

BOARD OF ROAD COMMISSIONERS
FOR OAKLAND COUNTY, MICHIGAN

Approved
03/16/2023
Quarles / McPherson
RCOC

Thursday, March 2, 2023

- 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 4, 2022, in compliance with provisions of Act 267 of 1976.

ROLL CALL: LALONDE – PRESENT; QUARLES – EXCUSED; McPHERSON – PRESENT

Dennis Kolar, Managing Director
 Gary Piotrowicz, Deputy Managing Director
 Jennifer Henderson, General Counsel
 Melissa Williams, Director of Finance Department
 Nate Jessee, Environmental Concerns Coordinator
 Jay Carter, Maintenance Operations Engineer
 David Czerniakowski, Director of Customer Services
 Samuel Fitzer, Director of Engineering Department
 Lori Doran, Inventory Control Chief
 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: MCPHERSON

THAT the Board approve the agenda for March 2, 2023, as written.

MOTION CARRIED UNANIMOUSLY

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

- 5. MOVED BY: MCPHERSON

THE Board approve the minutes of February 16, 2023, 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 COVID-19. Mr. Kolar presented the following:

Thankfully, Oakland County remains at low on the CDC community transmission level as of last week’s data. As with our last update, there are no counties at high, and now two counties at medium. Oakland County’s 7-day average case count is down to around 80. We had three positive cases reported in the agency last month.

Given the sustained status at low, we have removed the requirement for employees to complete a daily screening questionnaire. However, we are still tracking positive cases internally. Our Response Plan has been updated accordingly. We will continue to watch the data and make any necessary adjustments should a significant change occur. We ask that employees stay home if they are sick, wash their hands, and mask up where and when required.

- 7A. MOVED BY: MCPHERSON

RESOLVED, that checks numbered 508561 through 508602; and ACH payments 55047 through 55076 numbered 72 be approved for payment for an aggregate amount of \$1,370,253.95 and, checks 503200, 503210, 503903, 504114, 504387, 504641, 504668, 505007, 507241, 507271, 507285, 507309, 507418, 507503, 507674, 507759, and 507821 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: MCPHERSON

RESOLVED, that checks numbered 508603 through 508659; and ACH payments 55077 through 55117 numbered 98 be approved for payment for an aggregate amount of \$5,564,177.55 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: MCPHERSON

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

	64105	Through		64141	Construction Permits
W	0038	Through	W	0046	Driveway Permits

MOTION CARRIED UNANIMOUSLY

9A. MOVED BY: MCPHERSON

WHEREAS, TES DRIVE, platted in Villa Nova Subdivision, Sections 12 & 13, Highland 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 December 15, 2022, 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 February 14, 2023, and tentative final assessment district costs determined; and

WHEREAS, this Board has determined that the following described parcels of land, lots numbering 1 through 22, inclusive, platted in Villa Nova Subdivision, may 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.

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of Act 246, a Hearing on Objections to the Apportionment of Benefits will be held on the 6th day of April, 2023, at 9:00 a.m., at the County Road Commission of the County of Oakland offices, 31001 Lahser Road, Beverly Hills, Michigan, for the purpose of hearing objections to and equalizing said apportionment of benefits; and

BE IT FURTHER RESOLVED, notice is hereby given, pursuant to Public Act 162 of 1962 as amended, that appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the Michigan Tax Tribunal; and

BE IT FURTHER RESOLVED, that 1962 Public Act 162 provides that an owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required; and

BE IT FURTHER RESOLVED, that notice of this Hearing shall be given in accordance with Act 246 and 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

9B. MOVED BY: MCPHERSON

WHEREAS, RAINTREE COURT, SILVER LEAF COURT, SILVER LEAF LANE, SILVERWOOD DRIVE, TIMBERS EDGE BOULEVARD, and TIMBERVIEW TRAIL, platted in Timbers Edge Subdivision, Section 33, West Bloomfield Township, Oakland County, Michigan, are public streets 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 January 19, 2023, 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 February 14, 2023, and tentative final assessment district costs determined; and

WHEREAS, this Board has determined that the following described parcels of land, lots numbering lots numbering 1 through 69, inclusive, and park parcels with Sidwell numbers 18-33-402-001, 18-33-451-018, and 18-33-474-018, platted in Timbers Edge Subdivision, may 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.

