

BOARD OF ROAD COMMISSIONERS
FOR OAKLAND COUNTY, MICHIGAN

Thursday, May 6, 2021

1. THE meeting was called to order by the Chair of the Board, Andrea LaLonde at 9:00 A.M. in the Board Room of the County Road Commission Offices, 31001 Lahser Road, Beverly Hills, Michigan. Initial notice of the meeting was posted on November 09, 2020 in compliance with provisions of Act 267 of 1976.

An updated notice of the meeting with remote participation access was posted on April 2, 2020 in compliance with provisions of Act 267 of 1976, Section 3a and other applicable sections.

ROLL CALL: LALONDE – PRESENT; QUARLES – PRESENT; FOWKES – PRESENT

Dennis Kolar, Managing Director
Gary Piotrowicz, Deputy Managing Director
Jennifer Henderson, General Counsel
Melissa Williams, Director of Finance Department
Brad Knight, Director of Planning and Environmental Concerns – Remote/Beverly Hills, MI
Darryl Heid, Director of Highway Maintenance – Remote/Waterford, MI
David Czerniakowski, Director of Customer Services – Remote/Waterford, MI
Samuel Fitzer, Director of Engineering Department
Steve Guerra, Fleet Manager, Central Operations – Remote/Waterford, MI
Danielle Deneau, Director of Traffic-Safety – Remote/Waterford, MI
Pam Cahill, Director of Human Resources – Remote/Beverly Hills, MI
Craig Bryson, Public Information
Shannon Miller, Deputy-Secretary/Clerk of the Board

2. Chair LaLonde lead the Pledge of Allegiance to the Flag.

3. MOVED BY: FOWKES SUPPORTED BY: QUARLES

THAT the Board approve the agenda for May 6, 2021 as written.

MOTION CARRIED UNANIMOUSLY

4. There were no members of the public wishing to address the Board.

5. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THE Board approve the minutes of April 22, 2021 as written.

MOTION CARRIED UNANIMOUSLY

6. Chair LaLonde asked Dennis Kolar, Managing Director, to review the status of State and Local Executive orders in place addressing the COVID-19 pandemic. Mr. Kolar presented the following:

The Michigan Department of Health and Human Services order issued on April 16, 2021 was updated with a new order that took effect this morning. Under the new order, in effect until May 31, 2021, MDHHS increased gathering limits under certain conditions and updated the mask requirements for small outdoor gatherings as well as small indoor gatherings of fully vaccinated individuals. We should also note that on April 29, the governor issued the “MI Vacc to Normal Challenge” wherein the additional lifting of specific restrictions is tied to vaccination rates. Information regarding this plan has been shared with employees, along with information on where to get a vaccine.

We continue to see a slow in the number of positive cases internally, similar to the decline in cases locally and around the state. We have not yet had a case reported this month. Unfortunately, our April case numbers (total number of positive cases in a month) were our highest to date.

Our Response Plan is consistently reviewed and updated as guidance is updated by the CDC, State of Michigan or our local health division. The well-being of our employees and the citizens of Oakland County is paramount to this agency, and we continue to do all we can to ensure the safe delivery of our services.

- 7A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

RESOLVED, that checks numbered 503917 through 503972; and, ACH payments 51645 through 51666 numbered 78 be approved for payment for an aggregate amount of \$1,170,940.81; and checks 503156, 503601, 503605 and 503822 voided; and,

FURTHER RESOLVED, that the Oakland County Treasurer be directed to pay the checks from the funds in the County Road Account.

MOTION CARRIED UNANIMOUSLY

- 7B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

RESOLVED, that checks numbered 503973 through 504013; and, ACH payments 51667 through 51692 numbered 67 be approved for payment for an aggregate amount of \$557,239.04; and,

FURTHER RESOLVED, that the Oakland County Treasurer be directed to pay the checks from the funds in the County Road Account.

