### **Van Buren County Board of Road Commissioners**

December 15, 2022 - Regular Meeting

BE IT REMEMBERED: That on the 15<sup>th</sup> day of December, 2022 at 5:00 PM, E.D.T., the Board of County Road Commissioners for the County of Van Buren met in regular session at the Road Commission Administrative Office in Lawrence, Michigan.

### PRESENT:

Road Commissioners Askew, Boze, Burleson, Kinney and Nelson Managing Director Dan Bishop Highway Engineer Barry Anttila Finance and Human Resources Director Linnea Rader Operations Director Greg Brucks Administrative Assistant-Board Secretary Jill Brien

### ABSENT:

None

### **GUESTS PRESENT:**

Kurt Doroh, County Commissioner Mike Chappell, County Commissioner Frank Renaldi

Chairman Nelson called the meeting to order at 5:00 PM.

Recommendation to add Item 8J, MCRCSIP Board Orientation and Refresher Training to the Agenda.

Motion by Boze to approve the Agenda.

YES: 5 NO: 0

MOTION CARRIED.

Motion by Boze seconded by Askew to approve the Minutes of the December 1, 2022 Regular Meeting as presented by the Board Secretary.

YES: 5 NO: 0

MOTION CARRIED.

Recommendation to revise proposed minutes of the December 12 Special Session of the Board as follows:

#### **GUESTS PRESENT:**

Mike Chappell, County Commissioner Lewis G. Bender, PhD (Remotely)

Motion by Boze to approve the minutes of the December 12, 2022 Special Session, as amended.

YES: 5 NO: 0 MOTION CARRIED.

The Chairman opened the meeting to first public comment. None was received.

The Chairman opened the Public Hearing on the 2023 Proposed Budget at 5:06 PM. Rader summarized the proposed Budget for the Board and those present, including revenues, expenditures and projects from the Transportation Asset Management Plan, routine maintenance and capital expenditures. The Public Hearing was closed at 5:20 PM.

Motion by Boze, seconded by Kinney to approve the following Vouchers as presented by Managing Director Dan Bishop:

Voucher #2285	\$189,263.36	Payroll
Voucher #2286	\$227,440.59	Accounts Payable

YES: 5 NO: 0 MOTION CARRIED.

Rader presented the proposed 2022 December Budget Adjustment to the Board. Adjusted revenues were outlined by Rader. Expenditures were then discussed including maintenance, and snow and ice. Motion by Boze to approve the 2022 December Budget Adjustment as follows:

## 2022 Operating Budget December Budget Adjustment

Revenue						
	Dec	ember 15, 2022	Sep	tember 14, 2022	[	Difference
AOF - January 1, 2022	\$	11,075,692.49	\$	11,075,692.49	\$	-
Michigan Transportation Fund (MTF)						
Engineering	\$	10,000.00	\$	10,000.00	\$	-
Primary	\$	6,540,000.00	\$	6,400,000.00	\$	140,000.00
Local	\$	4,125,000.00	\$	4,095,000.00	\$	30,000.00
Primary Urban	\$	510,000.00	\$	490,000.00	\$	20,000.00
Local Urban	\$ \$ \$ \$	230,000.00	\$	220,000.00	\$	10,000.00
Total MTF	\$	11,415,000.00	\$	11,215,000.00	\$	200,000.00
Other State Revenue						
State Aid - Snow Funds	\$	95,342.64	\$	80,000.00	\$	15,342.64
State Aid - Economic	\$	-	\$	-	\$	-
Development						
State Aid - Bridges	\$	-	\$	260,934.40	\$	(260,934.40)
	Dec	ember 15, 2022	Sep	tember 14, 2022	[	Difference
State Aid - Supplemental Road Funding	\$	-	\$	-	\$	-
State Aid - Other (Community	\$	94,907.27	\$	94,907.27	\$	_
Stabilization)	,	,	,	- 1,5 - 1 - 1	•	
Total Other State Funding	\$	190,249.91	\$	435,841.67	\$	(245,591.76)
Federal Funds						
Federal Aid - Secondary	\$	-	\$	_	\$	_
Federal Aid - Safety HRRR	; \$	-		-	\$	-
Federal Aid - Bridges	\$	284,091.12	\$ \$	-	\$	284,091.12
Federal Aid - STP	\$ \$ \$	1,223.94	\$	-	\$	1,223.94
Federal Aid - CMAQ/Other	\$	, -	\$	-	\$	, -
Total Federal Aid	\$	285,315.06	\$	-	\$	285,315.06
Property Taxes						
County Wide Millage	\$	2,605,440.00	\$	2,605,440.00	\$	-
County Appropriation	\$	-	\$	-	\$	-
Township Contributions	\$	6,000,000.00	\$	8,100,000.00	\$	(2,100,000.00)
Other Revenues (Interest, Gain on Equip, etc.)	\$	265,000.00	\$	375,000.00	\$	(110,000.00)
Total Revenue including AOF	Ś	31.836.697.46	\$	33,806,974.16	Ś	(1,970,276,70)
	7		7			<u>, ,                                  </u>

