

**AGENDA**

**Regular Drainage Meeting**

**Wednesday, April 06, 2022, 9:30 A.M.**

**This meeting will be held electronically and in-person.**

**To access the meeting call: 1-(312)-626-6799, when prompted enter meeting**

**ID code: 820 7567 2007**

**You can also access the meeting online at:**

**<https://us02web.zoom.us/j/82075672007>**

1. Open Meeting
2. Approve Agenda
3. Approve Claims For Payment

Documents:

[PAYABLES-DRAINAGE PUBLICATION 4-8-22.PDF](#)

4. Approve Minutes

Documents:

[3-9-22 DRAINAGE MINUTES.PDF](#)

5. Discuss W Possible Action - Consideration Of Cancelling The 04/13/22 And 06/08/22 Regular Drainage Meetings
6. DD Big 4 Main WO 318 - Discuss W Possible Action - Landowner Concerns

Documents:

[DD BIG 4 MAIN WO 318 -.PDF](#)

[DD BIG 4 MAIN WO 318 TIBBS - BEAVER DAM 10-05-21.PNG](#)

7. Discuss W Possible Action - New Work Order Requests

Documents:

[DD BIG 4 MAIN MAP - BROKEN OUTLET.PDF](#)

[DD BIG 4 MAIN WO 329 - MAP.PDF](#)

[DD BIG 4 MAIN WO 329 REQUEST FOR REPAIR.PDF](#)

8. Other Business
9. Adjourn Meeting





# Hardin County

Drainage Claims with Pay Date of 4/8/2022

DD 56 Upper Main Tile Diversion Pay Estimate #1

Gehrke Inc.

233,914.72

<b>Total Regular Payables:</b>	0.00
<b>Total Stamped Warrants:</b>	233,914.72

**REGULAR DRAINAGE MEETING****Wednesday March 09, 2022, 9:30 A.M.****This meeting was held electronically and in-person**

3/9/2022 - Minutes

## 1. Open Meeting

Hardin County Chairperson BJ Hoffman opened the meeting. Also present were Trustee Lance Granzow; Trustee Renee McClellan; Lee Gallentine, Clapsaddle Garber Associates; Adam Seward, Honey Creek Land Improvement; Isaac R., Summit; Kathy Stockdale; Raymond Stockdale; Slade Faris; Deb Lavelle, Zoom call; Michael Pearce, Network Specialist; and Michelle Kuechenberg, Drainage Clerk.

## 2. Approve Agenda

Motion by McClellan to approve the agenda. Second by Granzow. All ayes. Motion carried

## 3. Introductions/Attendance

Introductions made and attendance verified.

## 4. Approve Claims For Payment

Motion by McClellan to approve the claims for payment with pay date of 3/11/2022. Second by Granzow. All ayes. Motion carried.

DD 41 Repairs of Sinkholes/Blowouts	Clapsaddle-Garber Assoc	\$ 309.60
DD 35-1 Hardin/Story Brush Control	Story County Treasurer	\$ 813.62
DD 35-1 Hardin/Story Brush Management 3-11	Story County Treasurer	\$ 540.86
DD 35-1 Hardin/Story Brush Management 3-11	Story County Treasurer	\$ 526.88
DD 35-1 Hardin/Story Brush Management 3-11	Story County Treasurer	\$ 343.43
DD 35-1 Hardin/Story Brush Management 3-11	Story County Treasurer	\$ 362.62
DD 14 Completion of Engineering Rep.	Clapsaddle-Garber Assoc	\$ 2,710.65
DD 14 Completion of Engineering Report	Clapsaddle-Garber Assoc	\$ 882.40
DD 17 Investigation of Standing Water	Clapsaddle-Garber Assoc	\$ 451.30
DD 48 Gathered data to start Reclassification	Clapsaddle-Garber Assoc	\$ 3,478.90
DD 48 Started Reclassification of Main Open Ditch	Clapsaddle-Garber Assoc	\$ 2,638.25
DD 56 Contract Administration proposed main tile	Clapsaddle-Garber Assoc	\$ 1,702.90
DD 56 Construcion Staking for Proposed Main Tile	Clapsaddle-Garber Assoc	\$ 4,937.00
DD56Construcion Staking for Main Tile Improvement	Clapsaddle-Garber Assoc	\$ 8,741.60
DD 102 Reclassification of Main Tile/Laterals	Clapsaddle-Garber Assoc	\$ 1,853.60
DD 102 Reclassification of Main Tile and Lat	Clapsaddle-Garber Assoc	\$ 3,919.80
DD 121 Construction Survey and Observation Maini	Clapsaddle-Garber Assoc	\$ 1,254.40
DD 128 Finalization of Project	Clapsaddle-Garber Assoc	\$ 1,026.90
DD 143 Communication W Contractor and Utility	Clapsaddle-Garber Assoc	\$ 345.00

