

March 2, 2010

The regular meeting of the Board of County Road Commissioners of Kalamazoo County was held at the Road Commission office at 3801 East Kilgore Road, Kalamazoo, Michigan, on Tuesday, March 2, 2010. Commissioner McCauley called the meeting to order at 3:30 p.m.

Present: Kent L. McCauley, Dennis J. Berkebile, Jeffrie M. Maddox, Daniel J. Moyle

Absent: Kenneth R. Oscarson

Also attending: Managing Director Joanna I. Johnson, Traffic Services Director John Byrnes, Chief Engineer Tom Hohm, General Superintendent Travis Bartholomew, and Administrative Assistant Nancy Ryan.

Commissioner Maddox moved and it was seconded to accept the agenda as presented.

Carried by the following vote:

Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Moyle moved and it was seconded to approve the minutes of February 16, 2010 Board Meeting.

Carried by the following vote:

Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Moyle moved and it was seconded to approve and sign the March 1, 2010 payroll and the March 2, 2010 vendor accounts, as follows:

Payroll Account	\$ 121,128.74
-----------------	---------------

Vendor Account	\$ 107,148.60
----------------	---------------

Carried by the following vote:

Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Berkebile moved and it was seconded to accept the letter of intent from Alamo Township requesting a HMA project on F Avenue-6th Street to Far Hills, refer to file and include on the first hot-mix asphalt (HMA) bid letting.

Carried by the following vote:

Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Moyle moved and it was seconded to accept the letter from Cooper Township regarding weighmaster activities and forward to staff for response to Cooper Township. Commissioner McCauley advised he had spoken to Township Supervisor Sorensen who was in agreement with the road commission plans on enforcing seasonal weight restrictions; his main goal was to make the township concerns known. Managing Director Johnson noted staff and the Michigan State Police will be monitoring enforcement this year.

Carried by the following vote:

Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Maddox moved and it was seconded to accept the letter of intent from Cooper Township regarding a joint project with Kalamazoo Township for HMA paving on G Avenue-Douglas Avenue to Pitcher, refer to file and include on the first HMA bid letting.

Carried by the following vote:

Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Berkebile moved and it was seconded to accept the letter of intent from Brady Township requesting HMA paving on 34th Street from U Avenue to UV Avenue, refer to file and include on the first HMA bid letting.

Carried by the following vote:

Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Moyle moved and it was seconded to accept the letter of intent from Richland Township requesting HMA paving on F Avenue from North Sprinkle Road to 2,500' east of North Sprinkle Road, refer to file and include on the first HMA bid letting.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Berkebile moved and it was seconded to accept the letter from Comstock Township requesting HMA paving for L Avenue from River Street to 158' east of Stalwart Street, refer to file and include on the first HMA bid letting.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Berkebile moved and it was seconded to rescind the award of the Quad-Axle Steel Dump Trailer that was originally awarded on September 1, 2009 to Freightliner of Grand Rapids because the vendor was unable to deliver.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Berkebile moved and it was seconded to award the bid for a Quad Axle Steel Dump Trailer to East Michigan Trailer Sales, third low bidder based on availability, warranty of 2 years and meeting specifications, for the amount of \$49,465.00.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Maddox moved and it was seconded to amend the 2010 Capital Outlay Budget to include the purchase of the Quad Axle Steel Dump Trailer from East Michigan Trailer Sales in the amount of \$49,465.00.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Berkebile recommended, in the future when budgeted capital outlay purchases are not completed in one fiscal year, fund balance be reserved or allocated so when the transaction is completed in the next fiscal year, the new-year capital outlay budget is not impacted.

Commissioner Moyle moved and it was seconded to approve the Updated Just Compensation Resolution for the 35th Street from I-94 off ramp to the Kalamazoo River Bridge Project.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

WHEREAS, the 35th Street Roadway Reconstruction and intersection relocation project, within Comstock Township, in Kalamazoo County, is a public road under the jurisdiction of the Board of County Road Commissioners of Kalamazoo County, Michigan; and

WHEREAS, the Board intends to reconstruct 35th Street from I-94 Off Ramp to the Kalamazoo River Bridge, such reconstruction project being designated as Kalamazoo County Road Commission Project No. 459 035 210026; and

WHEREAS, the acquisition of certain permanent easements and temporary grading permits will be required in conjunction with this project; and

WHEREAS, condemnation proceedings pursuant to Act 295, PA 1966, as amended, and Act 87, PA 1980, may be necessary regarding certain said parcels of real property and temporary grading permits; and

WHEREAS, the applicable statutes provide that a good faith written offer to obtain permanent easements, and temporary grading permits shall be made to the party of interest therein prior to the initiation of such proceedings; and

WHEREAS, the Board has reviewed the market study, appraisal, and other relevant materials concerning the parcels required for this project.

