

BOARD OF ROAD COMMISSIONERS  
FOR OAKLAND COUNTY, MICHIGAN

Thursday, September 21, 2023

5  
RCOC  
*Approved*  
10/05/2023  
Quarles / McPherson

- 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  
Tim Becroft, Director of 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  
Jerry Jehle, Civil Engineer III – 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 September 21, 2023, as written.

MOTION CARRIED UNANIMOUSLY

- 4. Chair LaLonde addressed the following members of the public wishing to address the Board:

Angela & Keth Drews  
1807 Union Lake Road  
Commerce Township, MI 48382

Ms. Drews read a statement to the Board describing events of a hit and run accident that occurred on the northbound curve of Union Lake Road, north of Wise Road, where the driver left the road and crashed into their parked vehicle in their driveway. (Reference DCS Report No. 519140) She and Mr. Drews asked for additional safety measures along this stretch of road and suggested a road study be implemented. Gary Piotrowicz, Deputy Managing Director, reviewed the already discussed available possibilities and noted that Traffic-Safety would look into the traffic signal that Ms. Drews stated creates an optical illusion. Mr. Piotrowicz also noted barriers are not an option and speed issues would need to be directed to law enforcement.

- 5. MOVED BY: McPHERSON

THE Board approve the minutes of September 7, 2023, as written.

MOTION CARRIED UNANIMOUSLY

- 6A. MOVED BY: McPHERSON

RESOLVED, that checks numbered 509907 through 509942; and ACH payments 56224 through 56274 numbered 87 be approved for payment for an aggregate amount of \$1,636,892.50 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

- 6B. MOVED BY: McPHERSON

RESOLVED, that checks numbered 509943 through 510014; and ACH payments 56275 through 56335 numbered 133 be approved for payment for an aggregate amount of \$4,191,304.59 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

- 7. 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:

	64563	Through		64589	Construction Permits
W	0576	Through	W	0952	Driveway Permits

MOTION CARRIED UNANIMOUSLY

8. MOVED BY: McPHERSON

THAT the Board accept the Fiscal Year 2023 Budget Hearing Report as submitted by the Planning and Environmental Concerns Department.

MOTION CARRIED UNANIMOUSLY

9. MOVED BY: McPHERSON

RESOLVED, that the revenue of the Road Commission for Oakland County Road Fund for Fiscal Year ending September 30, 2024 is estimated to be \$193,934,411. This amount is hereby budgeted and appropriated for Fiscal Year 2023/24 in the amount of \$193,934,411 to service the Operating, Road Improvement Program, Traffic Signal Project and Special Assessment District Project expenditures of the Road Commission for Oakland County.

<u>Revenue</u>	<u>2023/24 Fiscal Year</u> <u>Appropriation</u>
Fuel and Vehicle Taxes	\$122,268,889
Other Federal & State Revenue	56,312,500
Revenue from Local Government	10,837,500
Fees and Other Revenue	4,515,522
<b>Total Revenue</b>	<b>\$193,934,411</b>
Appropriation from Fund Balance	0
<b>Total Revenue &amp; Appropriation from Fund Balance</b>	<b>\$193,934,411</b>

FURTHER RESOLVED, that \$193,934,411 of anticipated revenue is hereby appropriated for the following purposes:

<u>Operating Expenditures</u>	<u>2023/24 Fiscal Year</u> <u>Appropriation</u>
Board of Road Commissioners	\$199,000
Managing Director	1,059,741
Customer Services	1,744,018
Finance	1,369,192
Legal	913,498
Central Operations	13,725,695
Human Resources	2,449,265
Engineering	6,965,725
Planning & Environmental Concerns	2,954,197
Traffic-Safety	17,283,525
Highway Maintenance	38,726,521
Non-Departmental	33,004,034
<b>Total Operating Expenditures</b>	<b>\$120,394,411</b>
Road Improvement Program	70,040,000
Traffic Signal Projects	1,000,000
Special Assessment District Projects	2,500,000
<b>Total Expenditures</b>	<b>\$193,934,411</b>

The budget appropriation for the Road Improvement Program for Fiscal Year ending September 30, 2024 is as follows:

<u>Road Improvement Program</u>	<u>2023/24 Fiscal Year</u> <u>Appropriation</u>
Pavement	\$37,225,000
Safety Intersections	1,975,000
Bridge Maintenance and/or Replacement	8,115,000
Culverts	6,500,000
Tri-Party	6,000,000
Other	10,225,000
<b>Total Road Improvement Program</b>	<b>\$70,040,000</b>

FURTHER RESOLVED, that no department, division, district, employee or official shall expend any funds or obligate the expenditure of any funds except pursuant to appropriations made by the Board of County Road Commissioners. Changes in the amounts appropriated by the Board shall require approval by the Board of County Road Commissioners.

