

APPROVED

**MINUTES for the
REGULAR MEETING OF THE
KALKASKA COUNTY ROAD COMMISSION
HELD ON MONDAY, MAY 12, 2014, AT 8:00 A.M.
AT THE OFFICE LOCATED AT 1049 ISLAND LAKE ROAD, KALKASKA, MICHIGAN**

ITEM 1 - PLEDGE OF ALLEGIANCE

Meeting called to order by the Chair at 8:00 a.m. Pledge of Allegiance.

ITEM 2 - ROLL CALL

Upon roll call, the following Commissioners responded:

Allen, Present
Corrado, Present
Cox, Present
Gill, Present
Walter, Present

In addition, the following staff members were present: John Rogers, Manager; Becky Jerry, Clerk.

ITEM 3 – ADDITIONS TO AGENDA

None.

ITEM 4 – APPROVAL OF AGENDA

Motion by Gill to approve Agenda as presented, seconded by Cox. Five ayes, no nays. Motion carried.

ITEM 5 - CONFLICT OF INTEREST

Conflict of Interest Roll Call: Allen, no; Corrado, no; Cox, no; Gill, no; Walter, no.

ITEM 6 – CONSENT CALENDAR

The purpose of the Consent Calendar is to expedite business by grouping non-controversial items together without discussion. Any member of the Commission, staff, or the public may ask that any item on the Consent Calendar be removed and placed elsewhere on the Agenda for full discussion. Such requests will be automatically respected.

If an item is not removed from the Consent Calendar, the action noted in parentheses on the Agenda is approved by a single Commission action adopting the Consent Calendar. The Manager recommends the following items be adopted:

- A. *Minutes*: The Board approves the Regular Meeting Minutes dated April 14, 2014.
- B. *Payroll*: The Board approves Payroll #8 (\$55,069.00), and Payroll #9 (\$35,115.05) respectively.
- C. *Accounts Payable*: The Board approves Accounts Payable in the amounts of C/4-3 (\$54,880.22), C/4-4 (\$23,147.48), C/4-5 (\$240.75), C/4-6 (\$200.00), C/4-7 (\$523.69), C/5-1 (\$5,503.29), C/5-2 (\$105,552.28), and the Check Register for the period of April 1, 2014 to April 30, 2014.

Motion by Cox to approve the items on the Consent Calendar, seconded by Gill. Roll call vote: Cox, yes; Gill, yes; Allen, yes; Corrado, yes; Walter, yes. Five ayes, no nays. Motion carried.

ITEM 7 – PUBLIC COMMENT

Those individuals without appointments may give public comment in compliance with Section D & Appendix A of Procedure Policy.

David Simpson, King Road, presented a letter (attached as part of these minutes) and commented on and/or voiced concerns on the following: 1. Signage on Military and King Roads; 2. Road conditions on King and Military Roads; unsafe; 3. Road millage. Discussion.

Bob Hoenicke, Orange Township, commented on and/or voiced concerns over the following: 1. Bridge on Spencer Road; tie into Spencer Road project.

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Reatha Gray Cochran, Aarwood Trail, commented on and/or voiced concerns over the following: 1. Ditch work on Aarwood Trail; 2. Part of road under water; problems with road; 3. Would like traffic study comparison; blind corner; trees blocking vision in areas; need borings and cost to fix road.

Joy Ginter, Aarwood Trail, commented on and/or voiced concerns over the following: 1. Thank you to Manager for snow plowing this winter and for keeping up with patching on road; 2. Needs PASER ratings; 3. Neighbor blocking north side of road causing drainage problems. Discussion.

ITEM 8 – TOWNSHIP REPRESENTATIVES

Dwight Seaman, Clearwater Township, commented on and/or voiced concerns over the following: 1. Doing tar and chipping on roads; less expensive; 2. County wide millage for those townships who have township road millage. Discussion.

Dean McCulloch, Blue Lake Township, commented on and/or voiced concerns over the following: 1. Pot holes on Sunset Trail; 2. Needing gravel along sides of new roads; 3. Snowmobile crossings. Discussion; 4. Eagle Lake Estate project.

