

MINUTES
EMMET COUNTY ROAD COMMISSION
HARBOR SPRINGS, MICHIGAN

The Emmet County Board of Road Commissioners met in regular session at their offices in Harbor Springs on March 5, 2010. The Chairman, Frank Zulski, called the meeting to order at 8:00 a.m.

Commissioners Present: Frank Zulski, Leroy Sumner, and Larry Williams

Staff Present: Brian Gutowski – Engineer-Manager; Brent Shank – Operations Engineer; Judy Fouch – Clerk

Guests: Bill Dohm – Little Traverse Township; Dennis Keiser – Bear Creek Township; Bill Wiechmann – Pleasantview Township; Bob Sandford – West Traverse Township; Art Shaw, Alyce Conrad – Springvale Township; Gordon Kruskie – Readmond Township; Edith Kruskie – Island View Road; Ben Banfield – Little Traverse Bay Bands of Odawa Indians; Bob Genson – Road Commission

MINUTES: It was moved by Sumner, seconded by Williams to approve the minutes of the regular meeting of February 19, 2010.

Ayes: Williams, Sumner, Zulski

Nays: None

Motion carried

ACCOUNTS PAYABLE: The List of Accounts Payable, Voucher No. 1009, checks numbering from No. 31170 to No. 31218, in the amount of \$77,286.82 was presented for approval. It was moved by Sumner, seconded by Williams to approve accounts payable for payment of the same.

Ayes: Williams, Sumner, Zulski

Nays: None

Motion carried

PAYROLL: Voucher No. 1010 for Payroll No. 5, checks numbering from No. 40848 to No. 40900, in the amount of \$73,857.86 was presented for approval. It was moved by Williams, seconded by Sumner to approve payroll for payment of the same.

Ayes: Williams, Sumner, Zulski

Nays: None

Motion carried

UNFINISHED BUSINESS:

- a. No comments were received from the townships on changes to the Local Road Improvement and Township Allocation Policy. It was moved by Sumner, seconded by Williams to approve Policy No. 2010-011, Local Road Improvement and Township Allocation Policy.

Ayes: Williams, Sumner, Zulski

Nays: None

Motion carried

- b. The Township/Road Commission Agreement was amended with punch list language. It was moved by Zulski, seconded by Sumner to approve the Township/Road Commission Agreement as revised.

UNFINISHED BUSINESS, (Vote on Motion) Continued:

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

- c. The energy upgrades at the Conway facility were discussed. Bob Genson stated that eight contractors from the area were here looking at the building. He stated that there is no insulation in the ceiling of the employee lunchroom even though it was included in the original blueprints. He also mentioned that there will be several different options on window replacements. Mr. Gutowski felt that window and door replacement could be done for half of the cost budgeted. Mr. Zulski felt that staff should review the bids and a special meeting should be held by the Board for further review and interviews. Mr. Gutowski then stated that other road commissions have indicated that there is a big rebate program on energy efficient lighting that will expire soon. He stated that upgrades for the Conway facility would cost \$12,500 out-of-pocket with a \$4,600 rebate through Great Lakes Energy, and the out-of-pocket cost for the Levering facility would be \$3,200 with a \$430 rebate for high intensity lighting. It was moved by Zulski, seconded by Sumner to proceed with the energy efficient lighting at both facilities due to the rebate offers.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

PUBLIC COMMENT: Alyce Conrad asked if the townships received copies of the policy and agreement revisions, and she was informed that they were distributed and discussed at the township meetings.