## 5. Discuss W Possible Action - Renaming Creek

Hoffman stated Slade Faris called him, it is really not a creek right now but an open ditch within a drainage district. Hoffman stated Slade asked him about the process of putting naming rights on it. Hoffman stated he would give the floor to Slade to discuss his plan. Slade stated he got the idea from a friend of his who ended up naming a creek in Radcliffe. Slade stated this creek runs through family land then west of town and continues on south to Honey Creek. Slade stated, to his knowledge, it has never had a name or a drainage district number. Slade stated that it has always had water and banks so he figured he would put a name to it. Hoffman asked Slade if he had a proposed name. Slade stated the proposed name is Highland Creek because there is a cemetery a little further west called Highland Cemetery and at one point there was a country schoolhouse called Highland Schoolhouse. Slade stated that name is associated with that area west of New Providence so he would like to keep the tradition. Hoffman stated he thinks this is interesting, it is not about raising/lowering taxes, but what it is, is preserving some history and continuing the legacy. Hoffman stated he thinks it is a good thing and is proud of Slade for taking interest in it. Hoffman asked Seward if he had any objections or if he concurs. Seward stated he concurs. Seward asked if it is titled any differently once it is named. Seward stated he is curious why it was never named. Granzow stated this comes up every now and then with creeks not having a name. Granzow stated usually Secondary Roads brings it to the board's attention. Seward stated he is assuming this isn't actually a creek but a drainage tile. Gallentine stated it is a natural creek and not man-made for a district. Hoffman stated in other words it is a naturally occurring open ditch. Hoffman stated because it is in a Drainage District, he thought this would be a good spot to start the process rather than in a BOS meeting. Hoffman stated he believes Slade has the best intentions of preserving the heritage and legacy of the area. Hoffman stated he is afraid that if we were to bring this up in a BOS meeting that people might come out of the woodwork wanting to name a puddle in their driveway and everything else. Hoffman stated he thinks there is some historical significance that Slade is going through the work to try and figure out how to honor that heritage, but since it is in a drainage district, he wanted to start it there. Slade stated he spoke with Taylor Roll, our County Engineer, because he helped his friend name that creek in Radcliffe. Granzow asked if Taylor told him the procedures, he would need to follow to proceed with this. Slade stated that Taylor told him to start local and get a thumbs up from the Board then he would move onto USGS. Granzow asked so he is here today to ask for local approval. Slade stated that is correct. Granzow stated he would bring it to the agenda then. Hoffman asked the Trustees if they would like to approve it at a drainage meeting or a BOS meeting. Granzow stated he would rather have it for discussion on a BOS agenda because it is slightly outside of the district.

