AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

AgendaTitle:
Request for Waiver of Overweight Vehicle Charges; Montrose Forest Products, LLC; $2,350

Action Requested: Motion

Parties to the Agreement: Montrose Forest Products, LLC and Gunnison County

Term Begins: **Term Ends:** **Grant Contract #:**

Summary:
Montrose Forest Products signed an agreement with Gunnison County and agreed to pay the State approved weight for overweight loads. They are now asking for a reduction in the amount billed.

Fiscal Impact: Amount billed $2,350.00

Submitted by: Marlene D. Crosby **Submitter's Email Address:** mcrosby@gunnisoncounty.org

Finance Review: (●) Required ( ) Not Required

Comments:

This amount would not significantly impact the budget either way.

Reviewed by: GUNCOUNTY1\lNienhueser Discharge Date: 4/2/2015

County Attorney Review: ( ) Required (●) Not Required

Comments:

Reviewed by: Discharge Date: Certificate of Insurance Required

Yes ( ) No ( )

County Manager Review:

Comments:

Reviewed by: GUNCOUNTY1\mbirnie Discharge Date: 4/3/2015

( ) Consent Agenda (●) Regular Agenda ( ) Worksession Time Allotted: DCM Report

Agenda Date: 4/7/2015 Follow Up Agenda Date:

Revised April 2013

Montrose Forest Products, LLC
P.O. Box 1149, Montrose, CO 81402 T: (970) 249-0812

March 10, 2015

Gunnison County Public Works Department
Attn: Marlene D. Crosby, Director
195 Basin Park Drive
Gunnison, CO 81230

SUBJECT: Overweight Charges Per Road Access Permit for County Road #12 (Kebler Pass)

Dear Marlene,

We are in receipt of your invoice in amount of $2,350.00 for overweight charges due under our Road Access Permit County Road #12 (Kebler Pass Road) incurred during our log hauling from Floresta Partners in July, August and September 2014. We acknowledge that your calculation of the fine is correct per the weights on our scale sheets and the fine schedule outlined in the Road Access Permit. Log hauling is a difficult business often conducted under very adverse conditions and profit margins are slim. The fine is a significant burden to our log hauling contractor. Nevertheless, we are sensitive to the need to protect Gunnison County roads and understand the reasons for your overweight policy.

All of the log trucks hauling into Montrose Forest Products are equipped with truck mounted scales so as to minimize the potential for hauling overweight. However, the truck mounted scales are only accurate to plus or minus one percent (1%) of gross vehicle weight, or 850 pounds on an 85,000 lb. normal load. Also, conditions in the woods exacerbate the difficulty of accurately ascertaining truck load weights. Log landings are often on a slope and/or sidehill which adversely affects scale readings. Soft or muddy ground also throws off the accuracy of truck mounted scales. Drivers double check their truck scale weights vs. our state certified platform truck scale at the sawmill in an attempt to better second guess the accuracy of their truck scales on subsequent trips, but it is still difficult.

The U.S. Forest Service can and does also issue citations for overweight log trucks traveling on their system roads. However, for the reasons cited above, they will usually only submit loads in excess of 87,000 lbs. to law enforcement for action. This is not written Forest Service policy but that is how the Forest Service locally has been handling most overweights.

Forty-two (42) of the total forty-six (46) overweight loads were less than 87,000 lbs. Twenty-nine (29) were less than 86,000 lbs. The fact that only 4 loads were grossly overweight (in excess of 2,000 lbs. above legal limit) should indicate our concern for your roads and the care we exercised while loading. The difference between a legal load and an overweight is but one log. Most loads were hauled underweight.

Given the difficulty to accurately determine load weights in the woods we respectfully request your consideration of some reduction in the overweight fine. Anything would be appreciated. Your final invoice will be paid promptly upon receipt.

Sincerely,
MONTROSE FOREST PRODUCTS, LLC

Normand Birtcher
Resource Forester

Gunnison County
COLORADO

Public Works Department
195 Basin Park Dr., Gunnison, CO 81230
Phone: 970-641-0044
Fax: 970-641-8120

INVOICE

COPY

Date: January 9, 2015

To: Montrose Forest Products
Normand Birtcher
P.O. Box 1149
Montrose, CO 81402

Description of Service	*Amount*
Overweight charges per the Road Access Permit for County Road #12 (Kebler Pass).	
Ticket #14276	$ 50.00
Ticket #14279	$ 50.00
Ticket #14297	$ 50.00
Ticket #14298	$ 50.00
Ticket #14299	$ 50.00
Ticket #14300	$ 50.00
Ticket #14302	$ 50.00
Ticket #14305	$ 50.00
Ticket #14306	$ 50.00
Ticket #14312	$ 50.00
Ticket #14318	$ 50.00
Ticket #14321	$ 50.00
Ticket #14323	$ 50.00
Ticket #14324	$ 100.00
Ticket #14325	$ 50.00
Ticket #14327	$ 50.00
Ticket #14331	$ 50.00
Ticket #14332	$ 50.00
Ticket #14334	$ 50.00
Ticket #14339	$ 50.00
Ticket #14340	$ 50.00
Ticket #14342	$ 50.00
Ticket #14351	$ 50.00
Ticket #14352	$ 50.00
Ticket #14356	$ 50.00
Ticket #14361	$ 50.00
Ticket #14362	$ 50.00
Ticket #14367	$ 50.00
Ticket #14371	$ 50.00
Ticket #14576	$ 50.00
Ticket #14577	$ 50.00
Ticket #14578	$ 50.00
Ticket #14582	$ 50.00
Ticket #14584	$ 50.00
Ticket #14586	$ 50.00

Ticket #14587	$	50.00
Ticket #14589	$	50.00
Ticket #14590	$	50.00
Ticket #14591	$	50.00
Ticket #14593	$	50.00
Ticket #14594	$	50.00
Ticket #14595	$	50.00
Ticket #14600	$	50.00
Ticket #14602	$	50.00
Ticket #14625	$	50.00
Ticket #14695	$	50.00
Balance Due:	**$**	**2,350.00**

Invoice approved by:

Marlene D. Crosby

Marlene D. Crosby, Public Works Director

Please Remit to:

Gunnison County Public Works Department
195 Basin Park Drive
Gunnison, CO 81230

SUMMARY OF LOADS HAULED FROM FLORESTA
2014

POUNDS OVERWEIGHT	# OF TRUCKLOADS	%
0	140	75.3%
1 - 250	7	3.8%
251 - 500	6	3.2%
501 - 750	6	3.2%
751 - 1000	10	5.4%
1001 - 1250	5	2.7%
1250 - 1500	4	2.2%
1501 - 1750	2	1.1%
1751 - 2000	2	1.1%
2001 - 2250	2	1.1%
2251 - 2500	1	0.5%
2501 - 2750	0	0.0%
2751 - 3000	0	0.0%
3001 - 3250	0	0.0%
3251 - 3500	0	0.0%
3501 - 3750	0	0.0%
3751 - 4000	0	0.0%
4001 - 4250	1	0.5%
TOTAL LOADS	186	100.0%