

AGENDA
Regular Drainage Meeting
Wednesday, May 11, 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 Minutes

Documents:

[4-06-22 DRAINAGE MINUTES.PDF](#)
[4-20-22 DRAINAGE MINUTES.PDF](#)
[4-27-22 DRAINAGE MINUTES.PDF](#)

4. DD 9 WO 251 - Discuss W Possible Action - CGA Investigation Diary

Documents:

[DD 9 WO 257 INVESTIGATION SUMMARY 08-23-2019.PDF](#)
[DD 9 WO 257 INVESTIGATION DIARY 5-4-2022.PDF](#)

5. Discuss W Possible Action - Jt DD Hardin 58 Story 3 Assessment

Documents:

[2022 DD 58-3 JT ASSESSMENT.PDF](#)
[2022 DD 58-3 JT ASSESSMENT LEVY WORKSHEET.PDF](#)

6. DD Big 4 Main WO 309 - Discuss W Possible Action - Contractor Update
7. Discuss W Possible Action - New Work Order Requests

Documents:

[DD 11 WO 331 WORK ORDER REQUEST FOR REPAIR.PDF](#)
[DD 11 WO 331 MAP.PDF](#)

8. Other Business
9. Adjourn Meeting

REGULAR DRAINAGE MEETING**Wednesday April 06, 2022, 9:30 A.M.****This meeting was held electronically and in-person**

4/6/2022 - Minutes

1. Open Meeting

Hardin County Drainage Chairperson BJ Hoffman opened the meeting. Also present were Trustee Lance Granzow; Lee Gallentine of Clapsaddle Garber Associates; Michael Pearce, Network Specialist; and Michelle Kuechenberg, Drainage Clerk.

2. Approve Agenda

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

3. Approve Claims For Payment

Motion by Granzow to approve the claims for payment with a pay date of 4/08/2022. Second by Hoffman. All ayes. Motion carried.

DD 56 Upper Main Tile Diversion Pay	Gehrke	
Estimate #1	Inc.	\$233,914.72

4. Approve Minutes

Motion by Granzow to approve the minutes of the regular drainage meeting dated 3/09/2022. Second by Hoffman. All ayes. Motion carried.

5. Discuss W Possible Action - Consideration Of Cancelling The 04/13/22 And 06/08/22 Regular Drainage Meetings

Granzow asked Gallentine if there were any reasons why we need to have these drainage meetings on 4/13 and 6/08. Gallentine stated he did not have any reasons, especially not the one on 4/13. Granzow stated the date in June is the day after the primary. Hoffman stated usually the day after elections we like to give the Auditor's office some breathing room. Gallentine stated he is fine to work around those dates.

Motion by Granzow to approve cancelling the regular drainage meetings on 4/13/22 and 6/8/22. Second by Hoffman. All ayes. Motion carried.

6. DD Big 4 Main WO 318 - Discuss W Possible Action - Landowner Concerns

Kuechenberg stated they initially thought this dam was all clear after our trapper left the site in February. Kuechenberg stated she contacted the landowner about this work order to inform him that we were going to send a contractor to the area to remove the dam and the landowner reported seeing animal tracks in the area shortly after our trapper finished up. Kuechenberg stated Tibbs and his wife were unsure if they were beaver tracks. Kuechenberg stated she added this back on the agenda to see if the Trustees wanted her to assign this to the lottery as planned or send another trapper to the area. Granzow asked if that was the work order that Austin was assigned to. Kuechenberg stated that is correct. Granzow stated he remembers there were three dams on that work order. Kuechenberg stated she did not think Austin got to the third dam near RR bridge, that was also part of a different work order that another trapper was assigned to. Granzow stated he was ok with sending another trapper to the area to check things out right up until Kuechenberg told him that the landowners were unsure if they were beaver tracks, or they belonged to another animal. Granzow stated that could have been a muskrat or a racoon. Kuechenberg stated that is what she was thinking too. Granzow stated he would say just to knock them out and have them cleaned up. Granzow stated if the contractors see anything while they are on site or if the landowners see anything before the contractors get out there, they can always call and report to us that there are still beavers in the area. Kuechenberg stated she was ok with that. Hoffman stated if there is any beaver on the site, you should ask whoever the contractor is to leave equipment on site until we can mitigate the beaver so we're not paying for back and forth, if they would give us a day or so that would be perfect.

