

The Menominee County Board of Road Commissioners held a regular meeting in their offices north of Stephenson on Tuesday, November 8, 2016.

Chair Kakuk called the meeting to order at 9:00 a.m. with the following persons present or absent:

Present: William Anderson, Anthony Kakuk, Joseph Skrobiak, Darrell Moilanen and Lisa Savord. Also present were Bob Desjarlais, Todd LaFave, Jerry Piche, Joe Linder, Clifford Nelson, Jr., Charlene Peterson, Larry Barker, Chuck Behrend, Ken Goffin and Dena Kempf.

Absent: None

Public comments – Ken Goffin stated that a good job had been done with the brushing on CR577. Mr. Goffin then asked if the road commission was committing to the Menominee Township projects on Bay de Noc Road and O-1 Road for the next construction season. Moilanen replied that both projects were on the schedule. Mr. Goffin asked if the road commission had made any changes to the cost sharing policy. Moilanen stated that the policy was still at 100% township cost at this time. Mr. Goffin asked if the road commission would consider re-chipping roads that the township had previously double chipped, to keep them in good condition. Moilanen explained that the road commission would be discussing the road program prior to the 2017 annual township meetings. Ken Goffin left the meeting at 9:03 am.

Bob Desjarlais asked if agenda item 14, discuss/make decision on mine access road, could be tabled for now and that the road commission and Aquila Resources meet with Holmes, Lake and Daggett Township officials prior to any decisions being made. Clifford Nelson, Jr. noted that this was already the third road commission meeting where this was discussed and that the mine would soon be forced to make the decision on their own, using the River Road route, which may make the residents on that road unhappy. Dena Kempf stated that Holmes Township would like to have the road commission and Aquila Resources present at their next monthly meeting being held on December 7, 2016 at 7:00 p.m. Ms. Kempf also noted that Swanson Road and CR577 have more residents than River Road. Joe Linder added that he feels the road commission should have an agreement in place with Aquila Resources that the mining company would be financially responsible for maintaining and repairing any roads that they damage as part of their operations. Clifford Nelson, Jr. said the mine would run approximately 6 trucks per day.

Public appearances – None.

Additions/corrections to minutes for 10/11/16 – There being no additions or corrections, Kakuk declared that the minutes will stand as written.

Financial Report –

	Receipts	Expenditures	Payables / Reserves	Balances
Balance, October 10, 2016				\$2,724,957.17
Receipts thru 10/31/16	330,792.99			
Expenditures thru 10/31/16		378,518.90		
Balance, October 31, 2016				\$2,677,231.26
Michigan Transportation Funds	302,622.77			
Receipts thru 11/07/16	0.00			
Expenditures thru 11/07/16		116,687.32		
Set aside for purchase of graders in 2020			150,000.00	
State Maint. & Equip. Advances			85,114.00	
Balance, November 7, 2016	633,415.76	495,206.22	235,114.00	2,628,052.71
<u>Payables &amp; Reserves</u>				
Payroll 11/17, and 12/01 (Est.)			135,000.00	
Soc. Sec. 11/17 and 12/01 (Est.)			10,327.50	
Reserve for workers compensation insurance			20,706.00	
Reserve for liability insurance			85,035.44	
Reserve for rental grader leases - John Deere (Oct 2015)			114,501.00	
Reserve for rental grader leases - Cat Financial (Dec 2015)			431,567.05	

Reserve for Forest Funds		161,012.59	
Reserve for 2015 Federal Aid Match		189.00	
Reserve for 2016 Federal Aid Match		50,587.06	
Reserve for Federal Aid Match for No. 5 Rd. Bridge		20,000.00	
Reserve for Federal Aid Match for No. 10 Ln. Bridge		21,000.00	
Reserve for Design Engineering for No. 5 Road & No. 10 Road bridges		11,267.34	
Reserve for County Line Road - 20% Share of Phase 1		130,000.00	
Reserve for 2016 bridge inspections		2,100.00	
Reserve for rental of Cat Mulcher (1 month)		4,300.00	
Reserve for crushing & stockpiling 15,000 tons of 22A gravel		37,200.00	
Reserve for Vega Road box culvert		26,400.00	
Reserve for Capital Outlay-Equipment (3 plow trucks, paint cart)		680,000.00	(1,941,192.98)
			\$ 686,859.73

There being no questions or comments, Kakuk declared the financial report accepted as read.

