**Presque Isle County Road Commission**

**Minutes**

**August 21, 2024**

The regular meeting of the Board of Road Commissioners for Presque Isle County was held at the Road Commission office at 657 South Bradley, Rogers City, Michigan. Chairman Thomas Catalano called the meeting to order at 8:30 a.m.

**Board Members Present:** Norman Quaine, Thomas Catalano, Robert Macomber

**Also Present**: Supt./Mgr David Kowalski, Clerk Anne Wirgau

**Visitors:** Clifford Tollini, Presque Isle County Commissioner

***Minutes:***

A motion was made by Macomber (Quaine) to approve minutes from August 7, 2024 regular meeting.

Ayes: All

***Accounts Payable:***

A motion was made by Quaine (Macomber) to approve the August 21, 2024 accounts payable in the amount of $355,060.86

Ayes: Catalano, Quaine, Macomber

***Supt./Mgr Report:***

* Supt./Mgr has sent notification of the required Temporary Encroachment Permit to Mr. Zwolinski regarding his fence in the Birch Street (Manitou Shores subdivision) right of way.
* The MDOT Park and Ride project at US-23/638 Hwy is nearly complete, waiting for Goodrich to do the paving portion.
* Supt./Mgr is waiting to hear from MDOT (Eric Precord) regarding the US-23/Airport Road intersection rebuild so the paving project can be completed this year.
* PK Contracting has been contacted to do centerline and edge line painting on the roads seal coated and fogged this year along with other roads in need of painting. 28-30 miles per year are normally planned.
* Year to date approximately $34,100.00 has been saved on dust control costs, mostly attributed to using more calcium chloride.
* Supt./Mgr has requested quotes for 12” and 15” culverts. Quotes received to date are coming in around $17,000.00 and Supt./Mgr will go with low quote for the order.
* Grand Traverse County Road Commission has a 2019 ¾ ton gasoline engine pickup with plow for sale. The truck has 80,000 miles and they are asking $35,000.00 for it. Might be able to get it for $30,000.00 to $32,000.00. In addition to being used snow removal at the Posen garage yard it could be used to pull the sign trailer which is quite heavy for a regular pickup. Item moved to New Business
* Discussion was held regarding a public lake access located next to Lot 60 of Black Lake Bluffs Subdivision on Bluffs Highway. Commissioner Quaine was unable to locate any survey markers at this location. The owner of Lot 60 has requested road maintenance on the access which they use as a driveway. Supt./Mgr was directed to provide the maintenance and sign it as a public access.
* A copy of enrolled Senate Bill No. 465 was provided to the Board. The law states vehicles must maintain 200 feet distance from a snowplow when travelling on a roadway and remain 20 feet behind a snowplow at intersections when stopping.
* The MDOT force Account project on 638 Highway west of Hawks to Lost Lake Road has been completed and wraps up our seal coat projects for this year.
* Rogers Township has approved the proposal to overlay Morill Road and will be scheduled for 2025 after we receive the signed estimate.
* Two residents from Bluffs Highway met with Supt./Mgr Kowalski to discuss the first 3,700 feet of Bluffs Hwy off Black Mountain Road. The request was for the Road Commission to permazyne this section so people could see the results. The approximate cost would be $31,000.00. Discussion was held. Bluffs Hwy is a local road in Bearinger Township approximately four miles in length.
* Supt./Mgr discussed the need for Garage repairs at Rogers City site and Posen site. Rogers City garage needs a new service door (including frame) where the power washing is done. Salt has rusted the bottom of the door and a fiberglass door is recommended.

The Posen site needs replacement of a set of sliding double doors, side service door and front service door. A quote from Frank’s Key and Lock shop was $6,985.00 for Rogers City and $12,675.00 for Posen. More quotes are being obtained.

* The Rogers City crew will be starting work on Lake Nettie Road next Monday, August 26, 2024.
* Supt./Mgr along with MDOT and NEMCOG will be conducting PASER Ratings on both Federal Aid eligible and local road systems next week.
* Supt./Mgr updated the Board on a request from Charles Konarzewski at the dead end of 441 Hwy to possibly abandon a portion of our right of way. Discussion was held.

***Visitor:***

Commissioner Tollini asked if Woodland Trail located in Allis Township off M-33 approximately ½ mile north of 638 Hwy was public or private? Clerk Wirgau stated it is on our road list as private. Brief discussion was held.

***Unfinished Business:***

A draft Complaint from MCRCSIP attorneys, William Henn and Robert Backus, regarding Williams Road was reviewed and discussed. Commissioner Quaine had a question about a land description on page 3, section 10.

A motion was made by Macomber (Quaine) to proceed with the filing of said Complaint subject to clarification of Section 10, page 3 under Common Allegations.

Ayes: Catalano, Macomber, Quaine

***New Business:***

The following resolution was offered by Commissioner Macomber and supported by Commissioner Quaine:

**Resolution 2024-06**

**Public Access to and Video Recording on Road Commission Property**

**WHEREAS,** the Board of County Road commissioners of Presque Isle County has determined that it is necessary and appropriate that the Road Commission adopt a policy, in keeping with principles of the First Amendment of the Constitution of the United States, to address public access to and video recording on Road Commission property, and,

**WHEREAS**, a right to photograph and video record in a public space, including the right to record public officials and employees, arguably exists under the First Amendment, subject to reasonable time, place, and manner restrictions,

**WHEREAS**, most areas of Road Commission property are considered limited access areas, which are not generally open to or occupied by the public, and, therefore, are not subject to any right to photograph or video record under the First Amendment, but the designated waiting or reception areas in the Road Commission building during the hours in which the building is open to the public and any room being used for a meeting of a public body open to the public under the Open Meetings Act, MCL 15.261 et seq., are considered public area that are generally open to general public access and occupancy and arguably subject to a right to photograph or video record.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Road Commissioners of Presque Isle County hereby approves and adopts the attached Policy Regarding Public Access to and Video Recording on Road Commission Property.

This Resolution shall become effective immediately upon its adoption.

Yeas: Quaine, Macomber, Catalano

Nays: None

A motion was made by Macomber (Quaine) to approve “Oscar Robinson” as a road name for a local road located in Allis Township north of Six Mile between Sections 1 and 2, T33N-R2E.

Ayes: All

A motion was made by Quaine (Macomber) to authorize expenses for a centerline survey to be performed on Tennant Spur Road in Allis Township, Section 1, T33N-R2E.

Ayes: Macomber, Quaine, Catalano

A motion was made by Macomber (Quaine) to update the Presque Isle County Road Commission “Roadkill” Policy.

Ayes: All

A motion was made by Macomber (Quaine) to authorize purchase of a used 2019 Pickup from Grand Traverse CRC with purchase price not to exceed $35,000.00.

Ayes: Catalano, Macomber, Quaine

Discussion was held regarding the need to replace two pickups for the Foremen. The Posen Foreman’s GMC is starting to show the same issues as the Rogers City pickup has with the 8-speed transmission. National Auto Fleet periodically offers new trucks under the Source Well governmental contract. However, they are quickly sold and Supt./Mgr would like permission to put in a purchase offer when they are available. After repair the GMCs could be used in the fleet.

A motion was made by Quaine (Macomber) to authorize purchase of two pickup trucks as available with a purchase price not to exceed $65,000.00 per truck.

Ayes: Catalano, Macomber, Quaine

The next scheduled regular meetings of the Presque Isle County Road Commission are set for Wednesday, September 4, 2024 at 8:30 a.m. and Wednesday, September 18, 2024 at 8:30 a.m.

With no further business to come before the Board, Chairman Catalano adjourned the meeting at 10:29 a.m.