

**KENT COUNTY BOARD OF COMMISSIONERS**

*Thursday, August 22, 2002  
Administration Building - Room 310*

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Meeting called to order at 8:30 a.m. by Chair Steven R. Heacock.

Present: Commissioners Agee, Boelema, Buege, Hiddema, Horton, Koorndyk, Kuhn, Kuipers, Mast, Mayhue, McGuire, Morgan, Morren, Postmus, Sak, Vaughn, Vonk, Wahlfield, Chair Heacock – 19.

Absent: None.

Invocation: Commissioner Horton gave the invocation.  
The Pledge of Allegiance followed.

**PUBLIC COMMENT**

Paul Winchester, 7478 Hessler Drive NE, Rockford - Representing the Myers Lake Improvement Association (175 home owners on Myers Lake) whose purpose is to request Commissioners to vote no on the purchase of property C (Evans Property) for the expansion of Myers Lake Park.

Ryan DeKuiper, 7311 Hessler Drive NE, Rockford - Also representing the Myers Lake Improvement Association and himself as one of the six homeowners on the strip where property C is. He believes that the acquisition of Property C is overreaching and will leave him and other neighbors with no possibility in the future of selling to anyone but the Park. He also asked Commissioners to vote no on acquisition of Property C.

John Hoyt, 7325 Hessler Court NE, Rockford – He lives on the south side of the adjacent Evans Property. He appears today representing, by letter, Mr. Robert Curtiss who lives at 7321 Hessler Court which is adjacent north to the property known as Parcel C. Mr. Hoyt read Mr. Curtiss' letter. (Copies of letters from Mr. Hoyt and Mr. Curtiss are on file in the Office of the County Clerk.)

Alicia Bach, 124 Prospect SE, Grand Rapids – Representing the Clean Air Now Coalition which sent Commissioners a voter survey on the effects of Second Hand Smoke (a copy of the survey, Secondhand Smoke at Worksites and Public Places, is on file in the office of the County Clerk). She distributed brochures on second hand smoke produced by Michigan's Health Department.

**SPECIAL ORDER OF BUSINESS**

Ford International Airport – Federal Security Director

Jim Koslosky, Gerald R. Ford International Airport Aeronautics Director, gave an update on the status of the federalization of civil aviation security nationally and locally. The Gerald R. Ford International Airport is now totally federalized. They are at 100% screening of all checked bags at the airport. The checkpoints have gone through a remodeling and conversion to the new

standard federal model. Federal screeners will be on-site shortly. He introduced John Mumma, the Federal Security Director at the airport. He oversees our airport, the Kalamazoo and Muskegon airports as well. He will be working with us as well as other airports in Michigan to assure safe and secure facilities.

Mr. Mumma stated that the Aviation Transportation Security Act has two implementations: 1) by November 19, 2002, all 429 commercial airports must have federal screening forces operating the passenger checkpoints, and 2) by December 31, 2002, all 429 airports must have some system of explosive detection screening for the checked baggage. The GRF International Airport was the first airport in the U.S. to commence 100% screening through explosive detection systems of the checked baggage and we did it six months early. The federalization of the work force will occur next Tuesday, August 27, 2002. Nationally, 37 airports have been federalized to date. It is a tough balance to insure security while providing a customer friendly environment. He commended Kent County's Aeronautics Board for leading the nation. Our goal is the best security and the best service.

#### Health Department – State of Michigan Accreditation

Cathy Raevsky, Administrative Health Officer, introduced Bob Scranton, Michigan Department of Community Health. Mr. Scranton, on behalf of the Department of Community Health, Department of Agriculture and Department of Environmental Quality, presented the Kent County Health Department with its accreditation certificate. Michigan is the only state which has comprehensive evaluation of its local public health departments. He congratulated Ms. Raevsky, Dr. David Persaud, Medical Director, and the Kent County Health Department on achieving the accreditation with accommodation. Ms. Raevsky thanked the Board of Commissioners and the County for their support and she also thanked the hard working employees at the Health Department.

