

REGULAR DRAINAGE MEETING
10/09/2019 - MINUTES

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1. Open Meeting

Hardin County Drainage District Board of Trustees Chairperson, Renee McClellan, opened the meeting. Also present were Trustee Lance Granzow. Landowner Tom and Cheryl Roberts. Contractor Matt DeSchamp, Mike Marquess, Attorney for DeSchamp, Lee Gallentine with Clapsaddle-Garber Associates (CGA), and Heather Thomas with Clapsaddle-Garber Associates (CGA), Becca Junker, previous Drainage Clerk, and Denise Smith, new Drainage Clerk.

2. Approve Agenda

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

3. Approve Minutes

Granzow moved, McClellan seconded to approve the minutes as presented. All ayes. Motion carried.

4. Approve Claims For Payment

McClellan moved, Granzow seconded to approve the claims for payment with pay date of Friday, October 11, 2019. All ayes. Motion carried.

DD 86 - Professional Serv. After 7/26/19 to 9/27/19 Clapsaddle-Garber Assoc. \$1,223.00

DD 102 - Review of wetland plans Clapsaddle-Garber Assoc. \$643.40

DD 22 - Professional Serv. After 8/24/19 to 9/21/19 Clapsaddle-Garber Assoc. \$19,625.85

DD 1 - Cont. observe, contract admin D35 Rd Xing Clapsaddle-Garber Assoc. \$1,473.00

DD 109 - Reimbursement for work done Prochaska, Dennis \$778.17

DD 9 - Review of annexation information The Davis Brown Law Firm \$150.00

DD 9 - Inv. of Blowout on Lat 1 Clapsaddle-Garber Assoc. \$348.00

DD 9 - Annexation Clapsaddle-Garber Assoc. \$1,201.65

DD 25 - Const. Obsrv. Lat 3 & Main Clapsaddle- Garber Assoc. \$9,448.65

DD 34 - Const. Observ Main Clapsaddle-Garber Assoc. \$729.80

DD 56 - Work to date for Reclass Clapsaddle-Garber Assoc. \$2,312.00

DD 109 - Reimbursement Prochaska, Dennis \$2,174.94

DD 128 - Const. Obsrv open channel Clapsaddle-Garber Assoc. \$350.30

DD 146 - Field Obsrv to repair outlet on main Clapsaddle-Garber Assoc. \$150.65

DD 165 - Field Obsrv to repair sinkhole & outlet Clapsaddle-Garber Assoc. \$150.65

DD 167 - Inv. sinkhole Clapsaddle-Garber Assoc. \$220.50

DD 35-1 - Inv. sinkhole on Lat 1 Clapsaddle-Garber Assoc. \$142.30

DD 106 - Repair on main tile Clapsaddle-Garber Assoc. \$219.70

5. DD 72 - Discuss, With Possible Action, Contractor Update

It had previously been noted by Schlemme (June 13, 2018 minutes) in minutes that "DD 72 has a some rock/debris discovered in tile between during televising, the debris is in the middle of the tile line. Debris is approximately 1,000' from either of two available manholes and the distance to the area of debris is too far in the line to be jetted out, and that DeSchamp would install a new manhole to remove the debris. It was a good possibility that the debris may have flushed itself but this would need more televising. Marquess reminded everyone that this area is under a two year warranty and not part of substantial completion and they would like to complete this work before warranty time expires. The Trustees agreed for Schlemme to set a reminder for fall of 2019 to televise the tile, DeSchamp to dig up the manhole, and the district to pay for the televising costs. If debris remains, DeSchamp will remove it under warranty."

There is the possibility that the debris may have flushed itself, due to heavy rains this year, but the area would need to be televised again to confirm this. The plan was to dig up the bottom manhole and do televising. If tile is working, DeSchamp would prefer not to dig it up if the tile is flowing and there are no issues. Granzow noted he had heard nothing from the landowners, and requested we bring in the landowners to see if things are working and they are satisfied with the flow/work. It was noted that the work would need to be done after harvest and possibly in the spring, DeSchamp is willing to do work if debris is there, but may need an extension on the warranty if he can't get into field to do the work till spring.

Date set for DD 72 landowner meeting on December 4th, 2019 at 8:30 am.

