

REGULAR DRAINAGE MEETING

3/20/2019 - Minutes

1. Open Meeting

Hardin County Drainage Districts Board of Trustees Chairperson, Renee McClellan, opened the meeting. Also present were Trustees, Lance Granzow and BJ Hoffman; Landowners, Tom Schutter, Aaron Matthews and Jeremiah Silvey; Lee Gallentine and Zeb Stanbrough with Clapsaddle-Garber Associates (CGA); Drainage Clerk, Tina Schlemme.

2. Approve Agenda

Granzow moved, Hoffman seconded to approve the agenda as presented. All ayes. Motion carried.

3. Approve Minutes

Hoffman moved, Granzow seconded to approve the minutes of the March 6, 2019 regular drainage meeting, the March 6, 2019 DD 167 public hearing, the March 6, 2019 DD 131 public hearing and the March 12, 2019 DD 143 landowner meeting. All ayes. Motion carried.

4. Discuss, With Possible Action, IRUA Proposal

Gallentine submitted a response to the IRUA proposal. Granzow moved, Hoffman seconded to table any action until next. All ayes. Motion carried.

5. DD 86 - Discuss, With Possible Action, Tree Removal

Schlemme updated the Trustees that she had mailed a final notice to Mr. Silvey regarding the large tree within 50 feet of the tile that needed to be removed yet and Silvey and Matthews were in attendance to discuss the matter. Matthews stated he is unsure why there are trees on the other side of the tile that are yet standing but his tree that doesn't appear to be a large root problem has to be removed. He added that Cargill has rerouted water with a recent project and now their land and neighbors are having a worse ponding problem and there is a lot of sand being deposited through the tile. He further added that the outlet structure on his property, which Gallentine clarified as being district property, is becoming washed out with the ponding problems.

After much discussion, Granzow moved, Hoffman seconded for CGA to conduct a visual observation of the area and to report back to the Trustees. CGA is to contact Silvey and Matthews to meet with them there. In addition to the ponding observation, they should also look at the trees along the route and prepare an inventory of any problem trees and also inspect the outlet structure that is being washed out. Once the information is received, the Trustees will hold an informational meeting with landowners to discuss the findings. All ayes. Motion carried.

6. DD 143 - Discuss, With Possible Action, Tree Project

The Trustees discussed how to move forward with the Radcliffe tree problem. Gallentine stated that he reviewed the minutes of the landowner meeting and suggested that they might want to seek legal counsel before separating any projects to keep under the \$50,000 threshold, as the Code of Iowa specifically states this cannot be done. Gallentine also added that he is unsure how you would know which trees belong to the roots shown in televising footage, as many trees may exist at that location. It was discussed that the exact number of root locations seen in the tile is unknown. Granzow moved, Hoffman seconded for Schlemme to review the reports to determine how many locations had tree roots and report back at the next regular meeting. It was added that if Schlemme has any difficulty or questions, she is to reach out to Gallentine for assistance. All ayes. Motion carried.

7. DD 56 - Discuss, With Possible Action, Legal Opinion Received

Schlemme presented the legal opinion submitted by Mike Richards with The Davis Brown Law Firm. Hoffman moved, Granzow seconded for Schlemme to ask Richards to be in attendance, via in person or teleconference, for the March 27, 2019 public hearing. All ayes. Motion carried.

8. Discuss, With Possible Action, Contractor Rates

Schlemme stated that she received the rates and certificate of liability insurance from Scott Thompson for the DD 55-3 Lat 9 waterway project. Gallentine questioned: 1) Are they considered in county or out of county due to the contractor living in Hardin County but the business is out of county. The Trustees agreed this would be considered out of county. 2) Are these rates applicable for the tile locate on the lat 9 project because Scott had said he would do it for free. The Trustees agreed Schlemme should reach out to Thompson for clarification. 3) It appears there is at least 1 mobilization fee of \$500 per job, but with the possibility of 3 separate fees of \$500. The Trustees agreed for Schlemme to reach out to Thompson for clarification and if Thompson's answer is yes, she should research other contractor's rates to see if that is a standard.

9. Other Business

DD 25 and DD 1 - Schlemme presented the Contractor's Qualification Statement for the recently bid contract. After discussion of some items, the Trustees agreed everything looked okay.

DD 131 - Gallentine stated that when researching the LIDAR for the three tracts questioned at the hearing, he became aware of a few other tracts that also flow a different direction. Hoffman moved, Granzow seconded for CGA to include the additional identified tract numbers 34, 27, 37 and 35 for the modified reclassification report to be discussed at the regular meeting next week. All ayes. Motion carried.

10. Adjourn Meeting

Granzow moved, Hoffman seconded to adjourn the meeting. All ayes. Motion carried.