Hoffman asked Gallentine how we would note the location if we would need to add the legal descriptions or just the parcels it runs through. Gallentine stated he thinks it is clear enough if you use the parcel numbers. Gallentine stated the district discharges into it, but as far as he knows, the district has never spent money on it. Hoffman asked if naming it would put any financial interest on it? Gallentine stated it would not. Hoffman stated he thinks Slade should get a list of the parcels together then work with the County Auditor to get it on a BOS agenda. Hoffman asked the Trustees if they wanted to make a motion today giving Slade the approval or just give an unofficial blessing. Granzow stated he would suggest that Slade stops and talks to Taylor so he could get all of the information/legal opinions for what they did with Cardinal Creek in Radcliffe. Granzow stated if he can get all of that information together, he would like Slade to present it at a BOS meeting, it wouldn't hurt to have Taylor Roll assist with the presentation. Granzow stated that is how he would do it, as far as drainage goes, we do not have any stake in that. Slade asked how the Trustees would like him to document the legal parcels. Slade stated, according to plat maps, the creek begins in Pleasant Township. Slade stated it is hard to see from the map on Beacon, but there is really no water until it reaches New Providence. Slade stated otherwise it is just waterways in a field and grass strips. Gallentine stated he would recommend talking to Taylor to see what they did for the other one. Gallentine stated especially with the Waters of the United States (WOTUS) creeping back up, he does not know how far Slade would like to extend that when there is not a full time waterflow in certain areas. Granzow stated less as possible. Gallentine stated he does not want to name either one as a waterway in a field as part of the creek and all of the sudden someone else decides it is automatically subject to WOTUS. Gallentine stated he would follow whatever procedures they have done in the past. Slade asked if there would be a public hearing for that. Hoffman stated he does not think they did last time. Granzow stated he does not recall the details of what they did. Granzow stated it was simple. Slade stated he was ok with that. Slade stated he would talk to Taylor and asked where he would be. Granzow stated he would be at the County Sheriffs building. McClellan stated he would be in the main brick building. Gallentine stated he just left so maybe he isn't at his office just yet. Granzow asked Slade if he wanted Taylor's office number so he could call first. Slade stated that would be great. Granzow gave Slade Taylor's office number. Hoffman asked if Slade had anything else for the Board. Slade stated that should be it. Hoffman thanked Slade for coming in he appreciates his time. Hoffman told Slade to get the information together and they would keep the ball rolling on this. Gallentine stated he appreciates the interest in drainage even if it is just renaming something.

#### 6. Discuss W Possible Action - Archive GPS Televising Data

Kuechenberg stated we discussed this last week at our Drainage Contractor meeting. Kuechenberg stated the Trustees were unsure if we should have CGA or the Drainage Clerk keep the televising records. Hoffman asked how CGA keeps record of it now, whether they keep a USB drive or they store it on a floppy disc. Gallentine stated they traditionally get the televising data on USB drives because of the file size, that is also how they send it to the Drainage Clerk. Gallentine stated if it gets big enough, we could keep it external. Hoffman stated he knows Pierce cannot speak for Matt, but he would like to know if we have a massive amount of data from televising, how would the County prefer to store it. Pierce stated we could probably put it on their network drive. Pierce stated he does not know how huge the files are. Gallentine stated the televising videos usually takes up a lot of space. Pierce stated he does not see a reason we couldn't store it on our hard drive. Gallentine asked Pierce if we keep the recorded meetings. Pierce stated we do not keep those forever; they get uploaded on the BOS YouTube page. McClellan stated if we leave them on the thumb drive, she fears it will be

replaced with something else. Gallentine stated or it will physically break down after a certain amount of time. Hoffman stated he just wanted to make sure it is properly stored. Hoffman stated we could have a drawer full of thumb drives but if we have a small fire or flooding incident that data is lost. Hoffman stated as long as we have something and depending on if we need to invest in more storage for these records, we have the capability of paying for it with District funds.

7. Discuss W Possible Action - New Work Order Requests

Hoffman asked if there were any new work order requests. Gallentine stated he has updates on some of the new work orders. Gallentine asked the Trustees if they would like to go over that information now. Hoffman stated that was fine. Gallentine stated with the weather turning we had the opportunity to go out and investigate some of the work order from last fall.

DD 52 WO 316- This is just north of Hubbard. Secondary Roads reported a sinkhole on the main tile in section 28 on the north side of 270. Gallentine stated Secondary Roads informed them that the culvert dumps into a concrete structure with a couple of tiles that go into that and a couple of sinkholes around it. Gallentine stated they went out there and found a 4ft sinkhole and a 2ft depression. Gallentine stated they assume there is a collapse or something going on. Gallentine stated CGA recommends that the main tile get dug up and they do some televising under 270<sup>th</sup> and upstream to see what is going on. McClellan stated the report says that they the 2ft depression near the culvert with orange utility paint located nearby. Gallentine stated that is correct, there was orange paint there, but CGA is not sure if the depression is caused by the utility company or not. Gallentine stated he did not want to make any presumptions, so he did not mention that a whole lot but just to make the Trustees aware there is a possibility of utility interaction with the tile. Hoffman asked if they had a permit to work in the area. Gallentine stated he does not know what utility it is yet. Hoffman stated what do you need from us today. Gallentine stated he just needs permission to get an available contractor out there to get it televised and if it is something simple, we could fix it. Hoffman asked if Gallentine could do the research and investigation on what utility company it was. Gallentine stated he would do that if they impacted the tile.

