

GENESEE COUNTY ROAD COMMISSION

BOARD MEETING

December 21, 2021

MINUTES

CALL TO ORDER

Chairperson Dickerson called the meeting of the Genesee County Board of Road Commissioners to order at 10:02 a.m. The meeting was held in the Board Room of the Genesee County Road Commission, 211 W. Oakley, Flint, Michigan 48503-3995.

ROLL CALL

Present:

Cloyce Dickerson, Chairperson
John Mandelaris, Vice Chairperson
Cathy Lane, Commissioner
Timothy Elkins, Commissioner

Absent:

David Arceo, Commissioner (excused)

Others Present: Fred Peivandi, Randy Dellaposta, Eric Johnston, Anthony Branch, Donna Poplar, Tracy Khan, Stephanie Jaeger, Kylie Dontje (Genesee County Road Commission Staff), County Commissioner Domonique Clemons, County Commissioner Charles Winfrey, Attorney Tom Derderian, Attorney Devin Sullivan, Linda Kossak, Secretary of the Board of Road Commissioners

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chairperson Dickerson.

Chairperson Dickerson welcomed Genesee County Commissioners Charles Winfrey and Domonique Clemons to this morning's Board meeting.

APPROVAL OF AGENDA

Vice Chairperson Mandelaris stated that there was a request for postponement of Discussion Item A-8 (Managing Director Terms of Employment) from the agenda until the first meeting of the year. Chairperson Dickerson said as the Chairperson he felt this should be deleted due to pending litigation and the adoption of the budget. Chairperson Dickerson added that the Managing Director was already given a 1% increase in October.

December 21, 2021 – Agenda

Chairperson Dickerson requested that IX. Discussion Item A-8, Managing Director Terms of Employment be removed from the agenda. Commissioner Elkins commented that the entire Board must vote on removing Discussion Item A-8 from the agenda.

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to approve the agenda as presented.

VOTE ON MOTION:

Yes: Elkins, Lane
No: Mandelaris, Dickerson

MOTION FAILED.

Attorney Sullivan said if there is no approved agenda, we cannot continue with the Board Meeting.

Attorney Tom Derderian recommended that the Board approve the agenda as presented and when we get to the item in the agenda, if a Board member wishes they may request a postponement of that item or request the Board go into closed session to discuss this issue. Attorney Sullivan concurred with Mr. Derderian’s suggestion.

ACTION TAKEN - Motion by Mr. Elkins, seconded by Mr. Mandelaris, to approve the agenda as presented.

VOTE ON MOTION

Yes: Lane, Elkins, Mandelaris, Dickerson
No: None.

MOTION CARRIED.

APPROVAL OF MINUTES

November 16, 2021 - Board Meeting Minutes

ACTION TAKEN – Motion by Mr. Mandelaris, seconded by Ms. Lane, to approve the November 16, 2021 Board Meeting minutes as presented.

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

MEETINGS, PRESENTATIONS, HEARINGS, AND INFORMATION

Thursday, December 23, 2021 and Friday, December 24, 2021

GCRC closed (non-essential operations) in observance of the Christmas holiday.

Thursday, December 30, 2021 and Friday, December 31, 2021

GCRC closed (non-essential operations) in observance of the New Year's holiday

Tuesday, January 04, 2022

10:00 a.m. – Board Meeting – Organizational Meeting

PUBLIC ADDRESS THE BOARD

None.

CORRESPONDENCE

INCOMING

None.

OUTGOING

None.

INTERNAL

None

INFORMATION

None.

BOARD OF ROAD COMMISSIONERS' DECISIONS

Commissioner Lane requested that Discussion Item A-1, Ratification of proposed Collective Bargaining Agreement with AFSCME, Local 496-04 be moved to the end of the meeting so that the Board can discuss it in a closed session with legal counsel.

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Mandelaris, to move Discussion Item A-1, Ratification of proposed Collective Bargaining Agreement with AFSCME, Local 496-04 to the end of the meeting so that the Board can discuss it in a closed session with legal counsel.

VOTE ON MOTION

Yes: Elkins, Mandelaris, Dickerson, Lane

No: None.

