

**MINUTES OF THE BOARD OF COUNTY ROAD COMMISSIONERS
MONROE, MICHIGAN
July 27, 2015**

1. At a Regular Meeting of the Board of County Road Commissioners at their offices located at 840 S. Telegraph Road, Monroe, Michigan on Monday, July 27, 2015 the meeting was called to order by Chairman Iacoangeli at 5:30 p.m.

2. Roll Call by Deputy Clerk as follows:

PRESENT

Charles Londo

Bruce R. Stammer, Jr.

Dan Minton

Paul Iacoangeli

EXCUSED

Stephen J. Pace

A quorum being present, the Board proceeded to transact business.

3. Commissioner Iacoangeli led the Pledge of Allegiance.

4. Commissioner Iacoangeli led the Opening Silent Prayer.

5. Commissioner Minton moved, seconded by Commissioner Stammer to approve the July 27, 2015 regular meeting agenda as amended. Vote: Ayes: 4 Nays: 0 Excused: 1 Motion carried.

6. Public Comment -

Chairman Iacoangeli reminded the audience that this is designated as a time for public comment, not question and answer opportunity but anyone is welcome to stay after the meeting to talk with the staff if they have questions.

Tom Kalis, 3599 Ready Road, South Rockwood, addressed the Board about a drainage issue that has been outstanding for a few years. He explained he has been told different stories about what will be done to alleviate the flooding issues in his yard. In 2014 there was a review on the high point and it was determined an overflow would be installed depending on priorities and as time and resources were available. Promises have been made but nothing has been done. He has been given numerous excuses as to why the work isn't being done. He asked the Board to please follow through and install the 12" overflow pipe.

Chairman Iacoangeli indicated the Board would talk with staff about what is involved, and schedule a meeting to discuss the solution.

Mr. Kalis stated he has had meetings, traded emails and questioned how much further this is going to be beat into the ground before something is done.

Chairman Iacoangeli stated most of the Board was new and unfamiliar with the situation and he would like time to review it with the staff to be brought up to speed. He promised he would get back with him personally, if necessary, once he had the opportunity to review it with the staff. He would appreciate the time to review this with the staff.

Mr. Kalis asked Commissioner Stammer if he had any comments. Chairman Iacoangeli indicated the board would review the request with the staff and get back with Mr. Kalis and that it was public comment time not question and answer.

7. The following items were listed on the Consent Agenda: *(with immediate effect)*

1) Approval of Minutes- July 13, 2015 Regular Meeting Minutes

- 2) Approval of Journal Entry
 - No. 438 Payroll Checks #62730-62741 & Advice R16985-17080 \$ 240,177.39
 - Cafeteria Pmts(2nd qtr) & Vac Payout Checks#62742-62756 \$ 21,855.32
 - Bank Service Charge - June 2015 \$ 140.10
 - No. 455 Vendor Checks #66688-66764 \$1,429,470.65
- 3) Township Contracts
 - Ash Township
 - Monroe Btwn Maxwell and Grafton Durapatch
- 4) Approve the Resolution for the reduced weight of 25 tons from July 20, 2015 through September 30, 2015 for the following roads in Bedford Township, Monroe County, Michigan:
 - Temperance Road, between Secor Road and Summerfield Road
 - Consear Road, between Secor Road and Summerfield Road
 - Summerfield Road, between Consear Road and St. Anthony Road
- 5) Approve the Signal Modernization Cost Agreement contract with MDOT for the I-75 SB Off Ramp @ Dixie Hwy (Old M-50) at an annual cost of \$322.00, which represents 67% of the maintenance costs.
- 6) Approve the Signal Modernization Cost Agreement contract with MDOT for the I-75 NB Off Ramp @ Dixie Hwy (Old M-50) at an annual cost of \$322.00, which represents 67% of the maintenance costs.
- 7) Approve the Signal Modernization Cost Agreement contract with MDOT for the I-75 SB Ramp @ Nadeau Road at an annual cost of \$322.00, which represents 67% of the maintenance costs.
- 8) Approve the disposal fees with Carleton Farms related to the materials stockpiled in the Dundee yard up to \$20,000.
- 9) Approve the Final Plats in Bedford Township for the following:
 - Brookwoods Plat 1 Subdivision
 - Village at Oak Creek Plat 2 Subdivision
- 10) Award the 2015 Fog Seal Program contract to Pavement Maintenance Systems, LLC in the amount of \$58,066.25 and authorize the Managing Director to sign all documents on behalf of the Board.
- 11) Approve the Design Service Needs Agreement Addendums with Mannik & Smith Group LLC for additional design work for the Vivian Road @ Cole Road RRR Project (Frenchtown Charter Township), and the S. Stony Creek Road Safety Project (Exeter Township); and authorize the Managing Director to sign all documents on behalf of the Board.

Commissioner Stammer moved, seconded by Commissioner Minton to approve the July 27, 2015 Consent Agenda as presented. Vote: Ayes: 4 Nays: 0 Excused: 1 Motion carried.