Motion by Granzow to instruct Gallentine to bring this to the lottery for televising/repair. Second by McClellan.

In additional discussion on the motion, Hoffman stated the only thing he has would be, no matter who it is, to give the utility company formal reprimand and say, "if you're working out here, we have to know." Gallentine stated the depression, utility, and the end of the culvert are in a small area, so it is kind of hard to determine what interacted with what yet. Hoffman stated we have to know, here we are looking at some big projects from the county and he does not like the fact that a utility assumes.

All ayes. Motion carried.

DD 88 wo 315 – Gallentine stated this work order was on Robert Winter's ground. Gallentine stated the main tile comes down and outlets into the trees, there is a headwall there and a sinkhole north of the headwall. Gallentine stated they went out and took a look at it, essentially what they found was a sinkhole about 30 feet upstream from the headwall. Gallentine stated it is about 2 1/2 ft in diameter and it looks like there is some broken tile chunks at the bottom. Gallentine stated he could not tell what size for sure. Gallentine stated there is a lot of erosion around the sinkhole that had occurred. Gallentine stated the headwall appears to be intact but there is a fallen tree near it. Gallentine stated he recommends removing the tree/roots and digging up the sinkhole to repair the tile. Gallentine stated if you guys want, the Trustees could invest in riff rap upstream of the headwall to prevent some of that surface erosion. Gallentine stated he does not know if the Trustees are necessarily under any obligation to do that because the district facility is the headwall and the tile and not the waterway or anything above it. Gallentine stated that is an option for them if they choose to. Gallentine stated at a minimum we need to pull the tree/roots out and fix the sinkhole. Granzow stated he would not do the riff rap at this point, but he would put a note on there if it happens again.

Motion by Granzow to have someone from the lottery check it out and get it fixed. Second by McClellan. All ayes. Motion carried.

DD 118-232 WO 322 – Gallentine stated this was turned in as drainage district Big 4 Main, once CGA got out there they realized that the repair was in Big 4, but the facility is in 118-232, a joint district with Hamilton County. Gallentine stated basically there is a CMP outlet that outlets into Big 4 with a suck hole where that connects up to the tile. Gallentine stated CGA suggests we dig that up and fix it, but also the CMP outlet is pretty rusty and there is no rodent guard. Gallentine stated the CMP outlet is a 3-4ft tile, so there is an invitation for critters and everything else to get in there. Gallentine stated CGA recommends that they replace 40 feet of the CMP with new outlet and rodent guard then attach it to the tile with a concrete collar and put riff rap along the bank of Big 4 open ditch to protect Big 4 outlet. Hoffman asked who is controlling county on 118-232? Gallentine stated he does not know who the controlling county on 118-232 is. Kuechenberg stated she believes it is Hamilton County. Granzow stated he recommends sending the report to Hamilton and bring it back next week.

Motion by Granzow to send the report to Hamilton County and bring it back next week. Second by McClellan. All ayes. Motion carried.

Gallentine stated he would not be at the meeting next week. Gallentine asked Kuechenberg to email him when she hears something from Hamilton Counties Drainage Clerk. Kuechenberg stated she could do that.

#### 8. Other Business

Hoffman asked Kuechenberg if she had any other work orders or other business. Kuechenberg stated she did not.

Hoffman asked the person at the meeting to state their name for the record. Isaac stated he was with Summit Carbon Solutions, there was some confusion with the meeting today and he is there to see if they could reschedule something in the future. Hoffman asked if they had a meeting coming up. Isaac stated the young lady that would be able to answer that question is not here. Hoffman stated he will not be at the meeting next week. Gallentine stated he would not be either. Gallentine stated he thought we were going to be meeting at 10:30? Isaac stated that is what he was told too then they asked him to come in and reschedule. Hoffman stated that was not a problem. Hoffman stated we should aim for April 6<sup>th</sup> so we can get through the budget hearings. Hoffman stated he would like to schedule it during our regular drainage meeting at 9:30 a.m.