Expenditure						
	Dec	ember 15, 2022	Sep	tember 14, 2022	ı	Difference
Heavy Maintenance						
Primary Roads	\$	4,250,000.00	\$	4,495,400.00	\$	(245,400.00)
Primary Structures	\$	421,000.00	\$	349,168.00	\$	71,832.00
Local Roads	\$	3,500,000.00	\$	5,200,000.00	\$	(1,700,000.00)
Local Structures	\$	12,000.00	\$	12,000.00	\$	-
Total Heavy Maintenance	\$	8,183,000.00	\$	10,056,568.00	\$	(1,873,568.00)
Maintenance						
Primary Roads						
General Maintenance	\$	1,015,000.00	\$	900,000.00	\$	115,000.00
Traffic Services	\$	65,000.00	\$	100,000.00	\$	(35,000.00)
Snow & Ice Control	\$	1,000,000.00	\$	1,000,000.00	\$	-
Special Maintenance Projects	\$	2,550,000.00	\$	2,989,300.00	\$	(439,300.00)
Routine Structure	\$	5,000.00	\$	5,000.00	\$	-
Maintenance						
Local Roads					\$	-
General Maintenance	\$	1,700,000.00	\$	1,500,000.00	\$	200,000.00
Traffic Services	\$	100,000.00	\$	100,000.00	\$	-
Snow & Ice Control	\$	1,450,000.00	\$	1,450,000.00	\$	-
Special Maintenance Projects	\$	3,700,000.00	\$	4,100,000.00	\$	(400,000.00)
Routine Structure Maintenance	\$	10,000.00	\$	10,000.00	\$	-
Disaster Contingency	\$	5,000.00	\$	5,000.00	\$	-
Total Maintenance	\$	11,600,000.00	\$	12,159,300.00	\$	(559,300.00)
Other Expenses						
Administration	\$	1,300,000.00	\$	950,000.00	\$	350,000.00
Interest Expense	\$	-	\$	-	\$	-
Long-Term Debt Payments	\$	-	\$	-	\$	-
Net Capital Outlay	\$	600,000.00	\$	1,605,767.00	\$	(1,005,767.00)
Net Equipment Expense	\$	500,000.00	\$	500,000.00	\$	-
Distributive Expense	\$	3,400,000.00	\$	3,250,000.00	\$	150,000.00
Adjustments to Fund Balance	\$	-	\$	-	\$	
Total Other Expenses	\$	5,800,000.00	\$	6,305,767.00	\$	(505,767.00)
Total Expenditures	\$	25,583,000.00	\$	28,521,635.00	\$	(2,938,635.00)

YES: 5 NO: 0 MOTION CARRIED.

