

The Menominee County Board of Road Commissioners held a PUBLIC HEARING in their offices north of Stephenson and also via teleconference on Tuesday, July 14, 2020.

Chair Kakuk called the Hearing to order at 8:30 a.m. with the following persons present or absent:

Present: Anthony Kakuk, Kenneth Bower, Kenneth Kline, Darrell Cass, and Lisa Savord. Also present were Brett Botbyl, Ralph Brock, Charlene Peterson, Joe Linder, Dick Sebring, Joe Wieneke, Holly Philipps and Dennis Gruzlewski. Attending by phone were Larry Barker, Keven Trevillian, Patrick Mead and other unidentified callers.

Absent: None.

The Pledge of Allegiance was recited.

Kakuk turned the meeting over to Cass who explained that the purpose of the hearing was to hear comments for or against the proposed abandonment of a certain road in Ingallston Township described as follows: That part of Old County Road 346 which lies 0.06 miles south of present County Road 346 and 0.06 miles west of present County Road 346 as Old County Road 346 passes through the SW-1/4 of the NW-1/4 of Section 16 in T.34N., R.26W. in Ingallston Township, Menominee County, Michigan.

Brett Botbyl stated that he owns 39 acres adjoining the abandonment area. He originally had petitioned the road commission for this abandonment in 1994 and it was denied as the State of Michigan had concerns regarding the public not having access to state lands in the area. The state has since exchanged some of its land with another property owner so access to the state land is no longer an issue and the state no longer objects to the abandonment.

Cass called for any further comments for or against the abandonment of a portion of Old CR 346. Cass called a second time for comments for or against the abandonment of a portion of Old CR 346. Cass called a third time for comments for or against the abandonment of a portion of Old CR346.

There being none, the hearing was closed at 8:35 a.m.

Road Commission Finance Director/Clerk

Chair

The Menominee County Board of Road Commissioners held a PUBLIC HEARING in their offices north of Stephenson and also via teleconference on Tuesday, July 14, 2020.

Chair Kakuk called the Hearing to order at 8:45 a.m. with the same persons as above present or absent.

Kakuk turned the meeting over to Cass who explained that the purpose of the hearing was to hear comments for or against the proposed abandonment of the Carley Street Railroad Crossing which lies from the western R.O.W. line of Railroad Street thence west approximately 100 feet to the western R.O.W. line of the Sault Ste. Marie Bridge Company in Section 35 in T.35N., R.27W., Mellen Township, Menominee County, Michigan.

Cass called for any comments for or against the abandonment of the Carley Street Railroad Crossing. Cass called a second time for comments for or against the abandonment of the Carley Street Railroad Crossing. Cass called a third time for comments for or against the abandonment of the Carley Street Railroad Crossing.

There being none, the hearing was closed at 8:46 a.m.

Road Commission Finance Director/Clerk

Chair

The Menominee County Board of Road Commissioners held a regular meeting in their offices north of Stephenson and also via teleconference on Tuesday, July 14, 2020.

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

Public comments – Ralph Brock stated that he had sent a letter to Chair Kakuk regarding access to fields on CR360 north of Johnson Farms and also on CR366 by Ihander’s. He also noted that M-1 Road has a rough area with corduroy pushing through and asked if some maintenance could be done on this road. Cass advised Mr. Brock on the procedure to apply for a driveway permit for the two areas where he is looking to access farm fields. He also stated that he will take a look at M-1 Road. Mr. Brock left the meeting at 9:04 a.m.

Charlene Peterson thanked the road commission for the work that had been done on Sturgeon Landing Road and on Z-1 Road. She also noted that the water table was high, but having the boards pulled on the Shakey Lakes dam was helping. Kakuk stated that he had reviewed topography maps between Lost Lake and Muskrat Lake and that it is possible that the area was all one lake many years ago.