NOW, THEREFORE, BE IT RESOLVED that the Board does hereby determine and establish that the estimated just compensation for the permanent easements, and temporary grading permits for the parcels as set forth below—and more fully described in the records and files of the Board's Engineering Department, which descriptions are incorporated by reference herein to be as follows:

<u>Parcel #</u>	<u>Owner</u>	<u>Total Amount</u>
1	Luxter Proeperties, LLC	8016.33
2	I-94 Investments, Inc.	4,541.20
3	William & Susan Graham	20,800.00
4	STS Hydropower LTD	115.46
5	Falcon Real Estate LTD	2,170.62
6	Comstock Township	100.00
7	Walters-Demmick Petroleum, Inc.	0.00
8	Kalamazoo County Road Commission	0.00
9	McDonalds Corp.	1,785.00
10	Innkeeper Five LLC	455.91

BE IT FURTHER RESOLVED, that in accordance with the applicable statutes, the Board does hereby authorize and direct the Managing Director to execute, on behalf of the Board, a Good Faith written offer to obtain permanent easements, and temporary grading permits for parcels 1, 2, 3, 4, 5, 6, 7, 9, and 10 in the amounts determined and established herein as estimated just compensation for such parcels, and to submit such written offer to all parties of interest therein.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Maddox moved and it was seconded to approve the Cooper Township local road participation fund contract for culvert replacement on B Avenue, 1,037 feet east of Douglas Avenue, with cost sharing at 70 percent Kalamazoo County Road Commission (KCRC) and 30 percent Cooper Township for Chairman signature.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

Commissioner Moyle moved and it was seconded to approve the County Road Association of Michigan (CRAM) Board of Directors' ballot nominees Michael A. Maloney, Luke D. Houlton, William L. Watkins, and Brent O. Bair.

Carried by the following vote:
Aye: McCauley, Berkebile, Maddox, Moyle

Managing Director Johnson advised seasonal weight restrictions will go into effect on Thursday March 4th at 8:00 a.m. She thanked Commissioner McCauley, General Superintendent Bartholomew and Texas Township Clerk Linda Kerr for their presentation at the Council of Governments (COG) meeting. She then introduced new Project Engineer Paul Spitzley to the Board. Ms. Johnson thanked the township supervisors for early input regarding local road projects for 2010 and for HMA projects that will be included in the first bid letting.

Commissioner Maddox attended the Michigan Township Association Meeting (MTA) last week and heard a lot of praise for the Kalamazoo County Road Commission for both hosting event and road commission work with townships. He commented the townships would like a presentation on road Paser ratings as some townships are interested and the information would be well received.

Commissioner Moyle thanked staff for getting roads cleared of the wet heavy snow from last week.

Commissioner Berkebile attended the MTA meeting and found it informative and also thanked staff for their efforts getting last week's snow moved. At Kalamazoo Area Transportation Study(KATS) meeting they discussed the Westnedge and I-94 corridor project beginning this year and KATS amended the 2008-2011 transportation improvement program to include preliminary engineering, right of way acquisition and structure design for the section of I-94 east of Portage Road to west of Sprinkle. With the 2010 preliminary engineering the Michigan Department of Transportation (MDOT) is going ahead with projects to make I-94 better. He commented on bills introduced by legislature 5768, 5769 and 5770 to amend Public Act 51 of 1951. One is an increase in diesel fuel tax and the other two are for motor fuel tax modification. He advised of the importance of talking to elected officials to encourage them to get on board with these bills to improve roads and mass structures.

Chairman McCauley attended the COG meeting and thanked General Superintendent Bartholomew for giving an informative presentation on the Paser Road Rating System. He then thanked staff for hosting the MTA meeting. He reminded the Board the County Road Association Meeting (CRAM) meets next week and advised they will have a chance to talk with our legislators.

The meeting adjourned at 3:58 p.m.