Hoffman stated he wanted to know where everyone was sitting workwise at the contractor meeting last week. Gallentine stated no one really commented on that, he thinks there is concerns that the project is going to be too big for them all to handle. Gallentine stated there are also concerns of down-time, if we wanted them on-call so they couldn't schedule other jobs. Hoffman stated that was part of the reason we wanted to meet so we could put that out there, there is risk but also reward. Hoffman stated he thought it was only right to try and be as open and honest. Hoffman asked what and where were the contractors working on at the moment, he acknowledged the Gehrke's have a big project at the moment. Gallentine stated that should be wrapped up at that time, his understanding is that they have a large facility that they are doing down by Malcom, and they have a two-year contract for reconstruction of River Road in Iowa Falls. Gallentine stated either of the McDowell's did not attend the meeting. Hoffman asked where Jory was at. Gallentine stated from his understanding Jory is on his own now. Gallentine stated they did not reach out to him to find out what was said at the meeting, so he does not know what their availability or plans are. Kuechenberg stated she sent Jory a message going over everything in the Contractor Meeting. Gallentine stated it is tough because right now all of the contractors are bidding work to fill up the summer, if they do not know if the summer is going to be filled, they will take that work somewhere else. Gallentine stated you have to take the money in hand vs the possibility of it. Gallentine stated Handsaker was just awarded a job in DD 3. Hoffman stated his biggest fear is that we would have to tell a drainage owner that our companies might take 6 weeks to get to a project where last year it would have been two weeks. Gallentine stated there was also concerns if the tile were damaged that they would have to repair it with concrete tile. Gallentine stated the suggestion was made that the County stockpile a bunch of concrete pipes, and they just buy it from the county. Gallentine stated he prefers not to do that because what happens if the contractor does not get paid, they will not want to pay the County. Gallentine stated his sincere hope is that none of the tile gets damaged to start with. Gallentine stated Lance had an opinion on that thinking they were just going to go through there really fast. Granzow stated and the engineering firms will stockpile the tile ready to go at three times the price. Hoffman stated there will for sure be a convenience fee. Gallentine stated he thinks there is an interest there, but there is a lot of fear and concerns. Gallentine stated the other thing is the GPS tracking requirement would have them raise their rates. Gallentine stated he thinks they should do a separate rate for all other things. Seward stated he thinks it is too much. Hoffman asked Seward how far out his work goes. Seward stated short term, Gallentine has not told him where their surprise vacation is next week. Gallentine stated he was going to Mississippi. Seward stated all jokes aside, he thinks everyone is excited because the workload is coming in and they have a busy year so far. Hoffman asked Seward how far out his he is saying he can't take on new projects. Seward stated he is looking at a week and half at the moment. Seward stated he does not know what everyone else is doing, depending on the urgency of what they have got going on, but they are dealing with some warm weather, and we don't want to leave farmers with absolute nasty tracks, and they still have little bit of frost issue here and there depending on slopes and stuff like that. Hoffman stated he knows Seward cannot speak for other contractors, but he was just talking to someone from Iowa Corn Growers, and they were hoping to plant the second week in April. Seward stated he should keep in mind they have insurance to deal with and long term, it looks like we're going to be pretty wet in the next month. Seward stated he is guessing farmers will plant around any problems they see in the field and deal with it in the fall. Seward stated the price of corn, they are not really going to knock down corn to deal with tile issues. Gallentine stated he can see that, but they did not want to knock down corn when prices were low either. Seward stated that is correct. Gallentine stated the profit margin, especially with higher inputs, is probably no different than when corn was low. Gallentine stated he would agree we should get out there and get stuff fixed as soon as we can. Granzow stated and pay the crop damage. Gallentine stated, right, and pay the crop damage because it is still the cheapest thing out there. Seward stated, historically they spill more when corn is cheap. Gallentine reminded Adam not to forget about DD 26 Lat 4.