6. DD 22 - Discuss, With Possible Action, Project Update & Pay Estimate #2

Heather Thomas with CGA, gave an update on DD 22. Work is going well but slow due to very wet conditions, water in trenches. In last 3 weeks, only 3 days that they have been able to get pipe in the ground and are pumping a lot of water. Hoping for drier conditions for work to proceed next week, but may have to be pushed back due to more wet weather in the forecast. Thomas has noted updates from Randy Silvest, he is set to begin harvest this week weather permitting so they are pulling lath to get out of his way and open his accesses back up. Silvest did have concerns about excessive noise from the pumps running near his home, he says pump is running too much and disturbing him at home. Thomas spoke with Silvest and explained that pumps have to run due to wet conditions.

Gehrke did reach out to the County and two contractors, Trent Winter and Paul Williams to talk to them about the septic lines at Travis Ryerson's house, as septic lines lie over the top of the district tile and were damaged while work was being done on DD 22. Neither Winter or Williams are willing to do the repair work. Jeremy will do the septic repair himself, he will get a change order price to the Trustees for the septic repair.

CGA prepared the change order for the cross connections, Gehrke requested we make sure the structures are where we expect them to be to avoid any exploratory excavation. CGA pulled coordinates from Rankin's files to verify, as soon as conditions dry up CGA will probe to verify locations and Gehrke will submit a price. Gehrke will change their approach due to how much water is out there, once they get across C Avenue, they will run it parallel and come back and dig to remove old tile. There is just too much water to make much progress at this time. They are still south of Silvest's house at this time due to wet conditions, and they are out 7 days a week checking pumps. Jeremy is not sure he will make the December 1st deadline. CGA will hit estimated expenses around 1st of November, and are willing to pull back their hours and allow Gehrke to work while CGA are not present. CGA wanted to let Trustees know now, while there is still time to adjust.

Gallentine stated that Randy from CGA is getting a shot on every pipe to make sure concrete pipe is seated correctly. Thomas stated that work goes well in the morning but by 3:00 pm or so, work tends to slow down. Thomas noted concerns about joints being seated correctly later in the day. Granzow stated to bring the subject back for review next week after he has had the chance to make some phone calls.

Pay estimate for Gehrke is for \$64,385.10, it is not in the claims for this week as Junker was not sure it would be approved.

Motion by Granzow to pay \$64,385.10 to Gehrke for claim, McClellan seconded. All ayes. Motion carried.

7. DD 9 - Discuss, With Possible Action, Legal

A letter was sent to property owner Sailer, and it was picked up on July 16th so we know the letter was received. No response has been received from Mr. Sailer, however that does not mean he is for/against the easement. Gallentine stated that CGA has a ROW acquisition agent on staff if Trustees would like CGA to work on obtaining the easement, and noted that the project could not go to bid letting until an easement agreement was reached. Gallentine gave recent cost examples; for a difficult case, costs were about \$6,000, and for less difficult cases, costs were about \$2,000, and CGA costs would most likely be less than an attorney.

Granzow stated that he does not believe in eminent domain unless it is the very last option. Granzow requested Junker to send a certified letter that response is needed to Mr. Sailer.

Landowners Tom & Cheryl Roberts asked for an update and if this project would be a reclassification. Granzow stated the plans are done and ready to go out to bid, however we do not want to go to bid until we have a ROW through the Sailer property to put in the tile. They have decided against annexation and will not annex any more land to go into the district to make it larger. They will still reclassify what is in the existing district. The area extends up through George loggers, and it was requested to extend Lat 1 through George's land and request was denied. Lat 1 that is inside RR ROW does not have an issue today and it was decided not to extend through George's property as all is working fine now. We are in a holding pattern now until we get ROW through Sailer's property. If Sailer's say no, we may have to go back to original outlet.

Roberts stated he had interaction with Adam Seward regarding trees to be cut, he stated that Seward had removed all small trees/brush but he has not returned yet for any large tree removal or to apply Tordon/growth retardant to small stumps. Roberts was concerned that he initially received a far lesser quote from Seward before Seward realized the County would be paying for the project, and Seward's price to the County was significantly higher. Granzow stated he would ask Seward for more details.

8. Discuss And Review, With Possible Action, Open Ditch Bid Letting

Open Ditch Bids for Brush Control expire at the end of 2019, and Junker noted we have a reminder in the calendar for bid letting notices to be sent in November, with bids due in December. Junker requested more information on if we have added any new ditches or areas to the list. We also received a request from Joe Harrah to be added to the bid list. B&W Control Specialists have received the bid award since 1993, and we could not find a report for payments for this last bid cycle. Granzow thought he does the spraying once during the 3 year cycle, and he has consistently come in under bid costs. Granzow stated that we should reach out to Gallentine to see if any areas have been added.

9. Other Business

10. Adjourn Meeting

Motion by Hoffman to adjourn. Second by McClellan. All Ayes. Motion carried.