Bud Banker, Bear Lake Township, commented on and/or voiced concerns over the following: 1. Received response to letter he forwarded to Road Commission; appreciated the reply; 2. Cold patching roads. Discussion.

ITEM 9 – FINANCE REPORT/BUDGETS

1. Construction Engineering/Shippy Road.

- Discussion. **Motion by Gill to accept the not-to-exceed price of \$24,833.00 from Gosling Czubak Engineering Services for construction engineering on the Shippy Road project, seconded by Corrado. Roll call vote: Gill, yes; Corrado, yes; Allen, yes; Cox, yes; Walter, abstain. Five ayes, no nays. Motion carried.**

2. Morrison Road.

- Discussion. **Motion by Gill to accept the bid proposal of \$122,162.25 for the Morrison Road project from Payne & Dolan, Inc., seconded by Corrado. Roll call vote: Gill, yes; Corrado, yes; Allen, yes; Cox, yes; Walter, yes. Five ayes, no nays. Motion carried.** Further discussion.

3. Eagle Lake Estates.

- Discussion. **Motion by Gill to accept the bid proposal of \$174,245.90 for the Eagle Lake Estates project from Payne & Dolan, Inc., seconded by Corrado. Roll call vote: Gill, yes; Corrado, yes; Allen, yes; Cox, yes; Walter, yes. Five ayes, no nays. Motion carried.** Discussion.

4. Skip Patching.

- **Motion by Gill to accept the bid proposal from Payne & Dolan, Inc., for skip patch paving of various locations, seconded by Corrado. Discussion. Roll call vote: Gill, yes; Corrado, yes; Allen, yes; Cox, yes; Walter, yes. Five ayes, no nays. Motion carried.**

5. Discussion escrow accounts. **Motion by Gill to put \$100,000.00 into the building escrow fund and \$105,287.45 into the road material escrow, seconded by Allen. Discussion. Roll call vote: Gill, yes; Allen, yes; Corrado, yes; Cox, yes; Walter, yes. Five ayes, no nays. Motion carried.**

6. Discussion additional snow funds used on labor and salt; increase of expenses from last winter. Manager to contact county regarding state of emergency.

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ITEM 10 – APPOINTMENTS

None.

ITEM 11 – OLD BUSINESS

None.

ITEM 12 – NEW BUSINESS

- A. Employee evaluations due May 23.
- B. Blue Lake Township Road Agreement/Eagle Lake Estates. **Motion by Allen and seconded by Cox to approve the road agreement on Eagle Lake Estates between Blue Lake Township and the Kalkaska County Road Commission. Five ayes, no nays. Motion carried.**
- C. Clearwater Township Road Agreement/Morrison Road. **Motion by Gill and seconded by Cox to approve the road agreement on Morrison Road between Clearwater Township and the Kalkaska County Road Commission. Five ayes, no nays. Motion carried.**

ITEM 15 – CLOSED SESSION AT 9:00 A.M. FOR A TELECONFERENCE CALL WITH ATTORNEY TO DISCUSS PENDING LITIGATION OF STEELWORKERS' WEEKEND SHIFT GREIVENCE, STEELWORKERS' UNFAIR LABOR PRACTICE, AND TO REVIEW CLOSED SESSION MINUTES DATED MAY 12, 2014

Motion by Gill at 9:00 a.m. to go into Closed Session for a teleconference call with attorney to discuss pending litigation of Steelworkers' weekend shift grievance, Steelworkers' Unfair Labor Practice, and to review Closed Session minutes dated May 12, 2014, seconded by Allen. Roll call vote: Gill, yes; Allen, yes; Corrado, yes; Cox, yes; Walter, yes. Five ayes, no nays. Motion carried.

Motion by Gill and seconded by Cox to go back into Open Session at 9:48 a.m. Roll call vote: Gill, yes; Cox, yes; Allen, yes; Corrado, yes; Walter, yes. Five ayes, no nays. Motion carried.