MOTION CARRIED UNANIMOUSLY

8. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT Permits applications issued by the Road Commission for Oakland County, Customer Service Department, be approved and become effective on the date issued:

	62125	Through		62144	Construction Permits
S	0176	Through	S	0241	Driveway Permits

MOTION CARRIED UNANIMOUSLY

9. David Herrington and Keith Szymanski of Plante Moran presented their findings to the Board from the Road Commission for Oakland County’s first remote audit for Fiscal Year ending September 30, 2020. They concluded the overall financial standing to be in great shape.

10. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Hearing on Apportionment of Costs for Spezia Drive; SAD No. 23262; Waterford Township was called to order and held by Chair LaLonde. The Chair affirmed that legal notification of the hearing was made and the assessment rolls submitted to the Board for review and action. The apportionment of cost was read: The total cost for this project is \$336,476.28 which is apportioned 0 percent to Waterford Township and 100 percent to the benefiting properties. The base lot assessment is \$12,506.09.

There were no communications received.

There were no additional public comments. Chair LaLonde closed the public hearing.

MOTION CARRIED UNANIMOUSLY

11. MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, LAKE FRONT STREET (platted as a 15’ alley), from Larchmont Avenue (platted as Elmhurst Ave.) to Grinnell Avenue (platted as Grove Ave.), platted in Cass Lake Highlands Subdivision, Sections 34 & 35, Waterford Township, and Sections 2 & 3, West Bloomfield Township, Oakland County, Michigan, is a public street under the jurisdiction of the Board; and

WHEREAS, in accordance with the provisions of Act 246 of the Public Acts of the State of Michigan for the year 1931, as amended, this Board by previous resolution dated February 18, 2021, made its Final Order of Determination that the proposed improvements are necessary for the benefit of the public and for public welfare and convenience; and

WHEREAS, contract bids on final plans and specifications were received on March 23, 2021, and final assessment district costs determined; and

WHEREAS, this Board has determined that the following described parcels of land, lots numbering 32 through 41 inclusive, part of lot 53, lots 54 through 62 inclusive, lots 70 through 76 inclusive, and lots 83 through 91 inclusive, platted in Cass Lake Highlands Subdivision, and lot 1, platted in Supervisor’s Plat No. 41 (Waterford), shall be assessed for benefits accruing from the proposed improvement; and

WHEREAS, this Board has apportioned the percentage of the total cost of the improvement which the township at large shall share, and has also apportioned the percentage of cost to accrue to each parcel of land in said district by reason of such improvement; and

WHEREAS, on May 6, 2021, this Board held a Hearing on the Apportionment of Benefits in accordance with the provisions of Act 246, Michigan State Statutes for the year 1931, as amended and with notice being given pursuant to Act 162 of the Public Acts of 1962.

NOW, THEREFORE, BE IT RESOLVED, that this Board does confirm that the apportionment of the benefit to accrue to each parcel of land in said special assessment district is valid. A copy of the assessment roll displaying the apportionment of the benefits to each parcel of land shall be placed on file; and

BE IT FURTHER RESOLVED, that the amount of the assessment against each parcel of land assessed shall be payable in ten approximately equal annual installments, the first of which shall be due and payable on October 1, 2021, and the subsequent installments shall be due and payable successively at intervals of twelve months from the due date of the first installment. All unpaid installments, prior to their transfer to the township tax roll, shall bear interest at the rate of 6 percent per annum, payable annually on the due date of each installment after the first installment. Any one or more installments may be paid without interest on or before the first installment due date and thereafter any one or more installments may be paid in full at any time before due with interest accrued to date. If any installment is not paid when due, then the same shall be deemed to be delinquent and there shall be collected thereon, in addition to the interest provided, a penalty at the rate of 1/2 of 1 percent for each month that the same remains unpaid before being reported to the Township Board for reassessment upon the township tax roll; and

That the Deputy Secretary/Clerk of the Board of County Road Commissioners of the County of Oakland is hereby directed to electronically transfer and/or deliver said warrant and special assessment roll data to the County Treasurer. The County Treasurer shall collect the said special assessments in accordance with the terms of this resolution and the statutes of the State of Michigan; and