**Operating Fund Balance** 

**Balance** 

**Total Expenditures & Fund** 

Rader outlined anticipated revenue from the county-wide road millage, as estimated by the County Treasurer, and the proposed 2023 Revenue Share Allocations to the Townships. Motion by Burleson to approve \$1,080,000 in RevShare to be allocated to the Townships within Van Buren County, as presented:

6,253,697.46

31,836,697.46

5,285,339.16

33,806,974.16

968,358.30

\$ (1,970,276.70)

\$

\$

Township	2023 Allocation
Almena	\$76,422.78
Antwerp	\$100,581.87
Arlington	\$52,824.33
Bangor	\$56,615.78
Bloomingdale	\$58,912.99

Columbia	\$63,751.96
Covert	\$55,226.17
Decatur	\$49,697.43
Geneva	\$64,419.91
Hamilton	\$45,172.97
Hartford	\$55,675.74
Keeler	\$53,504.20
Lawrence	\$57,080.19
Paw Paw	\$67,320.96
Pine Grove	\$59,028.41
Porter	\$56,365.69
South Haven	\$54,708.42
Waverly	\$52,690.20
TOTAL	\$1,080,000.00

YES: 5 NO: 0 MOTION CARRIED.

Rader re-presented the proposed 2023 Preliminary Budget as discussed in the Public Hearing. Additional questions were asked by the Board and responded to by Rader and Bishop. Motion by Askew to adopt the 2023 Preliminary Budget on a cost center basis:

# Van Buren County Road Commission 2023 Preliminary Budget

Revenue						
	Ja	anuary 1, 2023	De	cember 15, 2022	[	Difference
AOF - January 1, 2023	\$	6,453,697.46	\$	11,075,692.49	\$	(4,621,995.03)
Michigan Transportation Fund (MTF)						
Engineering	\$	10,000.00	\$	10,000.00	\$	-
Primary	\$	6,725,000.00	\$	6,540,000.00	\$	185,000.00
Local	\$	4,205,000.00	\$	4,125,000.00	\$	80,000.00
Primary Urban	\$	508,000.00	\$	510,000.00	\$	(2,000.00)
Local Urban	\$	230,250.00	\$	230,000.00	\$	250.00
Total MTF	\$	11,678,250.00	\$	11,415,000.00	\$	263,250.00
Other State Revenue						
State Aid - Snow Funds	\$ \$	80,000.00	\$	95,342.64	\$	(15,342.64)
State Aid - Economic	\$	-	\$	-	\$	-
Development						
State Aid - Bridges	\$	-	\$	-	\$	-
State Aid - Supplemental Road Funding	\$	-	\$	-	\$	-
State Aid - Other (Safety, Grants, etc)	\$	75,000.00	\$	94,907.27	\$	(19,907.27)

