

1500 Scribner Avenue, NW

Grand Rapids, MI 49504

May 10, 2022

The Board of County Road Commissioners of the County of Kent met in the Road Commission office.

The regular meeting was called to order by Commissioner Rambo, Chair at 8:00 a.m.

Present: Commissioners Mark Rambo, Cynthia Janes, David Morren, and Robert VerHeulen, Managing Director Steve Warren, Director of Finance Macy Barcheski, and Executive Secretary Karen Luneke.

Absent: Commissioner Dave Medema

Also present: Deputy Managing Director of Engineering Wayne Harrall, Deputy Managing Director of Operations Jerry Byrne, Assistant Director of Traffic and Safety Shirley Wollner, Director of Building and Equipment Roose, IT Manager Tim Care, Communications Manager Maura Lamoreaux, Right-of-Way Office Manager L. R. Cole, Dar Baas from Department of Public Works, and Rick Chapla.

**Item #2      Public Comment**

There was no public comment.

**Item #3      Approval of Minutes**

The Board discussed minutes of the Board meeting held Tuesday, April 26, 2022. Moved by Commissioner VerHeulen, seconded by Commissioner Janes that the **minutes be approved.**

Motion carried by the following vote:

Yeas: Commissioners Rambo, Janes, Morren, and VerHeulen — 4.

Nays: 0.

**Item #4      Disbursements and Cash Balances**

The disbursements for the check run dated April 29, 2022, were presented to the Board by Director of Finance Barcheski. She stated payroll included \$15,533.78 in overtime.

Director Barcheski presented a detail of the new central complex project for the Board. The total project cost as of May 10, 2022, is as follows:

Approved Estimate	\$47,501,236
Current Estimate	47,123,354
Current Expenditures	1,989,578
Project-to-Date Expenditures	24,375,939
Estimated Remaining Cost	22,747,414

Director Barcheski stated the General Fund has \$48,429,491.62 remaining after approval of disbursements. Of that amount, \$5,765,810.98 is unavailable operating funds, leaving \$42,663,680.64 in total available operating funds.

Moved by Commissioner Janes, seconded by Commissioner Morren that **Payroll of \$747,740.89, Construction Estimates of \$0.00, New Central Complex Expenditures of \$1,989,577.72, Accounts Payables of \$800,054.79, and Cash Balances and Investments for the check run dated April 29, 2022,** are approved by the Board, and warrants ordered drawn for the same.

Motion carried by the following vote:

Yeas: Commissioners Rambo, Janes, Morren, and VerHeulen — 4.

Nays: 0.

**Item #5      Michigan Transportation Fund**

Director of Finance Barcheski reviewed the Michigan Transportation Fund revenue that was collected in March 2022 and received in May 2022. She stated the funds received were \$5,017,066, a variance of \$125,251 higher than what was budgeted. To date, receipts are 11.7% higher from this time last year.

The report was received for information.

**Item #6 April 2022 Financial Statements**

Director of Finance Barcheski reviewed for the Board the April 2022 Financial Statements.

The report was received for information.

**Item #7 Vacation of Seminole Drive**

Managing Director Warren requested authorization to vacate Seminole Drive and an unnamed walk within Ruck Plat.

Deputy Managing Director Harrall stated Mark and Earlina Velting, residents on Campau Lake Drive, have filed action through circuit court to vacate Seminole Drive, an existing paper street within Ruck Plat, Section 12, Caledonia Township. Seminole Drive is approximately 539 ft. x 40 ft. located west of McCords Avenue and east of Campau Lake.

Staff has worked with the attorney representing the plaintiff to address several areas of concern. The items that have now been addressed include:

- retaining a 60 ft. portion of Seminole Drive to accommodate a turnaround area for Campau Lake Drive
- retaining a drainage easement over the 10 ft. walkway between lots 57 and 58
- maintaining a shared driveway agreement between lots 23 and 43 to McCords Avenue and an easement for future access to lot 50

Commissioner VerHeulen offered the following resolution with reference to vacating Seminole Drive and an unnamed walk within Ruck Plat, Section 12, Caledonia Township.

