

Board of Road Commissioners Meeting
Board Room
August 28, 2019

The Regular Meeting of the Oceana County Board of Road Commissioners was called to order by Chairman Myers in the Board Room at 10:00 AM on Wednesday, August 28, 2019.

The Pledge of Allegiance was recited by all.

Members present: Myers, Gowell, Forbes, Carr, Blohm. Absent: None.

Staff present: Timmer, Griffin, Holmes, Merten.

Visitors: John Hendrixon, Shelby Township Supervisor; Dale Stevenson, Weare Township Supervisor; Sue Johnson, Pentwater Township Clerk; Chris Brown, Pentwater Village Manager; Sheriff Craig Mast; Andrew Sebolt, County Commissioner Liaison; Amy LaBarge, Don Davidson, Jim Noffke, Peter Jackson, and John Barber, Pentwater Township residents; Tim Bosse, Hart Township resident **TOTAL: 12 visitors.**

CITIZEN'S PARTICIPATION

Sheriff Craig Mast presented the Board with a detailed handout generated from the radar message board that he placed on 126th Avenue, North of Hammett Road, in Weare Township. His detailed information showed traffic is moving well below the 55 MPH speed limit. He will share these findings with the Crystal Township Board. The Board thanked Sheriff Mast for his presentation.

Dale Stevenson, Weare Township Supervisor, thanked the Board for the paving done on VanBuren Road, between Oceana Drive and 88th Avenue. He also said he was happy with the second brining just done in Weare Township.

Motion by Forbes and supported by Gowell to approve the following Agenda items for discussion.

1. Public Hearing – 10:15 AM - Pentwater Township – Pythian Park Plats (2) – review platted roads;
2. Shelby Township – 88th Avenue Project – excavation work.

Roll call vote: Forbes – yes; Gowell – yes; Blohm – yes; Carr – yes; Myers – yes.

Motion carried.

Motion by Forbes and supported by Gowell to approve the Minutes of the August 14, 2019 Regular Board Meeting as presented.

Roll call vote: Forbes – yes; Gowell – yes; Blohm – yes; Carr – yes; Myers – yes.

Motion carried.

The Revenues & Expenditures Report and Cash Flow Statement were given to the Board members to review.

Motion by Carr and supported by Blohm to approve the following Vouchers as presented.

Voucher No. 72097 (Accounts Payable)	\$712,406.04
Voucher No. 72098 (Payroll)	\$ 94,664.45
Voucher No. 72099 (Semi E-64)	\$134,849.34
Voucher No. 72100 (Accounts Payable)	\$762,169.29
Voucher No 72101 (Payroll)	<u>\$ 81,360.36</u>
	\$1,785,449.48

Roll call vote: Carr – yes; Blohm – yes; Forbes – yes; Gowell – yes; Myers – yes.
Motion carried.

Mark briefly spoke to the Board about the 88th Avenue Project in Shelby Township (reconstruction work between M-20 and Grant Road) and the need to get quotes from prospective contractors to have several hills cut, earth excavation, shoulder work, and road widening. Mark met with the interested contractors and was given two (2) quotes to present to the Board for approval. The quotes are listed as follows:

<u>CONTRACTOR</u>	<u>AMOUNT</u>
Hallack Contracting (Hart)	\$124,640.50
Ken Adams Excavating (Pentwater)	\$ 69,898.00
White Lake Excavating (Whitehall)	no bid
Wadel Stabilization (Hart)	no bid

RESOLUTION NO. 1 – SHELBY TOWNSHIP – 88th AVENUE – EARTH WORK

Motion by Gowell and supported by Blohm to accept the bid from Ken Adams Excavating in the amount of \$69,898.00 for cutting hills, shoulder work, road widening, and shoulder gravel on 88th Avenue, between M-20 and Grant Road, in Shelby Township.

Roll call vote: Gowell – yes; Blohm – yes; Forbes – yes; Carr – yes; Myers – yes.
Motion carried.

STAFF REPORTS

Mark announced that the pipe arch culvert has been ordered and will be delivered yet this week to be placed on Washington Road over Dumaw Creek in Weare Township. The Shelby Road Bridge replacement project is moving along; the old abutment walls and pilings were removed, new pilings driven, and abutment walls have been poured. MDOT has approved our new salt shed and construction will begin in mid-November. The new 72' X 172' pole building is framed in, the roof is on, and the entire building is sided.

The concrete floor inside the building and under the lean-to has been poured. Our buildings and work zones were inspected by MCRC SIP; it was recommended that the Walkerville Garage be considered for demolition when our new pole building is finished.

The 2nd brining is well underway. Shoulder restoration is being done in several locations to finish up our work on road paving projects. The chip seal crew finished with our county-wide projects and worked in Newaygo County for a week on their chip seal projects. Roadside mowing is being done on our MDOT routes. The Traffic Services crew has been working on guard rail inventory as well as repairing, replacing, and upgrading signs throughout the County.

