

REGULAR MEETING OF THE CHEBOYGAN COUNTY ROAD COMMISSION MAY 1, 2014

Chairman Brandt called the regular meeting to order at 8:00 A.M.

Clerk D. Stempky took call and a Quorum was present.

Pledge of Allegiance was cited

PRESENT: D. Brandt, D. Brown, C. O'Connor, K. Paquet, Managing Director M. Roper and Clerk D. Stempky

ABSENT: J. Johnson

VISITORS: F. Cribb, J. Moore, S. Redmond, M. Conti, J. LaHaie, G. Bunker, K. Hahn and F. Martindale

MOTION by K. Paquet seconded by D. Brown to approve minutes of last regular meeting of 4/17/2014 as mailed. 4 Yeas 1 Absent (Johnson) CARRIED

MOTION by K. Paquet seconded by D. Brown to approve for payment current payroll voucher #14-16-\$69,933.60 and accounts payable voucher #14-17-\$140,130.10. 4 Yeas 1 Absent (Johnson) CARRIED

MOTION by K. Paquet seconded by D. Brown to approve agenda as presented. 4 Yeas 1 Absent (Johnson) CARRIED

J. LaHaie-Discussed Cheboygan Point Road- Stated Mr. Martindale has put up private road signs and speed limit signs on the County Road in question. Joe asked if Mr. Martindale had secured a permit to place those signs and he was told did not. Joe asked what the status of Cheboygan Point is, Roper stated, Eng Tech Bunker was out there to look at and she will be contacting Granger Associates to follow up on what they have surveyed. Roper noted we do not show access to the lake from Cheboygan Point Road, and could not get a large truck in there to perform maintenance. J.LaHaie stated if public cannot access at Cheboygan Point Road they have to go 4 miles around and walk to that same area from the state park. Still being looked into by the Road Commission at this time.

Permit has been submitted from Michigan Trail Riders to place permanent markers on their routes where they enter and exit the rails to trails at Old Mackinaw Road, Pries Road and Potter Road. Managing Director Roper asked Forman Redmond his opinion and he felt comfortable with the signs as long as they are off the edge of the road 10 to 12 feet. Board feels as long as does not pose a problem Managing Director go ahead and issue the permit.

Managing Director noted with the additional winter money from the State and an employee recently resigning, we are looking to hire a temporary Heavy Truck Driver and two laborers for the summer to help with patching. Board feels it works well to utilize the temporary help.

Cheboygan Area High School Key Club requested Adopt-a- Road route for Woiderski Road from N. Riggsville Road for 3.15 miles.

MOTION by D. Browns seconded by K. Paquet to approve Cheboygan Area Key Club, Adopt-A-Road request for Woiderski Road from N. Riggsville Road for 3.15 miles. 4 Yeas 1 Absent (Johnson) CARRIED

MOTION by D. Brown seconded by K. Paquet to receive and file the following correspondence: Township Meeting Minutes Burt 3/6/14 and 4/3/14, Mackinaw 4/15/14, Munro 4/17/14 and 4/8/14, Tuscarora 4/1/14; Safety Committee Incident Reports; Robin Berlesky Ref. MacArthur Road; Tomahawk Trail Riders Ref. ORV Ride; Koehler Township request gravel Stoney Creek Road; Dan Loznak Ref. Lupu case; Roger Gauthier Ref. Cordwood Shore Drive condition; Chris Nolan Ref. E.

Mullett Lake Road condition; UP Road Builders Summer Seminar; Chelsea Yzernut Ref. Brady Road; MDOT updated maintenance budget; Safety Committee Meeting Minutes of 4/16/14; Henry Desilets Ref. Stoney Creek; Wayne Ruxton Ref. Devereaux Lake Road; Greg Williams ref Emergency Funds; and Gerty Rocheleau Ref. Campbell Road. 4 Yeas 1 Absent (Johnson) CARRIED

G. Bunker is requesting purchasing a used roller to help with the wedging that needs to be done.

MOTION by K. Paquet seconded by D. Brown to authorize the purchase of a roller up to a maximum of \$5,000.00. 4 Yeas 1 Absent (Johnson) CARRIED

Managing Director Roper attended Legislative conference in Lansing Tuesday at the request of candidates running for office to discuss road funding. Stated it was a pretty formal format and ran from 10-12, CRAM put a power point together showing what the shortfalls are, some of the representatives had to leave prior to the presentation was given due to other appointments.

D. Brandt attended a State conference for Drain Commissioners at their request, he stated he asked them to show their support and contact Lansing to show support.

Recess regular meeting at 8:50 A.M. before the public hearing for Parrott's Point Road Access at 9:00 A.M.

PUBLIC HEARING OF THE CHEBOYGAN COUNTY ROAD COMMISSION MAY 1, 2014

Chairman Brandt called the Public Hearing to order at 9:00 A.M.

PRESENT: D. Brandt, D. Brown, C. O'Connor, K. Paquet, Managing Director M. Roper and Clerk D. Stempky

ABSENT: J. Johnson

VISITORS: F. Cribb, J. Moore, M. Conti, G. Bunker, George Wallace, Richard Smith, Richard Knight, Cheryl Procknow, Helen Zimmer, Russell Crawford, Gil Archambo, Charlene Rentz, Melvin Helzer, Robert Rentz, Bob English and Charles Davie

Public Hearing was called to discuss relinquishment of jurisdiction its interest in the right of way of the unplatted portion of Parrott's Point Road Access to Koehler Township as requested of the Koehler Township Board.