Motion by Granzow to assign the work order to the lottery. Second by Hoffman. All ayes. Motion carried.

7. Discuss W Possible Action - New Work Order Requests

Kuechenberg stated Allen Tibbs reported a broken tile outlet on a neighboring parcel while she was on the phone with him discussing the beaver dams. Kuechenberg stated Tibbs was unsure if it was private or district tile, but Kuechenberg noted the main tile runs right through there. Kuechenberg stated that Tibbs would just like to have someone come out and look at it, if it is private, it will be taken care of. Kuechenberg stated Tibbs told her this tile outlet has been broken for the past couple of years now. Hoffman stated so we just need to ask CGA to go out and take a look at this to see what is going on, if it is district tile CGA can see if the lottery can handle it so we can get it done. Granzow stated unless you think it is private, you take the pictures, you know the routine. Gallentine stated yes, if it is private, they will report back that it's private. Gallentine stated if it is something simple, he will report back, and the lottery can get it fixed. Granzow asked if the same guy tearing the dams out can repair it. Gallentine stated yes, easily. Granzow stated we should probably try and coincide them together, so we only have one trip to charge. Kuechenberg stated she was ok with that. Gallentine stated he would agree, but he also would not hold up the dam for this just with spring rains coming. Gallentine stated just whoever you get, make sure you tell them we might have another work order in the area and not to leave until they talk to us. Kuechenberg stated she was going to call Joel Steiner with South Fork. Gallentine stated they're the only ones in the lottery that do not have something going on right now. Granzow stated he was ok with that. Gallentine stated they have indicated they are available for work if we need them.

Motion by Granzow to instruct CGA to check out work order 329 and report back. Second by Hoffman. All ayes.
Motion carried.

8. Other Business

Gallentine and Kuechenberg did not have anything for other business.

DD 52- Granzow asked Kuechenberg if we've heard anything back from Mike Richards on the district in Hubbard. Kuechenberg stated she has not heard anything yet, but will reach out to him for an update. Kuechenberg stated when she sent everything over to Mike he was on vacation, she does not know how long he was out of the office. Kuechenberg stated he was also in a trial so he is starting to catch up with everything we have sent him with the IRUA invoices as well. Granzow stated he was hoping this would get handled pretty quickly. Gallentine stated maybe we should have him reprioritize, not do it chronologically but maybe put 52 at the top. Kuechenberg stated she was ok with that. Gallentine stated the IRUA invoices have been around for 2-3 years now.

Hoffman stated he wanted to go back to their lack of repealing ordinance No. 40 today in the Supervisors meeting. Hoffman stated this is something he would like to mention to Renee when she gets back. Hoffman stated instead of going through what Franklin County is going through and what appears is going to happen in Madison County, right now Hoffman does not know of any projects in the works or anyone out gaining easements. Hoffman asked what it would look like if we just had a moratorium on wind while there is no active development on commercial wind. Granzow asked for what reason. Hoffman stated the return on investment is lacking and if this senate file, which it did and passed. Granzow stated so what Kossuth County and he thinks Franklin County has done is put a maximum wattage which ended Kossuth. Hoffman stated with doing some research, there is potential if they repowered the Garden City Wind Sites and put a limit on it, they might not even be able to repower. Granzow stated you can make the limit a little bit stronger. Hoffman stated that is correct, he is just saying a lot of the companies when they get them to repower, they see that threshold and think enough is enough. Hoffman stated what bothers him is under senate file 2366, it will be on the Governor's desk for signing, industrial wind farms will no longer have to pay property taxes but a far lower per kilowatt tax rate unless the Supervisors agree to pass an ordinance that gives them a 60% discount on their assessed property value, Iowa Code 427B.26. Hoffman stated looking at the headaches and how much money we've spent of tax payer dollars both as Drainage Trustees and Supervisors is there really a truer return on investment going forward by saying this is something we want to consider development in Hardin County, especially with the critical infrastructure that we have to protect by drainage code. Granzow stated he would be leery, just because RWE pulled out does not mean they are not legally moving forward. Hoffman stated he understands, but he is wondering what the trigger is going to be to putting a megawatt limit on any future developments because you're not going to be sitting in this seat forever and neither am I. Hoffman stated he thinks some developers will wait for the days that we are replaced and the opportunity to take advantage of someone who does not know the history. Hoffman stated he just wanted to know what the trigger point is. Hoffman is all in favor of capitalism, but with any other business if you know you are going to come into town and set up shop you know what your limits and return on investments are. Hoffman stated legislation like this really bothers him because at no point do we turn around and tell a community that is trying to get a data center that gives millions of dollars in tax incentives with next to no jobs that trickle down economics don't make any sense at this point.

