

The regular meeting of the Midland County Road Commission was called to order by Chairman Sagle on Thursday, November 19, 2015 at 9:00 a.m. at the Road Commission office.

Present: Janice Leatherman Sagle, Chairman  
Don Terwillegar, Vice-Chairman  
Mike Atton, Member  
Terry Palmer, Managing Director  
Sam SanMiguel, Superintendent  
Brenda Gordert, Clerk  
Russ Inman, Design Engineer  
Ben Mead, Facilities Manager  
Art Buck, Design Technician

Absent: None

Public Present: Gene Smith, Midland County Planning Commission Chairman

**Additions to Agenda:**

Terry added Edenville Plat under unfinished business.

**Approval of Minutes:**

Moved by Commissioner Atton and seconded by Commissioner Terwillegar to approve the minutes of the November 5, 2015 meeting.

Roll Call.

Yeas: Commissioners Atton, Sagle, Terwillegar

Nays: None

Motion Carried

**Public Comment:**

None

**Approval of Open Accounts:**

The pre-pay was discussed.

Moved by Commissioner Atton and seconded by Commissioner Terwillegar to approve payment for the payroll and open accounts for November 19, 2015 in the amount of \$368,318.29.

Roll Call.

Yeas: Commissioner Atton, Terwillegar, Sagle

Nays: None

Motion Carried

**Correspondence & Items of Information:**

MDOT has published an estimated distribution schedule for the Michigan Transportation Funding by County. Midland County is estimated to receive additional revenue of approximately 1.4 million in 2017; 1.9 million in 2018; 2.4 million in 2019; 3.1 million in 2020; and 4.1 million in 2021.

**New Business**

A contract renewal was received from Family & Children's Services. Discussion ensued. This is now a covered benefit under our Blue Cross insurance program.

Moved by Commissioner Terwillegar and seconded by Commissioner Atton to suspend contract with Family & Children's Services due to coverage with Blue Cross.

Roll Call.

Yeas: Commissioner Sagle, Atton, Terwillegar

Nays: None

Motion Carried

A private road name request was received for Graebner Court in Ingersoll Township, section 2, off Schreiber Road. Road name has been approved by Midland County GIS and Ingersoll Township.

Moved by Commissioner Atton and seconded by Commissioner Terwillegar to approved private road name request of Graebner Court.

Roll Call.

Yeas: Commissioners Terwillegar, Atton, Sagle

Nays: None

Motion Carried

Correspondence was received from Sheila Mesler of Earl D. Bennett Construction. They are withdrawing requests and permits to develop the subdivision project known as "Coves of Whispering Pines". The request states "development along with a required extension of a projected county road does not represent a cost effective nor environmentally effective use of the property".

A request was received from Bit-Mat to extend their 2015 emulsified asphalt bid prices to 2016. Discussion ensued.

Moved by Commissioner Terwillegar and seconded by Commissioner Atton to not accept bid extension.

Roll Call.

Yeas: Commissioners Sagle, Atton, Terwillegar

Nays: None

Motion Carried

Russ presented a listing of engineering capital outlay equipment for 2016 totaling \$127,500:

- \$7,000 Computer replacements (5)
- \$700 Migrate to Hosted Exchange Email
- \$2,800 Adobe Acrobat Pro Software (7)
- \$35,000 GIS Deployment
- \$8,000 Autodesk Civil 3d (additional network license)
- \$22,500 PubWorks Work Order/Service Request Software
- \$45,000 GPS Survey Equipment – GIS Compatible
- \$1,500 Conference Room Equipment (television & accessories)
- \$5,000 Miscellaneous Software and Supplies

Discussion ensued.

Moved by Commissioner Terwillegar and seconded by Commissioner Atton to approve 2016 engineering equipment capital outlay purchases.

Roll Call.

Yeas: Commissioners Terwillegar, Sagle, Atton

Nays: None

Motion Carried

### **Permit listing was reviewed.**

### **Unfinished Business:**

Ben presented costs for a sump pump and oil interceptor for the shop. There is an issue in truck storage with the water reclaim system. We have been pumping the dirty water out and hauling it to Alma. J & D Plumbing will install a sump pump with built in oil interceptor and clean water will be pumped into drain system. Cost is \$7,899.00.

Moved by Commissioner Terwillegar and seconded by Commissioner Atton to approve sump pump.

Roll Call.