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of Act 246, a Hearing on Objections to the Apportionment of Benefits will be held on the 6th day of April, 2023, at 9:00 a.m., at the County Road Commission of the County of Oakland offices, 31001 Lahser Road, Beverly Hills, Michigan, for the purpose of hearing objections to and equalizing said apportionment of benefits; and

BE IT FURTHER RESOLVED, notice is hereby given, pursuant to Public Act 162 of 1962 as amended, that appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the Michigan Tax Tribunal; and

BE IT FURTHER RESOLVED, that 1962 Public Act 162 provides that an owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required; and

BE IT FURTHER RESOLVED, that notice of this Hearing shall be given in accordance with Act 246 and 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

9C. MOVED BY: MCPHERSON

WHEREAS, IRIS DRIVE (platted as Island Drive), platted in Mountain View Country Club, Section 6, Waterford 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 December 15, 2022, 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 February 14, 2023, and tentative final assessment district costs determined; and

WHEREAS, this Board has determined that the following described parcels of land, lots numbering 138 through 156, inclusive, and 218 through 242, inclusive, platted in Mountain View Country Club, may 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.

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of Act 246, a Hearing on Objections to the Apportionment of Benefits will be held on the 6th day of April, 2023, at 9:00 a.m., at the County Road Commission of the County of Oakland offices, 31001 Lahser Road, Beverly Hills, Michigan, for the purpose of hearing objections to and equalizing said apportionment of benefits; and

BE IT FURTHER RESOLVED, notice is hereby given, pursuant to Public Act 162 of 1962 as amended, that appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the Michigan Tax Tribunal; and

BE IT FURTHER RESOLVED, that 1962 Public Act 162 provides that an owner or party in interest, or his or her agent may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required; and

BE IT FURTHER RESOLVED, that notice of this Hearing shall be given in accordance with Act 246 and 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

10A. MOVED BY: MCPHERSON

WHEREAS, this Board is in the process of reconstructing the Oxbow Lake Road Culvert over the Huron River in the Township of White Lake, County of Oakland, State of Michigan, being Road Commission Project Number 54983 ("Project");

WHEREAS, Oxbow Lake Road in the Township of White Lake is a county primary road under the jurisdiction and control of the Board;

WHEREAS, the Project requires the acquisition of a highway easement ("Highway Easement") and temporary easement ("Temporary Easement") over a parcel of land ("Property") that is known as Parcel Number 3, part of Tax Parcel No. 12-27-405-002, and commonly known as 375 Oxbow Lake 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 October 14, 2022, estimating the just compensation for the Highway Easement to be \$5,924.00 and the just compensation for the Temporary Easement to be \$1,970.00, with the total just compensation being \$7,894.00;

WHEREAS, Teresa Hurst, Certified Arborist, has prepared an appraisal report, dated October 17, 2022, estimating the just compensation for removal of trees from the Property to be \$11,600.00;

WHEREAS, the owner has executed a Highway Easement in the amount of \$5,924.00 and a Temporary Easement in the amount of \$13,570.00, for a total amount of \$19,494.00, which is equal to the total estimated just compensation;

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

David R. Brickman and Lynn K. Brickman, as Trustees of the
David R. Brickman Family Living Trust dated November 7, 1995
375 Oxbow Lake Road
White Lake, MI 48386

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 Highway Easement and Temporary Easement, as proposed, over the Property, and the Board authorizes payment of \$19,494.00 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

10B. MOVED BY: MCPHERSON

WHEREAS, this Board is in the process of reconstructing Middlebelt Road over the Shiawassee Tributary in the City of Farmington Hills, County of Oakland, State of Michigan, being Road Commission Project Number 55313 ("Project");

WHEREAS, Middlebelt Road in the City of Farmington Hills 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 2, part of Tax Parcel No. 23-25-351-018, and commonly known as 22412 Middlebelt 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 November 16, 2022, estimating the just compensation for the Temporary Easement to be \$449.00 and estimated just compensation for temporary loss of parking to be \$293.00. The total estimated just compensation is \$742.00;

WHEREAS, the owner has executed a Temporary Easement in the amount of \$742.00 which is equal to the amount of estimated just compensation;

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

Hanan Real Estate, LLC
6878 Centralis St.
Dearborn Heights, MI 48127

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 \$742.00 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