Hoffman stated he would like to invite Senator Sweeney and Speaker Grassley. Hoffman stated maybe they would like to come into a drainage and supervisors meeting and explain how they can rationalize this. Hoffman stated this really puts us in a corner. Granzow stated that part would be ok, he would be leery of changing anything at this point. Hoffman stated what is that trigger point going to look like. Hoffman stated you don't have to answer, but he is

guessing Franklin County wishes they would've had a trigger in place months or years ago. Granzow stated maybe the trigger point would be that we don't accept them in drainage districts, why are we excepting a pipeline or anything else. Granzow stated if we put the ordinances there to protect everything, he believes everyone has a right to do what they want, but drainage was there first. Hoffman stated at what point do we see with the legality, if landowner A in drainage district signs up for a pipeline, solar panel, wind farm whatever the new technology is at the time, when do we write something that they become somewhat personally responsible for inviting this onto their property which may cause the district to be responsible for the costs. Hoffman stated if the legislatures would've spent more time revamping two sections of drainage code, they would've gotten a lot more accomplished than taking any economic incentive away from counties to post commercial wind. Granzow stated he has talked to other counties that are in favor of the windmill ordinance that passed, even ISAC stood up to its approval. Granzow stated he's talked to other counties that have quite a few windmills and they think it is the greatest thing in the world because the assessor told them so. Granzow stated he thinks only 2-3 counties opposed it. Hoffman stated they have no idea what they are missing out on. Hoffman stated then again you hear our 2-3 representatives talk about local control then take local control away from us. Hoffman stated he would like to them to tell us what they have done to improve local control. Hoffman stated he would like our elected officials to go on record and explain how they can vote for something that hurts our efforts to increase revenue. Hoffman stated they have to figure out a way to keep some equity, you will find the poorest counties being targeted and you will destroy a lot of natural resources in the process.

9. Adjourn Meeting

Motion by Granzow to adjourn. Second by Hoffman. All ayes. Motion carried.

REGULAR DRAINAGE MEETING**Wednesday April 20, 2022, 9:30 A.M.****This meeting was held electronically and in-person**

4/20/2022 - Minutes

1. Open Meeting

Hardin County Drainage Chairperson BJ Hoffman opened the meeting. Also present were Trustee Lance Granzow; Trustee Renee McClellan; Lee Gallentine of Clapsaddle Garber Associates; Michael Pearce, Network Specialist; Rob Nazario; and Michelle Kuechenberg, Drainage Clerk.

2. Approve Agenda

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

3. Approve Claims For Payment

Motion by Granzow to approve the claims for payment with a pay date of 4/22/2022. Second by McClellan. All ayes. Motion carried.