#### Millennium Park Master Plan

Al Vanderberg, Assistant Administrator, stated that Grand Rapids Gravel has completed 2/3 of Phase 1 land shaping, underwater shaping and gravel mining activity for the peninsular area. Bid packages will be presented to the Finance Committee and then the full Board of Commissioners in early September, early October and in December for Phase 1. All of Phase 1 should be completed by late spring or early summer 2003. After the end of this year, they expect to have 88% of Millennium Park purchased. \$23.5 million of the \$25 million necessary to fund the park has been committed. The raising of the remaining \$1.5 million will begin soon. The County has approved just over \$14 million for Millennium Park and has spent just over \$3 million in acquisition, environmental, legal, surveying, planning, etc. Roger Sabine, Parks Director, went over the master plan in more detail reviewing maps of Phase 1 (copies of which are in the Office of the County Clerk).

### CONSENT AGENDA

- a) Approval of the Minutes of August 8, 2002, Meeting
- b) August 6, 2002, Finance Committee Meeting Minutes  
(Reports of Claims and Allowances)

- c) Establish Public Hearing Date and Time – September 12, 2002, 7:00 p.m.  
re: Proposed 2003 millage rates and 2003 budget
- d) Appointment to Community Corrections Advisory Board – Denise Allsberry
- e) Resolutions:

8-22-02-109 – AUTHORIZE A NEW POSITION AND ACCEPT GRANT FROM AREA COMMUNITY SERVICE EMPLOYMENT AND TRAINING (ACSET)

WHEREAS, for at least the last seven years, the County has operated or been affiliated with the Work First (WF) program formerly known as Parents' Fair Share; and

WHEREAS, the objective of the WF program is to provide employment services for unemployed parents with child support obligations in Kent County; and

WHEREAS, the Friend of the Court (FOC) expects to increase the clients served in the current program from 625 to 700; and

WHEREAS, because of this planned increase in the number of clients served, the FOC is requesting an additional Caseworker Assistant (UAW 19) position to supplement the three existing positions; and

WHEREAS, the grant will pay 100% of the cost of support staff for the WF program and equipment for the new position; and

WHEREAS, the contract period is October 1, 2002, to September 30, 2003.

NOW, THEREFORE, BE IT RESOLVED, that the Kent County Board of Commissioners hereby accepts a grant from the Area Community Service Employment & Training agency; and

BE IT FURTHER RESOLVED, that the Kent County Board of Commissioners hereby authorizes the addition of one Caseworker Assistant (UAW 19) position for FY2003 contingent upon receipt of grant funding; and

BE IT FURTHER RESOLVED, that in the event grant funding is eliminated or decreased, the position(s) will be eliminated unless continuation funding is approved pursuant to the Fiscal Policy on Grants; and

BE IT FURTHER RESOLVED, that the Kent County Board of Commissioners authorizes the Board Chair to sign the contract documents.

8-22-02-110 – ACCEPT MUNICIPAL LANDFILL COST – SHARE GRANT FOR KENTWOOD LANDFILL / PUBLIC WORKS

WHEREAS, the State of Michigan and the Department of Environmental Quality provide Municipal Landfill Cost-Share Grants to qualified communities for eligible cleanup and redevelopment costs at municipal solid waste landfills on, or proposed for, the National Priorities List; and

WHEREAS, Kent County incurred eligible response action costs within the grant period at the Kentwood Landfill; and

WHEREAS, the Brownfield Redevelopment Board on June 17, 2002, authorized the award of a Municipal Landfill Cost-Share Grant for \$126,294 to Kent County to pay for 50 percent of eligible costs incurred at the Kentwood Landfill.

NOW, THEREFORE, BE IT RESOLVED, that as a condition of receiving said grant, Kent County hereby commits to make reasonable efforts to pursue any insurance coverage that may be available to cover the eligible costs; and

BE IT FURTHER RESOLVED, that the Kent County Board of Commissioners hereby accepts a Municipal Landfill Cost-Share Grant for the Kentwood Landfill; and

BE IT FURTHER RESOLVED, that the Kent County Board of Commissioners directs the Board of Public Works to execute the agreement on behalf of the County.