NEW BUSINESS:

- a. Bids were received on underbody scraper blades, as follows:

<u>Bidder</u>	<u>5/8 x 8" Curved</u> <u>Dbl. Bevel</u> <u>Wt./Price</u>	<u>5/8" - 7/8" x 8"</u> <u>Dbl. Bevel</u> <u>Wt./Price</u>	<u>5/8" x 6"</u> <u>Dbl. Bevel</u> <u>Wt./Price</u>	<u>Term & Min.</u> <u>Loads</u> <u>Requirements</u>
Michigan Cat 24800 Novi Road Novi, MI 48375	15.5/lbs.-\$8.44	15.5/lbs.-\$10.38	13.75/lbs.-\$13.78* <i>*alt. bid</i>	Del'y by 6/30/10 <i>(see attached for del'y info. by 12/31/10)</i>
St. Regis Culverts, Inc. P.O. Box 69 Charlotte, MI 48813	15.4/lbs.-\$8.75 <i>(*Alternate bid ¾" x 8" SBC Vallite = 19.4/ft.-\$13.00 pf)</i>	N/B	10.5/lbs.-\$8.87	Prices firm 30 days
Truck & Trailer Spec. P.O. Box 473 Boyer Falls, MI 49713	15.4/lbs.-\$10.69 <i>Hi-carb steel - Rockwell 250-350</i>	19.8/lbs.-\$18.44 <i>Flame/surfaced Hardened Rockwell 62 + (620)</i>	10.6/lbs.-\$8.92 <i>Rockwell 400-512</i>	Prices expire 3/22/10 & normally require a 40,000# order (see bid for explanation)

NEW BUSINESS, (Underbody Scraper Blade Bids) Continued:

<u>Bidder</u>	<u>5/8 x 8" Curved</u>	<u>5/8" – 7/8" x 8"</u>	<u>5/8" x 6"</u>	<u>Terms & Min. Loads Requirements</u>
	<u>Dbl. Bevel</u>	<u>Dbl. Bevel</u>	<u>Dbl. Bevel</u>	
	<u>Wt./Price</u>	<u>Wt./Price</u>	<u>Wt./Price</u>	
Valk Mfg. Co. P. O. Box 428 New King., PA 17072	15.5/lbs.-\$9.95	25/lbs.-\$18.56* <i>*Bidding 1x8 CDB thru hardened</i>	8.7/lbs.-\$10.00	
Winter Equip. 1900 Jo. Lloyd Pkwy. Willoughby, OH 44094	15/lbs.-\$12.84 <i>(*Quoting single thickness thru hardened mat'.l)</i>	18/lbs.-\$17.48*	11/lbs.-\$13.52*	Del'y 3-4 wks. aro Pricing firm 30 days

It was moved by Williams, seconded by Sumner to accept all bids for underbody scraper blades and award in the best interests of the Road Commission.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

b. Bids were received for ice-control sand, as follows:

<u>Bidders</u>	<u>Conway Site</u> <u>(1,000-2,000 c. yds.)</u>	<u>Levering Site</u> <u>(1,000-2,000 c. yds.)</u>
Blumke Bros. 5215 Powers Road Alanson, MI 49706	5.85/c.yd.	7.95/c.yd.
Daniels Pig & Dig 1415 Cedar Valley Road Petoskey, MI 49770	4.75/c.yd.	5.95/c.yd.
Harbor Springs Excavating 1084 McBride Park Drive Harbor Springs, MI 49740	5.50/ton	3.60/ton
Hilltop, Inc. P.O. Box 363 E. Jordan, MI 49727	4.50/ton	6.00/ton
H & D, Inc./Rieth-Riley 06795 U.S. 31 North Bayshore, MI 49711	4.77/ton	5.85/ton
Michigan Aggregate 765 Rabourn Road, W.E. Kalkaska, MI 49646 <i>(Bid received after 8:15 a.m. opening)</i>	5.00/ton	7.00/ton

NEW BUSINESS, (Ice-Control Sand Bids) Continued:

<u>Bidders</u>	<u>Conway Site</u> (1,000–2,000 c. yds.)	<u>Levering Site</u> (1,000-2,000 c. yds)
Poquette Leasing Co. P.O. Box 672 Petoskey, MI 49770	3.30/ton* (*Modified Ice-Control Sand)	5.00/ton*
Sackrider Construction 5133 Indian Garden Road Petoskey, MI 49770	3.00/ton	3.00/ton
Super M Exc. 2595 Camp Road Pellston, MI 49769	4.10/ton (5.74/c.yd.)	3.25/ton (4.55/c.yd.)

*A conversion factor of 2,800 lbs./c.y. or 1.4 ton/c.y. will be used.