FURTHER RESOLVED, that Budget Exhibits A-1 through A-7 of the 2023/24 Budget document are hereby adopted. Transfer of appropriations from one object of expenditure to another, within a department, may be made upon the written authorization of the Managing Director; however, no transfers shall be made between departments without approval by the Board of County Road Commissioners.

FURTHER RESOLVED, that the number of authorized positions (Budget Exhibit A-7) shall not be changed without approval by the Board of County Road Commissioners. New employees may be hired to fill vacant budgeted positions in lesser paid classifications upon written authorization by the Managing Director.

FURTHER RESOLVED, that the amount appropriated for overtime and seasonal salaries (Budget Exhibit A-5) may not be changed without approval by the Board of County Road Commissioners.

FURTHER RESOLVED, that the amount and quantities appropriated for capital outlay (See Detail of Capital Outlay) may not be changed without approval by the Board of County Road Commissioners.

BE IT FURTHER RESOLVED, that the Managing Director is hereby charged with general supervision of the execution of the Budget adopted by the Board and shall hold the department directors responsible for performance of their responsibilities within the amounts appropriated by the Board of County Road Commissioners.

MOTION CARRIED UNANIMOUSLY

10A. MOVED BY: McPHERSON

Patrick T. Daly has served as Engineering Aide Trainee, Engineering Aide, Survey Instrumentman, and Survey Crew Chief; and

WHEREAS, Patrick T. Daly has been a valued employee of the Road Commission for Oakland County since May 2, 1977; and

WHEREAS, he served the Road Commission for Oakland County and the citizens of Oakland county for 46 years and 5 months to his retirement on October 1, 2023; and

NOW, THEREFORE, BE IT RESOLVED that the Board extends to Patrick T. Daly its sincere appreciation of his dedicated service and best wishes for his retirement.

MOTION CARRIED UNANIMOUSLY

10B. MOVED BY: McPHERSON

Michael A. Matson has served as Laborer New Hire, Laborer II, Grad Person, and Tandem Float Driver; and

WHEREAS, Michael A. Matson has been a valued employee of the Road Commission for Oakland County since November 5, 2007; and

WHEREAS, he served the Road Commission for Oakland County and the citizens of Oakland County for 15 years and 11 months to his retirement on October 1, 2023; and

NOW, THEREFORE, BE IT RESOLVED that the Board extends to Michael A. Matson its sincere appreciation of his dedicated service and best wishes for his retirement.

MOTION CARRIED UNANIMOUSLY

11. MOVED BY: McPHERSON

WHEREAS, Pursuant to Act 246, Michigan State Statute for the year 1931 as amended and in accordance with the provisions of a resolution adopted by this Board under date of August 3, 2023, Robert S. Rollinger as Hearing Examiner, did conduct a public Hearing on Objections for LAKEWOOD DRIVE, platted in LAKEWOOD SUB NO. 1, Sections 14 and 15, Waterford Township, Oakland County, Michigan. The purpose of this hearing being to hear objections to the proposed improvement, the plans and specifications, estimates of cost, the establishment of the boundaries of the proposed special assessment district or the parcels and lots which may be liable to assessment, the apportionment of the percentage of the total cost of the proposed improvement, the number of installments in which the money for the assessments shall be raised and to determine whether the proposed improvement is necessary for the benefit of the public and for the public welfare and convenience; and

WHEREAS, the Hearing Examiner has filed with this Board a report containing Findings of Fact and Proposed Determination, original of which was received on September 6, 2023; and

WHEREAS, this Board has reviewed the said Findings of Fact and Proposed Determination of the Hearing Examiner.

NOW, THEREFORE, BE IT RESOLVED, that this Board hereby confirms the Findings of Fact and Proposed Determination of said Hearing Examiner; and

BE IT FURTHER RESOLVED, that in accordance with the provisions of Act 246, this Board hereby reconfirms their previous determination that the proposed improvements are necessary for the benefit of the public and for public welfare and convenience and that improvements be made to the aforementioned street.