	Ja	nuary 1, 2023	De	cember 15, 2022	0	Difference
Total Other State Funding	\$	155,000.00	\$	190,249.91	\$	(35,249.91)
Federal Funds Federal Aid - Secondary Federal Aid - Safety HRRR	\$ \$	1,746,000.00	\$ \$	- -	\$ \$	1,746,000.00
Federal Aid - Bridges	\$	-	\$	284,091.12	\$	(284,091.12)
Federal Aid - STP Federal Aid - CMAQ/Other	\$ \$	375,000.00 -	\$ \$	1,223.94 -	\$ \$	373,776.06 -
Total Federal Aid	\$	2,121,000.00	\$	285,315.06	\$	1,835,684.94
Property Taxes County Wide Millage	\$	2,780,000.00	\$	2,605,440.00	\$	174,560.00
County Appropriation	\$	-	\$	-	\$	-
Township Contributions	\$	3,470,000.00	\$	6,000,000.00	\$	(2,530,000.00)
Other Revenues (Interest, Gain on Equip, etc.)	\$	375,000.00	\$	265,000.00	\$	110,000.00
Total Revenue including AOF	\$	27,032,947.46	\$	31,836,697.46	\$	(4,803,750.00)
Expenditure	Ja	nuary 1, 2023	De	cember 15, 2022	C	Difference
Heavy Maintenance Primary Roads Primary Structures	\$ \$	4,825,417.00	\$ \$	4,250,000.00 421,000.00	\$ \$	575,417.00 (421,000.00)
Local Roads Local Structures	\$ \$	2,100,000.00	\$ \$	3,500,000.00 12,000.00	\$ \$	(1,400,000.00) (12,000.00)
Total Heavy Maintenance	\$	6,925,417.00	\$	8,183,000.00	\$	(1,257,583.00)
Maintenance Primary Roads						
General Maintenance Traffic Services	\$ \$	900,000.00 100,000.00	\$ \$	1,015,000.00 65,000.00	\$ \$	(115,000.00) 35,000.00
Snow & Ice Control	۶ \$	700,000.00	\$	1,000,000.00	ب \$	(300,000.00)
Special Maintenance Projects	\$	2,432,500.00	\$	2,450,000.00	\$	(17,500.00)
Routine Structure Maintenance Local Roads	\$	5,000.00	\$	5,000.00	\$ \$	-
General Maintenance	\$	1,500,000.00	\$	1,700,000.00	\$	(200,000.00)
Traffic Services	\$	100,000.00	\$	100,000.00	\$	-
Snow & Ice Control	\$	1,100,000.00	\$	1,450,000.00	\$	(350,000.00)
Special Maintenance Projects	\$	2,550,000.00	\$	3,700,000.00	\$	(1,150,000.00)
Routine Structure Maintenance	\$	10,000.00	\$	10,000.00	\$	-
Disaster Contingency	\$	5,000.00	\$	5,000.00	\$	
Total Maintenance	\$	9,402,500.00	\$	11,500,000.00	\$	(2,097,500.00)

Other Expenses	J	lanuary 1, 2023	De	cember 15, 2022	Difference
Administration	\$	950,000.00	\$	1,300,000.00	\$ (350,000.00)
Interest Expense	\$	-	\$	-	\$ -
Long-Term Debt Payments	\$	-	\$	-	\$ -
Net Capital Outlay	\$	1,387,754.00	\$	600,000.00	\$ 787,754.00
Net Equipment Expense	\$	500,000.00	\$	500,000.00	\$ -
Distributive Expense	\$	3,100,000.00	\$	3,300,000.00	\$ (200,000.00)
Adjustments to Fund Balance	\$	-	\$	-	\$ -
Total Other Expenses	\$	5,937,754.00	\$	5,700,000.00	\$ 237,754.00
Total Expenditures	\$	22,265,671.00	\$	25,383,000.00	\$ (3,117,329.00)
Operating Fund Balance	\$	4,767,276.46	\$	6,453,697.46	\$ (1,686,421.00)
Total Expenditures & Fund Balance	\$	27,032,947.46	\$	31,836,697.46	\$ (4,803,750.00)

Roll Call Vote:

ASKEW: Yes BOZE: Yes BURLESON: Yes KINNEY: Yes NELSON: Yes MOTION CARRIED.

Motion by Kinney to award the project on Burgess Road from 82<sup>nd</sup> Avenue to 38<sup>th</sup> Street, Decatur Township, to the as-read low bidding contractor, Rieth Riley Construction (\$278,762.50), contingent upon approval by Decatur Township, in the best interest of the Van Buren County Road Commission and the Township.

YES: 5 NO: 0 MOTION CARRIED.

Motion by Askew to award the project on 66<sup>th</sup> Street, Geneva Township, to the as-read low bidding contractor, Brad Thomas Excavating (\$77,065.50), contingent upon approval by Geneva Township, in the best interest of the Van Buren County Road Commission and the Township.

YES: 5 NO: 0 MOTION CARRIED.

Discussion regarding bids for work on CR388 from 29<sup>th</sup> Street to CR653 South, Pine Grove Township; tree removals. The low bidding contractor did not provide a bid bond, as required. Upon recommendation it was moved by Burleson to award the bid to Tree Tech, LLC, the second-lowest bidding contractor (\$82,029.00), in the best interest of the Van Buren County Road Commission.