That on the first day of September, the Oakland County Treasurer shall submit to the Township Board a sworn statement setting forth the names of the persons delinquent, a description of the parcels of lands which there are delinquent installments and the amount of such delinquencies, including accrued interest and penalties computed to September 1. In case the County Treasurer reports delinquent any assessment or part thereof, the Township Board shall certify the same to the Supervisor, who shall reassess on the annual township tax roll of such year in a column headed "Special Assessments" the sum so delinquent, with interest and penalties to September 1 of such year, and an additional penalty of six (6) percent to the total amount. Thereafter, the statutes relating to township taxes shall be applicable to such reassessments; and

BE IT FURTHER RESOLVED, any person having an interest in the real property may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of this special assessment roll, if the special assessment was protested at the hearing held for purpose of confirming the roll; and

BE IT FURTHER RESOLVED, that this Board hereby orders that a copy of this resolution shall be served by First Class Mail to each owner of, or party in interest in property to be assessed, at their address as shown upon the latest local tax records.

MOTION CARRIED UNANIMOUSLY

12. MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, this Board has determined that it is necessary to acquire a certain highway easement and a certain temporary easement in the City of Farmington Hills, for public purposes in conjunction with the reconstruction of Orchard Lake Road over the Rouge River in the City of Farmington Hills, Project No. 55843, which is under the jurisdiction of this Board; and

WHEREAS, this Board has determined that it must take said land, referred to as the acquisition of a certain highway easement and a certain temporary easement, over Parcel No. 1, whose known parties in interest are GBS Orchard Lake, LLC, Della Mulvany, Melody Village Communities, Inc., City of Farmington Hills, and Eastern Michigan Edison Company c/o DTE Electric Company f/k/a The Detroit Edison Company, without the consent of said parties in interest; and

WHEREAS, this Board is authorized to institute condemnation proceedings under 1966 PA 295, as amended, and 1980 PA 87, as amended, and to set the estimated just compensation for any lands taken for public purposes under the provisions of said Acts; and WHEREAS, this Board, under date of April 8, 2021, did set the estimated just compensation for the highway easement and temporary easement over Parcel No. 1 at \$2,845;

WHEREAS, 1980 PA 87, as amended, directs the depositing of the estimated just compensation set by this Board with the County Treasurer, who is to set said sum apart and securely hold it until further Order of the Oakland County Circuit Court.

NOW, THEREFORE, BE IT RESOLVED that this Board does authorize the preparation of the necessary warrants in the sum of \$2,845 payable to the County Treasurer, to be deposited in accordance with the terms of 1980 PA 87, as amended, said sum to be set apart and securely held by the County Treasurer until further Order of the Oakland County Circuit Court.

BE IT FURTHER RESOLVED that the sum of \$2,845 held on deposit by the County Treasurer is the estimated just compensation for the temporary easement and the highway easement over Parcel No. 1, for GBS Orchard Lake, LLC, Della Mulvany, Melody Village Communities, Inc., City of Farmington Hills, and Eastern Michigan Edison Company c/o DTE Electric Company f/k/a The Detroit Edison Company, being the known parties in interest thereof, to be disbursed only in accordance with the requirements of 1980 PA 87, as amended.

BE IT FURTHER RESOLVED that the Board approves the Managing Director's assignment of this matter to the appropriate legal counsel to represent the Board in reference to the condemnation proceedings.

MOTION CARRIED UNANIMOUSLY

13. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve the annual engineering reimbursement request with the Michigan Department of Transportation in accordance with Sec. 12(2) of Act 51, as amended, for the time of July 1, 2020 through June 30, 2021.