Dick Sebring stated he lives on X-1 Lane for the summer months. Due to logging operations in the area the road is in poor condition. Three loads of pit run gravel were placed last year, but he feels it needs more. He also noted that .8 mile of the road needed maintenance and there are 6 areas flooded due to high water and asked what the road commission could do. Cass will reach out to the DNR to see if they will participate in the maintenance costs, since the area that was being logged was state owned land. If not, he will approach the township to see if they would pay for any materials needed for maintenance on this road. Kline added that he had driven the road and that it is in poor condition and likely not passable with a 2-wheel drive vehicle. Cass will also look at the 6 spots to see if maintenance gravel and grading will help. Charlene Peterson stated that the deputy assigned to do camp checks in this area can’t get back there as they do not have an SUV. Cass will prepare an estimate of potential repairs needed to present to the Lake Township board to see if they are able to participate in the cost.

Public appearances – None.

Additions/corrections to minutes for 06/09/20 – There being no questions or comments, it was moved by Kline, seconded by Bower that the minutes will stand as written. Carried unanimously.

Financial Report –

	Receipts	Expenditures	Payables / Reserves	Balances
Balance, June 4, 2020				\$3,347,608.21
Receipts thru 06/30/20	825,469.94			
Expenditures thru 06/30/20		441,545.19		
Balance, June 30, 2020				\$3,731,532.96
Michigan Transportation Funds	329,045.87			
Receipts thru 07/09/2020	31,774.03			
Expenditures thru 07/09/2020		372,761.19		
Set aside for purchase of graders in 2020			0.00	
State Maint. & Equip. Advances			261,533.00	
Balance, July 09, 2020	1,186,289.84	814,306.38	261,533.00	3,458,058.67
<u>Payables & Reserves</u>				
Payroll 07/23 and 08/06 (Est.)			160,000.00	
Soc. Sec. 07/23 and 08/06 (Est.)			12,240.00	
Reserve for workers compensation insurance			13,622.66	
Reserve for liability insurance			33,154.26	
Reserve for rental grader leases - John Deere (Oct 2015)			38,167.00	
Reserve for rental grader leases - Cat Financial (Dec 2015)			86,313.41	
Reserve for purchase of 3 Caterpillar Graders			689,530.00	
Reserve for rental grader leases - John Deere (April 2020)			568,501.68	
Reserve for Forest Funds (CR348 Project)			161,010.93	
Reserve for CR348 Box Culvert			231,660.00	
Reserve for CR348 Project			602,809.68	
Reserve for construction inspection for CR348			9,350.75	
Reserve for materials testing - CR348			5,604.00	
Reserve for roadside mowing			41,428.90	

Reserve for gravel crushing		293,600.00	
Reserve for 2020 culverts/bands		48,580.90	
Reserve for Hannahville 2% Grant for V-box Spreader		19,904.00	
Reserve for Stainless Steel V-box Spreader		1,723.00	
Reserve RR X'ing closure funds for Meyer Twp. projects		199,788.35	
Reserve for engineering services for EGLE permits		17,220.00	
Reserve for construction engineering for CR400		286.24	
Reserve for design engineering for No. 29 Road bridge		46,578.00	
Reserve for test drilling - Eustis Road & CR551		2,593.75	
Reserve for 2020 bridge inspections		5,805.00	
Reserve for construction engineering - Pavement Markings project		3,351.75	(3,292,824.26)
			\$ 165,234.41

There being no questions or comments, it was moved by Bower, seconded by Kline that the financial report will stand as written. Carried unanimously.

Vouchers # 20-0041, 20-0043, 20-0630 and 20-0045 – Moved by Kline, seconded by Bower that the vouchers be approved and ordered paid. Carried unanimously.

Act on resolution for the proposed abandonment of a portion of Old CR346 in Ingallston Township –

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

WHEREAS, a petition has been received requesting the absolute abandonment and discontinuance of a certain road in Ingallston Township described as follows: That part of Old County Road 346 which lies 0.06 miles south of present County Road 346 and 0.06 miles west of present County Road 346 as Old County Road 346 passes through the SW-1/4 of the NW-1/4 of Section 16 in T.34N., R.26W. in Ingallston Township, Menominee County, Michigan.

Said petition having been signed by 7 or more freeholders in the Township of Ingallston.

