

November 23, 2022
Baldwin, Michigan 49304

Regular meeting of the Board of County Road Commissioners of the County of Lake was called to order at 9:00 a.m. by Commissioner Truxton.

Present - *Gary Truxton, LCRC Commissioner*
Richard Haslock, LCRC Commissioner
Joan Runnels, LCRC Commissioner
Jessica LaPointe, LCRC Finance & HR Manager
Leroy Williams, LCRC Manager
Tom Smith, LCRC Road Foreman
David Leusby, LCRC Shop Foreman
Al Dailey, LCRC Finance & HR Assistant
William VanDyke, LCRC Engineer Tech

APPROVAL OF MINUTES:

Motion made by Runnels to approve the November 10, 2022 meeting minutes and November 14, 2022 meeting minutes as read. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried.

APPROVAL OF PAYABLES:

Motion made by Haslock to approve the Accounts Payable Voucher # 5138 for \$258,862.81. Supported by Runnels. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Motion made by Haslock to approve Payroll Voucher # 5137 for \$79,207.62. Supported by Runnels. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

Motion made by Haslock to approve FSA Voucher # 5139 for \$2,123.23. Supported by Runnels. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

PUBLIC COMMENT:

Daniel Novak, AIS, thanked the board for the purchase of the new John Deere grader.

Novak, also asked about hosting a BBQ for the road commission on December 8, 2022.

REPORTS FROM MANAGEMENT:

FINANCE & HR MANAGER:

Health insurance update.

Update on employee that is off on workers compensation.

3rd Quarter budget update.

MANAGER:

Sauble Township garage update. Inquire with MCRCSIP.

Local Road Cost Sharing Policy – estimates are over projected amounts.

Williams received a purchase agreement in the mail regarding Luther property. Board is not interested.

M-63 inspection has been pushed back due to weather.

Lisa, Bio Restore, has made Williams aware of some grant opportunities.

Reed City parade is Friday at 6 pm.

Baldwin parade is December 2nd.

24th Street project has transitioned from a bottomless arch to a timber bridge costing \$300,000, of which the road commission has an in-kind portion of \$75,000.

ROAD FOREMAN:

MACDOUGALL –

Absent.

SMITH –

The Brine facility is full with 86,000 gallons.

Crews have been making brine sand.

Everyone was very busy with Saturday's storm.

EQUIPMENT SUPERINTENDENT:

The new grader and new state truck chassis are here.

OLD BUSINESS:

Williams addressed Runnels in reference to a write up that was presented on November 14, 2022 and presented the board with a letter.

Reviewed Street Sign Policy # 1008.

Dailey requested a closed session for personnel evaluation per Section 8 of the Open Meetings Act.

Motion made by Runnels to enter closed session. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays – 0. Motion carried. Roll call vote.

Enter closed session at 10:22 am.

Motion made by Haslock to enter open session. Supported by Runnels. Yeas- Truxton, Haslock and Runnels. Nays – 0. Motion carried. Roll call vote.

Enter open session at 10:52 am.

NEW BUSINESS:

Motion made by Runnels to proceed with the updates to health insurance as discussed. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays – 0. Motion carried. Roll call vote.

Motion made by Runnels to extend the Local Road Cost Share Program for three more years. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays – 0. Motion carried. Roll call vote.

Motion made by Runnels to make adjustments to the contract with respect to workers compensation and purchasing back comp time. (Send a letter to the union and open the contract) Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays – 0. Motion carried. Roll call vote.

Motion made by Runnels to accept Policy # 1067 – HIPPA Privacy. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays – 0. Motion carried. Roll call vote.

Motion made by Runnels to accept Policy # 1068 – Payroll. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays – 0. Motion carried. Roll call vote.

Motion made by Runnels to award the 2023 HMA and Aggregate bid to Rieth - Riley. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. Roll call vote.

COMMISSIONERS PRIVILEGE:

Haslock - The guys did great with the snowstorm.

Truxton - Tom did a great job this weekend and the white shoulders look great.

Runnels - Nothing.

PUBLIC COMMENT:

None.