YES: 5 NO: 0 MOTION CARRIED.

Discussion regarding bids for work on CR380 from CR665 to Bloomingdale/Columbia Township line, Bloomingdale Township; top course pave with gravel shoulders, and work on CR352 from CR687 to 60<sup>th</sup> Street, Keeler Township; tree removals, HMA base crushing and shaping, trench, widen and drainage improvements, HMA leveling and top course paving. The project on CR352 was removed from the proposed 2023 Budget due to constraints; however, a final determination shall be made by the Board at a later date. Motion by Boze to award the project on CR352, Keeler Township to the as-read low bidding contractor, Michigan Paving and Materials (\$1,363,033.00) pending constraints on the budget with a final determination to be made in late February 2023, and the project on

CR380 in Bloomingdale Township to the as-read low bidding contractor, Michigan Paving and Materials (\$376,224.00), both in the best interest of the Van Buren County Road Commission.

YES: 5 NO: 0 MOTION CARRIED.

Brucks provided his recommendation to the Board for the award of Lubricants and Fluids. Motion by Boze to award the bid to all bidding vendors with Crystal Flash as the primary supplier for synthetic automatic transmission fluid, and Major Brands as primary supplier for all other petroleum-based products, and J&H Oil as the primary supplier for all water-based products, including diesel exhaust fluid, in the best interest of the Van Buren County Road Commission.

YES: 5 NO: 0 MOTION CARRIED.

Motion by Boze to adopt the following Resolution:

### **RESOLUTION 2022-15**

WHEREAS: The provisions of the rules and regulations of the Michigan Department of Treasury requires that the Van Buren County Board of Road Commissioners and the Michigan Department of Transportation annually determine uniform equipment rental rates, referred to as "Schedule C", representing charges to be made by the Road Commission for the use of County Road Commission equipment against force account construction and maintenance projects; and,

WHEREAS: The Michigan Department of Treasury has provided that individual County Road Commissions may adjust the published rates in "Schedule C" to reflect either the increase or decrease in equipment costs in their particular county; and,

WHEREAS: In the opinion of the Van Buren County Board of Road Commissioners, the rental rates as set forth in "Schedule C" are insufficient to meet actual equipment expense.

NOW, THEREFORE BE IT RESOLVED: That the equipment rental rate charged by the Board of County Road Commissioners of the County of Van Buren, Michigan, for the equipment owned by said Road Commission shall be set at 110% of the published rates as shown on "Schedule C" for the year 2023.

YES: 5 NO: 0

RESOLUTION ADOPTED.

Upon a Motion joined in by all five Members of the Board, the following Resolution was adopted:

## **RESOLUTION 2022-16**

WHEREAS: In December 2022 Donald Hanson will complete his service as the Commissioner of District 6, Van Buren County, Michigan, having served as Chairman in 1973, 1974, 1998, and 1999; and,

WHEREAS: Commissioner Hanson was first elected to the County Board of Supervisors in 1969, which was changed by the legislature to the Board of Commissioners, where he served the County residents through 1975; and,

WHEREAS: Commissioner Hanson was appointed to serve as a Trustee in Hamilton Township from 1977-1978, and then elected the Treasurer of Hamilton Township until his term ended in 1994, at which time he was elected as a County Commissioner of Van Buren County; and,

WHEREAS: Commissioner Hanson served as a County Commissioner from 1994 to the end of his term in 2022, faithfully overseeing the county's management and administration, representing county interests at the state and federal level, participating in long-range planning, and managing the county budget and finances for over 28 years; and,

WHEREAS: Commissioner Hanson has also served the residents of Van Buren County in his capacity as a Member of the Van Buren-Cass Board of Health for more than 20 years, a Member of the Southwest Michigan Planning Commission, a Member of the Van Buren District Library Board, a Michigan Works-Kinexus Board Representative, and a Region IV Area Agency on Aging Board Representative; and,

WHEREAS: The Van Buren County Road Commission has truly appreciated the partnership of Donald Hanson in working to improve and construct the public road system throughout Van Buren County, and the residents of Van Buren County have been served well by the efforts of Donald Hanson throughout his many years of service.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Road Commissioners of Van Buren County hereby adopts this Resolution as a tribute to Donald Hanson for his dedication and contributions to local government and the county-wide transportation network. IT IS FURTHER RESOLVED that the Board of County Road Commissioners of Van Buren County extends its best wishes of happiness, success and enjoyment to Donald Hanson and his wife, Sandra.