8-22-02-111 – ACCEPT MUNICIPAL LANDFILL COST – SHARE GRANT FOR SPARTA LANDFILL / PUBLIC WORKS

WHEREAS, the State of Michigan and the Department of Environmental Quality provide Municipal Landfill Cost-Share Grants to qualified communities for eligible cleanup and redevelopment costs at municipal solid waste landfills on, or proposed for, the National Priorities List; and

WHEREAS, Kent County incurred eligible response action costs within the grant period at the Sparta Landfill; and

WHEREAS, the Brownfield Redevelopment Board on June 17, 2002, authorized the award of a Municipal Landfill Cost-Share Grant for \$29,585 to Kent County to pay for 50 percent of eligible costs incurred at the Sparta Landfill.

NOW, THEREFORE, BE IT RESOLVED, that as a condition of receiving said grant, Kent County hereby commits to make reasonable efforts to pursue any insurance coverage that may be available to cover the eligible costs; and

BE IT FURTHER RESOLVED, that the Kent County Board of Commissioners hereby accepts a Municipal Landfill Cost-Share Grant for the Sparta Landfill; and

BE IT FURTHER RESOLVED, that the Kent County Board of Commissioners directs the Board of Public Works to execute the agreement on behalf of the County.

8-22-02-112 – FY 2002 BUDGET ADJUSTMENTS – APPROPRIATE AN ADDITIONAL \$878,822 / COMMUNITY MENTAL HEALTH

WHEREAS, Kent CMH serves as the Coordinating Agency and fiduciary for the Montcalm, Ionia, Newaygo, and Kent (MINK) substance abuse region. In June, Kent CMH received notification of \$878,822 in additional funding for substance abuse programs for the FY02 fiscal year:

- An additional \$241,824 in State Disability Assistance has been provided to treat disabled individuals with substance abuse problems. The additional funds were required due to high utilization of these services in the MINK region, and were available due to under-expenditures in other areas.
- An additional \$250,000 has been provided for residential treatment services for adolescents. This allocation is part of a statewide increase in funding for this service. Locally, the funding will be used to increase the contract with Project Rehab.
- For FY02, the State decided to contract directly with the Salvation Army for treatment services previously provided through a contract with CMH. A portion of these funds, \$386,998 are federal funds which must be awarded to the Coordinating Agency and

contracted to Salvation Army on a pass-through basis. These funds were not included in the original budget submission to the County.

NOW, THEREFORE, BE IT RESOLVED that the Kent County Board of Commissioners hereby authorizes the appropriation of an additional \$878,822 in funding to the 2002 Community Mental Health (CMH) budget for substance abuse services.

Motion by Commissioner Postmus, supported by Commissioner Buege, to approve the consent agenda items.

Motion carried:

Yeas: Buege, Morgan, Horton, Vonk, Morren, Hiddema, Boelema, McGuire, Wahlfield, Postmus, Agee, Mast, Kuhn, Sak, Vaughn, Mayhue, Koorndyk, Kuipers, Chair Heacock – 19.

Nays: 0.

### RESOLUTIONS

#### 8-22-02-113 – PARKLAND ACQUISITION – MYERS LAKE PARK (WESTBROOK PROPERTY) / PARKS DEPARTMENT

WHEREAS, 7350 Hessler Ct., NE, a property owned by Warren and Shelly Westbrook, located adjacent to Myers Lake Park is available for purchase; and

WHEREAS, acquisition of this property fits the criteria established in the Kent County Parks and Natural Areas Master Plan; and

WHEREAS, the purchase price for the Westbrook property is \$145,000, which is \$4,600 less than twice the State Equalized Value; and

WHEREAS, pursuant to Resolution 7-25-02-103, the County acquired the property located at 7350 Hessler Ct., NE; and

WHEREAS, Resolution 7-25-02-103 was legally insufficient to authorize the acquisition of said property.

NOW, THEREFORE, BE IT RESOLVED that the Kent County Board of Commissioners authorizes the purchase of 7350 Hessler Ct., NE, a property adjacent to Myers Lake Park, from Warren and Shelly Westbrook at a cost of \$145,000; and

BE IT FURTHER RESOLVED, this resolution supercedes Resolution 7-25-02-103.

Motion by Commissioner Wahlfield, supported by Commissioner Kuhn, that the resolution be adopted.