	Clapsaddle-Garber	
DD 24 WO 324 Investigate Tile Blow Out	Assoc	\$ 1,889.90
	Clapsaddle-Garber	
DD 52 WO316 Repair Sinkhole on Main Tile	Assoc	\$ 4,407.00
DD 56 Construction Observation for proposed Main	Clapsaddle-Garber	
	Assoc	\$14,755.70
DD 121 WO295 Work on As Builts and report Main	Clapsaddle-Garber	
	Assoc	\$ 735.90

4. Approve Minutes

Motion by McClellan to approve the minutes of the regular drainage meeting dated 2/23/2022. Second by Granzow. All ayes. Motion carried.

5. Discuss W Possible Action - DNR Nuisance Wildlife Control Operators Permit

Hoffman stated I think this adds just another layer of government bureaucracy when we've already had a problem with getting anyone that has a license, gun, truck, or a slingshot that they would like to use to take care of these nuisance animals in our drainage district. Granzow stated in order to do this outside of the trapping season we need to have this. Hoffman stated he would like to propose in coming weeks that if someone does x amount of traps that we will reimburse them for that fee. Hoffman stated we have to incentivize them for that license. Kuechenberg stated the total for everything fur harvester, nuisance wildlife permit, and habitat stamp will be \$59. Kuechenberg stated they would have a one-time payment of \$25 to the DNR to test for the nuisance permit. McClellan stated, so they have to take a test. Kuechenberg stated that is correct, it is roughly 70 pages for the study guide. McClellan said to remove a beaver in our drainage districts. Granzow stated that is blocking up our tiles. Kuechenberg stated she asked Nate Carr if the County could get something and our trappers could operate under us, he said that was not an option. Kuechenberg stated each trapper would have to be fully licensed, so if they would have someone come in and help them that person would be required to carry the same license/permit. Nazario stated explosives would be easier and cheaper, just like they did in the Caddyshack. Granzow stated or the landowners could do it themselves without a permit or license. Hoffman stated that is right, but what would happen when you have Mrs. Smith that is 90 years old that is a landowner and a tenant Jon Doe that is 40 years old. Granzow asked but aren't we the Trustees the owner of the district. Hoffman stated of the facilities we are. Granzow stated if we were the owner, wouldn't that allow us to do that. Granzow stated he would love for Nate and Mike Richards to be in here for this conversation before we move forward with anything. Hoffman stated he would like to have Mike Richards maybe join us for this conversation too. Granzow stated to him, it is their responsibility to take care of this as the Trustees/Owners of this facility. McClellan asked if they thought the landowners are the owners. Granzow stated as Trustees we are the owners of the district facilities. McClellan stated this might be something for Nate and Mike. Hoffman stated he doesn't want to punish Nate and "kill the messenger here", but as Trustees there might be something we can do about this. Granzow stated Nate is doing what he thinks is right, but I do not know if he knows all of the code or our role as Trustees. McClellan stated she doesn't know and asked if Mike was an attorney for any other counties drainage districts. McClellan stated this

might be something he has dealt with, she doesn't know. Granzow asked the Trustees if they would like to start with sending this to Mike and get his thoughts on this.

Motion by Granzow to instruct Kuechenberg to reach out to Mike Richards for an opinion on this. Second by McClellan. All ayes. Motion carried

6. DD Big 4 Main WO 309 - Discuss W Possible Action - Landowner Update

Kuechenberg stated there has not been any beaver activity on any of the three dams, the landowner is requesting that we send someone out there to remove them. Hoffman stated he suggests that we send this to the lottery to get these cleaned up. Granzow asked if Kuechenberg was doing the lottery or Gallentine. Kuechenberg stated with beaver dams she has been contacting the lottery for beaver dams with the permission of the Trustees because they are not high dollar work orders. Gallentine stated Kuechenberg has been handling those.

Motion by McClellan to send this work order to the lottery. Second by Granzow. All ayes. Motion carried.

