

BOARD OF ROAD COMMISSIONERS
FOR OAKLAND COUNTY, MICHIGAN

Thursday, October 7, 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
Tim Becroft, Accounting Supervisor, Finance Department
Brad Knight, Director of Planning and Environmental Concerns
Jay Carter, Maintenance Operations Engineer
David Czerniakowski, Director of Customer Services
Samuel Fitzer, Director of Engineering Department
Mary Gillis, Director of Central Operations - excused
Danielle Deneau, Director of Traffic-Safety
Pam Cahill, Director of Human Resources
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 October 7, 2021, as written.

MOTION CARRIED UNANIMOUSLY

4. Chair LaLonde recognized the following member of the public wishing to address the Board:

Robert Dart
925 Hill Hollow Lane
Milford, MI 48381

Mr. Dart expressed his concern to the Board regarding storm water drainage and flooding to his property from Heritage Ridge Subdivision in the Village of Milford. He stated that a significant amount of water is coming onto his property. He believes the developer has not followed the permitting rules and is requesting action to correct the drainage issue. Chair LaLonde thanked Mr. Dart for his attendance and requested some time for staff to review and advise him with a decision.

5. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THE Board approve the minutes of September 23, 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:

Unfortunately, state and local COVID case numbers continue to rise. The state-wide positivity rate is back to over 10% again. Oakland County has a 7-day average case count of around 300 cases per day. All of Michigan is now at the high level of community transmission per the CDC. However, we have only had 3 cases within the Road Commission since our last report two weeks ago.

The OSHA rule mentioned at our last meeting has not yet been released. We will continue to monitor for further developments.

We will also continue to follow our Response Plan and provide a working environment as safe as possible for our employees.

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

RESOLVED, that checks numbered 504985 through 505046; and, ACH payments 52330 through 52356 numbered 89 be approved for payment for an aggregate amount of \$4,355,163.46; and, checks 500980, 501797, 502180, 502215, 502283, 503733 and 504132 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 505047 through 505090; and, ACH payments 52357 through 52391 numbered 79 be approved for payment for an aggregate amount of \$2,381,643.22; 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:

	62555	Through		62587	Construction Permits
S	0673	Through	S	0714	Driveway Permits

MOTION CARRIED UNANIMOUSLY

9A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, this Board is in the process of reconstructing 14 Mile Road in the City of Madison Heights, County of Oakland, State of Michigan, being Road Commission Project Number 55031 ("Project");

WHEREAS, 14 Mile Road in the City of Madison Heights is a county primary road under the jurisdiction and control of the Board;

WHEREAS, the Project requires the acquisition of a temporary easement ("Temporary Easement") over a parcel of land ("Property") that is known as Parcel Number 19, part of Tax Parcel No. 25-02-229-001, and commonly known as 45 W. 14 Mile Road. The Property is more particularly described in the records of this Board's Engineering Department, with said description being incorporated by reference herein;

WHEREAS, Carl Bradley, State Certified General Appraiser, has prepared an appraisal report, dated July 14, 2021, estimating the just compensation for the Temporary Easement to be \$108.00;

WHEREAS, the owner has executed a Temporary Easement in the amount of \$108.00. This amount is equal to the estimated just compensation;

WHEREAS, the Property has the following record ownership and parties in interest:

Ray Cooper Properties, LLC
6233 N. Rochester Road
Rochester Hills, MI 48306

WHEREAS, the Board has reviewed the relevant materials regarding the Property and is otherwise informed about the subject matter;

NOW, THEREFORE, BE IT RESOLVED this Board hereby approves the Temporary Easement, as proposed, over the Property, and the Board authorizes payment of \$108.00 to the owners and parties in interest in exchange for the conveyance. The Board further authorizes the Right of Way Division to complete the transaction and record the necessary documents with the Oakland County Register of Deeds.