DD 52 - Granzow stated he asked Adam to be here do discuss the Meister project. Granzow stated he does not think Al has any legal grounds but on the same side, he thinks we are in trouble if we have to go back out there. Hoffman asked if there have been any other landowners that contacted us about it. Granzow stated, not. Hoffman stated that is the troubling thing that we are catering to one landowner. Granzow stated he proposes we buy more easement of the ground. Hoffman asked what his neighbors wanted done. Granzow stated they want the trees out because we've done the project twice. Granzow stated they are already removed but in 10 years we might be back out there with the same problem. Hoffman asked what the solution was again. Granzow stated his solution would be to buy more easement of where we removed the trees from, this will cost the district more money. Granzow stated they paid the bill twice already.

Granzow stated what AI is asking us to do he does not think is right either. Granzow stated Adam and Sean Piel, the former property owner, made a deal to clean up the garbage and trees. Granzow stated he thinks AI's complaint is more with Sean than it is with the district. Granzow stated if we do not do something, 10-15 years from now he could potentially not let us back in to take care of the trees. Granzow stated we are kind of in a weird spot. Gallentine stated the other thing that needs to be looked into is whether AI brought all of that ground or not because if the GIS site is correct, Sean still owns some of those buildings. McClellan asked if we had a natural easement to go in. Granzow stated we have the 100ft, but this project was outside of the 100 feet. Gallentine stated we did not get an easement from Sean; we got his permission. Gallentine believes that is a one-time deal. Granzow stated we got permission to remove trees on the other side and as Seward was removing trees there was other garbage out there. Granzow stated Sean and Adam agreed to push it off to the side and this is what AI wants removed. Granzow stated there is more than the trees in that pile of debris, there is garbage there as well. McClellan asked if he bought it that way. Granzow stated he did buy it that way. McClellan stated it is his benefit to have us come in and remove those trees. Granzow stated here is a terrible word, what if we have to do it and he does not let us. Hoffman stated it is in a drainage district facility though. Granzow stated, right, we have the easement, but these trees are outside of our easement. Granzow would like to purchase outside of the easement to prevent any long-term damage to the tile. McClellan asked what the reason we want to purchase outside of the easement again. Granzow stated to maintain the trees that have not been maintained. Gallentine stated it would be nice to have the right to spray it annually. McClellan stated that is also Meister's benefit. Gallentine stated he will not dispute that, Granzow stated it is to the districts benefit. Hoffman stated it is, but he does not know if the district really understands what they are paying for. Hoffman asked if we should have a landowners meeting. Granzow stated he purchased the mess, but it is the confusion of the district piled it up tighter because Sean said that was ok. Granzow asked Adam if he is covering everything. Seward stated that is about right. Seward stated he does not recall if there was a lot of banter back and forth, but Piel was on site when they were removing the debris and he did not say throw a fit about it. Seward stated it got to the point where we were spending all sorts of man-hours just sorting thorough garbage. Seward stated he believes we still have pictures of that mess. Granzow stated he is ok with a landowner meeting with the landowners to see what everyone wants. Hoffman stated that might be the best. McClellan stated she thinks the landowners have a right to know what they are paying for. Seward thinks it might be something simple that he and AI can work out. Seward stated at this point in time, he has not been contacted by AI. Granzow stated that is how we left it last fall. Seward stated it could potentially just be one load and we just remove it. Granzow asked the Trustees if they wanted Adam to reach out to AI and keep this chain of contact going. Granzow stated we could have it on the agenda next week then set a landowners meeting. Hoffman asked Seward if he would like to contact him and see what resolution AI wants. Granzow stated in the text he sent him, AI thought he should pay for 20 and we pay for 80. Granzow stated he does not know what AI is expecting us to remove though. Hoffman stated he would like to know what AI's expectations are too. McClellan stated her thing is that he purchased the property that way. Granzow stated at some point we are going to have to go back in and clean. Gallentine stated he looked at the Ariel when the Trustees were talking and it looks like most of those trees are not on the parcel that Piel kept, they're south on the ground that AI bought.

Motion by Granzow to have Seward reach out to Meister and get back to us with the resolution. Second by McClellan.