**A RESOLUTION TO VACATE (OR CONSENT TO THE  
VACATION OF) SEMINOLE DRIVE AND  
AN UNNAMED WALK IN RUCK PLAT**

A. A vacation lawsuit has been filed in the Kent County Circuit Court by Mark and Earlina Velting, who seek to vacate the following described rights of way located in the Ruck Plat, recorded in Liber 37, Page 36, Kent County Register of Deeds (the “Street”):

All that portion of a roadway platted as Seminole Drive adjacent to Lots 24, 35-43 & 45-53, inclusive; and an unnamed walk west of platted Iroquoise Drive (also known as Campau Lake Drive), located between Lots 57 & 58

That lawsuit is *Velting, et al v Charter Township of Caledonia, et al.* (Kent County Circuit Court Case No. 21-09973-CH).

B. It appears that the vacation of the Street will not interfere with travel within the County, will better allow the property owners the use of their property, will enhance the quality and character of the County, and will reduce liability and maintenance exposure for the Kent County Board of Road Commissioners.

C. The Kent County Board of Road Commissioners otherwise believe that it is in the best interest of the public health, safety, and welfare to vacate the Street.

**RESOLUTION**

**IT IS HEREBY RESOLVED AS FOLLOWS:**

1. Subject to the terms of this Resolution, the Kent County Board of Road Commissioners hereby vacates the Street and agree to the Street being vacated by the Kent County Circuit Court pursuant to the above-mentioned lawsuit, such that the abutting lots shall hereafter extend to the centerline of the Street.

2. Any existing public utilities or public utility easements must be reserved and preserved within the area formerly comprising the Street.

3. Upon being presented with the amended plat of Ruck Plat, after all necessary approvals are received, and the amended Plat is recorded with the Kent County Register of Deeds, L.R. Cole, Right-of-Way Office Manager, is hereby authorized to execute any and all such documents as will release any existing easements for highway purposes owned by the Kent County Road Commission over the Street, except as otherwise provided in this Resolution.

4. The Kent County Road Commission shall have or retain (a) an easement for highway purposes over the West sixty (60) feet of vacated Seminole Drive, measured from its northwest corner and along its north boundary, and in conformance with MCL 560.137, shall be depicted on the amended plat as an additional portion of Campau Lake Drive.; and (b) a subsurface drainage easement within the vacated walkway located immediately west of Seminole Drive, located between Lots 57 & 58, provided that if such easement is utilized by the Kent County Road Commission, it shall restore the surface of the property to its previous condition.

5. This Resolution shall not be effective until Mark Velting (or one of his agents) files and records a certified copy of this Resolution with the Kent County Register of Deeds and submits a copy to the State Treasurer.

6. L.R. Cole, Right-of-Way Office Manager, is hereby authorized to execute all documents as are reasonably necessary to effectuate this Resolution, including signing an appropriate Consent Judgment in the above-captioned lawsuit.

The vote in favor of adopting this Resolution was as follows:

Moved by Commissioner VerHeulen, seconded by Commissioner Morren that the **resolution is adopted**, as recommended by staff.

Motion carried by the following vote:

Yeas: Commissioners Rambo, Janes, Morren, and VerHeulen – 4.

Nays: 0.

**Item #8      Purchase of Right-of-Way**

Managing Director Warren requested authorization to purchase right-of-way.

Deputy Managing Director Harrall stated William Henry, owner of 3501 84th Street has agreed to provide KCRC additional 84<sup>th</sup> Street frontage easement for the reconstruction between Hanna Lake Avenue and East Paris Avenue. The easement is 17 ft. x 150 ft. (2,550 sft.), valued at \$0.98/sft. plus \$740 for landscape removal for a total just compensation of \$3,239.

**Easement Description:**

Commencing at the South 1/4 Corner of Section 14, T05N, R11W Gaines Township, thence N89°00'24"W 800.00 feet along the South Line of said Section; thence N00°33'11"E 33.00 feet to the existing Northerly Right of Way line of 84th Street and the Point of Beginning; thence continuing N00°33'11"E 17.00 feet along the Westerly property line; thence S89°00'24"E 150.00 feet along a line which is parallel with the North Right of Way line of 84th Street to the Easterly property line; thence S00°33'11"W 17.00 feet along said property line to the existing Northerly Right of Way line of 84th Street; thence N89°00'24"W 150.00 feet along said existing Northerly Right of Way line of 84th Street to the Point of Beginning. Contains 2,550 Square Feet M/L and is subject to easements and restrictions of record.