Motion carried:

Yeas: Buege, Morgan, Horton, Vonk, Morren, Hiddema, Boelema, McGuire, Wahlfield, Postmus, Agee, Mast, Kuhn, Sak, Vaughn, Mayhue, Koorndyk, Kuipers, Chair Heacock – 19.

Nays: 0.

#### 8-22-02-114 – PARKLAND ACQUISITION – MYERS LAKE PARK (EVANS PROPERTY) / PARKS DEPARTMENT

WHEREAS, 7319 Hessler Ct., NE, a property owned by William and Maxine Evans, located adjacent to Myers Lake Park is available for purchase; and

WHEREAS, acquisition of this property fits the criteria established in the Kent County Parks and Natural Areas Master Plan; and

WHEREAS, the purchase price for the Evans property is \$129,900, which is \$3,100 less than twice the State Equalized Value; and

WHEREAS, Resolution 7-25-02-103 was legally insufficient to authorize the acquisition of said property.

NOW, THEREFORE, BE IT RESOLVED that the Kent County Board of Commissioners authorizes the purchase of 7319 Hessler Ct., NE, a property adjacent to Myers Lake Park, from William and Maxine Evans at a cost of \$129,900; and

BE IT FURTHER RESOLVED, this resolution supercedes Resolution 7-25-02-103.

Motion by Commissioner Wahlfield, supported by Commissioner McGuire, that the resolution be adopted.

Motion by Commissioner Mayhue, supported by Commissioner Sak, to call for the question.  
Motion carried by voice vote.

Motion to adopt resolution failed (2/3 of members elect required):

Yeas: Buege, Horton, Boelema, Wahlfield, Postmus, Agee, Kuhn, Vaughn, Koorndyk, Kuipers, Chair Heacock – 11.

Nays: Morgan, Vonk, Morren, Hiddema, McGuire, Mast, Sak, Mayhue – 8.

#### 8-22-02-115 – ADDITIONAL FUNDING FOR ACSET FACILITIES REPAIRS / ACSET

WHEREAS, in January 2002, the Board of Commissioners approved an agreement with ACSET and the City of Grand Rapids to pay for half of the health and safety improvements at the three facilities occupied by ACSET. The Board appropriated \$47,250 to fund certain projects already identified. Of this amount, \$32,600 has already been spent; and

WHEREAS, the City and County conducted an architectural study which has identified \$233,000 in critical repairs to be made prior to December 31, 2002. ACSET has agreed to contribute \$40,000 toward the repairs, and has requested the City and County to share the costs of the remainder, or \$193,000 (\$96,500 each); and

WHEREAS, an additional appropriation of \$82,000 is required; and

WHEREAS, Facilities Management Director Jim Leach has reviewed the list of priority projects and concurs with the recommendation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners appropriate \$82,000 to the 2002 Area Community Services Employment and Training (ACSET) budget from the undesignated General Fund Balance to fund health and safety improvements at the Sheldon, West Side, and Northeast Complexes.

Motion by Commissioner McGuire, supported by Commissioner Sak, that the resolution be adopted.

Motion carried:

Yeas: Buege, Morgan, Horton, Vonk, Morren, Hiddema, Boelema, McGuire, Wahlfield, Postmus, Agee, Mast, Kuhn, Sak, Vaughn, Mayhue, Koorndyk, Kuipers, Chair Heacock – 19.

Nays: 0.

8-22-02-116 – SENIOR MILLAGE ADMINISTRATIVE CONTRACT / ADMINISTRATOR’S OFFICE

WHEREAS, when the Senior Millage was established, the Board of Commissioners decided to contract for administration of the funds, and solicited proposals from outside organizations. AAAMW submitted the sole bid, and was awarded a three-year contract to administer the millage for a fee of 5 percent of the funds annually appropriated. Last year, after requesting some changes to the allocation process, the Board approved an extension of the contract through December 31, 2002, and directed staff to determine if the contractual agreement continued to be an efficient and cost-effective arrangement for the County; and

WHEREAS, due in part to the changes requested by the Board of Commissioners (e.g. bidding of certain services provided by AAAMW with millage dollars) and the normal evolution of the program as it has developed over the past four years, there is a need to redefine the administrative requirements and to develop a fee arrangement that reflects the revised process; and

WHEREAS, staff recommends that the County extend the contract with AAAMW for one additional year to allow staff time to redefine the administrative requirements for the senior millage, and to solicit proposals for administration of the funds beginning January 1, 2004, including an internal proposal using County staff and resources.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners hereby approves an extension to the contract with Area Agency on Aging of Western Michigan (AAAMW) Inc., for administration of the Senior Millage Funds through December 31, 2003.

