

May 24, 2011

A Workshop Meeting of the Board of Delta County Road Commissioners was held on Tuesday, May 24, 2011 at 3:00 p.m. at the Main Office, 3000 32nd Avenue North, Escanaba, Michigan.

Present at the workshop were Chairman Pete Stropich, Vice Chairman Randy Bjork, Commissioner Mike Larrabee, and Commissioner Dennis Stanek. Also in attendance was County Board Liaison Dave Rivard.

The Regular Meeting agenda items were reviewed and/or discussed.

A Regular Meeting of the Board of Delta County Road Commissioners was held on Tuesday, May 24, 2011 at 5:15 p.m. at the Main Office, 3000 32nd Avenue North, Escanaba, Michigan.

The meeting was called to order at 5:15 by the Chairman, followed by the Pledge of Allegiance.

PRESENT: Chairman Pete Stropich, Vice Chairman Randy Bjork, Commissioner Dennis Stanek, Commissioner Mike Larrabee, and Commissioner Rory Mattson.

ABSENT: None.

Chairman Stropich moved to approve the Agenda as printed with one addition under Public Concerns – Item 2A – C.R. A-5.

There being no corrections or changes to be made, Chairman Stropich moved to approve the minutes of the May 10, 2011 Workshop & Regular Meetings as proposed.

John Valiquette inquired about C.R. A-5 easements. He said that he spoke with the property owner who owns the fence and there is no intention to move the fence any time soon. Mr. Valiquette asked if he could use 33' on the other side of the fence to plow for access through the winter months. Managing Director Rob VanEffen explained that the easement isn't for that area and the Road Commission is not directly involved with the easement between the different property owners. Mr. VanEffen asked the Board what else they would like him to do about this issue. Chairman Stropich said it should be left up to the attorneys to work something out.

Tony Radjenovich, Regional Manager with MERS, came in at the Board's request to explain how the retirement system works and the reasons why there is an unfunded liability as well as options for reducing that liability. Mr. Radjenovich also answered several questions for the board members.

Managing Director Rob VanEffen explained that the Manager's Report had been discussed in detail during the workshop but there were a few items that need board action.

It was moved by Commissioner Larrabee, seconded by Commissioner Mattson to authorize the Chairman and Vice Chairman to sign the agreements with the Hannahville Indian Community for the C.R. B-28 project.

Ayes – 5 Nays – 0

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It was moved by Commissioner Larrabee, seconded by Commissioner Mattson to advertise the sale of the Wells garage property around the Great Lakes region, to authorize Chairman Stropich and Clerk of the Board Amy Reinhardt to sign all documents pertaining to the sale, and to set a minimum bid for the purchase at \$100,000.00. Chairman Stropich asked for a Roll Call Vote:

Commissioner Mattson – No
Vice Chairman Bjork – No
Commissioner Stanek – No
Commissioner Larrabee – Yes
Chairman Stropich – No

It was moved by Commissioner Mattson, seconded by Commissioner Stanek to advertise the sale of the Wells garage property around the Great Lakes region, to authorize Chairman Stropich and Clerk of the Board Amy Reinhardt to sign all documents pertaining to the sale, and to set a minimum bid for the purchase at \$150,000.00.

Ayes – 4 Nays – 1

It was moved by Commissioner Stanek, seconded by Commissioner Bjork to authorize Managing Director Rob VanEffen to spend up to \$100,000 out of the Capital Outlay budget for the purchase of V-Bottom Trailers.

Ayes – 5 Nays – 0

Managing Director Rob VanEffen presented a Draft of the Field Safety Accident Prevention Plan to the Board and explained that he would like to keep it as a plan instead of adopting it as a policy. The draft will be updated to include the MSDS and Hazard Elimination information and will be brought back to the Board at the next Regular Meeting.

Chairman Stropich stated that Policies No. 41 & No. 29 are still under review.

It was moved by Commissioner Larrabee, seconded by Commissioner Mattson to update the Personal Protective Equipment Policy No. 55 to include guidelines for pavement patching, cold-mix patching, and crack sealing and to mark the policy as revised on this date.

Ayes – 5 Nays – 0

It was moved by Commissioner Larrabee, seconded by Commissioner Mattson to accept and place on file the following items of correspondence: 1) Letter of concern & Manager's response – Old State Road; 2) ATC Transmission Line; 3) Response to request for special meeting; 4) MDOT Office of Commission Audits; 5) Township Association Minutes; 6) Joint Government Meeting minutes.