10C. MOVED BY: MCPHERSON

WHEREAS, this Board is in the process of reconstructing Middlebelt Road over the Shiawassee Tributary in the City of Farmington Hills, County of Oakland, State of Michigan, being Road Commission Project Number 55313 ("Project");

WHEREAS, Middlebelt Road in the City of Farmington Hills 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 3, part of Tax Parcel No. 23-26-486-013, and commonly known as 22433 Middlebelt 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 November 16, 2022, estimating the just compensation for the Temporary Easement to be \$135.00;

WHEREAS, the owner has executed a Temporary Easement in the amount of \$135.00. This amount is equal to the estimated just compensation;

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

The Stork Collection, LLC
James & Jacqueline Richardson
22660 Twyckingham Way
Southfield, MI 48034

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 \$135.00 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

10D. MOVED BY: MCPHERSON

WHEREAS, this Board is in the process of reconstructing Orion Road at Stoney Creek Road and Conklin Road in the Township of Orion, County of Oakland, State of Michigan, being Road Commission Project Number 55921 ("Project");

WHEREAS, Orion Road, Stoney Creek Road and Conklin Roads in the Township of Orion are county primary roads under the jurisdiction and control of the Board;

WHEREAS, the Project requires the acquisition of a highway easement ("Highway Easement") and temporary easement ("Temporary Easement") over a parcel of land ("Property") that is known as Parcel Number 7, part of Tax Parcel No. 09-12-201-045, and commonly known as 1111 Orion 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, Michael Kurschat, State Certified General Appraiser, has prepared an appraisal report, dated December 21, 2022, estimating the just compensation for the Highway Easement to be \$14,218.00, the just compensation for the Temporary Easement to be \$760.00 and the just compensation for damages to landscaping and a fence to be \$7,240.00, with the total just compensation being \$22,218.00;

WHEREAS, the owner has executed a Highway Easement in the amount of \$22,109.00 and a Temporary Easement in the amount of \$8,000.00, for a total amount of \$30,109.00, which is within reasonable settlement range;

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

Kevin D. and Joan Leshley
1111 Orion Road
Lake Orion, MI 48362

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 Highway Easement and Temporary Easement, as proposed, over the Property, and the Board authorizes payment of \$30,109.00 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

10E. MOVED BY: MCPHERSON

WHEREAS, this Board is in the process of reconstructing Grand River Avenue in the City of Wixom, County of Oakland, State of Michigan, being Road Commission Project Number 56001 ("Project");

WHEREAS, Grand River Avenue in the City of Wixom 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 7, part of Tax Parcel No. 22-07-351-014, and commonly known as 51155 Grand River Avenue. 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 a Compensation Summary Statement, dated December 7, 2022, estimating the just compensation for the Temporary Easement to be \$356.00;

WHEREAS, the owner has executed a Temporary Easement in the amount of \$356.00. This amount is equal to the estimated just compensation;

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

Orzel Properties, LLC
300 East Long Lake Rd, Ste 145
Bloomfield Hills, MI 48304

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 \$356.00 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

10F. MOVED BY: MCPHERSON

WHEREAS, this Board is in the process of reconstructing Grand River Avenue in the City of Wixom, County of Oakland, State of Michigan, being Road Commission Project Number 56001 ("Project");

WHEREAS, Grand River Avenue in the City of Wixom 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 11, part of Tax Parcel No. 22-07-451-006, and commonly known as 50003 Grand River Avenue. 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 a Compensation Summary Statement, dated December 7, 2022, estimating the just compensation for the Temporary Easement to be \$51.00;

WHEREAS, the owner has executed a Temporary Easement in the amount of \$51.00. This amount is equal to the estimated just compensation;

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

Wartersian Properties, LLC
Kevork Wartersian
5499 Commerce Road
West Bloomfield, MI 48324

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 \$51.00 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

10G. MOVED BY: MCPHERSON

WHEREAS, this Board is in the process of reconstructing Grand River Avenue in the City of Wixom, County of Oakland, State of Michigan, being Road Commission Project Number 56001 ("Project");

WHEREAS, Grand River Avenue in the City of Wixom is a county primary road under the jurisdiction and control of the Board;

WHEREAS, the Project requires the acquisition of a highway easement ("Highway Easement") over a parcel of land ("Property") that is known as Parcel Number 14, part of Tax Parcel No. 22-07-401-002, and commonly known as 50280 Grand River Avenue. 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 a Compensation Summary Statement, dated December 7, 2022, estimating the just compensation for the Highway Easement to be \$4,200.00;