Vouchers # 17-0003, 17-0005, 17-1031, and 17-0006 – Moved by Skrobiak, seconded by Anderson that the vouchers be approved and ordered paid. Carried unanimously.

Discuss/pass resolution to sign 5 year State Trunkline Maintenance Contract with MDOT for 10/01/2016 – 09/30/2021 –

Commissioner Anderson offered the following resolution and moved for its adoption:

BE IT RESOLVED THAT the State Trunkline Maintenance Contract between the Michigan Department of Transportation and the Menominee County Road Commission for the period of October 1, 2016 through September 30, 2021 is hereby accepted;

BE IT FURTHER RESOLVED THAT Darrell W. Moilanen is herewith authorized to sign said agreement on behalf of the Road Commission.

It was seconded by Commissioner Kakuk and carried by the following vote: Ayes: 3; Nays 0.

Discuss/pass resolution to sign agreements for exchange of federal aid funds with the Board of County Road Commissioners of Oakland County –

Commissioner Skrobiak moved for the adoption of the following resolution:

WHEREAS, it is the intent of the Menominee County Road Commission to sell Federal Aid Funds to the Board of County Road Commissioners of Oakland County for the 2017 construction season at a rate of \$0.75 of non-federal transportation funds for each \$1.00 of Federal Aid Funds.

AND WHEREAS, it is necessary to complete the agreement for the sale of such funds,

NOW THEREFORE BE IT RESOLVED, that the Chair or Vice-Chair are herewith authorized and empowered to enter into and sign any and all agreements necessary to initiate the above mentioned sale of Federal Aid Funds.

It was seconded by Commissioner Anderson and carried by the following vote: Ayes: 3; Nays: 0.

Permission to hire consultant to perform traffic counts on railroad crossings per MDOT – Moilanen explained that the traffic counts need to be updated every three years and that he would like to get them all completed in 2017, and then redo them each three years thereafter. Moved by Anderson, seconded by Skrobiak to allow Moilanen to hire a consultant to perform the traffic counts as needed. Carried unanimously.

Discuss vehicles parked in right of way near business on CR388 in Spalding Township – Moilanen explained that complaints had been received regarding a repair business on CR388 in Spalding Township parking vehicles in the right of way on both sides of the road. It was noted that this business is located on a curve in the road which may also create a hazard. Moved by Anderson, seconded by Skrobiak to have Moilanen compose a letter to the business owner outlining the safety concerns and asking them to remove the vehicles from the right of way. Carried unanimously.

Update on No. 2.5 Road speed study request – Moilanen advised that a response had been received

from the Michigan State Police in regards to the speed study request initiated by Menominee Township. A site study had been done and it was determined that due to the geometric design and the roadways characteristics that a speed study was not needed. MSP Spl./Sgt. John Bruno instead recommended that the 40 mph speed limit signs be removed, the advisory signs be replaced and centerline/fog lines be repainted. He added that these upgrades, along with the characteristics of the roadway would allow drivers to adjust their speed accordingly. Moved by Skrobiak, seconded by Anderson to take the action that Spl./Sgt. Bruno had recommended. Carried unanimously.

Discuss request from Spalding Township to attend their regular monthly meeting on December 21, 2016 at 6:30 p.m. – Moilanen stated that Supervisor Jim Moraska had asked for the meeting with the road commission to discuss scheduling of road work on LaBelle Road and CR400. The road commission will attend the meeting as requested.

Discuss/make decision on mine access route – Moilanen explained that the board was being asked to decide if they would support the proposed route with a new road being built through state land (which would also have to be approved by the DNR) to CR356, then to Swanson Road (approximately 5.77 miles total) or the proposed route that would go from the mine on River Road to S. Rosebush, then to CR 356 and Swanson Road (approximately 7.65 miles). Anderson stated that he would like to see the matter tabled until the road commission and Aquila Resources had the opportunity to meet with the 3 townships affected by the routes. Kakuk noted that this had been up for discussion for 2 months already and stated that he was opposed to the route going through the state land due to the affect it would have on the forest and hunting. Skrobiak said he would also like to delay the decision until the townships had been met with and that he also was not in favor of the route through state land. Moilanen advised that the board could choose now to not support the route through the state land and then act on alternate routes after meeting with the townships.