Motion by Commissioner Wahlfield, supported by Commissioner Sak, that the resolution be adopted.

Motion carried:

Yeas: Buege, Morgan, Horton, Vonk, Morren, Hiddema, Boelema, McGuire, Wahlfield, Postmus, Agee, Mast, Kuhn, Sak, Vaughn, Mayhue, Koorndyk, Kuipers, Chair Heacock – 19.

Nays: 0.

8-22-02-117 – CREATION OF PARKS ACQUISITION AND DEVELOPMENT FUND / PARKS DEPARTMENT

WHEREAS, the Board of Commissioners approved a report of the Parks Subcommittee, which made several recommendations regarding the governance of the Parks Department and future funding of the parks system; and

WHEREAS, the 2003 proposed budget will include a method of funding the Parks system that will allow the County to acquire land and develop quality parks to meet the future needs of Kent County residents; and

WHEREAS, the 2003 proposed budget includes a recommendation for a Board allocation of General Funds equivalent to .25 mill of property tax levy in addition to the current General Fund allocation for Parks; and

WHEREAS, the additional funds should be allocated to a new Parks Acquisition and Development Fund to provide for end of year carry over of funds and accrual of interest.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners hereby approves the creation of the Parks Acquisition and Development Fund.

Motion by Commissioner Wahlfield, supported by Commissioner Morgan, that the resolution be adopted.

Motion carried by voice vote.

8-22-02-118 – AMEND PENSION PLAN / ADOPT M-3 SAVINGS PLAN / PARKS DEPARTMENT

WHEREAS, the employees in the Parks Department of Kent County Road and Park Commission will become employees of Kent County as a result of a transfer of the Parks Department from the Kent County Road and Park Commission to Kent County; and

WHEREAS, the Kent County Board of Commissioners adopted the Kent County Employees' Retirement Plan (Retirement Plan), effective December 8, 1948, to provide retirement benefits for eligible employees of Kent County and the Retirement Plan has been amended from time to time; and

WHEREAS, the employees in the Parks Department will become eligible to participate in the Retirement Plan as a result of the transfer of the Parks Department from the Kent County Road and Park Commission to Kent County unless the Retirement Plan specifically excludes them as a classification of employees ineligible to participate; and

WHEREAS, the employees in the Parks Department of Kent County Road and Park Commission currently participate in the Kent County Road and Park Commission M-3 Savings Plan (M-3 Savings Plan) pursuant to bargaining between the Kent County Road and Park Commission and collective bargaining representatives for affected union employees and by management decision for employees of the Parks Department who are not members of a collective bargaining unit; and

WHEREAS, a request has been filed with the Internal Revenue Service (IRS) for approval of a spin off and transfer of the accounts of the current Parks Department participants from the M-3 Savings Plan to an identical plan known as the Kent County Parks Department Retirement Savings Plan (Savings Plan), said Savings Plan to be transferred to and maintained by Kent County for the benefit of the current and future employees of the Parks Department; and

WHEREAS, the Savings Plan must be approved and adopted by Kent County promptly after the IRS approves the spin-off and transfer of the Savings Plan from the Kent County Road and Park Commission to Kent County and after Kent County and collective bargaining representatives reach agreement on retirement plan issues.

