

May 21, 2019

The Board of Road Commissioners for the County of Antrim met at the County Garage, Mancelona, Michigan for a regular meeting at 9:30 a.m.

Present: Commissioners Amos, Hoogerhyde and Hunt. Absent: none. Also present: Engineer-Manager Thompson, Superintendent Stumm and Secretary Farrier.

It was moved by Hoogerhyde and seconded by Amos to approve the minutes of the April 23, 2019 regular meeting. Motion carried by unanimous yes vote.

The floor was opened for public comment at 9:32 a.m.

There being no comment, the floor returned to the Chair.

Auditor Phil Wolfe, CPA, with Anderson Tackman, gave the audit report for the year 2018. It was moved by Hoogerhyde and seconded by Amos to accept the audit report for 2018 as presented. Motion carried by unanimous yes vote.

There was no correspondence to discuss.

2019 cash flow, fund balance and MTF were discussed.

The Engineer-Manager gave his report.

The list of the 2019 construction projects was reviewed.

The Board reviewed the service requests.

Upcoming meetings:

UP Road Builders Summer Conference, June 12-13, Harris

The long lead-time needed to get trucks delivered was discussed. Our 2019 delivery has been pushed back from June to September. In order to receive 2020 trucks before the summer of 2020, they need to be ordered soon. The Engineer-Manager asked for authorization to order 2 cab and chassis thru MiDEAL. It was moved by Amos and seconded by Hoogerhyde to authorize the purchase of 2 cab and chassis thru MiDEAL for 2020 delivery. Motion carried by unanimous yes vote.

Dust control on gravel roads was discussed. For decades the Road Commission has had access to free oil-field brine to use for dust control. This year, there isn't any available. Calcium Chloride brine can be purchased for around \$0.21 per gallon, meaning brining will cost over \$60,000 per round. A policy may be looked at next for next year addressing the issue. For the current year, one round of Road Commission purchased calcium chloride will be spread. If further application is requested, the Road Commission will spread the calcium chloride if the material is paid for by others (i.e. Township, private party). The Engineer-Manager will notify the Townships of the situation.

Corrective Action Plans (CAP) for the unfunded/underfunded MERS Retirement and OPEB plans were discussed. It was moved by Hoogerhyde and seconded by Amos to approve the CAPs as presented. Motioned carried by unanimous yes vote.

The Board discussed the recommendation of MCRCSIP to pass a resolution that indemnifies our Professional Engineer and holds him harmless to the fullest extent of the law. Resolution 2019-04 was offered by Amos with support of Hoogerhyde:

Resolution to Defend, Indemnify and Hold Harmless the County Highway Engineer for Professional Liability

WHEREAS, pursuant to MCL 224.1, *et seq.*, the Board of County Road Commissioners of the County of employs a county highway engineer.

WHEREAS, pursuant to MCL 224.10(2) and MCL 224.19(3), the county highway engineer fulfills and performs statutory obligations at the pleasure of the Board, which may include: preparation and review of surveys; preparation and review of plans and specifications for roads, bridges, and culverts; supervision over construction and implementation of said plans and specifications; and other engineering duties as appropriate.

NOW, THEREFORE BE IT RESOLVED, that the Board shall defend, indemnify, and hold harmless, to the fullest extent permitted by law, the county highway engineer for and against any claim or liability arising from his or her acts or omissions as a professional engineer, and occurring within the course of his or her employment, and within the scope of his or her authority, while acting on behalf of the Board.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this Resolution shall not require the Board to indemnify or hold harmless the county highway engineer for and against any act or omission constituting gross negligence or an intentional tort.

Ayes: Amos, Hoogerhyde and Hunt. Nays: none. Absent: none

Resolution #2019-04 adopted.

Bills in the amount of \$137,354.67 covered by master voucher(s) #09 & #10 and payroll(s) #09 & #10 in the amount of \$123,970.57 were reviewed.

By motion, the meeting adjourned at 10:45 a.m.

Approved by Fred Hunt, Jr.  
Fred Hunt, Jr., Chairman

Submitted by D. E. Farrier  
D. E. Farrier, Secretary