MOTION CARRIED UNANIMOUSLY

14A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve the request for Appropriation Transfer No. 21-09 in the amount of \$4,159,026 to increase the Traffic-Safety SIGNAL project group's current year budget for work on projects not completed in the previous year (\$0 carry forward + \$2,676,653 remainder) and to adjust current year revenues and expenditures. Includes transfer of \$959,696 from Signal Project Budget to Road Improvement RIP project budget for 4 safety projects (55111, 55751, 55741 & 55761) designed by the Engineering Department.

MOTION CARRIED UNANIMOUSLY

14B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve the request for Appropriation Transfer No. 21-11 in the amount of \$478,346.00 to purchase a Trailer-Mounted Arrow Board and Drill Press for District 7 Sign Shop and acquire 365 licenses for staff for the Signal Management System, and to adjust PEC DP Services budget from PEC-EDP Services, TS-Materials-Electrical Install/Mod, TS-Signs and Materials, & TS-Capital Outlay-Road Equipment to PEC-Software, Licenses & Support, TS-Dept. Equip-Non-Capital & TS-Capital Outlay-Road Equipment.

MOTION CARRIED UNANIMOUSLY

15A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the Local Cost Participation Agreement with Commerce Township for Union Lake Road over Hayes Drain; Project No. 55853, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

15B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the Local Cost Participation / Tri-Party Program Agreement with West Bloomfield Township for 2021 Gravel Program, various roads; Project No. 56162, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

16A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the 2021 Summer Maintenance Agreement with the City of Novi for Pontiac Trail, West Park Drive to just west of Beck Road; Beck Road, Grand River Avenue to 12 Mile Road; Grand River Avenue, Wixom Road to Haggerty Road; 10 Mile Road, Napier Road to Haggerty Hwy; Novi Road, 8 Mile Road to 12 Mile Road; Haggerty Hwy, 14 Mile Road to 8 Mile Road; 12 Mile Road, Grand River Avenue to Haggerty Hwy e/o Grand River; 8 Mile Road, Napier Road to Taft Toad (border includes Commerce side); Napier Road, 12 Mile Road to 8 Mile Road; Napier/10 Mile Road Roundabout (includes all legs and Lyon side); Brickscape north of 8 Mile Road; and Baseline just south of 8 Mile Road – Northville area; and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

16B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the 2021 Summer Maintenance Agreement with the City of Southfield for 10 Mile Road, Inkster to Greenfield; 12 Mile Road, Inkster to Greenfield; and Lahser Road, 8 Mile to 13 Mile; and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

17. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the Preliminary Engineering Agreement with Hubbell, Roth and Clarks, Inc. for Greenfield Road at Normandy Road Intersection Improvement; Project No. 56031, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

18. MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, this Board, in cooperation with the Michigan Department of Transportation, has programmed the resurfacing work along Adams Road from Long Lake Road to Square Lake Road, in the City of Troy, as Road Commission for Oakland County Project No. 55271; and

WHEREAS, this Board has received Michigan Department of Transportation Contract No. 21-5077 for:

PART A – FEDERAL PARTICIPATION

Hot mix asphalt cold milling and resurfacing work along Adams Road from Long Lake Road to Square Lake Road including widening, concrete curb and gutter and sidewalk ramps, storm sewer upgrades, pedestrian signals and pavement markings; and all together with necessary related work.

PART B – NO FEDERAL PARTICIPATION

Sprinkler restoration along Adams Road from Long Lake Road to Square Lake Road; and all together with necessary related work.

WHEREAS, paragraph 19 of Contract No. 21-5077 states:

“This contract shall become binding on the parties hereto and of full force and effect upon the signing thereof by the duly authorized officials for the parties hereto and upon the adoption of the necessary resolutions approving said contract and authorizing the signatures thereto of the respective officials of the REQUESTING PARTY, a certified copy of which resolution shall be attached to this contract.”