In additional discussion on the motion, Hoffman asked if we were meeting next week or not because he nor Gallentine will be available/. Granzow stated we could at least have the resolution by next week and discuss it at the next meeting.

All ayes. Motion carried.

Hoffman stated he needs to apologize to Stockdale; he did not realize that Summit had asked for a 10:30 meeting. Hoffman stated he did not see them on the 9:30. Hoffman stated he did not realize there was a separate 10:30 meeting. Hoffman asked Kuechenberg to coordinate with them to reschedule the next meeting if the 6<sup>th</sup> of April does not work out. Kuechenberg stated she would. Hoffman stated we have a trial set for that day so there might be a conflict with that schedule. Hoffman stated he would let Kathy know if they had to reschedule. McClellan stated she would not be here for that meeting either. Stockdale asked if Hoffman spoke with Darrell, our County Attorney, as far as making a comment about the pipeline. Stockdale stated there are quite a few counties that have issued their comments. Hoffman stated the one thing he is learning with this RWE trial is anything you say will be perceived as the gospel and you will open yourself up to litigation. Hoffman stated when he was sworn into the position Lance pulled him to the side and told him he has stuff for him after he is sworn in. Hoffman stated when we walked into the other room, Granzow handed him two file folders of lawsuits that he was elected into. Stockdale stated there is 20 other counties that have done it. Hoffman stated he has reached out to some of those supervisors in the other counties and warned them it could get them sued. Hoffman stated he can tell everyone that private entities can afford lawyers a whole lot easier than the county can. Hoffman stated what people tell you at church is not the same thing they will tell a land agent on their own. Hoffman stated some of the people that sign the easements are seeing that there is money readily available. Hoffman stated he spoke with someone at the ISAC conference he spoke with the same land agent he thinks Kathy did and was told that they're very open to negotiation. Hoffman stated he does not have any vested interest in the project. Stockdale stated her concern would be is that she knows IUB with Dakota Access that people who did not make comments, they used eminent domain on. Stockdale stated she is concerned they will use eminent domain in our county because we have not issued a comment. Hoffman stated he asked a guy from Navigator if someone is approached and offered X amount of money, if it goes to eminent domain, would they get more than X amount? Hoffman stated the gentleman he spoke with said it has never happened. Hoffman stated he is glad that Stockdale found an attorney that can get involved. Hoffman stated he filed a formal opinion against eminent domain, not as a Board member, but as a person. Hoffman stated he did not want to risk the liability of the entire county. Hoffman stated he is watching Iowa land records, but it sounds like people are signing. Stockdale stated she just looked, and they have 50 people across Iowa. Stockdale stated there is no one in Hardin



County. Stockdale stated she thinks they are withholding the numbers from Hardin County. McClellan stated she knows there has been some that signed. Hoffman stated when it comes to the utility permit process, he thinks the board has done a lot.

9. Adjourn Meeting

Motion by Granzow to adjourn. Second by McClellan.



# Drainage Work Order Request For Repair

## Hardin County

**Date:** 10/12/2021

**Work Order #:** W000000318

**Drainage District:** DDs\Big 4 Main (51193)

**Sec-Twp-Rge:** 05-89-22      **Qtr Sec:** NW NW

**Location/GIS:** 89-22-05-100-001

**Requested By:** Allen Tibbs

**Contact Phone:** (515) 689-4175

**Contact Email:** \_\_\_\_\_

**Landowner (if different):** \_\_\_\_\_

**Description:** DD Big 4 Main - LO Allen Tibb reports 3 beaver damns, 2 located at A Ave & Hardin Rd, 1 is under bridge & 1 downstream. 3rd dam is located under RR bridge on Young Ave on E side N of 145th.

