

**LAPEER COUNTY ROAD COMMISSION**  
**REGULAR BOARD MEETING**  
**Wednesday, March 19, 2014**  
**4:30 p.m.**

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Present: Mr. Gary Howell, Chairman; Mr. Dale Duckert, Vice Chairman; Mr. Michael Hemmingsen, Member  
In Attendance: Ms. Linette Daily, Board Secretary; Mr. Erick Pearson, Managing Director; Mr. Ryan Doyle,  
County Highway Engineer; Ms. Tami Erickson, Chief Financial Officer

Also in attendance: Mr. Ron Cischke, Mr. Charles Buckel

Mr. Gary Howell, Chairman, called the meeting to order at 4:30 p.m. in the Meeting Room of the Lapeer County Road Commission Building. The Pledge of Allegiance was recited.

**APPROVAL OF AGENDA**

**031914-037**

Motion by Mr. Hemmingsen, seconded by Mr. Duckert to approve the agenda. Motion carried.

**APPROVAL OF PRIOR BOARD MEETING MINUTES**

**031914-038**

Motion by Mr. Duckert, seconded by Mr. Hemmingsen to approve the Regular Meeting minutes for March 4, 2014. Motion carried.

**APPROVAL OF DISBURSEMENTS**

**031914-039**

Motion by Mr. Hemmingsen, seconded by Mr. Duckert to approve disbursements dated March 20, 2014 in the amount of \$600,754.03. Motion carried.

**APPROVAL OF PROJECTS**

**031914-040**

**Elba Township**

504 008 143798 Roadside Mowing- Jostock, Up to 3 Double Swaths Estimated Cost: \$4,200 each/  
Township

504 008 143799 Dust Control- Road Maintenance, Up to 3 Applications Estimated Cost: \$5,386.68 each/  
Township

**Goodland Township**

490 009 143400 Replace Cade Road Bridge between Kohler and Speaker Estimated Cost: \$13,028.53=  
\$5,211.41 Bridge Fund, \$3,919.00 Allocation Credit, \$3,908.12 Township

**Hadley Township**

504 010 143998 Roadside Mowing- Jostock, 1 Double Swath Estimated Cost: \$4,000/ Township

504 010 143999 Dust Control- Road Maintenance, 3 Applications with option of 4<sup>th</sup>  
Estimated Cost: \$8, 353.80 each /Township

**Lapeer Township**

504 012 144198 Roadside Mowing- LCRC Forces, 2 Double Swaths Estimated Cost: \$8,400.00/Township

504 012 144199 Dust Control- Road Maintenance, Up to 4 Applications Estimated Cost: \$\$4,789.98 each/ Township, \$2394.99 Allocation Credit

**Oregon Township**

504 017 144698 Roadside Mowing- Jostock, 2 Single Swaths Estimated Cost: \$3,100 each/ Township

504 017 144699 Dust Control- Road Maintenance, Up to 4 Applications Estimated Cost: \$7,221.24 each/Township

**MANAGER'S REPORT**

Mr. Pearson asked the Board to approve the new Staff Engineer contract language. Mr. Howell explained that the Board wanted to update the contract as the previous contract contained poor language.

**031914-041**

Motion by Mr. Hemmingsen, seconded by Mr. Duckert to approve the contract language for the Staff Engineer employment contract. Motion carried.

Mr. Pearson then spoke about the ORV Public Hearing to be held on April 3, 2014 at the County Complex. Mr. Howell stated that the County Commission Public Hearing is a result of 2013 Public Act 117, which allows the use of ORVs on county roads if an ordinance is adopted. Mr. Howell went on to explain that the Road Commission has the authority to close up to 30 percent of the roads, and the Lapeer County Road Commission is proposing the closure of 12 percent of the roads to the operation of ORVs. This ordinance would open 88 percent of the roads to ORV use.

**031914-042**

Motion by Mr. Hemmingsen, seconded by Mr. Duckert to approve the map and printed listing dated 03/19/2014 of the Lapeer County Road Commission recommended road closures to ORV use. Motion carried.

**Managing Director Report:**

Mr. Pearson reported that the Road Commission winter maintenance cost is now at \$2.44 million and \$1.3 million was budgeted. Mr. Pearson went on to state that the road issues switch to water issues and road break up now. Mr. Pearson explained that plugged culverts also create a problem and are very time consuming to remedy. Mr. Pearson informed the Board that the Weight Restrictions went into force today.

**ENGINEERING REPORT**

**031914-043**

Motion by Mr. Duckert, seconded by Mr. Hemmingsen to approve the Haul Route Agreement with Jay's Septic to haul "normal" (Class B) loads during spring frost law restrictions over Greenwood Road from their driveway to Wilder Road and then south to I-69 during the Spring Seasonal Weight Restrictions. Motion carried.

Mr. Doyle explained to the Board that the Road Commission received a Petition to Abandon Crowe/Muck Connector and east end of Muck Road. Mr. Doyle stated that the petition contains both property owners that are involved in the property change. Mr. Cischke, Goodland Township Supervisor, was present to state that the petition parties and signatures were accurate and he has received no opposition to the petition.