WHEREAS, the owner has executed a Highway Easement in the amount of \$7,500.00 which is within reasonable settlement range;

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

Dale Gatteri, Trustee of the Peter Gatteri Trust under agreement dated August 20, 2004
50280 Grand River Avenue
Wixom, MI 48393

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 Highway Easement, as proposed, over the Property, and the Board authorizes payment of \$7,500.00 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

10H. MOVED BY: MCPHERSON

WHEREAS, this Board is in the process of reconstructing Grand River Avenue in the City of Wixom, County of Oakland, State of Michigan, being Road Commission Project Number 56001 ("Project");

WHEREAS, Grand River Avenue in the City of Wixom is a county primary road under the jurisdiction and control of the Board;

WHEREAS, the Project requires the acquisition of a highway easement ("Highway Easement") over a parcel of land ("Property") that is known as Parcel Number 15, part of Tax Parcel No. 22-07-401-003, and commonly known as 50274 Grand River Avenue. 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 a Compensation Summary Statement, dated December 7, 2022, estimating the just compensation for the Highway Easement to be \$1,960.00;

WHEREAS, the owner has executed a Highway Easement in the amount of \$4,000.00 which is within reasonable settlement range;

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

Tony R. Couch
P.O. Box 930075
Wixom, MI 48393

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 Highway Easement, as proposed, over the Property, and the Board authorizes payment of \$4,000.00 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

10I. MOVED BY: MCPHERSON

WHEREAS, this Board is collaborating with the Great Lakes Water Authority (GLWA) Watermain Replacement Project in reconstructing Avon Road between Dequindre Road and 23 Mile Roads in the Township of Shelby, County of Macomb, State of Michigan, being Road Commission Project Number 56301 ("Project");

WHEREAS, Dequindre Road is a county line road, partly in Macomb County under the jurisdiction of Macomb County Department of Roads, and partly in Oakland County under the jurisdiction and control of the Board of Oakland County Road Commissioners;

WHEREAS, the Project requires the acquisition of a highway easement ("Highway Easement") and temporary easement ("Temporary Easement") over a parcel of land ("Property") that is known as Parcel Number 45, part of Tax Parcel No. 07-18-300-020, and commonly known as 51850 Dequindre Road, with said description being incorporated by reference herein;

WHEREAS, Susan P. Shipman of Beam, Longest and Neff, State Certified General Appraiser, has prepared an appraisal report, dated June 21, 2022, including a cost to cure valuation, estimating the just compensation for the Highway Easement to be \$17,063.00 and the estimated just compensation for the Temporary Easement to be \$134,406.00; for a total estimated just compensation of \$151,469.00;

WHEREAS, the owner has executed a Highway Easement in the amount of \$17,063.00 and a Temporary Easement in the amount of \$134,406.00, for a total amount of \$151,469.00, which is equal to the total estimated just compensation;

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

Dequindre Investments, Inc.
2553 23 Mile Road
Shelby Township, MI 48316

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 Highway Easement and Temporary Easement, as proposed, over the Property, and the Board authorizes payment of \$151,469.00 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 Macomb County Register of Deeds.

MOTION CARRIED UNANIMOUSLY

11. MOVED BY: MCPHERSON

WHEREAS, the Board of Oakland County Road Commissioners has received a Quit Claim Deed from South Hill Business Park LLC, a Michigan Limited Liability Company of 777 Woodward Ave. Suite 300, Detroit, MI 48226, conveying to this Board the rights for public road purposes over a parcel of land more particularly described as follows:

LEGAL DESCRIPTION – Walbridge Industrial Park

DESCRIPTION OF A RIGHT OF WAY FOR AMBASSADOR PARKWAY EAST LOCATED IN THE NORTHWEST 1/4 OF SECTION 11, T1N, R7E, LYON TOWNSHIP, OAKLAND COUNTY, MICHIGAN