It was moved by Sumner, seconded by Williams to award the bid for ice-control sand to Sackrider Construction, as the low bidder.

Ayes: Williams, Sumner, Zulski

Nays: None

Motion carried

c. Bids were received for pavement marking, as follows:

<u>Bidder</u>	<u>Regular Dry</u> White/Yellow	<u>HPS4</u> White/Yellow	<u>Waterborne</u> White/Yellow	<u>R/R Xing</u> <u>Pavement</u> <u>Markings</u>	<u>Snowmobile</u> <u>Crossing</u> <u>Application</u>
CPC P.O. Box 54091 Jackson, MS 39288-4091	NB -----				
M & M Pavement Marking P.O. Box 530 Grand Blanc, MI 48480 (Method #2: No Bids)	\$.042/ft.- \$.045/ft.	NB	\$.0382/ft.- \$.0380/ft.	\$80.00 ea.	NB
Michigan Pavement Mkgs. 2551 Pine Dunes Dr. Grandville, MI 49418 (Method #2: No Bids)	\$.042/ft.- \$.047/ft.	NB	\$.0374/ft.- \$.0379/ft.	\$100.00 ea.	NB
P.K. Contracting 5743 W. Kelly Road Lake City, MI 49651 (Method #2 for Waterborne Only)	\$.046/ft.- \$.046/ft.	\$.055/ft.- \$.055/ft.	\$.037/ft.- \$.038/ft. \$.042/ft.- \$.042/ft.	\$100.00 ea.	\$5.25/sq. ft.

NEW BUSINESS, (Pavement Marking Bids) Continued:

	<u>Regular Dry</u>	<u>HPS4</u>	<u>Waterborne</u>	<u>R/R Xing</u>	<u>Snowmobile</u>
<u>Bidder</u>	White/Yellow	White/Yellow	White/Yellow	<u>Pavement</u>	<u>Crossing</u>
				<u>Markings</u>	<u>Application</u>

Swarco
 P.O. Box 89
 Columbia, TN 38401
 NB -----

It was moved by Williams, seconded by Sumner to award the entire pavement marking bid to P. K. Contracting.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

d. Bids were received on cold patch, as follows:

<u>Bidder</u>	<u>Conway Garage</u> <u>(CP1/QPR or equiv.)</u>	<u>Levering Garage</u> <u>(CP1/QPR or equiv.)</u>	<u>Terms & Minimum</u> <u>Shipments</u>
Everett Goodrich Trkg. 5614 Wessel Road Alpena, MI 49707 (Faxed bid received late after bid opening at 8:15 a.m.)	U.P.M.-\$85.75	U.P.M.-\$85.75	Bid price guaranteed until 3/1/11 for amt. ordered within 30 days
Payne & Dolan, Inc. 1029 Gornick Avenue Gaylord, MI 49735	\$70 ton -/- \$100 ton	\$70 ton -/- \$100 ton	Due to the unstable AC market, we can only hold this price until 7/1/10
H & D, Inc./Rieth-Riley 06795 U.S. 31 North Bayshore, MI 49711	NB -/- \$80 ton (1/4" agg.)	NB -/- \$81 ton (1/4" agg.)	50 ton loads, split loads, add \$1/ ton. Invoice amt. due w/in 30 da. or as agreed to date prior to del'y.
Saginaw Asphalt Paving 2981 Carrollton Road Saginaw, MI 48604	NB -/- \$87.70/ton	NB -/- \$89.43/ton	50 ton loads, QPR Brand CP-7

It was moved by Zulski, seconded by Williams to accept all bids for cold patch and award in the best interests of the Road Commission.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

e. Bids were received for hot-mix asphalt pavement (1100T with 20AA aggregate), as follows:

NEW BUSINESS, (Hot-Mix Asphalt Pavement Bids) Continued:

<u>Bidder</u>	<u>Location of Plant</u>	<u>Pricing</u>
H & D, Inc./Rieth-Riley 06795 U.S. 31 North Bayshore, MI 49711	Boyne Falls Levering	\$42.00/ton 46.50/ton
Payne & Dolan, Inc. 1029 Gornick Avenue Gaylord, MI 49735 <i>(Due to the unstable AC market, we can only hold our prices until 7/1/10)</i>	Elmira	\$46.80/ton

