

December 10, 2009

THAT the meeting was called to order by Commissioner Peckens at 9:30 A.M. in the Board Room of the Livingston County Road Commission, 3535 Grand Oaks Drive, Howell, Michigan. Notice of the meeting was posted in accordance with Act #267 of 1976.

A. ROLL CALL

Commissioners Present: John T. Dunleavy
 David R. Peckens
 Richard I. Slayton

Staff Present: Michael Craine, Managing Director
 Donald Kuchnicki, Finance & Policy Director
 Jodie Tedesco, County Highway Engineer
 Steve Wasylk, Director of Operations

Others Present: Chris Behnan, Daily Press & Argus
 Tom Darling, WHMI
 James Fackert, McCabe Road, Brighton
 Rhonda Fackert, McCabe Road, Brighton
 Ed Latson, Killin Road
 John Malek, 8486 Winans Lake Road
 Chris Robinson, JDE Equipment

B. APPROVAL OF AGENDA

ACTION: It was moved by Commissioner Slayton, seconded by Commissioner Dunleavy, to approve the agenda as presented.

Ayes: Commissioners Dunleavy, Peckens, Slayton.
Nays: None.
Motion Carried.

C. CALL TO THE PUBLIC (1)

Mr. Ed Latson, Killin Road, extended to the Board his compliments for a good beginning to the snow and ice control season. He stated that he lives at the county line with two adjacent counties and that the LCRC service is timely and effective. He also complimented the Operations Department staff for the quick repair of flooding on Lovejoy Road. He expressed concern regarding a recent notice that came with the Cohoctah Township tax bills. He hopes that there is more cooperation among local units of government than is suggested in the letter.

Jim Fackert, McCabe Road, told the Board that he is familiar with road commission operations. He stated that he was happy with recent improvements to drainage on Evergreen and McCabe Roads in Green Oak Township. He did express concern regarding tree removal on Winans Lake Road and Rickett Road. He feels that too much tree removal changes the character of the road. He stated that he likes things as they have been. Rhonda Fackert, McCabe Road, stated that she too found recent tree removal on Rickett and Winans Lake Roads disheartening. She understands that the Road Commission has to balance out the needs of many but the tree removal has a major impact. She suggested that an analysis of costs of development should be conducted. She said that developers often tout new revenues that they will bring to the community but she believes that in the long run it will cost more.

John Malek, 8486 Winans Lake Road, addressed the Board regarding the tree removal issue also. He stated that more trees were removed than was acknowledged by the Road Commission when it did some removal west of Musch Road earlier this summer. He stated that some debris from that tree cutting

still remains. He stated that he is concerned about the tree removal as well as the remaining stumps. He also stated that he finds the new street lights to be offensive.

Mr. Craine made a presentation on the objectives of tree removal on Winans Lake Road and Rickett Road. He utilized photographs taken the previous day.

D. ACTION ITEMS

1. **Motor Grader Bid Proposals**
 - **Rejection of Bids**(Resolution 0912-065)

On behalf of the Board, staff accepted bid proposals for motor graders on November 2, 2009. Board members and staff subsequently conducted a thorough evaluation of the machinery and financing options. Staff concluded that the current economic climate did not warrant confidence in making these large capital purchases at this time. The Board concurred and rejected all bids. The Board also extended its sincere thanks to each of the vendors for their bids and their cooperation during the evaluation period.

ACTION: It was moved by Commissioner Slayton, seconded by Commissioner Dunleavy, to approve Resolution 0912-065. (Certified Copy on file in the Board Meeting Resolutions.)

Ayes: Commissioners Dunleavy, Peckens, Slayton.

Nays: None.

Motion Carried.

2. **2009-2010 Budget**
 - **Establish Public Hearing**(Resolution 0912-066)

Staff recommended approval of a resolution establishing December 29 at 9:30 a.m. as the time and date for the public hearing on the 2010 budget.

ACTION: It was moved by Commissioner Slayton, seconded by Commissioner Dunleavy, to approve Resolution 0912-066. (Certified Copy on file in the Board Meeting Resolutions.)

Ayes: Commissioners Dunleavy, Peckens, Slayton.

Nays: None.

Motion Carried.

3. **2010 Board Meeting Calendar**
 - **Proposed Regular Meeting Calendar**(Resolution 0912-067)

Staff provided the Board with a proposed regular meeting calendar for 2010 and recommended it for approval.

ACTION: It was moved by Commissioner Dunleavy, seconded by Commissioner Slayton, to approve Resolution 0912-067. (Certified Copy on file in the Board Meeting Resolutions.)