ADJOURNMENT:

Motion to adjourn made by Runnels. Supported by Haslock. Yeas- Truxton, Haslock and Runnels. Nays - 0. Motion carried. 10:54 am

Next Meeting Date: December 8, 2022 Time: 9:00 am

Respectfully submitted by:



Jessica L. LaPointe - Secretary

Approved by:



Gary A. Truxton - Chairman



Richard J. Haslock - Vice Chairman

Joan Runnels - Member

November 23, 2022

MEMORANDUM TO: Lake County Board of Commissioners

FROM: Leroy Williams Jr.
Manager
Lake County Road Commission

Gary Truxton
Rick Haslock
Joan Runnels

SUBJECT: Addressing the illegal write-up by Commissioner Runnels stating that I was not performing my duties as the Manager of the Road Commission in holding the Payroll Clerk accountable for work not completed; sitting at his desk and answering phones; addressing walk-ins and the Payroll Clerk's performance.

Treating employees with respect and not to discipline them for speaking with the board.

DISCUSSION: These accusations were based on lies and hearsay, none of which have been substantiated. You took an illegal action against me based on your biased opinion of me without giving me the benefit of speaking to me prior to this illegal write-up.

You based this illegal write-up on information provided to you by the Finance/HR Director, of who is also responsible for answering phones and addressing walk-ins as well as the Payroll Clerk. You also took the words of the hourly employees, of who were legally written-up for not properly filling out their time cards i.e. clocking in and out, which can be proven, unlike your accusation against me.

As for me not allowing employees the option to address commissioners, this is the most egregious accusation of them all. When an employee has been disciplined, they are given the option to bring in union representation. If any of these accusations were true, then a grievance should have been filed, but it was not. That is the proper way to address issues between management and the hourly employees.

ACTION: For future reference, if the bias behavior towards me does not stop, I will be forced to seek legal counsel, report you to CRA, the Lake County Board of Commissioners, the Labor Board and the Equal Employment Opportunity Commission (EEOC).

HMA BID TABULATION

11/23/2022

ITEM	UNIT	QTY	REITH & RILEY		ELMERS		AWARDED TO:
			PRICE	AMOUNT	PRICE	AMOUNT	
1) Merriville Road. 15' Overlay between 18th St and 32nd St	TON	2200	73.70	162,580	79.20	174,240	Reith & Riley
2) 2,000 tons of 13A HMA	TON	2,000	71.50	143,000	90.00	180,000	
3) 21AA Limestone	TON	2,500	26.75	66,875	42.50	106,250	
4) 22A Road Gravel	TON	4,000	14.00	56,000	17.43	69,730	
5) 23A Road Gravel	TON	5,000	14.00	70,000	17.43	87,150	
6) 23A Limestone	TON	1,000	26.75	26,750	26.48	26,480	
7) Trap Rock	TON	4,000	43.40	173,600	42.88	171,520	
8) 34CSM Slag	TON	4,000	—	—	—	—	
9) 34CS Natural	TON	2,800	—	—	56.72	158,816	
10) 25A Modified Slag	TON	4,000	36.65	146,600	37.48	149,720	
11) CST	TON	2,800	48.40	135,520	47.48	132,744	
12) H-1 Blue	TON	200	33.15	6,630	32.63	6,526	

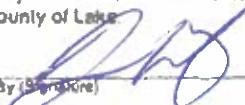


2023 PROPOSAL

The bidder agrees to furnish and deliver all materials in accordance with the advertisement, Information to Bidders, Specifications, and Drawings for the following unit prices and terms.

ITEM	UNIT	QTY	13A
#1. Merriville From 16th St to 32nd St	Ton	2,200	<u>\$79.20</u> /TON
#2. 2,000 Tons of 13A HMA for county use	AT PLANT		<u>\$690.00</u> /ton

The Board of County Road Commission reserves the right to reject any or all bids, waive defects and accept the bid which in their opinion is in the best interests of the County of Lake

ELMERS CRATE AND DOZER LING 
Bidder (Company Name) By (Signature)

3600 RENNIE SCHOOL RD
ADDRESS 
Name Printed or Typed

TRaverse City MI 49685
City State Zip
PROJECT MANAGER

(231) 943-5632
Telephone Date
11/23/22


rwl729@teamelmers.com



2023 PROPOSAL

The bidder agrees to furnish and deliver all materials in accordance with the advertisement, Information to Bidders, Specifications, and Drawings for the following unit prices and terms.