AND WHEREAS a Public Hearing was held at 8:30 a.m., July 14, 2020 and it has been determined that it is in the best interest of the public that said road shall be absolutely abandoned and discontinued.

NOW THEREFORE, pursuant to MCLA 224.18, MSA 9.118, the Board of Menominee County Road Commissioners does absolutely abandon and discontinue forever said road, reserving however a ten (10) foot easement on either side of all existing public utilities forever.

This resolution was supported by Commissioner Kline and carried by the following vote: Ayes 3 ; Nays 0 .

Act on resolution for the abandonment of the railroad crossing on Carley St. in Mellen Township –

Commissioner Kline offered the following resolution and moved for its adoption.

WHEREAS, the Menominee County Road Commission received correspondence from the Michigan Department of Transportation in regards to the possible absolute abandonment and discontinuance of the Carley Street Railroad Crossing which lies from the western R.O.W. line of Railroad Street thence west approximately 100 feet to the western R.O.W. line of the Sault Ste. Marie Bridge Company in Section 35 in T.35N., R.27W., Mellen Township, Menominee County, Michigan.

AND WHEREAS, said railroad crossing abandonment requires a highway right-of way easement to accommodate a turn-around at the end of Carley St.

AND WHEREAS, said railroad crossing abandonment is contingent upon conveyance of said highway easement from the Sault Ste. Marie Bridge Company to the Board of County Road Commissioners of the County of Menominee, MI to be held in trust for the public benefit.

AND WHEREAS, a Public Hearing was held at 8:45 a.m., July 14, 2020 and it has been determined that it is to be in the best interest of the public that said railroad crossing shall be absolutely abandoned and discontinued.

NOW THEREFORE BE IT RESOLVED, pursuant to MCLA 224.18, MSA 9.118, the Board of Menominee County Road Commissioners does hereby absolutely abandon and discontinue forever said railroad crossing, reserving a ten (10') foot easement on either side of all existing public utilities forever.

Supported by Commissioner Kakuk and carried by the following vote: Ayes 3; Nays 0.

Open bids for Hydro-seeder – Cass explained that this item would be paid for, in part, with a grant from the USDA. Bids were opened and read aloud as follows:

LF George, Inc. Waukesha, WI \$33,761.00
 Alta Construction Equip. Co., Sault Ste. Marie, MI \$32,642.00

Both bids were for a 2020 FINN T60T which meets all bid specifications. Moved by Kakuk, seconded by Bower to award to the low bidder, Alta Construction Equip. Co. Carried unanimously.

Sign contract with Iron City Enterprises for Crushing & Stockpiling of 75,000 tons of 22A Aggregate – Three copies of the contract were signed by the full board.

Sign contract with Iron City Enterprises for M-35 Lakeshore Rip-rap – Three copies of the contract were signed by the full board.

Discuss/approve 2019/2020 Budget Amendment #1 – Moved by Kline, seconded by Kakuk to adopt the 2019/2020 Budget Amendment # 1 as presented. Carried unanimously.