8. Unfinished Business -

1) Plank Road Discussion.

Leroy Zieske, 9107 Plank Road and London Township Trustee, indicated he believed the Supervisor and other board members were supposed to attend this meeting so he was confused with their absence.

He explained he has been on the board for close to 45 years and understands the history of Plank Road. He also explained that London officials don't truly understand the concept of the cost sharing policy, where the Road Commission works with the township to match funds.

He voiced a concern that London Township isn't always receiving the money allotted for their township roads. Like Milan and Exeter Townships, London doesn't have major income sources.

Mr. Zieske gave a brief history of Plank Road and the last time any type of major improvement was done. Plank Road was considered the major artery between Monroe and Ann Arbor, and an evacuation route for Ferri.

He mentioned the portion of Plank Road being improved by Raisinville and Dundee Townships will help a whole lot of people. The portion north of Day Road to Ostrander in London Township would be great if the Road Commission could use the money earmarked for work in the township.

He recapped the offer made to the township to put in \$179,000 toward Plank Road and the Road Commission would use their future township allotment to finish all of Plank Road in 2015. This would utilize 5 years of future township allotment to fix this primary road.

Mr. Zieske stated like other government agencies, they were caught in a dilemma and didn't want to take the chance they would have a negative balance because the township really didn't have that kind of money. He would suggest the township pay half that amount since their township budget is limited. The other board members live close to the township hall and don't seem to be concerned about the south side of the township now that Tuttle Hill has been improved. He asked the Road Commission board for another way to find a solution to fix the portion of road between Ostrander and Day.

Chairman Iacoangeli thanked Mr. Zieske for his comments and clarified that Mr. Zieske's suggestion would be to allow London Township to make the \$179,000 contribution as 2 \$85,000 payments over 2 budgets. Mr. Zieski responded yes, his request would be two payments of \$85,000, one in 2015 and the other in 2016. The London Township Board feels they shouldn't have to contribute any money on primary roads since they have 64 miles of township roads that need chip seals and other maintenance.

Chairman Iacoangeli asked if Mr. Zieske would go back to his board to see if the board would go along with making 2 payments and then submit their proposal in writing for the MCRC review.

Commissioner Londo asked what is London's allocation for primary roads and what the Road Commission would be contributing to Plank Road. Mr. Smith said \$100,000 is the remaining balance of allocated money for London's local and primary roads. London only did one road this year so the remaining funds could be put toward Plank Road in 2015.

Mr. Pierce explained to offer was if London Township would contribute \$179,000 the Road Commission would contribute \$100,000 to complete the section of Plank between Day and Ostrander. The Road Commission would then finish the remaining portion from Ostrander to Sanford at a cost to the Road Commission of approximately \$500,000 to be complete the entire road in 2015. This would use up the townships future road allocation for approximately the next 5 years or so.

Commissioner Londo stated if London Township agreed to contribute \$179,000 toward this project what would be accomplished. Mr. Pierce indicated the Road Commission Board would need to authorize the additional expense of approximately \$600,000 to complete the remaining portions of Plank Road in 2015.

Mr. Zieske asked when the work would be started on Plank Road. He assumed the Road Commission would want to get the work done before the school buses start running, and their next board meeting would be 2nd Monday in August.

Mr. Smith explained the two (2) cross tiles have been replaced and he was waiting to hear from London Township before scheduling the work. He added they didn't want to have to start and stop and put in unnecessary joints in the road and add remobilization costs to the projects. The scope of work includes crushing and shaping, adding stone with a single lift of asphalt.

Mr. Zieske indicated his next board meeting is the second Monday in August. He would go back and talk with his board.

Commissioner Londo asked if London Township could call a special meeting. Mr. Zieske wasn't sure but he would call the Supervisor. He didn't want to give the Road Commission improper hope. At this time, he wasn't sure he could sell his idea. He will call Mike Smith with any update.

Chairman Iacoangeli thanked Mr. Zieske for coming.

9. New Business – None.

10. Report of Officers –

Randy Pierce (Managing Director/Superintendent of Maintenance) – Mr. Pierce explained he drove County Line Road and would recommend turning the 4 mile stretch back to stone due to the deteriorating condition.

He also indicated that American Tower is the new owner of the (Verizon) Cell Tower and will be responsible for the maintenance of the tower located in the Monroe yard.

Commissioner Iacoangeli inquired about the cost to return County Line to gravel. Mr. Pierce indicated approximately \$4,000/mile. Mr. Smith indicated \$4,000 would be for crushing only. He talked with Frank Westenkirchner and the sides are soft and narrow. He would put together an estimate as he wasn't sure if it just needed to be crushed or if more stone needed to be added.

Phillip C. Masserant (Director of Finance) – Mr. Masserant was excused.

Michael L. Smith (Director of Operations) – Mr. Smith indicated the county-wide paving projects and chip seal projects are moving along. There will be some bituminous base stabilization in Bedford Township. Thanks to the decent weather projects are moving forward.