Commencing at the Northwest corner of Section 11, T1N R7E, Lyon Township, Oakland County, Michigan; thence S03°00'40"E 1275.86 feet along the West line of Section 11 and the centerline of South Hill Road (proposed 60' half-width); thence N86°59'20"E 60.00 feet for a PLACE OF BEGINNING; thence continuing N86°59'20"E 50.26 feet; thence 41.75 feet along the arc of a 270.00 foot radius curve to the right, having a chord bearing S88°34'51"E 41.71 feet; thence 182.32 feet along the arc of a 985087.09 foot radius curve to the left, having a chord bearing S84°09'02"E 182.32 feet; thence 122.42 feet along the arc of a 1035.00 foot radius curve to the right, having a chord bearing S80°45'42"E 122.35 feet; thence S77°22'23"E 620.11 feet; thence 340.77 feet along the arc of a 965.00 foot radius curve to the left, having a chord bearing S87°29'22"E 339.00 feet; thence N82°23'39"E 601.26 feet; thence 39.79 feet along the arc of a 51.00 foot radius curve to the left, having a chord bearing N60°02'30"E 38.79 feet; thence 329.15 feet along the arc of a 70.00 foot radius curve to the right, having a chord bearing S07°36'21"E 99.50 feet; thence 39.79 feet along the arc of a 51.00 foot radius curve to the left, having a chord bearing N75°15'13"W 38.79 feet; thence S82°23'39"W 601.26 feet; thence 365.49 feet along the arc of a 1035.00 foot radius curve to the right, having a chord bearing N87°29'22"W 363.59 feet; thence N77°22'23"W 616.23 feet; thence 163.59 feet along the arc of a 965.00 foot radius curve to the left, having a chord bearing N82°13'46"W 163.39 feet; thence 59.32 feet along the arc of a 230.00 foot radius curve to the left, having a chord bearing S85°31'29"W 59.16 feet; thence S78°08'07"W 65.72 feet; thence 41.72 feet along the arc of a 270.00 foot radius curve to the right, having a chord bearing S82°33'44"W 41.68 feet; thence S86°59'20"W 50.29 feet; thence N03°00'40"W 110.00 feet along the East line of said South Hill Road to the Place of Beginning, containing 3.663 acres of land, more or less, being subject to easements and restrictions of record, if any.

WHEREAS, the purpose of this conveyance is to allow this Board to incorporate said parcel into the county road system of the County of Oakland, Michigan.

WHEREAS, the street have been constructed to a state that it is now open to traffic.

NOW, THEREFORE, BE IT RESOLVED, that this Board accepts the Quit Claim Deed and conveyance of the above described parcel as part of the county road system of the County of Oakland, Michigan, which shall be known as AMBASSADOR PARKWAY EAST, located in Section 10 & 11, Lyon Township.

BE IT FURTHER RESOLVED, this Board directs that the Quit Claim Deed(s) be recorded.

BE IT FURTHER RESOLVED, the streets are accepted for maintenance.

MOTION CARRIED UNANIMOUSLY

12. MOVED BY: MCPHERSON

WHEREAS, 1949 PA 300, Section 722, as amended, being MCL 257.722 et seq., establishes maximum axle and wheel loads allowable on public roads; and

WHEREAS, subsection 5 of said Section 722 provides for certain specific reductions in said loads during the months of March, April and May of each year; and

WHEREAS, the resolution ratifies suspension of the statutory Spring Weight Restrictions.

WHEREAS, subsection 6 of said Section 722 authorizes road agencies to impose or suspend said reduced load requirements set forth in subsection 5 of said Act, when and where road conditions warrant; and

WHEREAS, in the judgement of this Board, the condition of county roads warrants the suspension of statutorily reduced weight restrictions.

NOW, THEREFORE, BE IT RESOLVED that this Board hereby suspends the statutory reductions in the maximum allowable axle loads, as set forth in 1949 PA 300, Section 722(5), as amended, as to all county roads under the jurisdiction of the Board.