MOTION CARRIED.

DISCUSSION

Addendum to Purchase Order for Consultant Material Testing, Grand Blanc Road from Dort Highway to Grand Blanc City Limits, Grand Blanc Township – In a memorandum dated December 13, 2021, staff requested the Board approve the increase to the Purchase Order #84503 to PSI for material testing for the Grand Blanc Road project from Dort Highway to Grand Blanc city limits.

(Copy filed with official minutes.)

Commissioner Lane asked if this increase is because Consumers Energy was placing a pipeline. Staff stated that yes it is because of the work Consumers Energy is doing.

ACTION TAKEN – Motion by Mr. Mandelaris, seconded by Ms. Lane, to approve the increase to Purchase Order #84503 to PSI for consultant material testing in the amount of \$4,500 for a total not to exceed amount of \$27,000 for the Grand Blanc Road from Dort Highway to Grand Blanc City Limits, Grand Blanc Township.

VOTE ON MOTION:

Yes: Dickerson, Mandelaris, Lane, Elkins
No: None

MOTION CARRIED.

Approval of Amendment to Existing Consultant Inspection Purchase Order for the South Dort Highway, South Phase project, Grand Blanc Township – In a memorandum dated December 13, 2021, staff requested the Board approve the amendment to the existing blanket Purchase Order to Rowe PSC for construction inspection for the South Dort Highway, South Phase project, Grand Blanc Charter Township. (Copy filed with official minutes.)

Commissioner Lane commented that the Dort Extension project has been progressing slowly. Mr. Johnston commented that the inspector on this project was put on the Grand Blanc Road project. Now that the Grand Blanc Road project is done, the inspector will be moved back to this project.

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to approve the amendment to the existing blanket Purchase Order to Rowe PSC for construction inspection in an increase of \$50,000, bringing the total amount to \$200,000 for the South Dort Highway South Phase project, Grand Blanc Charter Township.

VOTE ON MOTION:

Yes: Lane, Elkins, Dickerson, Mandelaris
No: None

MOTION CARRIED

Adoption of Roads into the County Road System Correction – Gale Road – Section 21, Forest Township – In a memorandum dated December 13, 2021, staff requested the Board approve the resolution adjusting the road length of Gale Road, Section 21 in Forest Township. (Copy of memorandum and resolution filed with official minutes.)

ACTION TAKEN – Motion by Mr. Mandelaris, seconded by Mr. Elkins, to approve the resolution adjusting the road length of Gale Road, Section 21, in Forest Township due to an error that was identified. Gale Road is classified as a local road in Genesee County.

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED

Increase in Purchase Order #84855 for Storm Sewer Repair at 16056 Silvercrest Drive, Fenton Charter Township – In a memorandum dated December 13, 2021, staff requested the Board approve an increase of \$3,020 to Purchase Order #84855 for storm sewer repair at 16056 Silvercrest Drive, Fenton Charter Township. (Copy filed with official minutes.)

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Mandelaris, to approve the increase to Purchase Order #84855 (Zito Construction) in the amount of \$3,020, bringing the total amount to \$9,510 for the storm sewer repairs at 16056 Silvercrest Drive. During construction, unforeseen additional damages associated with the storm sewer repair needed to be addressed.

VOTE ON MOTION:

Yes: Lane, Elkins, Dickerson, Mandelaris
No: None

MOTION CARRIED

Issuance of Purchase Orders to Caterpillar Financial and Deere Credit, Inc. for Annual Equipment Lease Payments – In a memorandum dated December 10, 2021, staff requested the Board approve the issuance of Purchase Orders to Caterpillar Financial and Deere Credit, Inc. for annual equipment lease payments as follows:

Caterpillar Financial	Caterpillar 926M Wheel Loader	\$23,569.93/yr.	3 rd annual lease pmt.
Deere Credit, Inc.	JD 870G Motor Grader	\$43,150.74/yr.	3 rd annual lease pmt.
Deere Credit, Inc.	JD 524LXT Wheel Loader	\$21,325.93/yr.	4 th annual lease pmt.
Caterpillar Financial	Caterpillar 926M Wheel Loader	\$41,793.96/yr.	4 th annual lease pmt.