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

12A. MOVED BY: McPHERSON

WHEREAS, El Car Wash MI Madison Heights, LLC owns land known as Tax Parcel Numbers 25-02-101-045 and 25-02-101-046, in the City of Madison Heights, County of Oakland, State of Michigan (the "Property"). The Property is designated as Road Commission Project Number 19-1035, and is more particularly described in the records of this Board's Engineering Department, with said description being incorporated by reference herein;

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

WHEREAS, the owner wishes to convey the Property to the Board, and has executed a highway easement ("Highway Easement") as a voluntary dedication;

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

El Car Wash MI Madison Heights, LLC  
c/o Alrig USA  
30200 Telegraph Road, #205  
Bingham Farms, MI 48025

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, and 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

12B. 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 temporary easement ("Temporary Easement") over a parcel of land ("Property") that is known as Parcel Number 19, part of Tax Parcel No. 23-07-19-100-005, and commonly known as 50840 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 29, 2023, estimating the just compensation for the Temporary Easement to be \$536.00. Teresa Hurst of Aurora Landscape Design and Appraisal, LLC, Certified Arborist and Michigan Certified Nurseryman, has prepared an appraisal report, dated May 25, 2023, estimating the just compensation for the damages to landscaping to be \$8,000.00. For a total estimated just compensation of \$8,536.00;

WHEREAS, the owner has executed a Temporary Easement in the amount of \$11,662.00. This amount is within reasonable settlement range;

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

Antonio Dushaj and Maria Dushaj  
50840 Dequindre Road  
Shelby Twp. MI 48317

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 \$11,662.00 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

12C. 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") over a [vacant] parcel of land ("Property") that is known as Parcel Number 23, part of Tax Parcel No. 23-07-18-300-016, 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 5, 2023, estimating the just compensation for the Highway Easement to be \$4,932.00;

WHEREAS, the owner has executed a Highway Easement in the amount of \$4,932.00. This amount is equal to the estimated just compensation;

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

The Flanigan Trust  
Jeffrey and Dawn Flanigan  
51032 Dequindre Road  
Shelby Township, MI 48317

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 \$4,932.00 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

13. MOVED BY: McPHERSON

WHEREAS, the Old Dominion Road structure (RCOC ID No. 2428B), west of Orchard Lake Road over Tributary to Rouge River in Section 22, West Bloomfield Township, Oakland County, Michigan is under the jurisdiction and control of this Board; and

WHEREAS, Section 631 of 1949 PA 300 (MCLA 257.631; MSA 9.2331) authorized this Board to conduct an investigation of any bridge, causeway, or viaduct that is under its jurisdiction; and

WHEREAS, this Board has conducted such an investigation of the Old Dominion Road structure to determine what, if any, speed and local restrictions should apply to same; and

WHEREAS, Section 631 of 1949 PA 300 directs this Board to determine and declare the maximum speed of vehicles or load which the structure can withstand and to cause or permit suitable signs stating that maximum speed and load limitations to be erected and maintained not more than 50 feet from each end of the structure, and also at a suitable distance from each end of the bridge to enable vehicles to take a different route, and

THEREFORE, BE IT RESOLVED; that this Board makes the finding and determination in accordance with Section 631 of 1949 PA 300:

Maximum weight of vehicles which use such bridge or structure carrying Old Dominion Road over Tributary to Rouge River shall be 5 Tons Gross Weight; and

BE IT FURTHER RESOLVED that this Board directs that suitable signs stating the above maximum load limitations to be erected and maintained not more than 50 feet from each end of the structure, and also at a suitable distance from each end of the bridge to enable vehicles to take a different route.

MOTION CARRIED UNANIMOUSLY

14. MOVED BY: McPHERSON

WHEREAS, Wixom Road between Old Wixom Road and Pontiac Trail is under the jurisdiction of this Board; and

WHEREAS, the Board has been requested to temporarily close Wixom Road between Old Wixom Road and Pontiac Trail in order to hold a community event; 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, Wixom Road between Old Wixom Road and Pontiac Trail will hereby be closed on September 23, 2023.

BE IT FURTHER RESOLVED, that a detour is hereby established; such detour route being Old Wixom Road to Pontiac Trail of which Pontiac Trail is under the jurisdiction of this Board. The City of Wixom is aware of and consents to the use of Old Wixom Road in the detour.

BE IT FURTHER RESOLVED, that the City of Wixom is hereby directed to supply, install, maintain and remove suitable barriers, signs and lighting in accordance with the detour plans supplied by the City of Wixom and with the provisions of the aforesaid statute. The contractor is also directed to provide additional signs as may be required by the Board.

MOTION CARRIED UNANIMOUSLY

15A. MOVED BY: McPHERSON

THAT the Board approve the request for Appropriation Transfer No. 23-04 in the amount of \$3,220,859 to increase the T/S Signal project group's current year budget \$2,193,053 for work on projects not completed in the previous year and to adjust current year revenues and expenditures. Includes transfer of \$484,000 from Signal Project Budget to Traffic-Safety Department budget for LED Replacement, pavement markings and road equipment from Fund Balance, Traffic-Safety (T/S) Signal Project Revenue and T/S Department Costs to T/S Department Costs and Signal Project Costs.