NOW, THEREFORE, BE IT RESOLVED that Amendment 2002-2 to the Kent County Employees' Retirement Plan in the form attached hereto is adopted effective on the date the Parks Department is transferred from Kent County Road and Park Commission to Kent County; and

BE IT FURTHER RESOLVED that the Kent County Parks Department Retirement Savings Plan be approved and adopted by the Kent County Board of Commissioners in the document attached hereto entitled "Kent County Parks Department Retirement Savings Plan and Trust Agreement" for the benefit of the employees of the Parks Department effective on the later of (1) the date the Parks Department is transferred from the Kent County Road and Park Commission to Kent County; (2) the date the IRS approves the transfer of the Savings Plan from the Kent County Road and Park Commission to Kent County; and (3) the date the collective bargaining representatives for the Parks Department employees reach agreement on retirement plan issues; and

BE IT FURTHER RESOLVED, that the Kent County Controller/Administrator is authorized and directed to execute any and all agreements necessary to effect the transfer of the Savings Plan from Kent County Road and Park Commission to Kent County and the adoption and acceptance of the Savings Plan by Kent County, to select the effective date of the transfer, to execute Amendment 2002-2 to the Kent County Employee's Retirement Plan after confirming that collective bargaining and IRS approval requirements have been met, and to amend the Savings Plan to limit participation of non-union employees to those who had been on the payroll of Kent County Road Commission prior to the transfer of the Parks Department to Kent County.

Motion by Commissioner Koorndyk, supported by Commissioner Wahlfield, that the resolution be adopted.

Motion carried by voice vote.

#### 8-22-02-119 – LABOR AGREEMENT – KCDSA / SHERIFF'S DEPARTMENT

WHEREAS, the Negotiating Committee recommends approval of a four year labor agreement for the period of January 1, 2001, through December 31, 2004 between the County of Kent, the Sheriff and the Kent County Deputy Sheriff's Association (KCDSA); and

WHEREAS, the proposed agreement is summarized on attachments to this resolution; and

WHEREAS, this proposed contract has been ratified by members of the Kent County Deputy Sheriff's Association (KCDSA); and

WHEREAS, the salary and fringe benefit increases will result in a cost of \$1,796,443 for the length of the contract; and

WHEREAS, this contract settlement will affect two hundred and twenty full-time employees assigned exclusively to the Sheriff Department.

NOW, THEREFORE, BE IT RESOLVED that the Kent County Board of Commissioners hereby approve and ratify said proposed contract; and

BE IT FURTHER RESOLVED that the Chair is authorized and directed to sign said agreement on behalf of Kent County; and

BE IT FURTHER RESOLVED that \$850,227 is transferred from the Undesignated/Unreserved General Fund Balance to the Sheriff Department 2002 budget.

Motion by Commissioner Sak, supported by Commissioner McGuire, that the resolution be adopted.

Motion carried:

Yeas: Buege, Morgan, Horton, Vonk, Morren, Hiddema, Boelema, McGuire, Wahlfield, Postmus, Agee, Mast, Kuhn, Sak, Vaughn, Mayhue, Koorndyk, Kuipers, Chair Heacock – 19.

Nays: 0.

#### REPORTS

There were no reports.

## MISCELLANEOUS

### Grand Rapids Press Error

Administrator Delabbio stated that it was erroneously reported in the *Grand Rapids Press* yesterday that Kent County received \$128 million dollars in a land exchange with Forest Hills Public Schools. It should have read \$128,000. At Tuesday's Finance Committee meeting, it was recommended that this \$128,000 be moved from the general fund to the Parks Land Acquisition fund.

### Budget Adjustment

Commissioner Mayhue was glad to see that an additional \$878,822 in substance abuse funds was received by Community Mental Health to help people in this community.

### Introduction

Chair Heacock introduced Paul Ippel, new Director of the Kent County Community Mental Health Agency. He begins his new position on August 26, 2002.

### Work Session

Chair Heacock announced that there would be a work session immediately following this meeting on the Community Mental Health Authority.

### Millennium Park Press Conference

Chair Heacock stated that a press conference would be held today at 11:30 a.m. at the Johnson Park Shelter to unveil the Phase 1 Master Plan for Millennium Park.

## ADJOURNMENT

At 9:57 a.m., Commissioner Postmus moved to adjourn, subject to the call of the Chair, and to Thursday, September 12, 2002, Room 310, County Administration Building, at 7:00 p.m., for an Official Meeting. Seconded by Commissioner Agee. Motion carried.

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Steven R. Heacock, Chair

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Mary Hollinrake, County Clerk