MOTION CARRIED UNANIMOUSLY

9B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, this Board is in the process of reconstructing 14 Mile Road in the City of Madison Heights, County of Oakland, State of Michigan, being Road Commission Project Number 55031 ("Project");

WHEREAS, 14 Mile Road in the City of Madison Heights is a county primary road under the jurisdiction and control of the Board;

WHEREAS, the Project requires the acquisition of a temporary easement ("Temporary Easement") over a parcel of land ("Property") that is known as Parcel Number 19, part of Tax Parcel No. 25-02-229-008, and commonly known as 32845 John R Road. The Property is more particularly described in the records of this Board's Engineering Department, with said description being incorporated by reference herein;

WHEREAS, Carl Bradley, State Certified General Appraiser, has prepared an appraisal report, dated July 14, 2021, estimating the just compensation for the Temporary Easement to be \$31.00;

WHEREAS, the owner has executed a Temporary Easement in the amount of \$31.00. This amount is equal to the estimated just compensation;

WHEREAS, the Property has the following record ownership and parties in interest:

A & Z Real Estate, LLC
32845 John R Road
Madison Heights, MI 48071

WHEREAS, the Board has reviewed the relevant materials regarding the Property and is otherwise informed about the subject matter;

NOW, THEREFORE, BE IT RESOLVED this Board hereby approves the Temporary Easement, as proposed, over the Property, and the Board authorizes payment of \$31.00 to the owners and parties in interest in exchange for the conveyance. The Board further authorizes the Right of Way Division to complete the transaction and record the necessary documents with the Oakland County Register of Deeds.

MOTION CARRIED UNANIMOUSLY

9C. MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, this Board is in the process of reconstructing 14 Mile Road in the City of Madison Heights, County of Oakland, State of Michigan, being Road Commission Project Number 55031 ("Project");

WHEREAS, 14 Mile Road in the City of Madison Heights is a county primary road under the jurisdiction and control of the Board;

WHEREAS, the Project requires the acquisition of a temporary easement ("Temporary Easement") over a parcel of land ("Property") that is known as Parcel Number 25, part of Tax Parcel No. 25-01-101-022, and commonly known as 350 E. 14 Mile Road. The Property is more particularly described in the records of this Board's Engineering Department, with said description being incorporated by reference herein;

WHEREAS, Carl Bradley, State Certified General Appraiser, has prepared an appraisal report, dated July 14, 2021, estimating the just compensation for the Temporary Easement to be \$148.00 and compensation for temporary parking spaces to be \$2,519.00. The total estimated just compensation is \$2,667.00;

WHEREAS, the owner has executed a Temporary Easement in the amount of \$2,667.00 which is equal to the amount of estimated just compensation;

WHEREAS, the Property has the following record ownership and parties in interest:

Rawnag Shaba
dba Shabi Real Estate, LLC
350 E. 14 Mile Road
Madison Heights, MI 48071

WHEREAS, the Board has reviewed the relevant materials regarding the Property and is otherwise informed about the subject matter;

NOW, THEREFORE, BE IT RESOLVED this Board hereby approves the Temporary Easement, as proposed, over the Property, and the Board authorizes payment of \$2,667.00 to the owners and parties in interest in exchange for the conveyance. The Board further authorizes the Right of Way Division to complete the transaction and record the necessary documents with the Oakland County Register of Deeds.

MOTION CARRIED UNANIMOUSLY

10. MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, county road agencies may transfer federal highway aid available to them to other county road agencies for certain purposes subject to approval by the Michigan Department of Transportation ("MDOT") and Federal Highway Administrative ("FHWA"). 23 U.S.C. 126; and

WHEREAS, the Board of County Road Commissioners of the County of Oakland ("Oakland") has determined that it is in its best interest to purchase available federal aid funds in exchange for non-federal transportation dollars to enable the most efficient use of dollars and cost-effective performance of improvements to its county road system; and

WHEREAS, Oakland has identified the Board of County Road Commissioners of the County of Emmet ("Emmet") as a county road agency it is interested in purchasing the federal aid from; and

WHEREAS, Oakland would agree to set the rate of exchange at \$0.80 of non-federal transportation funds for each \$1.00 of STP funds; and

WHEREAS, Oakland desires to purchase an estimated \$625,000 of STP funds available in Fiscal years 2023, 2024 and 2025 in exchange for non-federal transportation dollars to Emmet.

