

RESOLUTION

WHEREUPON Drainage Trustee Lance Granzow moved that the following Resolution be adopted:

**RESOLUTION NO. 2018-1
DRAINAGE PROJECTS INVOLVING RAILROAD ENTITIES**

WHEREAS, Code of Iowa Section 468.109 provides that when a drainage district is going to construct an improvement which will cross into the right-of-way of a railroad, notice must be served on the railroad requesting that the railroad perform the work specified within 30 days.

WHEREAS, on September 26, 2018 the Board of Supervisors, as Trustees of Hardin County Drainage Districts, approved the herein stated policy regarding Hardin County Drainage District projects involving railroad entities by motion in their regular drainage meeting.

NOW, THEREFORE, BE IT RESOLVED that the Hardin County Board of Supervisors, as Trustees of Hardin County Drainage Districts, hereby authorize the Hardin County Drainage Clerk to provide notice to any railroad entity for projects involving a railroad right-of-way. The following requirements will apply:

- The notice will be served for both repair and improvements projects.
- For improvement projects, the notice will advise the railroad it has 30 days from the date of service of the notice to perform the work specified.
- For maintenance and repair projects, the notice will advise the railroad that Hardin County Drainage District intends to commence the maintenance and repair work specified no earlier than 30 days from the date of service of the notice.

BE IT ALSO RESOLVED that this resolution shall be effective as of September 26, 2018.

The motion was seconded by Drainage Trustee Renee McClellan, and after due consideration thereof, the roll was called and the following Trustees voted:

AYES: Lance Granzow; Renee McClellan; BJ Hoffman

NAYS: _____

ABSENT: _____

ABSTAIN: _____

Whereupon the Chair of the Board of Supervisors declared said Resolution duly passed and adopted this 26th day of September, 2018.

ATTEST:

BJ Hoffman
Chairman, Board of Supervisors

Jessica Lara
Hardin County Auditor