YES: 5 NO: 0 RESOLUTION ADOPTED.

Bishop presented his recommendation to the Board regarding the proposed re-certification of Pitcher Drive, Keeler Township. Motion by Boze to adopt the following Resolution:

## **RESOLUTION 2022-17**

WHEREAS, the Board of County Road Commissioners of Van Buren County DECERTIFIED Pitcher Drive from Maple Road North for 210' in Pitcher Acres No. 1 Subdivision, Keeler Township by Resolution 2021-36; and,

WHEREAS, it appears that the roadway has, in fact, been worked on and maintained by the Van Buren County Road Commission contrary to the facts set forth in Resolution 2021-36; and,

WHEREAS, objections have been received from the residents and Keeler Township due to the ceasing of maintenance operations on said roadway.

NOW, THEREFORE, BE IT RESOLVED that Pitcher Drive from Maple Road North for 210' in Pitcher Acres No. 1 Subdivision, Keeler Township, Van Buren County, Michigan is CERTIFIED for Act 51 Transportation funds, as recommended by Road Commission staff, and Resolution 2021-36 is hereby RESCINDED.

YES: 5 NO: 0

RESOLUTION ADOPTED.

Motion by Boze to authorize the Chairman to execute the proposed letter to a candidate whose application was non-conforming and not timely received.

YES: 5 NO: 0 MOTION CARRIED.

Rader outlined the 2023 CRA Highway Conference training and highly recommended Commissioners attendance, if they are able. Rader also reviewed the training which is being held via Zoom by the Pool, Board Orientation and Refresher Training. If interested in being registered for either of these training sessions, please contact Jill.

Rader announced that the County Commission's Committee of the Whole awarded ARPA Funds to the Road Commission's project on CR388 from CR653 to the County line. Commissioner Chappell announced that final approval by the Commission was scheduled for December 27<sup>th</sup>.

Commissioner Updates and Reports:

- W.C. Askew, Sr. Covert Township, the new supervisor is looking forward to working with the Road Commission. Bangor Township, no concerns. Geneva Township, concerns discussed with staff. South Haven Township, concerns also discussed.
- Rick Boze Attended the Township Annual Meetings on the 6<sup>th</sup> and 7<sup>th</sup>. Attended Keeler Township on the 6<sup>th</sup>. Attended Lawrence Township on the 8<sup>th</sup>. Attended Hamilton Township on the 13<sup>th</sup>.
- Doug Burleson Attended the Township Annual Meetings on the 6<sup>th</sup> and 7<sup>th</sup>.
- Greg Kinney Attended the Township Annual Meetings on the 6<sup>th</sup> and 7<sup>th</sup>. Attended Decatur Township on the 8<sup>th</sup>, a new clerk will soon take office as Katie Hartwell is moving.
- Wayne Nelson Attended the Township Annual Meetings on the 6<sup>th</sup> and 7<sup>th</sup>. Felt all
  presenters did well. Discussion ensued and responses provided by staff regarding
  County Road Commissions entering into agreements with cities/villages.

Chairman Nelson recessed the meeting at 6:19 PM by general consensus of the Board.

The meeting was called back to order by Chairman Nelson at 7:00 PM with all Board Members present.

The Board conducted interviews as follows: Frank Renaldi; Linnea Rader.

The Chairman opened the meeting to second public comment. None was received.

Motion by Boze to adjourn the call of the Chair at 9:03 PM.

YES: NO:	5 0		
	CARRIED.		
Board Se	cretarv	 Board Chairman	