WHEREAS, county road agencies in Michigan are authorized to enter into voluntary exchange agreements with other local road agencies for the purpose of exchanging federal aid funds with state transportation dollars pursuant to Section 402 of Public Act 252 of 2014;

NOW, THEREFORE, BE IT RESOLVED, that Oakland, by adoption of this resolution, may proceed and develop an agreement with Emmet that would allow for aid exchange to occur.

MOTION CARRIED UNANIMOUSLY

11A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign Contract Authorization No. 6 for District 8 Building / Lab Renovation, Project No. C00024 in the amount of \$1,984.36 or 5.33% increase over the original contract price of \$3,027,890.00 with F.H. Martin, 28740 Mound Road, Warren, MI 48092.

MOTION CARRIED UNANIMOUSLY

11B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign Contract Authorization No. 3 for 2021 Gravel Program - local roads in Brandon Township, Project No. 202130 in the amount of \$155,187.50 or 27.46% increase over the original contract price of \$1,076,953.50 with Pierce and Pitt Trucking, Inc., 7695 Shawn Drive, Imlay City, MI 48444.

MOTION CARRIED UNANIMOUSLY

12A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the Local Cost Participation Agreement with Orion Township for Scripps Road, Joslyn Road to the new township complex entrance; Project No. 56422, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

12B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the Local Cost Participation Agreement / Tri-Party Program with the City of Auburn Hills for Baldwin Road, I-75 to Brown Road and Brown Road east of Giddings Road; Project No. 56431, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

13A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the Preliminary Engineering Agreement with Hubbell, Roth and Clarks, Inc. for Pontiac Trail, Yerkes Drain to north of 10 Mile Road Drainage Study; Project No. 56331, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

13B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the Preliminary Engineering Agreement with The Mannik & Smith Group, Inc. for Pine Valley Way over Rouge River Tributary; Project No. 56194, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

13C. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board approve and sign the Preliminary Engineering Amendment No. 2 with Orchard, Hiltz and McCliment, Inc. for Avon Road at Dequindre Road Intersection Improvements; Project No. 55233, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

14. MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, this Board, in cooperation with the Michigan Department of Transportation (MDOT), has received MDOT Contract #21-5363 for:

Traffic Signal backplate installation at 45 intersections in the cities of Auburn Hills, Farmington Hills, Keego Harbor, Madison Heights, Novi, Ortonville, Rochester Hills, South Lyon, Southfield, Troy, Walled Lake and Wixom, including span wires, tethers, anchor guys and strut guys; and all together with necessary related work.

WHEREAS, paragraph #19 of Contract No. 21-5363 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 the MDOT Contract No. 21-5363 for the traffic signal backplate installation work in Oakland County, Michigan; and by this resolution authorizes the Managing Director to execute the contract on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

15A. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT bids were advertised for, electronically opened and posted on Tuesday, September 7, 2021 for Aluminum Sign Blanks, Annual Estimated Quantities, IFB No. 1629.1. 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 three response(s) received.

THE Board accept and split the bid to the low bidders meeting specifications from Osburn Associates, Logan, OH, for 17 line items in the amount of \$6,483.01, Vulcan Signs, Foley, AL, for 7 line items in the amount of \$4,508.80, and Volk Corporation, Northville, MI, for 5 line items in the amount of \$1,426.00 for a total bid amount of \$12,417.81, with terms of 30 days, FOB destination; and the Board authorize the Managing Director to act on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

15B. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT proposals were advertised for, electronically opened and posted on Tuesday, September 7, 2021 for Microsoft Office 365 Licenses Volume Licenses Proposals, RFP 08-2021.1. 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 13 response(s) received.