7. DD Big 4 Main WO 318 - Discuss W Possible Action -Contractor Update

Kuechenberg stated this is another beaver dam in DD Big 4 Main. Kuechenberg stated she spoke with the landowner a couple of weeks ago about this work order and was informed that there has not been any activity in the area since our trapper was there. Kuechenberg stated South Fork Custom Fencing was the contractor assigned to the this work order, but when they got to the site, one of the dams was washed out and he thought the other would wash out with a good rain. Kuechenberg stated the contractor does not think it would need to be removed with heavy equipment. Granzow stated he would let nature take its course. Hoffman agreed. Kuechenberg stated South Fork Custom Fencing was assigned to this work order because they were next in line for our lottery system, since we're putting this work order on hold for now do the Trustees want Kuechenberg to give the above work order to South Fork. Gallentine stated they are still the only contractors in our lottery without work. Gallentine stated Paul has work orders out there and he thinks Adam may have just wrapped one up but has another to go. Gallentine stated he thinks South Fork is still the next available contractor. The Trustees agreed to give the above work order to South Fork Custom Fencing.

8. Discuss W Possible Action - New Work Order Requests

Gallentine and Kuechenberg stated they did not have any new work order requests.

9. Other Business

DD 52- Kuechenberg stated Mike Richards updated her this morning and informed her the conflict check on Meister's property in DD 52 came back clear and he is ready to start on the project today.

DD 56- Gallentine Stated he just wanted to let to Trustees know that they will have a Change Order coming thorough on DD 56. Gallentine stated they ran into a tile that they essentially paralleled for a ways so it is just a matter of hooking them back up across the trench. Gallentine stated that will be a \$3,500 Change Order.

26 Lat 4 – Granzow asked if there was anything going on in 26 Lat 4. Gallentine stated for 26 Lat 4 he does not officially know but that was the one Adam was playing with, he may have gotten it wrapped up, but Gallentine is not positive. Granzow stated he thinks he is working on it right now; he is just making sure they have it all figured out. Gallentine stated he thinks they did from what he unofficially heard. Gallentine stated it sounds like there was an extra tile in there beyond just the district tile that they had to re-route a little bit or hook back in.

10. Adjourn Meeting

Motion by McClellan to adjourn the meeting. Second by Granzow. All ayes. Motion carried.

REGULAR DRAINAGE MEETING**Wednesday April 27, 2022, 9:30 A.M.****This meeting was held electronically and in-person**

4/27/2022 - Minutes

1. Open Meeting

Hardin County Drainage Chairperson BJ Hoffman opened the meeting. Also present were Trustee Lance Granzow; Trustee Renee McClellan; Lee Gallentine of Clapsaddle Garber Associates; 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. Approve Claims For Payment

Motion by Granzow to approve the claims for payment with a pay date of 4/29/2022. Second by McClellan. All ayes. Motion carried.

DD 14 Additional CCTV requested by landowners	Williams Excavation LLC	\$6,912.75
DD 56 Pay Estimate No. 2 Upper Main Tile Diversion	Gehrke Inc.	\$192,552.85

4. Approve Minutes

Motion by McClellan to approve the minutes of the regular drainage meeting dated 3/23/2022. Second by Granzow. All ayes. Motion carried.

5. DD 56 WO 3 - Discuss W Possible Action - Gehrke Inc. Pay Estimate # 2

Gallentine stated this is on DD 56 for the work Gehrke's did for the month, the pay estimate is in the amount of \$192,552.85. Gallentine stated it is going pretty well out there, they're actually at or slightly past the deepest parts and now it is starting to get shallow again.

Motion to by McClellan to approve the pay estimate as presented. Second by Granzow.

In additional discussion on the motion, Granzow asked Gallentine when he thought the Gehrke's would be done. Gallentine stated they're not saying. Granzow asked Gallentine when he thought they would be done at the rate they're going. Gallentine stated he is thinking they would be done early June. Granzow stated that is not bad. Gallentine stated we are at the point where we are getting more rain sometimes, they can work through it, but if the rain is bigger they will have to take a day off.

All ayes. Motion carried.

6. DD 56 WO 3 - Discuss W Possible Action - Change Order # 3

Gallentine stated he mentioned this last week. Gallentine stated once we got towards the first cropped area, we were actually running parallel with an old clay tile and that got ripped out. Gallentine stated we replaced that, and they trenched in a new plastic tile and tied that into the new district tile we are installing. Gallentine stated the tile ran through the pasture before. Gallentine stated we did not have any bid items for running parallel to something, just crossings so this is an increase of \$3, 440.