It was moved by Sumner, seconded by Williams to accept all bids for hot-mix asphalt pavement and award in the best interests of the Road Commission.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

f. Bids were received on dust control, as follows:

<u>Bidder</u>	<u>Material</u>	<u>Price Per Gallon</u>
Bay Dust Control Liquid Calcium Chloride Sales 2715 S. Huron Road Kawkawlin, MI 48631 <i>(Bid received late after bid opening at 8:15 a.m.)</i>	38% Liquidow Calcium Chloride	\$.601/gal.
Beckman P.O. Box 670 Kalkaska, MI 49646	26% Mineral Brine	\$.194/gal. (metered)
C & S Dust Control 3224 U.S. 23 S. Alpena, MI 49707 <i>(Bid received late after bid opening at 8:15 a.m.)</i>	PEP (for dust control or to prime for chip ctg. w/min. 3,000 gal.)	\$1.12 per gal. (price incl. del'y. and application)
D & D Emulsions P.O. Box 1706 Mansfield, OH 44901	No Bid	
Great Lakes Chloride, Inc. 1012 E. Free Soil Road Free Soil, MI 49411	Occidental Chemical Liquidow CACLZ 28% CACLZ 38% CACLZ 40%	\$.39/gal. del. \$.48/gal. del. \$.50/gal. del.

(See bid sheet for spot and continuous pricing)

NEW BUSINESS, (Dust Control Bids) Continued:

<u>Bidder</u>	<u>Material</u>	<u>Price Per Gallon</u>
Michigan Chloride Sales 402 W. Jackson Road St. Louis, MI 48880 <i>(Continuous application in 9,500 gal. truckloads. 3 hrs. free unloading time. Addl. time \$75/hr.)</i>	26% Mineral Well Brine	\$0.190/gal.
Northern Mich. Dust Control 05916 U.S. 31 South Charlevoix, MI 49720	Lignin Liquor	\$.38/gal.
R & M Dust Control 340 Maplewood Road Petoskey, MI 49770	State approved 28% oil field brine	\$.21/gal.
The Wilkinson Corp. 8290 N. Lapeer Road Mayville, MI 48744 <i>(Bid received late after bid opening at 8:15 a.m.)</i>	26-28% Mineral Well Brine	\$.35/gal.
Zoscsak Chloride P.O. Box 6 Filer City, MI 49634	21% CaCL2 (26% total Chlorides)	\$.172/gal. tank \$.185/gal. spread continuous \$.195/gal. spot spread

**Faxed bid received from Team Services (P.O. Box 1104, Kalkaska, MI 49646) on the morning of Thursday, March 4, 2010, for oil well brine (per gallon) at \$110.00/8' mile. Letter stated that due to State of Michigan weights and measures laws, they can no longer sell dust control brine by the gallon and would be selling it by the load: straight truck (bobtail) approximately 2,500 gallons, 4 and 5 axle transports approximately 6,300 gallons, 8 axle transport approximately 10,000 gallons. Dust control bids will be on a per mile basis and calculated based on an application rate of approximately 1,000 gallons/8' mile.

It was moved by Sumner, seconded by Williams to accept all bids for dust control and award in the best interests of the Road Commission.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

g. Bids were received on culvert materials, as follows:

<u>Bidder</u>	<u>12" (16 gauge)</u>	<u>Terms</u>
Advanced Drainage Systems 4547 W. Lewis Drive Bay City, MI 48706	\$3.98	Price is per lineal ft. min. del'y. 1.4 trkld. Less than ¼ trkld \$55. Drop fee chgd. Price Price good 1 yr.