(Copy filed with official minutes.)

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to approve the issuance of Purchase Orders to Caterpillar Financial and Deere Credit, Inc., for annual equipment lease payments.

VOTE ON MOTION:

Yes: Elkins, Dickerson, Mandelaris, Lane
No: None

MOTION CARRIED.

Intergovernmental Agreement for Road Maintenance between the City of Linden and the Road Commission – In a memorandum dated December 15, 2021, staff requested the Board approve the Intergovernmental Agreement for Road Maintenance between the City of Linden and the Genesee County Road Commission. (Copy of memorandum and agreement filed with official minutes.)

Vice Chairperson Mandelaris requested the agreement be modified to include his signature on the agreement and add the exact date the agreement starts and ends (December 21, 2021 to December 21, 2022). Staff stated that they would make these amendments to the agreement. Commissioner Lane thanked the Road Commission for providing this service to the City of Linden.

ACTION TAKEN – Motion by Mr. Mandelaris, seconded by Mr. Elkins, to approve the Intergovernmental Agreement for Road Maintenance between the City of Linden and the Road Commission starting on December 21, 2021 through December 21, 2022 and further, authorize the Chairperson, Vice Chairperson and Managing Director to sign the agreement on behalf of the Board of County Road Commissioners.

VOTE ON MOTION:

Yes: Dickerson, Mandelaris, Lane, Elkins
No: None

MOTION CARRIED.

Ratification of Vouchers totaling \$2,102,259.30 – (Copies filed with official minutes.)

Voucher #V-40750

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to ratify Voucher #40750 in the amount of \$471,391.48.

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

Voucher #V-40751

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to ratify Voucher #40751 in the amount of \$330,424.63.

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

Voucher #V-40752

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to ratify Voucher #40752 in the amount of \$114,423.48.

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

Voucher #V-40753

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to ratify Voucher #40753 in the amount of \$127,682.39

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

Voucher #V-40754

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to ratify Voucher #40754 in the amount of \$551,657.64.

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

Voucher #V-40755

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to ratify Voucher #40755 in the amount of \$142,785.38.

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

Voucher #V-40756

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to ratify Voucher #40756 in the amount of \$363,894.30.

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

CONSENT

None.

MANAGING DIRECTOR REPORT

County Road Association Highway Conference - Managing Director Peivandi reminded the Board that the County Road Association Annual Highway Conference would be held on March 08, 2022 through March 10, 2022 at the Radisson in Lansing. Please let him know if they would like to attend. Chairperson Mandelaris stated he would be attending one day of the conference but would not need a hotel room.

Surcharge for 2023 Western Star (Daimler) Truck Purchase – Operations Director Randy Dellaposta stated that the Road Commission just received notification of a surcharge for the seven (7) 2023 Western Star (Daimler) Trucks that were ordered. Mr. Dellaposta said that Daimler Truck is passing along the surcharge where in the past the dealers were able to absorb these charges, but they are not able to do this any longer due to the cost. Daimler Truck is passing a pricing surcharge of \$4,200 per truck, in addition to the \$300 MY23 product cost surcharge announced earlier this year to cover the increase in commodity and supply chain related costs. This surcharge totals \$31,500. Daimler is allowing the customers to pull their orders, but he does not recommend that we do this due to a truck shortage. Mr. Dellaposta will be presenting this increase to the Board at the January 04, 2022 meeting but he would like the Board to approve this increase in order to proceed with this purchase.

ACTION TAKEN - Motion by Ms. Lane, seconded by Mr. Elkins, to approve the payment of the surcharge and to ratify the Managing Director’s approval to proceed with the purchase.