**Repair labor, materials and equipment** \_\_\_\_\_

**Repaired By:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Please reference work order # and send statement for services to:** Hardin County Auditor's Office  
Attn: Drainage Clerk  
1215 Edgington Ave, Suite 1  
Eldora, IA 50627  
Phone (641) 939-8111  
Fax (641) 939-8245

For Office Use Only

**Approved:** \_\_\_\_\_ **Date:** \_\_\_\_\_

Big Four

Ave

Beaver Dams

892206200002

892205100001

8922

892206200004

892205100003

89220

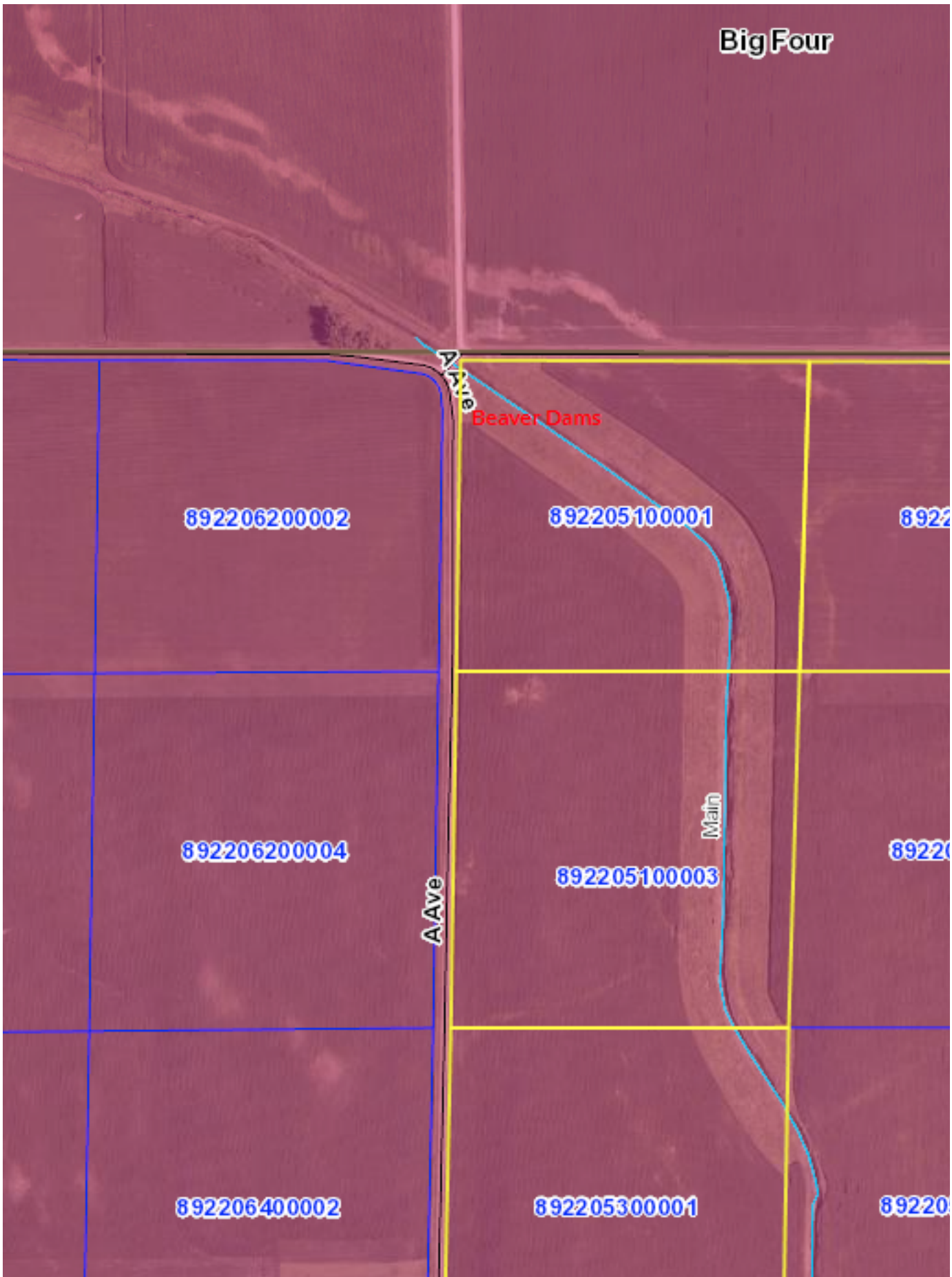
Ave

Main

892206400002

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892

5

6

892206400005

892205300003

Main

892205300004

Big Four

892205400003

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Marr

892206100002

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