NEW BUSINESS, (Culvert Bids) Continued:

<u>Bidder</u>	<u>12" (16 gauge)</u>	<u>Terms</u>
Contech 2904 Tyler Dale Road Zeeland, MI 49464	6.20	Price firm 120 days. Aft. 120 days prices firm 'til formal ltr. Details specific price incr. & new terms-30 days from ltr. date before price takes effect.
Jensen Bridge & Supply Co. (Corrugated Steel Pipe) P.O. Box 151 Sandusky, MI 48471	5.10	Prices firm for 90 days. Aft. 90 days, prices reviewed due to current steel mkt. Prices incl. del'y. to EC destination.
Premarc 5305 M-115 Cadillac, MI 49601	5.09	Prices incl. trk. del'y. Frt. chgs. apply if less than full trk. Terms 1% 10 net 30.
St. Regis Culvert, Inc. (Corrugated Metal Pipe) P.O. Box 69 Charlotte, MI 48813	5.40	Firm 90 days from bid date. Net 30 days.

It was moved by Williams, seconded by Sumner to accept all bids for culvert materials, and award in the best interests of the Road Commission.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

h. Bids were received on seal coat bituminous materials, as follows:

<u>Bidder</u>	<u>PEP</u>	<u>HFRS-2 Seal</u>	<u>HFRS-2M Seal</u>	<u>AE 90</u>	<u>SS1-H Fog Seal</u>	<u>CQS-1-H</u>
Asphalt Materials (AEPB Prine) 940 N. Wynn Rd. Oregon, OH 43616 <i>(Cost of Demurrage = \$78.hr.; Min. Shipments 9,000 gal., Disc. Terms 5,400 gal*; Net 30 days 4 hrs. free unloading/\$78 per hr. after)</i>	\$1.9748*gal.	\$1.9062/gal.	\$2.1062/gal.	\$2.0748*gal.	\$1.7748*gal.	\$1.9748*
Bit-Mat Prdts. of MI 401 Tiernan Rd. Bay City, MI 48706 <i>(Cost of Demurrage = \$78.hr.; Min. Shipments 9,000 gal., Terms Net 30, 3 hrs. free time/\$78 per hr. after)</i>	\$2.0788/gal.	\$1.9488/gal.	\$2.2488/gal.	\$2.0988/gal.	\$1.3038/gal.	NB
Terry Materials of MI 1950 Williams St. Alma, MI 48801 <i>(Cost of Demurrage = see bid for explanation) (Alternate to AE-90/Terry Seal Summer Patch \$1.9364)</i>	NB	\$1.8564/gal.	\$2.1564/gal.	\$1.9564/gal.	\$1.7564/gal.	\$1.7564/gal.

It was moved by Sumner, seconded by Williams to award the seal coat bituminous to Asphalt Materials for the HFRS-2 seal and HFRS-2M seal, to Bit-Mat Products for SS1-H fogseal, and to Terry Materials for the alternate to AE 90/Terry Seal Summer Patch.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

i. Bids were received for seal coat aggregate materials, as follows:

<u>Bidder</u>	<u>Levering Pit</u> 29A/Nat.-550 ton 29A Slag -450 tons	<u>H-1 Stone</u> 600 ton-Lev
Drenth Brothers, Inc. 9448 Six Mile Lake Road Ellsworth, MI 49729	\$18.80/ton	NB
Fisher Transport P.O. Box 389 Mt. Pleasant, MI 48804-0389	\$35.00/ton (slag)	\$27.00/ton
Michigan Aggregate 765 Rabourn Rd., N.E. Kalkaska, MI 49646	\$18.50/ton (natural) \$30.75/ton (slag)	\$21.75/ton
Poquette Aggregates P.O. Box 672 Petoskey, MI 49770	NB	\$19.37/ton
Rieth-Riley 06795 U.S. 31 North Petoskey, MI 49770	\$18.44/ton (natural)	\$22.85/ton
Yellow Rose Transport, Inc. 3531 Busch Dr. Grandville, MI 49418	NB	NB

It was moved by Zulski, seconded by Sumner to award the bid for H-1 stone to Poquette Aggregates, and natural for the Levering Pit to Rieth-Riley.

Ayes: Williams, Sumner, Zulski
 Nays: None
Motion carried

CORRESPONDENCE:

a. Notice from the Michigan County Road Commission Self-Insurance Pool regarding Board of Directors positions.

