

October 13, 2011

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:** Stephen F. Crane  
John T. Dunleavy  
David R. Peckens

**Staff Present:** Michael Craine, Managing Director  
Jodie Tedesco, County Highway Engineer  
Terry Palmer, Accounting Supervisor  
Steve Wasylk, Director of Operations

**Others Present:** Chris Behnan, Daily Press & Argus  
Mike Cunningham, Tyrone Township Supervisor  
Tom Darling, WHMI  
Shannon Filarecki, Hartland Township Director of Public Works

**B. APPROVAL OF AGENDA**

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

**Ayes:** Commissioners Crane, Dunleavy, Peckens.  
**Nays:** None.  
**Motion Carried.**

**C. CALL TO THE PUBLIC (1)**

No Response

**D. ACTION ITEMS**

1. **Project Agreement-Tyrone Township**
  - Foley Road East of Hartland Road  
(Resolution 1110-040)

Tyrone Township purchased 23A limestone material to cover approximately 1,000 feet of Foley Road east of Hartland Road and approved a project agreement for Road Commission staff to place the material on the roadway. Staff recommended approval of the project.

**ACTION:** It was moved by Commissioner Crane, seconded by Commissioner Dunleavy, to approve Resolution 1110-040. (Certified Copy on file in the Board Meeting Resolutions.)

**Ayes:** Commissioners Crane, Dunleavy, Peckens.  
**Nays:** None.  
**Motion Carried.**

2. **Project Agreement-City of Howell**
  - **Overband Crack Sealing, Various Streets**  
(Resolution 1110-041)

The City of Howell authorized a project agreement for the Road Commission to administer an overband crack sealing program covering various streets within the city limits. Staff reviewed the particulars and recommended Board approval of the agreement.

**ACTION:** It was moved by Commissioner Dunleavy, seconded by Commissioner Crane, to approve Resolution 1110-041. (Certified Copy on file in the Board Meeting Resolutions.)

**Ayes:** Commissioners Crane, Dunleavy, Peckens.

**Nays:** None.

**Motion Carried.**

3. **Design Proposal**
  - **Maltby Road Roundabout**  
(Resolution 1110-042)

Mr. Craine reviewed with the Board his memorandum to them concerning the Maltby Road roundabout project. A public meeting was scheduled for October 12 at 7:00 p.m. to obtain more public input to address some lingering concerns. Staff recommended moving forward with the project. Staff also recommended acceptance of a proposal for design services submitted by DLZ Michigan, Inc.

**ACTION:** It was moved by Commissioner Dunleavy, seconded by Commissioner Crane, to approve Resolution 1110-042. (Certified Copy on file in the Board Meeting Resolutions.)

**Ayes:** Commissioners Crane, Dunleavy, Peckens.

**Nays:** None.

**Motion Carried.**

4. **Association of Southern Michigan Road Commissions**
  - **Elect Director to Serve on CRAM Board**
  - **Elect ASMRC Directors**

Annually, the Association of Southern Michigan Road Commissions (ASMRC) provides two ballots for electing directors. Ballot A is to elect directors to serve on ASMRC board and Ballot B is to elect an ASMRC director to serve on the County Road Association board.

**ACTION:** It was moved by Commissioner Dunleavy, seconded by Commissioner Crane, to cast ballots for Richard Kaarlie (Allegan County), Ron Gertengerger (Sanilac County), Joe Pulver (Clinton County), and Ken Straub (Jackson County) to serve on the ASMRC board. Brian Wendling (Saginaw County) received the vote as representative on the CRAM board.

**Ayes:** Commissioners Crane, Dunleavy, Peckens.

**Nays:** None.

**Motion Carried.**

## **E. INFORMATION ITEMS**

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

1. **Clip Sheets (September 22-28, 2011)**
2. **Clip Sheets (September 29-October 5, 2011)**
3. **Clip Sheets (October 6-12, 2011)**

**F. CALL TO THE PUBLIC (2)**

No response

**G. LEGAL**

Mr. Craine recommended entering into closed session for an update on the matter of Gould v LCRC. The matter was deferred to the end of the regular meeting.

**H. ADMINISTRATIVE BUSINESS**

**1. Minutes**

**a. Regular Board Meeting  
September 22, 2011**

The proposed minutes of the meeting of September 22, 2011, were presented to the Board for its review and approval.

**ACTION:** It was moved by Commissioner Crane, seconded by Commissioner Dunleavy, to approve the meeting minutes of September 22, 2011.

**Ayes:** Commissioners Crane, Dunleavy, Peckens.

**Nays:** None.

**Motion Carried.**

**b. Closed Session Meeting  
September 22, 2011**

The proposed minutes of the closed session meeting of September 22, 2011, were presented to the Board for its review and approval.

**ACTION:** It was moved by Commissioner Crane, seconded by Commissioner Dunleavy, to approve the meeting minutes of September 22, 2011.

**Ayes:** Commissioners Crane, Dunleavy, Peckens.

**Nays:** None.

**Motion Carried.**

**2. Bills**

**ACTION:** It was moved by Commissioner Dunleavy, seconded by Commissioner Crane, to approve vouchers 071170 through 071293 in the net amount of \$379,274.32.

**Ayes:** Commissioners Crane, Dunleavy, Peckens.

**Nays:** None.

**Motion Carried.**

**3. Meetings Announced**

**a. Next Regular Board Meeting  
October 27, 2011 - 9:30 a.m.**

4. Financial Reports Reviewed
  - a. Cash Position Statement
  - b. MTF Comparison Report
  
5. Miscellaneous Road Items

Jodie Tedesco provided an update on crack sealing currently underway, water main relocation work on East Grand River, and punch list items for the overlay program.

At the conclusion of the regularly scheduled meeting, the Board entered into closed session to review the matter of Gould v LCRC.

**ACTION:** It was moved by Commissioner Dunleavy, seconded by Commissioner Crane, to enter into closed session at 10:07 a.m. for the sole purpose of reviewing the matter of Gould v LCRC.

Ayes: Commissioners Crane, Dunleavy, Peckens.

Nays: None.

Motion Carried.

**ACTION:** It was moved by Commissioner Dunleavy, seconded by Commissioner Crane, to return to open session at 10:31 a.m.

Ayes: Commissioners Crane, Dunleavy, Peckens.

Nays: None.

Motion Carried

## I. ADJOURNMENT

There being no further business to come before the Board, Chairman Peckens declared the meeting adjourned at 10:31 a.m. Motion carried.

Signed \_\_\_\_\_  
David R. Peckens, Chairman

Signed \_\_\_\_\_  
Michael Craine, Managing Director