Yeas: Commissioners Sagle, Terwillegar, Atton

Nays: None

Motion Carried

A resolution was received to relinquish jurisdiction of portions of Glenn Street and an alley in the plat of the Map of Buttonville:

*WHEREAS, on September 8, 2015 the Road Commission received a request from Leslie and Wanda Beamish for relinquishing jurisdiction of portions of Glenn Street and an Alley located in the plat of the Map of Buttonville, Geneva Township, Midland County, Michigan, described as follows:*

*Amended Plat of portions of Glenn Street, Burton Street and alley of Buttonville, part of the Northeast 1/4 of Section 12, T15N- R2W, Geneva Township, Midland County, Michigan, Being further described as commencing at the Northeast Corner of said Section 12; Thence S00°45'35"W, along the East Section Line, 279.95' to the Southeast Corner of Block 1 of Buttonville as recorded in Liber A of Plats at Page 11 of Midland County records; Thence N57°08'33"W, along the South line of said Block 1 extended, 93.37' to the East line of Block 3 of said Buttonville, and the Point of Beginning; Thence continuing N57°08'33"W, 286.67' to the Southwest Corner of said Block 1; Thence N32°51'27"E, 96.71', to the North Line of said Section 12; Thence N88°24'04"W, along said North Line, 313.58'; Thence S57°08'33"E, along the South line of Glenn Street extended, 181.22' to the North line of Block 2 of said plat; Thence S88°24'04"E, along said North Line of Block 2, 79.12' to the Northeast Corner of Block 2 of said plat; Thence S32°44'29"W, along the East Line said Block 2, 41.06' to the South line of Glenn Street extended; Thence S57°08'33"E, along said South line, 305.92' to the East line of Frank Street; Thence N32°44'29"E, 66.00' to the Point of Beginning. Containing 0.90 Acres, more or less, and is subject to any and all easements and/or rights of way whether used, implied or of record.*

*WHEREAS, the Road Commission finds that the requested relinquished jurisdiction is acceptable;*

*NOW THEREFORE BE IT RESOLVED BY THE MIDLAND COUNTY ROAD COMMISSION AS FOLLOWS:*

- (1) That the Midland County Road Commission hereby relinquished jurisdiction of the above described roadway pursuant to M.C.L 224.18 (3).; and*
- (2) That a copy of this resolution shall be sent to the person making the request.*

Moved by Commissioner Atton and seconded by Commissioner Terwillegar to approved resolution as presented.

Roll Call.

Yeas: Commissioners Terwillegar, Atton, Sagle

Nays: None

Motion Carried

A judgment was received from Hon. Michael J. Beale, Circuit Judge, regarding the abandonment of Pioneer Trail in Lincoln Township in 2008:

*The undersigned parties having consented to the terms hereof by their signatures appearing below; and the Court being fully apprised in the premises:*

*IT IS HEREBY ORDERED that the Resolution of the Midland County Road Commission to abandon Pioneer Trail and to delete this segment of roadway from the County Road system certification dated January 24, 2008, said Resolution being attached hereto as Exhibit "A," is hereby declared void and of no force and effect.*

*IT IS HEREBY FURTHER ORDERED that the rights of the parties hereto, their successors and assigns, and members of the public, will have such rights to the use of .37 miles of Pioneer Trail west of Saginaw Road, a seasonal road as defined by the Midland County Road Commission, as same existed immediately before February 8, 2008 which includes, but is not necessarily limited to, the right of the parties, and each of them, as their interest may appear, their successors and assign, to at all times use said roadway for access to their respective parcels.*

*IT IS FURTHER ORDERED that Plaintiff shall record this judgment with the Midland County Register of Deeds.*

*IT IS FURTHER ORDERED that no party shall be awarded costs.*

*This order resolves the last pending claim and closes the case.*

*(Exhibits attached)*

Moved by Commissioner Atton and seconded by Commissioner Terwillegar to agree with and record judgment with the Midland County Register of Deeds.

Roll Call.

Yeas: Commissioners Terwillegar, Atton, Sagle

Nays: None

Motion Carried

The request to vacate portions of Washington & Midland Streets in the Henry Church Plat of Edenville was received from Peter A. Poznak, Attorney. The request was reviewed by staff and it will be sent back to Attorney Poznak for revisions.

**Staff Reports:**

Russ stated the wi-fi connection will be finished today. The website changes are being made and additional data is being added.

Art stated the Coleman Road bridge is open and rides smooth. The audit has been completed on the paving projects.

Ben stated the trucks are ready for winter. The brine tank is being delivered today.

Sam stated they interviewed six people for the temporary truck driver positions. He has hired three that will start on Monday, November 30 and they are interviewing one more.

Sam, Terry and Russ met with Midland Township regarding Tisland Sub. They are looking into drainage.

Sam is looking into Overlook Park run off onto Poseyville Road.

RDM guard rail contractor is getting prices on guard rail for various locations including Salt River, Shaffer, and West River Road.

Terry stated we have a bunch of bridges that need milled off and waterproofing and bridges that are scour critical. He would like to start putting money into our bridge program next year with the extra funding.

Public meeting will be held December 9, 10:00 am for the rural program for 2017-2020.

Janice thanked the crew for shouldering E. County Line Road and asked them to take a look at the final mile before it is paved.

**Miscellaneous:**

None

Moved by Commissioner Terwillegar and seconded by Commissioner Atton to adjourn meeting at 11:30 a.m. until Thursday, December 3, 2015.

Roll Call.

Yeas: Commissioners Terwillegar, Atton, Sagle

Nays: None

Motion Carried

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Brenda Gordert, Clerk

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Janice Leatherman Sagle, Chairman