

**LIVINGSTON COUNTY BOARD  
HIGHWAY COMMITTEE  
MINUTES OF AUGUST 9, 2012 MEETING**

Chairman Deany called the meeting to order at 3:30 pm at the Livingston County Highway Department.

Present: Deany, Ruff, Young, Holt and Runyon  
Absent: Weber, Weller  
Other Board Members Present: Fairfield  
Others Present: Winters

Motion to approve the agenda as presented by Runyon, second by Holt. MOTION CARRIED WITH ALL AYES.

Motion by Ruff, second by Young to approve the minutes of the July 12, 2012 meeting. MOTION CARRIED WITH ALL AYES.

**COUNTY BOARD CONSENT AGENDA:**

1. Letting Results: August 7, 2012 letting
2. IDOT Supplemental Audit Report No 58 (Township Bridge Program)

Motion by Young, second by Holt to recommend full board approval of the consent agenda items. MOTION CARRIED WITH ALL AYES.

**PRELIMINARY BUDGET FY 13:** No changes have been made to the preliminary budget reviewed at the July committee meeting

**TOWN OF CHATSWORTH** – Winters was contacted by Jerry Birkenbeil, a Town of Chatsworth board member requesting the highway department consider the construction of a bike path along CH 3 in Chatsworth to improve safety for children travelling to and from the C.A.P.S. pool. He said traffic does not slow down to the posted 35 mph speed limit through this area and he has observed many children walking and bike riding on the highway since there is are no sidewalks or bike paths adjacent to the road. Several alternatives were discussed. Existing roadway geometry and presence of a deep ditch on the west side of the highway limit economical solutions to this request.

**OTHER ITEMS:**

1. Winters reported that he has successfully negotiated with Commonwealth Edison to move the power poles at no cost to the township or county on the Nebraska Township Bridge Program Project. This project had been delayed by the electric company's refusal to move the poles from the existing right-of-way line to the newly purchased right-of-way line without compensation. Com Ed legal counsel reviewed the argument presented by Winters and the State's Attorney's office and, after seeking outside counsel, agreed that existing statutes and case law supported the highway department's position. This decision will also affect other road projects in the county that were being delayed due to Com Ed's refusal to move poles at the company's cost.
2. The preconstruction conference for the Fairbury Seventh Street Bridge will be held on August 10 at the highway office. Stark Excavating, Inc. has estimated an August 15 start date. The contract requires a completion date on or before December 15, 2012.

3. The department is seeking resolution to a construction problem that has developed due to excavation by the Union Pacific's contractor under the bridge over the tracks on 2400N road in Odell Road District. A substantial amount of earth slope was removed in front of the east abutment in order to widen the railroad cut to accommodate High Speed Rail. The slope was significantly steepened but slop protection was placed on only about 2/3 for the slope. The area left unprotected is too steep to prevent future erosion from undermining the east abutment cap. The committee was shown photos of the work. Winters has requested the IDOT Bureau of Railroads to assist the department in requiring the railroad company to remediate the problem at no cost to the county or Odell Road District.

**PUBLIC COMMENT:** None

**REVIEW AND APPROVAL OF CLAIMS:** Motion by Ruff, second by Holt to approve the bills.  
MOTION CARRIED WITH ALL AYES.

There being no further business to come before the committee, motion to adjourn the meeting by Young, second by Ruff. MOTION CARRIED WITH ALL AYES.

Meeting adjourned at 4:16 pm.



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David R. Winters, County Engineer