**031914-044**

Motion by Mr. Hemmingsen, seconded by Mr. Duckert to accept the Petition to Abandon 2640 feet south of Crowe to Muck Road and 700 feet east to the end of Muck Road, located in Section 28 of Goodland Township, Lapeer County, Michigan, and declare this right of way abandoned immediately. Motion carried.

Mr. Doyle explained that Dead End Road signs and red diamond markers will be used to designate the end of the road right of way.

Mr. Doyle asked the Board to approve a MISS DIG resolution that would allow the Road Commission to process notification tickets as “Clear” until such time as resources become available to identify the underground facilities.

**031914-045**

Motion by Mr. Duckert, seconded by Mr. Hemmingsen to approve the following resolution:  
Whereas, 2013 PA 174, MISS DIG underground Facility Prevention and Safety Act, was approved on November 26, 2013 and becomes effective on April 1, 2014, and;

Whereas, as a facility owner, the Road Commission is required to participate in the notification system by responding to a ticket when notified of excavation which is occurring near a roadway, and;

Whereas, the Road Commission is uncertain as to the location of most of its facilities and may not be able to successfully mark all underground facilities, and;

Whereas, the Road Commission also does not currently have the resources to investigate all submitted tickets;

Therefore, be it resolved that the Permit Foreman and/or Front Desk Clerk shall mark all tickets as “Clear” until such time that the mapping and resources are available and underground facilities can be identified

Roll Call: Duckert, aye; Howell, aye; Hemmingsen, aye. Motion Carried.

**031914-046**

Motion by Mr. Hemmingsen, seconded by Mr. Duckert to approve the December 31, 2013 MDOT Road Certification Maps and Changes for the Lapeer County Road Commission and allow Mr. Gary Howell, Chairman to sign same. Motion carried.

**031914-047**

Motion by Mr. Duckert, seconded by Mr. Hemmingsen to approve MDOT Contract 14-5048 and authorize Chairman Gary Howell and Vice Chairman Dale Duckert to sign.

Part A- Hot mix asphalt paving work along Dryden Road from Highway M-24 easterly to the west village limits of Metamora; including concrete rubblization, cold milling, aggregate shoulder, culvert, and pavement marking work; and all together with necessary related work.

Part B- Hot mix asphalt paving work along Dryden Road from Rochester Road easterly to the west village limits of Dryden; including base crushing and shaping, aggregate shoulder, culvert, and pavement marking work; and all together with necessary work. Motion carried.

**031914-048**

Motion by Mr. Duckert, seconded by Mr. Hemmingsen to approve MDOT Contract 14-5063 and authorize Chairman Gary Howell and Vice Chairman Dale Duckert to sign.

Part A- Centerline corrugation, guardrail, fixed object removal, and sign upgrading work along Marathon Road from Klam Road to LeValley Road; and all together with necessary related work.

Part B- Guardrail, fixed object removal, and sign upgrading work along McDowell Road from Washburn Road to Gray Road; and all together with necessary related work. Motion carried.

**031914-049**

Motion by Mr. Duckert, seconded by Mr. Hemmingsen to approve MDOT Contract 14-5065 and authorize Chairman Gary Howell and Vice Chairman Dale Duckert to sign.

Flashing beacon, guardrail, centerline corrugation, sign upgrading, and superelevation correction work along Hollenbeck Road from Marathon Road to approximately 0.25 miles north of Klam Road; and all together with necessary related work. Motion carried.

Mr. Doyle explained to the Board that he had a map prepared that shows all of the decertified right of way properties that the Road Commission currently has record of. Mr. Doyle stated that there are a lot of “Y” intersections that could be eliminated if the Board was interested.

Mr. Doyle then informed the Board that the County Road Association of Michigan was not interested in pursuing the Jonathon/Hemstead Road Abandonment lawsuit, but did state that they thought the case was winnable. Brief discussion ensued.

Mr. Doyle stated that he did contact the real estate company regarding the sign at Dryden Road and M-53 and have given them until Monday to remove the sign.

**PUBLIC TIME**

Mr. Ron Cischke, Goodland Township Supervisor

Mr. Cischke stated that “the Road Commission has done a hell of a job this winter”, and reported that he is pleased with the work the crews have done through this long winter.

Mr. Cischke explained that the Rural Elected Official meeting that used to be held annually is not going to be offered by MDOT any longer, but they have offered to meet with anyone who has an issue that needs to be discussed. Mr. Cischke stated that he was disappointed about this news, as there was a lot of good discussion that occurred during those meetings that pertained to the whole group.

**Commissioner Reports and Comments**

Mr. Duckert stated that he has spoken to a lot of people and has had to explain to them that the high cost of the winter expenses is not due to wages. Discussion was held regarding the make-up of this cost and Mr. Pearson stated that only 16% of the amount is wages. The majority of the cost is fuel, salt and blades.

Mr. Duckert spoke briefly about the accident which closed down M-53. It was stated that a meeting should be set with the State Police to review the incident report which was created for road closures in the County.

Mr. Howell declared the meeting adjourned at 5:30 p.m.

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Gary Howell, Chairman

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Linette Daily, Board Secretary