<u>ITEM</u>	<u>UNIT</u>	<u>QTY</u>	<u>PRICE</u>	<u>AMOUNT</u>
21AA Natural	Ton	2500	<u>\$42.50/ton</u>	<u>\$106250.00</u>
22A Road Gravel	Ton	4000	<u>\$17.43/ton</u>	<u>\$69720.00</u>
23A Road Gravel	Ton	5000	<u>\$17.43/ton</u>	<u>\$87150.00</u>
23A Limestone Shoulder Material	Ton	1000	<u>\$26.48/ton</u>	<u>\$26480.00</u>
Trap Rock CS-2	Ton	4000	<u>\$42.88/ton</u>	<u>\$171520.00</u>
34CSM Slag	Ton	4000	<u>No Bid</u>	<u> </u>
34CS Natural	Ton	2800	<u>\$56.72/ton</u>	<u>\$226880.00</u>
294- Slag - Alternative 25-A Slag	Ton	4000	<u>\$37.48/ton</u>	<u>\$149920.00</u>
CS-T	Ton	2800	<u>\$47.48/ton</u>	<u>\$132944.00</u>
H1 Blue Stone	Ton	200	<u>\$32.63/ton</u>	<u>\$6526.00</u>
TOTAL				<u>\$ </u>

The Board of County Road Commissioners reserves the right to reject any or all bids, waive defects, and accept the bid in part or entirely, which in their opinion, is in the best interests of the County of Lake.

Team Elmer's

Bidder (Company Name)

3600 Rennie School Rd

By (Signature)

James Carey

Address

Name Printed or Typed

Traverse City

Mi

49685

Transportation Service

City

State

Zip

Title

231-642-1015

11-21-2022

Telephone

Date

jc15111@teamelmers.com

E-Mail



2023 PROPOSAL

The bidder agrees to furnish and deliver all materials in accordance with the advertisement, Information to Bidders, Specifications, and Drawings for the following unit prices and terms.

<u>ITEM</u>	<u>UNIT</u>	<u>QTY</u>	<u>PRICE</u>	<u>AMOUNT</u>
21AA Natural Limestone	Ton	2500	\$26.75	\$66,875.00
22A Road Gravel	Ton	4000	\$14.00	\$56,000.00
23A Road Gravel	Ton	5000	\$14.00	\$70,000.00
23A Limestone Shoulder Material	Ton	1000	\$26.75	\$26,750.00
Trap Rock CS-2	Ton	4000	\$43.40	\$173,600.00
34CSM Slag	Ton	4000	N/A	—
34CS Natural	Ton	2800	N/A	—
28A Slag 25A Modified Slag screened	Ton	4000	\$36.65	\$146,600.00
CS-T	Ton	2800	\$48.40	\$135,520.00
H1 Blue Stone	Ton	200	\$33.15	\$6,630.00
TOTAL				\$

The Board of County Road Commissioners reserves the right to reject any or all bids, waive defects, and accept the bid in part or entirely, which in their opinion, is in the best interests of the County of Lake.

Rieth-Riley Construction Co., Inc.

Bidder (Company Name)

Rod McKenzie
By (Signature)

20251 E. 19 Mile Road

Address

Rod McKenzie

Name Printed or Typed

Big Rapids, MI

City

49307

State

Project Manager

231/796-7268

Telephone

November 23, 2022

Date

Rmckenzie@rieth-riley.com

E-Mail

*Above Unit Prices based on 50 ton loads delivered to Baldwin Yard.



2023 PROPOSAL

The bidder agrees to furnish and deliver all materials in accordance with the advertisement, Information to Bidders, Specifications, and Drawings for the following unit prices and terms.

ITEM	UNIT	QTY	13A
#1. Merriville From 16th St to 32nd St	Ton	2,200	<u>\$73.90/ton</u>
#2. 2,000 Tons of 13A HMA for county use			<u>\$71.50/ton</u>

The Board of County Road Commission reserves the right to reject any or all bids, waive defects and accept the bid which in their opinion is in the best interests of the County of Lapeer.

Rieth-Riley Construction Co., Inc.
Bidder (Company Name)

Rod McKenzie
By (Signature)

20251 E. 19 Mile Road

Rod McKenzie
Name Printed or Typed

Big Rapids, MI 49307

Project Manager

231/796-7268

November 23, 2022

r.mckenzie@rieth-riley.com