Ayes: Commissioners Dunleavy, Peckens, Slayton.

Nays: None.

Motion Carried.

4. Non-Union Compensation
● Options for 2010
(Resolution 0912-068)

Mr. Craine reviewed with the Board the options for non-union compensation. He stated that the Board had frozen all non-union salaries for 2009. The Board also made changes to employees' health insurance both during employment and upon retirement. It was hoped that this would see the Road Commission through some difficult times. It is clear that the difficult times continue. Mr. Craine presented the Board with the results of a short salary survey taken of local units of governments. It would appear that all were in the same boat. Mr. Craine recommended that the non-union wage freeze be continued for 2010 and that non-union personnel become responsible for the first 25% of the health insurance deductible.

Commissioner Slayton said he appreciated having the municipal data available. He stated that the Board wants to be fair to employees and to taxpayers and that he hoped the Board was doing the right thing.

ACTION: It was moved by Commissioner Dunleavy, seconded by Commissioner Slayton, to approve Resolution 0912-068. (Certified Copy on file in the Board Meeting Resolutions.)

Ayes: Commissioners Dunleavy, Peckens, Slayton.

Nays: None.

Motion Carried.

5. Election of Board Officers
● Year 2010
(Resolution 0912-069)

The Board of County Road Commissioners of the County of Livingston annually elects officers to guide the deliberations of the Board in accordance with state law for the coming year. For the year 2010, the Board of County Road Commissioners elects Commissioner Peckens to serve as Chairman and Commissioner Slayton to serve as Vice-Chairman

ACTION: It was moved by Commissioner Dunleavy, seconded by Commissioner Slayton, to approve Resolution 0912-069. (Certified Copy on file in the Board Meeting Resolutions.)

Ayes: Commissioners Dunleavy, Peckens, Slayton.

Nays: None.

Motion Carried.

6. Performance Evaluation
● Managing Director

Mr. Craine suggested that in order to convenience the public this item be deferred to the conclusion of the regular meeting. Mr. Craine requested a Closed Session in order to encourage the customary candor.

E. INFORMATION ITEMS

The following items were presented to the board as information only:

1. Clip Sheets (November 24-December 2, 2009)
2. Clip Sheets (December 3-9, 2009)
3. Old 23 North Bid Results

F. CALL TO THE PUBLIC (2)

Jim Fackert asked if there were any roundabouts to be included in the design of the road improvements associated with the Latson/I-96 interchange. Mr. Craine stated that there were none. There followed a brief discussion of the merits of roundabouts and the best application for using them.

G. LEGAL

No Report

H. ADMINISTRATIVE BUSINESS

1. Minutes

**a. Regular Board Meeting
November 24, 2009**

The proposed minutes of the meeting of November 24, 2009, were presented to the Board for its review and approval.

ACTION: It was moved by Commissioner Slayton, seconded by Commissioner Dunleavy, to approve the meeting minutes of November 24, 2009.

Ayes: Commissioners Dunleavy, Peckens, Slayton.
Nays: None.
Motion Carried.

2. Bills

ACTION: It was moved by Commissioner Slayton, seconded by Commissioner Dunleavy, to approve vouchers 067524 through 067619 in the net amount of \$258,772.46.

Ayes: Commissioners Dunleavy, Peckens, Slayton.
Nays: None.
Motion Carried.

3. Meetings Announced

**a. Next Regular Board Meeting
December 29, 2009 - 9:30 a.m.**

4. Financial Reports Reviewed

**a. Cash Position Statement
b. MTF Comparison Report**

5. Miscellaneous Road Items

No items to report.

At the conclusion of the regularly scheduled agenda items, Chairman Peckens recommended entering into Closed Session for the sole purpose of discussing the Managing Director's performance evaluation.

ACTION: It was moved by Commissioner Slayton, seconded by Commissioner Dunleavy, to enter into Closed Session at 11:03 a.m. for the sole purpose of discussing the Managing Director's performance evaluation.

Ayes: Commissioners Dunleavy, Peckens, Slayton.

Nays: None.

Motion Carried.

ACTION: It was moved by Commissioner Dunleavy, seconded by Commissioner Slayton, to reconvene the Regular Meeting at 12:15 p.m.

Ayes: Commissioners Dunleavy, Peckens, Slayton.

Nays: None.

Motion Carried.

I. ADJOURNMENT

There being no further business to come before the Board, Chairman Peckens declared the meeting adjourned at 12:15 p.m. Motion carried.

Signed _____
David R. Peckens, Chairman

Signed _____
Michael Craine, Managing Director