MOTION CARRIED UNANIMOUSLY

13. MOVED BY: MCPHERSON

WHEREAS, Elizabeth Lake Road Roundabout, in White Lake is under jurisdiction of this Board; and

WHEREAS, Elizabeth Lake Road Roundabout, which improvement will necessitate the temporary closure of, Elizabeth Lake Road at Teggerdine Road located in White Lake, Oakland County, Michigan; and

WHEREAS, 1917 PA 165, as amended, authorizes this Board to close roads or portions of roads under the jurisdiction of this Board, which roads and portions of roads are under repair; and

WHEREAS, no county road under the jurisdiction and control of this Board shall be closed under the provisions of said Act until suitable barriers have been erected at the ends of the county road under repair, or the closed portion thereof, suitable barriers being those which conform to the Manual of Uniform Traffic Control Devices, adopted pursuant to Section 608 of 1949 PA 300; and

WHEREAS no county road under the jurisdiction and control of this Board shall be closed under the provisions of 1917 PA 165, as amended, until a suitable detour around said county road is provided and placed in a reasonably safe condition for the passage of traffic, and proper warning signs are installed along said detour as is determined to be necessary to plainly mark the same; and

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of 1917 PA 165, as amended, Elizabeth Lake Road at Teggerdine Road located in White Lake, Oakland County, Michigan, will hereby be closed from approximately March 13, 2023 through approximately June 15, 2023.

BE IT FURTHER RESOLVED, that a detour is hereby established; such detour route being vehicles traveling east on Elizabeth Lake Road will travel east on M-59 to Pontiac Lake Road to Williams Lake Road. Vehicles traveling west on Elizabeth Lake Road will travel north on Williams Lake Road to Pontiac Lake Road to M-59. Vehicles traveling north on Oxbow Lake Road will travel Bogie Lake Road to M-59 and vis versa. These roads are under the jurisdiction of the Road Commission for Oakland County.

BE IT FURTHER RESOLVED, that the Traffic-Safety Department is hereby directed to have erected suitable barriers and signing in reference to the above-described road closure and detour, such barriers and signing to be erected in accordance with the provisions of the aforesaid statute.

MOTION CARRIED UNANIMOUSLY

14. MOVED BY: MCPHERSON

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 Barry ("Barry") 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 \$1,367,426 of STP funds available in fiscal year 2024 in exchange for non-federal transportation dollars to Barry.

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 Barry that would allow for said exchange to occur.

MOTION CARRIED UNANIMOUSLY

15A. MOVED BY: MCPHERSON

THAT the Board approve and sign the Local Cost Participation Agreement / Tri-Party Program with the Charter Township of Commerce for Loop Road, 14 Mile Road to n/o 14 Mile Road; Project No. 56892, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

15B. MOVED BY: MCPHERSON

THAT the Board approve and sign the Local Cost Participation Agreement / Tri-Party Program with the Charter Township of West Bloomfield for 2023 Gravel Road Program, various county roads; Project No. 57123, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

15C. MOVED BY: MCPHERSON

THAT the Board approve and sign the Local Cost Participation Agreement / Tri-Party Program with the Charter Township of West Bloomfield for West Shore Hill Drive, Middlebelt Road to Shore Hill Drive; Project No. 57142, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

15D. MOVED BY: MCPHERSON

THAT the Board approve and sign the Local Cost Participation Agreement / Tri-Party Program with the Charter Township of Groveland for 2023 Gravel Road Program, various county roads; Project No. 57172, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

16. MOVED BY: MCPHERSON

THAT the Board approve and sign the Project Task Order Agreement with Soil and Materials Engineers, Inc. for Timbers Edge; Project No. 24162, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

17A. MOVED BY: MCPHERSON

THAT bids were advertised for, electronically opened and posted on Tuesday, December 10, 2022 for Heavy-Duty Truck Tire Scrap, Casings and Repairs, Annual Estimated Quantities, IFB No. 3396. 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 bidder meeting specifications from Pump's Tire, Flint, MI in the total annual estimated amount of \$134,950.00, 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

17B. MOVED BY: MCPHERSON

THAT bids were advertised for, electronically opened and posted on Tuesday, January 31, 2023 for Storm Sewer Catch Basin Waste Disposal. 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 two low bidders meeting specifications from Waste Management of Michigan, Wixom, MI in the estimated amount of \$13,500.00 and/or Republic Services, Wayne, MI in the estimated amount of \$18,500.00 for the total bid amount not to exceed the existing Disposal of Hazardous Waste budget, 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

17C. MOVED BY: MCPHERSON

THAT bids were advertised for, electronically opened and posted on Tuesday, February 7, 2023 for Float Parts, Viking-Cives, Annual Estimated Quantities, IFB No. 3559. 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 one response(s) received.