Moved by Commissioner Morren, seconded by Commissioner Janes that **staff is authorized to purchase the above right-of-way**, as recommended by staff.

Motion carried by the following vote:

Yeas: Commissioners Rambo, Janes, Morren, and VerHeulen — 4.

Nays: 0.

**Item #9      Sign and Execute Title Sheet**

Managing Director Warren requested that the Board sign and execute the title sheets for the following:

a.      **4 Mile Road between Coit Avenue and Plainfield Township**

Deputy Managing Director Harrall stated the 4 Mile Road improvement project between Coit Avenue and Plainfield Avenue is included in MDOT's May 6, 2022, bid letting. The project includes full-depth pavement removal replaced with two courses of HMA. The estimated project cost is \$698,881, funded by a \$572,034 federal grant and \$126,847 local match by KCRC.

Commissioner Janes offered the following resolution with reference to execution of the Agreement between the Board of County Road Commissioners of the County of Kent and the Michigan Department of Transportation for the road resurfacing work along 6 Mile Road from Alpine Avenue (M-37) to Pine Island Drive.

**Resolution for  
Road Resurfacing work along  
6 Mile Road from Alpine Avenue (M-37) to Pine Island Drive  
Contract #22-5145**

**WHEREAS**, Federal Funds are available for the road resurfacing work along 6 Mile Road from Alpine Avenue (M-37) to Pine Island Drive, and

**WHEREAS**, the Road Commission must enter into an Agreement with the Michigan Department of Transportation to receive Federal and State Funds, and

**WHEREAS**, the conditions of the Agreement have been reviewed by the Board of County Road Commissioners of the County of Kent, Michigan.

**NOW, THEREFORE, BE IT RESOLVED**, that Mark E. Rambo, Chairman of the Board of the Kent County Road Commissioners of the County of Kent, Michigan, and Steven A.

Warren, Managing Director are hereby authorized to execute said Agreement for and on behalf of the Board.

Moved by Commissioner Janes and supported by Commissioner VerHeulen that the Board **adopt the resolution and sign and execute the Agreement for the road resurfacing work along 6 Mile Road from Alpine Avenue (M-37) to Pine Island Drive with Federal Funds.**

Motion carried by the following vote:

Yeas: Commissioners Rambo, Janes, Morren, and VerHeulen — 4.

Nays: 0.

b. **6 Mile Road between Alpine Avenue (M-37) and Pine Island Drive**

Deputy Managing Director Harrall stated the 6 Mile Road pavement replacement project between Alpine Avenue (M37) and Pine Island Drive is included in MDOT's May 6, 2022, bid letting. The project includes full-depth pavement removal replaced with two courses of HMA. The estimated project cost is \$1,015,331, funded by a \$831,048 federal grant and \$184,283 local match by KCRC.

Commissioner Janes offered the following resolution with reference to execution of the Agreement between the Board of County Road Commissioners of the County of Kent and the Michigan Department of Transportation for the road resurfacing work along 6 Mile Road from Alpine Avenue (M-37) to Pine Island Drive.

**Resolution for  
Road Resurfacing work along  
6 Mile Road from Alpine Avenue (M-37) to Pine Island Drive  
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**WHEREAS**, Federal Funds are available for the road resurfacing work along 6 Mile Road from Alpine Avenue (M-37) to Pine Island Drive, and



**WHEREAS**, the Road Commission must enter into an Agreement with the Michigan Department of Transportation to receive Federal and State Funds, and

**WHEREAS**, the conditions of the Agreement have been reviewed by the Board of County Road Commissioners of the County of Kent, Michigan.

**NOW, THEREFORE, BE IT RESOLVED**, that Mark E. Rambo, Chairman of the Board of the Kent County Road Commissioners of the County of Kent, Michigan, and Steven A. Warren, Managing Director are hereby authorized to execute said Agreement for and on behalf of the Board.

Moved by Commissioner Janes and supported by Commissioner VerHeulen that the Board **adopt the resolution and sign and execute the Agreement for the road resurfacing work along 6 Mile Road from Alpine Avenue (M-37) to Pine Island Drive with Federal Funds.**

Motion carried by the following vote:

Yeas: Commissioners Rambo, Janes, Morren, and VerHeulen — 4.

Nays: 0.