ENGINEER-MANAGER'S REPORT: MDOT announced that the stimulus money for roads has been spent, and that the money for Emmet County was given to another county. They indicated that it happened because the Local Agency had a deadline and the Emmet County projects had not run through the system yet. The bids were 15-20% under, so the difference will be applied to other projects like Lake Road that were bumped. Susan Richardson of MDOT indicated that the plans have been submitted and are just waiting for approval. The pre-bid meeting for shoulder work on U.S. 31 will be held on March 30th in Grayling, now that it has been determined that the money is available.

Mr. Gutowski stated that he and the Board are scheduled to attend the County Board work session on April 13th at 2:00 p.m. to discuss road funding, and encouraged township officials to attend. CRAM has sent a notice that the House Transportation Committee will hold a special public hearing on March 8th at the Haggerty Center in Traverse City on the new Highway Bill, and they encouraged representation from every road commission. Mr. Gutowski plans to attend and provide the presentation that was given to the MTA. Other items mentioned included the CRAM Highway Conference scheduled on March 9-11 in Lansing, the Managers' Meeting on March 17th in St. Ignace, tree cutting on the property, and weight restrictions which are in effect.

Mr. Gutowski discussed the drainage situation on Pennsylvania Avenue with Attorney Tresidder, who indicated that the township can assume responsibility for the drainage. Mr. Tresidder stated that an annual contract would have to be signed due to the annual insurance coverage. Mr. Zulski felt that language could be included in the contract to address the annual insurance so that future boards would be protected.

Northwest Design has indicated that they would charge Birchwood \$2,000.00 for the Middle Road bridge inspection, however our consultant would charge just over \$500.00 for the bridge if it is done with the county inspections. Birchwood has agreed in writing to reimburse the Road Commission for the cost, and the bridge will be eligible for federal aid if it is included in the county inventory. Ben Banfield stated that it could be included on his inventory too, since it is in the Reservation.

OPERATIONS ENGINEER'S REPORT: None

CLERK'S REPORT: None

COMMISSIONERS' REPORTS: Commissioner Williams felt that the handouts from the U.P. Road Builders Conference on roadside chat, including tree trimming/removal and housekeeping practices for vehicles should be provided to the employees. Mr. Williams mentioned that some concern has been expressed about wood cut on the road right-of-way and whether it is being disposed in the proper place. Jim Kargol indicated that the wood is normally offered to the property owner, or utilized by the Road Commission if the property owner does not want it. If the wood has no value, it is disposed at the closest location or hauled to the pit.

Mr. Gutowski stated that as part of the Lears Road project, a realignment of the old driveway is required at the old casino where there are substantial electrical boxes in the middle of the driveway that need to be moved. An effort has been made to get Great Lakes Energy to move the boxes over the past year, however they have been unwilling to move the boxes without the advance payment of \$35,000 for the work. It was noted that the utility company would not accept a letter confirming payment from the Tribe. Ben Banfield stated that it is a matter of public safety at the intersection, and the Tribe is willing to reimburse the Road Commission for the cost and has the money available. Mr. Sumner suggested that a meeting be set up with the Chairman of Great Lakes Energy to discuss the matter. It was moved by Williams, seconded by Sumner to proceed with the cost of having Great Lakes Energy move the electrical boxes at the old casino, and follow-up with a meeting with the Chairman of Great Lakes Energy.

Vote on Motion, Continued:

Ayes: Williams, Sumner, Zulski

Nays: None

Motion carried

Gordon Kruskie mentioned that Great Lakes Energy plans to do a line replacement on Island View Road, and questioned work in the road right-of-way. Staff indicated that a permit and design would be required.

Dennis Keiser asked about the policy on setting new poles for an internet service, and was informed that it would have to be done under a permit. There was some discussion on supervising down lines and whether the policy should be revisited to consider billing the cost to the companies involved under certain circumstances.

ADJOURNMENT: There being no further business, Chairman Zulski adjourned the meeting at 9:00 a.m.

Clerk of the Board – Judy Fouch

Date