Commissioner Londo inquired about Mr. Leszi's concern voiced at the last board meeting. Mr. Pierce explained the staff followed up and there is a plan in place to correct the issue on Morocco Road.

Scott Assenmacher (County Highway Engineer) – Mr. Assenmacher stated he was working with other staff members on information for the fair booth and the county presentation. He updated the Board on the project on Secor and Yargerville Roads where CIP was completed and the HMA top would hopefully be put down next week.

Mr. Assenmacher provided a brief update on the 2016 CMAQ grant application for new trucks. The process involves a series of qualifiers and approvals. It would appear the Road Commission will receive funds in 2016 for new trucks, it is not completely official yet. As the process moves forward he will keep the Board updated on the funding news.

Mr. Pierce asked the Board for permission to buy the trucks off the current bid that is good through August if the grant is awarded. It would allow the Road Commission to capture the savings as the prices will increase approximately 2 percent in September. To order the trucks now would allow a December delivery and the outfitting could be done and trucks in service as soon as June 2016. He would ask the Board to act on this request at the next board meeting.

Philip Costello (General Counsel) – nothing additional to report.

11. Public Comment -

David Hoffman, County Commissioner, indicated the Open Meetings Act allows him to ask the Chairman for the floor and if granted it would give him the right to address the staff. He stated he felt badly for the resident that wanted to speak freely under Public Comment time. He needed to talk to all the staff to get a decision and he wasn't allowed. He feels bad for residents and tax payers who pay our county wages and aren't able to communicate with the Road Commission staff.

Chairman Iacoangeli explained that he has discussed this before with Mr. Hoffman and public comment time is not question and answer time, it allows the public to make a comment. It is not a time to turn to the public and staff and ask questions or debate an issue.

Mr. Hoffman stated he wanted the floor. Chairman Iacoangeli explained it was Public Comment time, but he would be happy to talk with Mr. Hoffman about the Open Meetings Act after the meeting, but again public comment time was not a time of debate.

Mr. Hoffman stated this isn't Russia but America and he had the right to request the floor so he could direct a question to the staff. He asked when the communication came back to the resident. He reminded the Board we are servants to the public.

Chairman Iacoangeli invited anyone to staff after the meeting to ask questions or schedule an appointment to talk to the staff.

12. Commissioners' Comments -

Commissioner Pace – excused.

Commissioner Londo indicated he would like staff to set up a session with Mr. Kalis and include the Chairman and himself in the discussion. He would like to observe his issues and try to help work out a resolution before the next meeting.

Commissioner Londo also wanted Mr. Hoffman to know that this Board takes all comments seriously and they are looked into and followed up on. The Board isn't trying to put anyone off.

Commissioner Stammer indicated he would like to see Plank Road finished this year for maintenance reasons and to be able to use Federal Aid dollars in the future. He felt the Board should be supportive of London Township.

On a lighter note, Bugs Bunny is 75 years old today.

Commissioner Minton agreed with Commissioner Londo about scheduling a meeting with Mr. Kalis to discuss the issue on Ready Road. He also wanted to assure Mr. Hoffman that this Board doesn't ignore citizen's comments. The Board takes the information given by the citizen, discusses it with the staff, reviews the options and the staff follows up with the resident to resolve the issues.

Commissioner Iacoangeli echoed the other member's concerns about Public Comment Time. The Board isn't shutting anyone out from making comments or opinions to the Board, but it isn't a time for questions since there may not be enough information available to provide accurate answers. The exchange of information needs to be done in a format such as a meeting which will allow more time than allotted during a board meeting. It is a more proper way to conduct a public meeting.

Commissioner Iacoangeli reminded everyone of the Monroe County Fair next week and hoped the Board would make time to work at the booth.

13. Closed Session

Chairman Iacoangeli moved, seconded by Commissioner Minton to enter into closed session at 6:25 p.m. for the purpose of discussing pending litigation.

Chairman, Paul Iacoangeli	YES	
Commissioner, Dan Minton	YES	
Commissioner, Charles Londo	YES	
Commissioner, Stephen J. Pace	EXCUSED	
Commissioner, Bruce R. Stammer, Jr.	YES	Motion carried.

Reconvene -

The Board of County Road Commissioners reconvened the July 27, 2015 meeting at 6:45 p.m. with the following Commissioners present:

Chairman, Paul Iacoangeli	YES
Commissioner, Dan Minton	YES
Commissioner, Charles Londo	EXCUSED
Commissioner, Stephen J. Pace	EXCUSED
Commissioner, Bruce R. Stammer, Jr.	YES

Commissioner Minton moved, seconded by Commissioner Stammer to authorize the Managing Director to proceed with the settlement as outlined in closed session. Vote: Ayes: 3 Nays: 0 Excused: 2 Motion carried.

14. Adjournment -

Chairman Iacoangeli stated if there are no objections, the meeting is adjourned at 6:46 p.m.

Cheryl A. U'Ran

Cheryl A. U'Ran, Deputy Clerk