THE Board accept and award the bid to the sole bidder meeting specifications from Viking-Cives Midwest, Morley, MO in the estimated amount of \$163,081.00, with terms of net 4-6 weeks, FOB destination; and the Board authorize the Managing Director to act on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

17D. MOVED BY: MCPHERSON

THAT bids were advertised for, electronically opened and posted on February 21, 2023 for Curb Sweeping Program - 2023, 2024, & 2025, IFB No. 3637 (Project No. 202340). 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 award the bid to the low bidder meeting specifications from G&M Enterprises, LTD, Southfield, MI in the amount of \$351,702.00 for FY2023, \$369,287.10 for FY2024 and \$386,872.20 for FY2025; all other bids be rejected and the Board authorize the Managing Director to act on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

18A. MOVED BY: MCPHERSON

THAT bids were advertised for, received, electronically opened and posted on Tuesday, February 14, 2023 for: Tes Drive, Project No. 08029:

Contractor's Name	Amount of Bid
F. Allied Construction Company, Inc.	\$ 235,894.00
T & M Asphalt Paving Inc.	\$ 271,795.00
Asphalt Specialists LLC	\$ 280,466.00

THE Board accept the proposal of the low bidder F. Allied Construction Company, Inc.; in the amount of \$235,894.00, 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

18B. MOVED BY: MCPHERSON

THAT bids were advertised for, received, electronically opened and posted on Tuesday, February 14, 2023 for: Iris Drive, Project No. 23265:

Contractor's Name	Amount of Bid
F. Allied Construction Company, Inc.	\$ 296,551.00
Asphalt Specialists LLC	\$ 306,297.00

THE Board accept the proposal of the low bidder F. Allied Construction Company, Inc.; in the amount of \$296,551.00, 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

18C. MOVED BY: MCPHERSON

THAT bids were advertised for, received, electronically opened and posted on Tuesday, February 14, 2023 for: Timbers Edge, Project No. 24162:

Contractor's Name	Amount of Bid
F. Allied Construction Company, Inc.	\$ 1,516,855.44
Cadillac Asphalt L.L.C.	\$ 1,676,895.50
Asphalt Specialists Inc	\$ 1,683,081.00
Fonson Company, Inc.	\$ 1,821,532.84
Hutch Paving	\$ 1,826,540.50

THE Board accept the proposal of the low bidder F. Allied Construction Company, Inc.; in the amount of \$1,516,855.44, 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

19. MOVED BY: MCPHERSON

THAT the Board receive litigation from *Willienard Banks, Renee A. Baugh, Aaron P. Jackson and Olivia M. Jackson v. Charter Township of Bloomfield, Board of County Road Commissioners of the County of Oakland, Oliva Olsztry-Budry, P.E., Individually, Dennis Kolar, P.E., Individually, Rick Saporsky, P.E., Individually, Gary Piotrowicz, P.E., P.T.O.E., Individually and Dani Walsh, Individually; Date of Accident: February 1, 2023, USDC Case No. 2:23-cv-10258-LJM-EAS (Eastern)*, and refer it to the Legal Department for defense.

MOTION CARRIED UNANIMOUSLY

20. MOVED BY: MCPHERSON

THAT the Board has received a request for legal representation from RCOC employees Dennis Kolar, P.E., Managing Director, Gary Piotrowicz, P.E., P.T.O.E, and Rick Saporsky, P.E. in USDC Case No. 2023-CV-10258-LJM-EAS (MIED), *Willienard Banks, et al. v. RCOC, et al.*

THAT the Board approves the request for defense submitted by RCOC employees Dennis Kolar, P.E., Managing Director, Gary Piotrowicz, P.E., P.T.O.E, and Rick Saporsky, P.E., and that the Board shall pay for the services of an attorney, to advise Mr. Dennis Kolar, Mr. Gary Piotrowicz, and Mr. Rick Saporsky as to the action and to appear for and represent (him) in the action.

MOTION CARRIED UNANIMOUSLY

21. Jennifer Henderson, General Counsel, presented an overview of the Legal Department and the scope of work handled by our legal team, including Risk Management and an introduction to County Road Law. A small discussion was held to answer questions from the Board.
22. There was no new business.

The Board and staff wished Melissa Williams, Director of Finance, continued success as she leaves the RCOC to pursue the next phase of her career.
23. THERE being no further business to come before the Board of Road Commissioners, Oakland County, Chair LaLonde adjourned the meeting at 10:06 A.M.

Shannon Miller, Deputy-Secretary/Clerk of the Board