THE Board accept and award the proposal to the low bidder meeting specifications from Carahsoft Technology, Reston, VA for the bid price of \$58,409.28; all other proposals be rejected and the Board authorize the Managing Director to act on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

15C. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT bids were advertised for, electronically opened and posted on Friday, September 17, 2021 for Guardrail, Hardware and Endings, Annual Estimated Quantities, IFB No. 1736. 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 four response(s) received.

THE Board accept and award the bid to the low bidders meeting specifications from Action Traffic Maintenance, Grand Blanc, MI for 2 bid items in the amount of \$311,560.00 and Jenson Bridge & Supply Company, Sandusky, MI for 3 bid items in the amount of \$3,142.50 for a total bid amount of \$314,702.50, 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

16. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board receive and refer to staff a petition to abandon all of Forest Valley Drive, Hilltop Court, Hilltop Estates Drive and Royal Woods Drive located in Independence Township, Abandonment No. 2021-005 submitted by Tyler Sajan, 5029 Forest Valley Drive, Clarkston, MI 48348.

MOTION CARRIED UNANIMOUSLY

17. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board receive litigation from Aaron Christian Kalmar, Plaintiff v Mark Allen Bishop and Road Commission for Oakland County (Judge Nanci J. Grant); Date of Accident: February 5, 2021, Case No. 2021-189665-NI, and refer it to the Legal Department for defense.

MOTION CARRIED UNANIMOUSLY

18. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board has received a request for defense from a Road Commission employee, Mr. Mark Allen Bishop.

That the Board approves the request for defense submitted by Mr. Mark Allen Bishop, a Road Commission employee, and that the Board shall pay for the services of an attorney, to advise Mr. Mark Allen Bishop as to the action and to appear for and represent him in the action.

MOTION CARRIED UNANIMOUSLY

19. There was no new business.

20. MOVED BY: QUARLES SUPPORTED BY: FOWKES

THAT the Board recess into closed session for purposes of MCL 15.268(c) strategy discussion with labor attorney Michael R. Kluck.

ROLL CALL: AYES: LaLonde, Quarles, Fowkes
NAYES: None

The Board went into closed session at 9:30 A.M.

The Board returned to its regular meeting at 10:01 A.M.

ROLL CALL: AYES: LaLonde, Quarles, Fowkes
NAYES: None

MOTION CARRIED UNANIMOUSLY

(19) Chair LaLonde reopened new business to discuss the request for a Total Compensation Study, (tabled item no. 21). Human Resources Director, Pam Cahill, answered the Board's questions regarding the request and process for completing the agency wide study. The RCOC will look to the consultant to provide knowledge and expertise in their field, thereby providing fair representation of all positions and staff.

21. REMOVE from Table –

MOVED BY: QUARLES SUPPORTED BY: FOWKES

WHEREAS, the Road Commission for Oakland County has a desire to remain committed to provide fair and equitable total compensation for its employees; and

WHEREAS, they equally have the desire to demonstrate and maintain solid, responsible and mindful fiscal spending to maintain the Road System for Oakland County; and

WHEREAS, an agency wide total compensation study was last conducted and subsequently adopted in 1976; and

WHEREAS, after an extensive Request for Information (RFI) process which included in-depth analysis and thorough due diligence, the Road Commission for Oakland County Board of County Road Commissioners selects Segal Consulting to conduct an agency wide Compensation Study.

NOW, THEREFORE, BE IT RESOLVED that Board of County Road Commissioners authorizes the Managing Director to enter into a contractual agreement with Segal Consulting to conduct the agency wide Compensation Study, not to exceed \$160,000.00

BE IT FURTHER RESOLVED that upon full execution of the services contract, the Compensation Study will begin.

ROLL CALL: AYES: LaLonde, Quarles, Fowkes
NAYES: none

MOTION CARRIED UNANIMOUSLY

22. THERE being no further business to come before the Board of Road Commissioners, Oakland County, Chair LaLonde adjourned the meeting at 10:20 A.M.

Shannon Miller Digitally signed by Shannon Miller
Date: 2021.10.21 10:34:17 -04'00'

Shannon Miller, Deputy-Secretary/Clerk of the Board