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It was moved by Commissioner Bjork, seconded by Commissioner Larrabee to approve Bills Payable Voucher No. 2321 of 5/24/11 in the amount of \$37,876.41 and Payroll Voucher No. 68870 of 5/12/11 in the amount of \$51,847.22, as presented and reviewed. Roll Call Vote:

Commissioner Stanek - Yes
Commissioner Larrabee – Yes
Vice Chairman Bjork - Yes
Commissioner Mattson - Yes
Chairman Stropich – Yes

It was moved by Commissioner Larrabee, seconded by Commissioner Mattson to authorize Managing Director Rob VanEffen to advertise for bids for Annual Bridge Inspections and for the C.R. B-28 Crush, Shape & Paving project.

Ayes – 5 Nays – 0

It was moved by Commissioner Stanek, seconded by Commissioner Larrabee to approve out of county travel for Managing Director Rob VanEffen and Finance Director Amy Reinhardt to attend training for Designated Employer Representative (DER) under the Drug Screens Plus program on either June 21 or June 22, 2011 in Marquette.

Ayes – 5 Nays – 0

The following resolution was offered by Commissioner Larrabee and seconded by Commissioner Mattson:

WHEREAS, it is the intent of the Delta County Road Commission to support the Structure Replacement on County Road I-39 over the Rapid River, Deck Replacement on Federal Highway 13 over the Sturgeon River, County Road H-42 over the Rapid River, and

WHEREAS, it is the intent of the Delta County Road Commission to apply for funds through the Local Bridge Program, and

WHEREAS, The Board of County Road Commissioners have reviewed and support the process for application of Local Bridge Funds, and

WHEREAS, it is the intent of the Delta County Road Commission to utilize the Michigan Department of Transportation Local Bridge Funding Program,

NOW THEREFORE BE IT RESOLVED, that the Delta County Board of Road Commissioners authorizes staff to submit the application for funding and that it be forwarded to the Michigan Department of Transportation for consideration by the Local Bridge Advisory Board.

Ayes – 5 Nays – 0

RESOLUTION DECLARED ADOPTED

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It was moved by Commissioner Mattson, seconded by Commissioner Larrabee to authorize Managing Director Rob VanEffen to issue a permit, effective for a five-year period, to the Lake Bluff Golf Course for crossing C.R. D-45 with beverage carts, and that the permit specify that the Golf Course will be responsible for maintenance of the necessary pavement marking and signs – and that the Road Commission will be provided annual proof of liability coverage from the Golf Course.
Ayes – 5 Nays – 0

It was moved by Commissioner Larrabee, seconded by Commissioner Stanek to enter into Closed Session to review a legal opinion at 6:48 p.m.

Roll Call Vote:

Commissioner Larrabee – Yes
Vice Chairman Bjork – Yes
Commissioner Stanek – Yes
Commissioner Mattson – Yes
Chairman Stropich – Yes

It was moved by Commissioner Stropich, seconded by Commissioner Mattson to reconvene the Regular Meeting at 7:18 p.m. – and that no decisions were reached during the Closed Session.

Commissioner Mattson – Yes
Commissioner Larrabee – Yes
Commissioner Stanek – Yes
Vice Chairman Bjork – Yes
Chairman Stropich – Yes

It was moved by Commissioner Stanek, seconded by Commissioner Bjork to support Managing Director Rob VanEffen's decision to terminate an employee on April 4, 2011.

Roll Call Vote:

Commissioner Larrabee – Yes
Commissioner Mattson – Yes
Commissioner Stanek – Yes
Vice Chairman Bjork – Yes
Chairman Stropich - Yes

Under Public Comment, employee Brian Kleiman expressed a complaint that it seems like supervision employees are not held accountable for anything here and he feels it isn't right to terminate an employee and do nothing about a foreman who didn't do his job or didn't tell the truth. Chairman Stropich stated that he feels everyone is held accountable. Commissioner Mattson indicated that a complaint should be presented in writing, documenting the claims, and should be first given to the Managing Director to follow the chain of command.

Teamsters Union representative Lauri Berg stated that documentation will be provided regarding the complaints against the foreman and stressed her disappointment in the Board's decision which she feels is very wrong and the next step for the union is to pursue arbitration which they will be doing.

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Under Road Commissioners' Comments, Commissioner Larrabee talked about a new ruling that will allow a maximum of 240 hours of vacation payout to be counted towards the MERS final average compensation calculation in the last year of employment before retirement.

There being no further business to come before the board at this time, Chairman Stropich moved to adjourn the meeting at 7:30 p.m.

Pete Stropich, Chairman

Amy J. Reinhardt, Deputy County Clerk