NOW, THEREFORE, BE IT RESOLVED that this Board approves Michigan Department of Transportation Contract No. 21-5077 for the resurfacing work along Adams Road from Long Lake Road to Square Lake Road, in the City of Troy, Oakland County, Michigan; and by this resolution authorizes the Managing Director to execute the contract on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

19A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT bids were advertised for, electronically opened and posted on Tuesday, April 6, 2021 for Scarifier Blades and Cutting Tools, IFB No. 1349. A complete tabulation of bids exported from MITN/Bid Net Direct shall remain on file in the Clerk's Office of the Road Commission. Bids were solicited from several suppliers with five response(s) received.

THE Board accept and award the bid to the low bidder meeting specifications from Shults Equipment, LLC, Ithaca, MI in the amount of \$115,776.75, with terms of net 30 days, FOB destination; all other bids be rejected and the Board authorize the Managing Director to act on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

19B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT bids were advertised for, electronically opened and posted on Tuesday, April 20, 2021 for Straw Mulch Blanket, Annual Estimated Quantities, IFB No. 1382. A complete tabulation of bids exported from MITN/Bid Net Direct shall remain on file in the Clerk's Office of the Road Commission. Bids were solicited from several suppliers with two response(s) received.

THE Board accept and award the bid to the low bidder meeting specifications from SiteOne Landscape Supply, Cleveland, OH in the amount of \$29,688.18, with terms of net 30 days, FOB destination; all other bids be rejected and the Board authorize the Managing Director to act on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

20A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT bids were advertised for, received, electronically opened and posted on Tuesday, April 20, 2021 for: 2021 Maintenance Spot Resurfacing Program, Project No. 2021097:

THE Board accept the proposal of the low bidders Pro-Line Asphalt in the amount of \$1,025,360.75 and Florence Cement Company in the amount of \$308,069.25, that all other bids be rejected, and the Board authorize the Managing Director to act on behalf of the Board to proceed with requirements to execute a contract for this Project upon receipt of the necessary bonds and insurance and all other related documents.

MOTION CARRIED UNANIMOUSLY

20B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT bids were advertised for, received, electronically opened and posted on Tuesday, April 27, 2021 for: Milford Road Culvert Replacement over Buckhorn Creek, Project No. 55893:

Contractor's Name	Amount of Bid
Superior Contracting Group L.L.C.	\$ 764,642.00
Anglin Civil, LLC	\$ 819,446.66
M-K Construction Company	\$ 964,122.36
Zito Construction	\$ 991,994.00
Blaze Contracting, Inc.	\$ 1,027,000.00
Dan's Excavating, Inc.	\$ 1,098,019.14
DiPonio Contracting, Inc.	\$ 1,132,117.68
Major Cement Co.	\$ 1,186,700.25
Fonson Company, Inc.	\$ 1,188,313.58

THE Board accept the proposal of the low bidder Superior Contracting Group L.L.C.; in the amount of \$764,642.00, that all other bids be rejected, and the Board authorize the Managing Director to act on behalf of the Board to proceed with requirements to execute a contract for this Project upon receipt of the necessary bonds and insurance and all other related documents.

MOTION CARRIED UNANIMOUSLY

21A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve the purchase of six (6) Auto/SUV – 2021 Ford Bronco Sport Base 4x4 (@ \$26,210.00 each) utilizing the State of Michigan MiDeal Contract No. 071B7700181 from Gorno Ford, Woodhaven, MI in the amount of \$157,260.00.

MOTION CARRIED UNANIMOUSLY

21B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve the purchase of two (2) Wheel Loaders utilizing the Sourcewell Contract No. 032119-CAT held by Caterpillar Inc., and fulfilled by MacAllister Machinery Co., dba Michigan CAT, Novi, MI in the amount of \$380,712.40.

MOTION CARRIED UNANIMOUSLY

- 22. Darryl Heid, Director of Highway Maintenance, presented a department overview, reviewing staff, budget, activities/chloride program and standard operations.
- 23. There was no new business.
- 24. THERE being no further business to come before the Board of Road Commissioners, Oakland County, Chair LaLonde adjourned the meeting at 10:05 A.M.


 Shannon Miller, Deputy-Secretary/Clerk of the Board