	FY 2018/2019	Budget 2019/2020	Budget 2019/2020	Budget 2019/2020
	<u>Actual Prior</u>	<u>Recommended</u>	<u>Amended Amount</u>	<u>Total</u>
REVENUES				
Mich. Transportation Funds	\$5,565,086	\$6,042,599	(\$661,166)	\$5,381,434
Special State Funds	888,963	188,512	38,022	226,534
Federal Funds	1,726,029	88,000	345,585	433,585
County Raised Funds	1,574,875	1,531,184	482,404	2,013,588
Gain/Loss Equip. Disposal	10,799	0	24,340	24,340
Other Contributions	<u>203,228</u>	<u>0</u>	<u>0</u>	<u>0</u>
TOTAL REVENUES	<u>\$9,968,980</u>	<u>\$7,850,295</u>	<u>\$229,184</u>	<u>\$8,079,480</u>
EXPENDITURES				
Primary Roads	3,813,918	3,210,184	(97,235)	3,112,949
Local Roads	4,101,462	1,289,500	599,359	1,888,859
State T/L Maintenance	829,951	750,000	76,000	826,000
TWA/Other T/L Maintenance	52,901	9,000	480,000	489,000
Equipment Expense (Net)	(150,186)	90,000	(285,000)	(195,000)
Administrative Expense (Net)	539,282	350,500	(41,750)	308,750
Distributive Expense	0	1,730,000	(115,000)	1,615,000
Capital Outlay (Net)	376,235	460,704	0	460,704
Miscellaneous	86,313	86,313	94,337	180,650
Special Projects	0	20,625	(20,625)	0
Contingencies	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
TOTAL EXPENDITURES	<u>\$9,649,875</u>	<u>\$7,996,826</u>	<u>\$690,086</u>	<u>\$8,686,912</u>
YEAR END				
Budgeted Net Revenue (Expenditures)	9/30/2020	<u>(\$146,531)</u>	<u>(\$460,902)</u>	<u>(\$607,432)</u>
YEAR END				
Current Estimated Operating Surplus (Deficit)	9/30/2019	\$319,104		
DATE				
Accumulated Avail. Surplus (Deficit)	DATE			
from Prior Yrs.	9/30/2018	<u>\$4,415,528</u>		
	9/30/2019	<u>\$4,734,632</u>		
Projected Surplus at End of Budget Year (2019/2020)		<u>\$4,273,731</u>		<u>\$4,127,200</u>

Award RFP for design engineering services for CR551 (CR400 to M-69) – Cass advised that he had received two proposals for design services as follows:

UP Engineers & Architects, Iron Mountain, MI \$39,265
 Coleman Engineering, Iron Mountain, MI \$13,954

Bower asked why there would be such a big difference in the quotes. Cass stated he wasn't sure, as both proposals covered the same scope of work. Cass recommended accepting the proposal from Coleman Engineering. Moved by Bower, seconded by Kline to award the design service proposal to Coleman Engineering. Carried unanimously.

Set date for special meeting to open/award bids – A special meeting will be held on Thursday, July 23, 2020 at 9:00 a.m. Due to the recent increase in the number of COVID-19 cases locally, the meeting will be held via-teleconference.

Any other business – Cass informed the board that G-08 bridge deck project had been removed from the MDOT bridge bundling first round of funding. Kakuk added that he hopes it gets added back in for future funding cycles.

Cass advised that the USDA Grant application for a two-stage loader mounted snow blower had been approved. The purchase can be put off for up to one year, and will be reviewed for next year's budget.

Kakuk asked about the status of the MCRC SIP Annual Conference. Cass advised that the conference had been cancelled and that only the business meeting, which we typically didn't attend, would be held electronically.

Cass talked about complaints and a petition opposing future events, that had been received regarding the CUP Rally that was held recently in the county. The race was run during and after a heavy rain storm which caused damage to the gravel roads. He has been in contact with the race officials and they are willing to pay for the grader time needed to get the roads back to pre-race conditions.

Public Comment – Joe Linder stated that some of the road in Nadeau Township had been graded after dust control was applied. Cass noted that the 38% chloride solution could be graded after application. Mr. Linder stated that the 38% had been used on some roads, but some of them had 26% brine applied.

Joe Linder asked if the road commission was graveling in Nadeau Township yet. Cass advised that they were. Bower added that he had received a call from a resident wanting gravel on the end of J-1 Road in Nadeau Township. Cass and Mr. Linder will look at the area to determine if gravel is needed.

Dennis Gruzlewski stated that the road commission should not have to do anything regarding the flooding in the Shakey Lakes area or expend any road commission resources there. He also disagrees with the road commission having to be involved with the dam and removing/adding planks to alter the lake levels. Cass stated that he would be attending a meeting later in the week with the county administrator, EGLE personnel, and possibly representatives from the homeowner's association to discuss the dam and other issues regarding the lake level and delegated authority it is.

Brett Botbyl thanked the board for approving the abandonment on Old CR346.

There being no further business, Kakuk declared the meeting/teleconference adjourned at 10:15 a.m.

Road Commission Finance Director / Clerk

Chair