VOTE ON MOTION:

Yes: Elkins, Dickerson, Mandelaris, Lane

No: None

MOTION CARRIED

Covid Update – Mr. Dellaposta presented the current Covid report to the Board as prepared by Ms. Monica Pearson, Human Resource Department. Mr. Dellaposta stated that there are five employees currently out quarantining with Covid. From March of 2020 to the present time, we have had 96 employees that were affected by this virus, 27 of those employees were infected and one employee is still out on long-term leave due to the virus. Mr. Dellaposta added that we have asked the Human Resource Department to prepare a line chart showing the peaks and valleys (from March 2020 to the present) regarding Covid and those employees affected by it. In addition, Mr. Dellaposta added that there are federal mandates being considered for employers of 100 or more employees. Information is coming through via MCRCSIP and staff will keep the Board informed of any changes necessary. Human Resource Director, Donna Poplar added that we could share with the board the number of employees that have been vaccinated but we cannot share the names of those vaccinated.

COMMISSIONERS' CONCERNS

First Snowfall - Commissioner Lane stated that the county had their first salting of her roads in Grand Blanc Township and she was very happy with the results. Ms. Lane wished everyone a happy and healthy holiday and asked about the employee that was injured in the tractor accident and whether he is back to work. Staff stated that he is doing much better but is not back to work yet.

Commissioner Elkins and Chairperson Dickerson wished everyone a safe and happy holiday.

Board Minute Books - Vice Chairperson Mandelaris stated that he was given a copy of the Secretary's board minute books for 2014 and would like staff to continue publishing the minutes in a book format. Secondly, Vice Chairperson Mandelaris stated that the Board meeting this morning is not typical of our regular board meetings, usually they run very smoothly.

Chairperson Dickerson asked for a motion to go into closed session to discuss the proposed AFSCME Local 496-04 Collective Bargaining Agreement with legal counsel.

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to enter into closed session with legal counsel to discuss the new proposed AFSCME Local 496-04 Collective Bargaining Agreement per MCL 15.268(c);MCL 15.267(1).

VOTE ON MOTION:

Yes: Dickerson, Mandelaris, Lane, Elkins
No: None

MOTION CARRIED.

At 10:52 a.m., the Board of County Road Commissioners entered into closed session.

At 11:00 a.m., the Board of County Road Commissioners reconvened into open session.

ACTION TAKEN – Motion by Mr. Mandelaris, seconded by Ms. Lane, to approve the Board of County Road Commissioners ratification of the new proposed Collective Bargaining Agreement with AFSCME Local 496-04 for a term of January 01, 2022 through December 31, 2024 as presented by legal counsel.

VOTE ON MOTION:

Yes: Dickerson, Mandelaris, Lane, Elkins
No: None

MOTION CARRIED

Attorney Derderian stated that he brought three signature ready copies of the AFSCME Collective Bargaining Agreement for the Board, Managing Director and Union to sign.

In addition, Mr. Derderian stated that he would be retiring effective December 31, 2021. He added that he would still be working on a part time basis. He thanked the Board and staff members for all of their help over the years and advised the Board that in the future they should work together.

Chairperson Dickerson asked for a motion to go into closed session to discuss the Managing Director's Terms of Employment with legal counsel.

ACTION TAKEN – Motion by Ms. Lane, seconded by Mr. Elkins, to enter into closed session with legal counsel to discuss the Managing Director's Terms of Employment pursuant to MCL 15.268(h);15.243(1) (g).

VOTE ON MOTION:

Yes: Mandelaris, Lane, Elkins, Dickerson
No: None

MOTION CARRIED.

At 11:09 a.m., the Board of County Road Commissioners entered into closed session.

At 12:28 a.m., the Board of County Road Commissioner reconvened into open session.

ACTION TAKEN - Motion by Ms. Lane, seconded by Mr. Elkins, to direct legal counsel to revise the Managing Director's Terms of Employment and send to Vice Chairperson Mandelaris to present to the Managing Director for discussion. The Board will still need to approve any revised Terms of Employment at a future Board Meeting.

VOTE ON MOTION:

Yes: Dickerson, Mandelaris, Lane, Elkins
No: None

MOTION CARRIED.

ADJOURNMENT

Chairperson Dickerson, without objection, adjourned the meeting at 12:32 p.m.

JOHN J. GLEASON
Clerk/Register

Linda B. Kossak, Secretary of the
Board of County Road Commissioners
lbk – 12/21/21