The Township had previously sent a request to the Road Commission that they wish to take over the unplatted portion of Parrotts Point Road Access, they have paid to have the title search and survey completed. The Road Commission placed the notice in the local paper and notification was sent to the abutting property owners.

Managing Director Roper gave a brief background for the reason of the request from Koehler Township. Roper stated the Road Commission has had decreasing funding and has a hard time taking care of the roads let alone maintaining public accesses. When road ends are not maintained, private individuals are taking the issue to court and Road Commissions are losing access sites for public use, with the Township showing maintenance the potential of that happening is less likely. Road ends cannot be used for sunbathing, picnicking or used as a park. Some other Road Commissions have relinquished jurisdiction to the Townships the accesses are located in. Townships represent the people and can take better care of the accesses such as mowing, garbage control, accessibility to the water and docks. The Cheboygan County Road Board had made the decision to relinquish any accesses if the Township so chooses of unplatted accesses. Have advised the Townships to not request the platted portions due to the fact those have to go through the Circuit Court system and may be lost to both Townships and Road Commissions, being those outcomes are unknown. Parrotts Point is one of those that is ½ platted and ½ unplatted, and Koehler Township has requested the ½ that is unplatted to be relinquished.

F. Cribb noted the Koehler Township Board has followed the policy and direction needed to request the relinquishment of Parrott's Point, so the Township can put the access to good use.

Board asked the Township what their intentions are with the access site at Parrott's Point:

- Clean up
- Fix the slope to the lake to make more accessible for all to use
- They have an estimate for that work to be done

Managing Director Roper noted the access will still continue to be a road end and not a park if the Board chooses to relinquish jurisdiction.

Some of the concerns of the public present were as follows:

- Parking at the site may be an issue if the use of the site increases
- Township only taking over the east half that is unplatted, what happens to the west? It stays as it currently is, the whole area is still road end access, only difference Road Commission is in charge of the west side maintenance and the Township the east side. Concern of private individual trying to take the west side from the Road Commission, Roper stated he has not seen that happen.
- Steep slope to the lake, the Township is looking at improving the slope so it is a more user friendly area.
- One resident was opposed if tax dollars were going toward the upgrades, informed the resident that is no different than is happening now with tax dollars.

G. Bunker, Foreman asked if the Township has thought about putting up a fence to show the boundary, that has been discussed but not decided at this time.

F. Cribb stated he would like the Road Commission to relinquish jurisdiction and let the Township proceed to make their improvements.

Being no further comments to come before the Board Chairman adjourned Public Hearing at 9:40 A.M.

Return to regular session at 9:40 A.M.

MOTION by K. Paquet seconded by C O'Connor to adopt the following resolution:

Resolution

RECITALS

- A. MCL 224.18(3) authorizes the Board of County Road Commissioners to relinquish jurisdiction of any county road, or any part or portion of a county road to the township within which the road is situated.**
- B. The Cheboygan County Road Commission desires to relinquish jurisdiction of the following portions of county roads described below to the Township of Koehler, Cheboygan County, Michigan.**
- C. The Township of Koehler desires to obtain jurisdiction over those portions of the county roads described below.**

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED that:

1. The Cheboygan County Board of County Road Commissioners hereby relinquishes jurisdiction of the following described portions of county roads to the Township of Koehler, County of Cheboygan, State of Michigan:

A. Parrott's Point Access. Beginning at Section Corner, Sec. 3 & 4, T35N R2W, Remonumentation Cap, Liber 013, PG 42, LCRC, thence N2°47'00"E for a distance of 1,094.82 to the Point of Beginning, thence N2°47'00"E for a distance of 141.23' to WCMC Sec. 3 & 4, T35N-R2W, Remonumentation Cap, Liber 013, PG 75, LCRC, thence N2°47'00"E for a distance of 4.94', thence S68°08'55"E 34.94' to Iron Pipe, thence S2°47'00"W 135.261 to 1/2" Bar & Cap #41099, thence N86°44'34"W to Point of Beginning. Sidelines extend to the water's edge of Mullett Lake, Koehler Township, Cheboygan County, Michigan.

2. The Clerk of the Cheboygan County Board of County Road Commissioners is hereby directed to send a copy of this resolution and notice of its adoption to the Koehler Township Clerk and to publish it in a newspaper of general circulation within the county once each week for three (3) successive weeks.

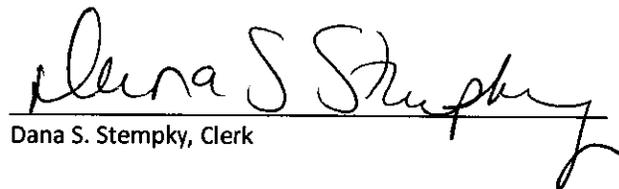
3. This resolution shall be effective after it is published once each week for three (3) consecutive weeks in a newspaper of general circulation within the county.

Roll call: O'Connor-yes, Brandt-yes, Brown-yes, Paquet-yes, 1 Absent (Johnson)

CARRIED

Being no further business to come before the Board Chairman Brandt adjourned regular meeting at 9:45 A.M.


David F. Brandt, Chairman


Dana S. Stempky, Clerk