr. Kuyers. (11)

B/C 11-110 Mr. Holtrop moved to rise from Closed Session at 3:02 p.m. The motion passed.

Public Comments

1. Kevin Bowling, Circuit Court Administrator, addressed the Board on the Citizen's Law School classes offered during the week of May 2nd through the Legal Self-Help Center in celebration of Law Day 2011.

B/C 11-111 Mr. Disselkoen moved to adjourn at 3:04 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