It was decided to hold a special meeting at 6:00 pm on Thursday, December 15, 2016, at the road commission office to discuss all proposed routes. Holmes, Lake and Daggett Township officials would be invited to attend, as well as representatives from Aquila Resources.

Any other business – Moilanen asked for permission to post internally the sale by bids of a small amount of wood removed from road commission owned property. Moved by Anderson, seconded by Kakuk to post the sale with a bid deadline of November 11 at 9:00 am.

Moilanen advised the board that a MDOT Small Urban grant had been received to resurface 2.03 miles of 48<sup>th</sup> Avenue & No. 2 Road in Menominee in fiscal year 2020.

Moilanen stated that he had received a request from CUPPAD for a letter of support for their Central U.P. Regional Prosperity Initiative Grant application. Moved by Anderson, seconded by Kakuk to have Moilanen submit the letter of support on behalf of the road commission. Carried unanimously.

Moilanen advised the board that the bids for the No. 5 Road and No. 10 Lane bridges would be opened on January 13, 2017.

Moilanen requested permission to upgrade the lights in the Menominee shop. Moved by Skrobiak, seconded by Anderson to have Moilanen solicit quotes and award for the lighting upgrade. Carried unanimously.

Savord asked the commissioners to advise her no later than November 11 if they plan to attend CRA Legal Issues and Road Funding workshops scheduled for December 6, 2016 in Mt. Pleasant.

Anderson asked if the No. 29 Road had been graded recently. Moilanen will check with the foreman. Anderson also asked for an update of the drainage work being done on Beattie Creek Lane. Moilanen responded that culverts had been replaced and that the drainage was now good in the area.

Skrobiak stated he had received a request from Jerry Hoduski to sell the road commission gravel on the Carney Nadeau Public School property on G-18. Moilanen advised to have them mark their forty lines so that he and the foreman could look to see if there was usable gravel on the property.

Skrobiak asked that an informational ad be run in the local paper regarding winter safety and also clearing snow by mailboxes. He also noted that a good job had been done with the shouldering on G-18.

Kakuk asked that everyone take the time to vote.

Public Comment – Joe Linder stated the No. 34 Rd. sign, at the intersection of Old US 41, had been knocked down by the grader. Moilanen will have the sign man put it back up. Mr. Linder also asked if the crews were still grading, and if so, if J-1 Road could be graded. Moilanen responded that the crews were grading as much as possible before winter.

Bob Desjarlais thanked the board for delaying the decision on the mine access road until after they could meet with the townships. Mr. Desjarlais also reminded the board that they were invited to the MTA December 3 meeting and holiday party.

Dena Kempf advised the board that Holmes Township had received numerous complaints regarding pot holes on Holmesbrook Road and asked if they could be filled prior to winter.

Clifford Nelson, Jr. stated that Aquila Resources would not be required to upgrade any of the roads it uses for mine access as long as they follow the frost laws regarding reduced hauling during weight restrictions.

Todd LaFave stated that County Line Road was in need of gravel and that there was nothing but pit run left on the road. He noted that there were 2 permanent residents on the road along with several camps. Moilanen stated that it too late in the year to put down crushed gravel now, but advised that he talk to the Harris Township Supervisor to have the road added to the list for graveling next year. Mr. LaFave said he had talked to the supervisor in the past and was advised to come to the road commission. Moilanen advised him to send the road commission a letter requesting the gravel. The road commission would then forward the request in writing to Harris Township for their response.

Mr. LaFave asked for an explanation of the difference between decertified roads and abandoned roads, which Moilanen provided. Mr. LaFave stated that he would like to pursue the abandonment of the portion of County Line Road by his property. Moilanen explained that his property was beyond the 1.2 miles of road that was in the road commission's jurisdiction so there was nothing to be abandoned.

There being no further business, Kakuk declared the meeting adjourned at 10:00 a.m.

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Road Commission Finance Director / Clerk

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Chair