**Item #9**     **Award of Bids**

Managing Director Warren requested authorization to award bids for the following:

- a.     **Contract #22-43:** Catch Basin Cleaning on Primary and Local Roads in Kent County - Cleaning of 3,502 Catch Basins in Byron and Gaines Townships

Staff recommends awarding Contract #22-43: Catch Basin Cleaning to **E-4 Solutions, Inc.**, the lowest responsive and responsible bidder, for a material hauled and disposed of cost per catch basin of **\$115** and a total cost of **\$402,730**.

- b.     **Contract #22-44:** Catch Basin Cleaning on State Trunklines in Kent County - MDOT - Cleaning of Catch Basins on M-44 (I-96 to Ramsdell Avenue, I-96 to East Beltline)

This contract is 100% funded by the State of Michigan - Department of Transportation and will require MDOT approval prior to commencement.

Staff recommends awarding Contract #22-44: Catch Basin Cleaning to **E-4 Solutions, Inc.**, the lowest responsive and responsible bidder, for a cost per catch basin of **\$125** and a total cost of **\$105,125**.

c. **Contract #22-49:** 60th Street between Kalamazoo Avenue and Wing Avenue

Staff recommends for the Board to award Contract #22-49: 60<sup>th</sup> Street to **Superior Asphalt, Inc.**, the lowest responsible and responsive bidder, for a total cost of **\$473,550**, which is **12.38% below** the estimated cost.

d. **Contract #22-53:** Roadside Seeding, Fertilizing, and Mulching

Staff recommends awarding Contract #22-53: Roadside Seeing, Fertilizing, and Mulching to **Natural Landscapes, LLC**, the lowest responsive and responsible bidder, for an average cost per acre for Roadside Seeding of **\$1,591.66** and an average cost per acre for Class A Seeding of **\$1,616.67**. The quantities may vary, but the per unit bid cost shall remain firm.

Moved by Commissioner Morren, seconded by Commissioner Janes to **authorize the award of bids for the above listed**, as recommended by staff.

Motion carried by the following vote:

Yeas: Commissioners Rambo, Janes, Morren, and VerHeulen — 4.

Nays: 0.

### **Comments**

➤ Dar Baas and Rick Chapla from the Department of Public Works gave an update on the Sustainable Business Park. There are grant funds available from the State, and KCRC will be working with DPW on receiving potential grant money for work on Clyde Park

Avenue and 100<sup>th</sup> Street. Clyde Park Avenue is a local road and will be converted to a primary all-weather road.

➤ Managing Director Warren shared an email he received from Sue Meindertsma about her rehab and appreciation for all the support from KCRC following her accident.

➤ Managing Director Warren updated the Board regarding the request of ARPA funds from the County of Kent. The County of Kent has hired a consultant to handle the disbursements and a workshop is scheduled for May 12, 2022.

➤ Deputy Managing Director Byrne updated the Board on winter maintenance operations and budget as of May 6, 2022. This season, 71 inches of snow has fallen. There have been 15,458 hours of overtime. Since October 1, 2021, the Road Commission has spent \$4,326,237 or 72 percent of the \$6,000,000 budget. 29 percent of that amount has been spent on equipment, 39 percent on material, and 32 percent on labor.

The Michigan Department of Transportation has spent \$4,762,952 of the \$4,574,891 budget or 107 percent. 29 percent of that amount has been spent on equipment, 41 percent on material, and 30 percent on labor.

**Item #12     Closed Session**

At 8:47 a.m. Chair Rambo requested a motion to move into closed session, as requested by staff, for the purpose of discussing union negotiations of a collective bargaining agreement, pursuant to MCL 15.268(c).

Moved by Commissioner Janes, seconded by Commissioner VerHeulen that the Board **meets in closed session**, pursuant to MCL 15.268(c).

Motion carried by the following vote:

Yeas: Commissioners Rambo, Janes, Morren, and VerHeulen —4.

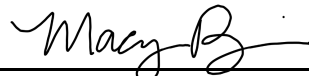
Nays: 0.

The Board meeting reconvened at 9:02 a.m.

Moved by Commissioner VerHeulen, seconded by Commissioner Morren to approve the settlement agreement dated May 3, 2022, with Teamsters Local 214 to create a new collective bargaining agreement effective June 1, 2022, through May 31, 2025.

There being no further business to come before the Board, Chair Rambo adjourned the meeting at 9:07 a.m.

Respectfully submitted,



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Macy Barcheski, Secretary