MOTION CARRIED UNANIMOUSLY

15B. MOVED BY: McPHERSON

THAT the Board approve the request for Appropriation Transfer No. 23-07 in the amount of \$9,741,149 to adjust the Road Improvement (RIP) project group expenditures and revenues for work on those projects through FY22/23.

MOTION CARRIED UNANIMOUSLY

15C. MOVED BY: McPHERSON

THAT the Board approve the request for Appropriation Transfer No. 23-10 in the amount of \$229,100 to adjust Finance Department's Retirement Admin cost for an experience study not budgeted until fiscal 2024. To adjust Planning Department's Capital to Non-Capital, also adjusting Labor/Overtime for various departments due to the compensation study: Finance, Central Operations, Managing Director, Customer Service, Legal, Highway Maintenance and Human Resources to align with staffing from various department and MTF Revenue to multi-department Labor, OT and Miscellaneous.

MOTION CARRIED UNANIMOUSLY

16A. MOVED BY: McPHERSON

THAT the Board approve and sign the Connected Vehicle Roadside Deployment Amendment No. 1 with WSP Michigan Inc. for additional services necessary to complete the project for Connected and Autonomous Infrastructure on 14 Mile Road from Barrington Road to Dequindre Roat at seven traffic signals; and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

16B. MOVED BY: McPHERSON

THAT the Board approve and sign the Materials Testing Services Agreement with Materials Testing Consultants, Inc. for Davisburg Road over Mill Pond; Project No. 56681, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

17. MOVED BY: McPHERSON

THAT the Board approve and sign the Preliminary Engineering Project Task Order with Orchard, Hiltz and McCliment, Inc. for Bloomfield Village; Project No. 03141 & 03142, and authorize the Managing Director to execute the agreement on behalf of the board.

MOTION CARRIED UNANIMOUSLY

18A. MOVED BY: McPHERSON

THAT proposals were advertised for, electronically opened and posted on Tuesday, August 22, 2023 for Storm Sewer Repairs in Coulter Lake Estates, RFP 014-2023. 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 six response(s) received.

THE Board accept and award the proposal to the low bidder meeting specifications from Strata Underground, LLC, Clinton Twp, MI for the total amount of \$7,800.00; all other proposals be rejected, and the Board authorize the Managing Director to act on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

18B. MOVED BY: McPHERSON

THAT proposals were advertised for, electronically opened and posted on Tuesday, August 29, 2023 for Stickney Road Storm Sewer Installation, RFP 015-2023. 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 six response(s) received.

THE Board accept and award the proposal to the low bidder meeting specifications from Strata Underground, LLC, Clinton Twp, MI for the total amount of \$23,455.70; all other proposals be rejected, and the Board authorize the Managing Director to act on behalf of the Board.

MOTION CARRIED UNANIMOUSLY

19. MOVED BY: McPHERSON

THAT bids were advertised for, received, electronically opened and posted on Tuesday, September 12, 2023 for: 2023 SAD Repair Program, Project No. 56992:

Contractor's Name	Amount of Bid
CB Asphalt Maintenance LLC	\$ 344,711.00

THE Board accept the proposal of the sole bidder CB Asphalt Maintenance LLC; in the amount of \$344,711.00, 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

20. MOVED BY: McPHERSON

THAT the Board approve the purchase of nine ¾-Ton 2WD Pickup Trucks utilizing the Sourcewell Contract No. 091521-NAF held by National Auto Fleet Group, Watsonville, CA in the amount of \$491,711.04.

MOTION CARRIED UNANIMOUSLY

21. MOVED BY: McPHERSON

THAT the Board receive the public safety petition requesting increase safety measures at the intersection of Commerce Road and Keith Road/Westacres Drive in West Bloomfield Township submitted by residents for Keith Elementary School Crossings and refer it to Traffic-Safety staff for review and response.

MOTION CARRIED UNANIMOUSLY

22. There was no new business.

*Commissioner McPherson asked for an update on the viability of EV charging stations at RCOC facilities. Mary Gillis, Director of Central Operations, briefly reviewed the status of initial research completed by Steve Guerra, Fleet Manager, and will have a report to present at the next meeting.*

23. THERE being no further business to come before the Board of Road Commissioners, Oakland County, Chair LaLonde adjourned the meeting at 9:33 A.M.

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Shannon Miller, Deputy-Secretary/Clerk of the Board