The Summer Help crews finished their work season with durapatching and hot box patching.

Longbridge Road

The soil borings have been completed and we are awaiting the engineer's report. Mark told the Board that the "auger cast plan" to repair Longbridge Road will probably not be the solution to the water problem.

At 10:15 AM, Chairman Myers opened the Public Hearing to discuss the platted roads in the Plat of Pythian Park and the Plat of Pythian Park Addition to Pythian Park, in Section 1 of Pentwater Township.

Mark Timmer, Managing Director, began by stating that Barkley Avenue, Vaughn Avenue, and Watson Avenue that are being considered for abandonment/decertification, are only "paper roads" that do not actually exist and are not maintained by the Road Commission; roads were never constructed there.

- (1,360') Barkley Avenue – 0.04 miles West of Pentwater Blvd. is certified and has power lines down the center of the road; also, East of Pentwater Blvd. approximately 700', there are power lines and woods, and woods to the East of US-31 BR; approximately 600' West of Pentwater Blvd. is wooded, has power lines running down the center, and includes the 0.04 miles that is certified, for a total of 1,360'.
- (700') Watson Avenue – 0.13 miles East of Pentwater Blvd. is certified and has powerlines down the center; the entire 700' East of Pentwater Blvd. including the portion to the East of US-31 BR is wooded, for a total of 700'.
- (725') Vaughn Avenue – 0.10 miles East of Pentwater Blvd. is certified and is wooded; the entire 725' East of Pentwater Blvd., including the portion to the East of US-31 BR is wooded, for a total of 725'.

Mark continued by stating that a resident had applied for a driveway permit on Barkley Avenue that was not granted as we do not maintain the road. If the road is abandoned, it will not be available for public use as it lies in a platted subdivision, thusly having landlocked property is not an issue as all the landowners in the plat would have use of the road, but the motoring public would not. The Board had been given a letter from Road Commission attorney Ed McNeely to the resident's attorney clearly stating "a fee-for-highway-purposes reverts to the abutting landowners upon an abandonment of public jurisdiction, an independent right of ingress/egress is retained by all of the subdivision lot owners – i.e. no subdivision lot will be landlocked by a Road Commission abandonment of Barkley Avenue." He ended his comments by saying that he recommended abandonment of Barkley, Watson, and Vaughn Avenues based on his description.

Jim Noffke asked if other roads could be considered for abandonment as well; he was informed that staff would be looking at all the plats in Pentwater Township.

Chris Brown commented that he had never received formal denial of his driveway permit. He also believes we did not follow proper procedures to inform him of our abandonment intentions. Another man owning property on Barkley Avenue spoke out in support of Mr. Brown's driveway permit. Sue Johnson, Pentwater Township Clerk, stated that the Township Supervisor was concerned that thirteen (13) parcels would be landlocked.

Chairman Myers stated that "this Public Hearing did not have to happen; the Road Commission does not need a Public Hearing to abandon roads by resolution. We have an obligation to let the State know we are not maintaining these small sections of Act 51 roads."

Commissioner Carr commended Mark for getting our records up to date.

The Public Hearing was closed at 10:35 AM.

RESOLUTION NO. 2 – PENTWATER TOWNSHIP - ROADS IN THE PLAT OF PYTHIAN PARK & THE PLAT OF PYTHIAN ADDITION TO PYTHIAN PARK

Motion by Carr and supported by Forbes to abandon and decertify the following roads in the Plat of Pythian Park and the Plat of Pythian Addition to Pythian Park.

- (1,360') Barkley Avenue – 0.04 miles West of Pentwater Blvd. is certified and has power lines down the center of the road; also, East of Pentwater Blvd. approximately 700', there are power lines and woods, and woods to the East of US-31 BR; approximately 600' West of Pentwater Blvd. is wooded, has power lines running down the center, and includes the 0.04 miles that is certified, for a total of 1,360'.
- (700') Watson Avenue – 0.13 miles East of Pentwater Blvd. is certified and has powerlines down the center; the entire 700' East of Pentwater Blvd. including the portion to the East of US-31 BR is wooded, for a total of 700'.
- (725') Vaughn Avenue – 0.10 miles East of Pentwater Blvd. is certified and is wooded; the entire 725' East of Pentwater Blvd., including the portion to the East of US-31 BR is wooded, for a total of 725'.

Roll call vote: Carr – yes; Forbes – yes; Gowell – yes; Blohm – yes; Myers – yes.

Motion carried.

Chairman Myers asked if there was any further business to come before the Board. There being none, the Meeting was adjourned at 10:36 AM.

Respectfully submitted,

SANDRA K. GRIFFIN
Clerk

WILLIAM MYERS
Chairman

SEPTEMBER 11, 2019
DATE