Motion by Allen to approve the Closed Session minutes dated May 12, 2014, seconded by Gill. Roll call vote: Allen, yes; Gill, yes; Corrado, no; Cox, yes; Walter, yes. Four ayes, one nay. Motion carried.

Motion by Gill to approve the Grievance Settlement Agreement pertaining to the shift posting, seconded by Cox. Discussion. Roll call vote: Gill, yes; Cox, yes; Allen, yes; Corrado, yes; Walter, yes. Five ayes, no nays. Motion carried. (Attached as part of these minutes)

Motion by Gill to approve the Letter of Understanding pertaining to the shift posting between the KCRC and United Steelworkers, seconded by Cox. Roll call vote: Gill, yes; Cox, yes; Allen, yes; Corrado, yes; Walter, yes. Five ayes, no nays. Motion carried. (Attached as part of these minutes)

Motion by Cox to approve the Letter of Understanding pertaining to healthcare, seconded by Allen. Discussion. Roll call vote: Cox, yes; Allen, yes; Corrado, yes; Walter, yes. Five ayes, no nays. Motion carried. (Attached as part of these minutes)

Motion by Cox to approve the Letter of Understanding pertaining to mechanic's wages between the KCRC and United Steelworkers contingent upon Union approval before May 16 at 12 noon, seconded by Gill. Discussion. Roll call vote: Cox, yes; Gill, yes; Allen, yes; Corrado, yes; Walter, yes. Five ayes, no nays. Motion carried. (Attached as part of these minutes)(Clerk notes that this LOU was not ratified by the Union)

Chair called for a break at 10:10 a.m.

Chair called the meeting back to order at 10:16 a.m.

ITEM 13 – CORRESPONDENCE AND REPORTS

Manager's Report:

1. Engineering contract/Shippy Road. Discussion. **Motion by Gill to approve the construction engineering contract for Shippy Road between Gosling Czubak Engineering and the KCRC for a**

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not-to-exceed price of \$24,833.00 contingent upon the Manager's review and approval, seconded by Cox. Roll call vote: Gill, yes; Cox, yes; Allen, yes; Corrado, yes; Walter, yes. Five ayes, no nays. Motion carried.

2. Update on CR612.
3. Spencer Road. Discussion. **Motion by Gill and seconded by Corrado to obligate when available, 2015 STP funding for four miles of Spencer Road in Orange Township with Orange Township to contribute matching funds for the local match. Roll call vote: Gill, yes; Corrado, yes; Allen, yes; Cox, yes; Walter, yes. Five ayes, no nays. Motion carried.**
4. Update on Prevo lawsuit.
5. Update on snowplow accident lawsuit.
6. Elmer's proposal on CR612 culvert project.

Policy Report:

None.

Personnel Report:

Corrado reported the Personnel Committee discussed the following:

1. Status of number employees/temps.
2. Evaluations due by May 23.
3. Employees not listing observations on worksheets.

Safety Committee:

None. Next meeting in July.

Chairman's Report:

Walter reported on and/or discussed the following:

1. Postcard received requesting support for MCRCSIP board.

ITEM 14 – MISCELLANEOUS, PUBLIC COMMENT & OTHER

Those individuals without appointments may give public comment in compliance with Section D & Appendix A of Procedure Policy.

Elmer's proposal. Discussion. **Motion by Gill and seconded by Cox to approve Elmer's proposal for CR612 project for a not-to-exceed price of \$50,000.00. Roll call vote: Gill, yes; Cox, yes; Allen, yes; Cox, yes; Walter, yes. Five ayes, no nays. Motion carried.**

Public Comment: None.

Discussions were held on the following:

1. Brine schedule.
2. Work schedule update.

ITEM 16 – ADJOURNMENT

Motion by Cox to adjourn meeting at 10:42 a.m., seconded by Allen. Five ayes, no nays. Motion carried.

Louis Walter, Chair

Rebecca Jerry, Clerk