Motion by Granzow to approve DD 56 Change Order 3 as presented. Second by McClellan.

In additional discussion on the motion, Granzow asked Gallentine how big the original tile was. Gallentine stated he thought the original clay was a 5in. tile. Gallentine stated they Gehrke's were going to put a 5 or 6in tile in, depending on what they had available.

All ayes. Motion carried.

7. Discuss W Possible Action - 2022 Drainage Assessments

Kuechenberg stated she attached to drainage assessments to the Trustees agendas, these are all the districts ready to assess for 2022. Kuechenberg stated she did add DD 148 to the list, which is a private district, Kuechenberg noted she just wanted the Trustees to be aware that district is getting assessed this year.

Kuechenberg stated they are ready to for approval if there are no discrepancies and she will send the notices out the following day.

Motion by McClellan to approve the drainage assessments in the amount of \$1,092,528.00. Second by Granzow.

In additional discussion on the motion, Gallentine asked if the Trustees got the spraying issue worked out with DD 148. Kuechenberg stated yes, that was handled, the county ended up paying for that bill.

All ayes. Motion carried.

8. DD 26 Lat 4 WO 306 - Discuss W Possible Action- Contractor Update

Kuechenberg stated she spoke with Adam Seward and he is all finished up with this work order. Kuechenberg stated there was two district tiles that were disconnected on Randy Madden's property. Kuechenberg stated Seward capped one of the tiles and rerouted the other into county tile per CGA recommendations.

Kuechenberg stated Seward informed her that he is moving on to WO 311 in DD 86. Kuechenberg stated this work order is for Poet, a manhole cover is missing and needs to be replaced. Gallentine stated he thinks that Poet is paying for that one. Kuechenberg stated she reviewed the minutes on this work order and the last time this work order was mentioned Poet agreed to pay it, but Seward was supposed to submit the bill to the county, and we would forward it to Poet for payment. Gallentine stated that DD 86 is the one where Poet has their own private parallel tile where this issue is happening.

9. DD 14 WO 290 - Discuss W Possible Action

Kuechenberg stated she added this to the agenda, she believes Paul is done with televising the district tile. Kuechenberg stated at the last meeting we had with DD 14 we discussed reconvening the meeting on June 8, 2022, at 10:00 a.m. in the Large Conference Room. Hoffman stated we decided after that we were not meeting on June 8th because that is the day after election. Hoffman asked if Kuechenberg has sent out anything on that yet. Kuechenberg stated she has not. Hoffman wanted to see if we could re-schedule that for the 15th of June. Kuechenberg stated that would not be a problem. Gallentine stated the televising is done, he just hasn't done anything with it because he knew the hearing was not until June. Granzow asked how the original motion was made. Kuechenberg stated she did not remember but would look through the minutes for clarification. Gallentine stated we were trying to avoid resending notices and having to publish it again. Granzow stated if we set it for June 8th in the motion it has to be on the 8th. Gallentine stated maybe it would be best if Kuechenberg looked at the minutes and brought it back. Kuechenberg stated she would take a look at that and bring it back for next week. Hoffman asked Gallentine if he has the footage yet. Gallentine stated he did. Hoffman asked Gallentine if he could report something to the Trustees before he reports to the landowners. Gallentine stated he would. Gallentine stated just preliminarily in the field, the only issue they saw was one connection that is intruding. Gallentine stated other than that no smoking guns in the field, but they will review it and check. Hoffman stated that is excellent, he appreciates Paul getting out there. McClellan asked if this would be on next week's agenda too. Kuechenberg stated she would put it on next week's agenda and report back to the Trustees how the motion was made for the continuation of the public hearing.

10. Discuss W Possible Action - New Work Order Requests

Gallentine and Kuechenberg stated they did not have any new work order requests. Hoffman stated he thought for sure we would have something with all of this rain that we've been getting.

Hoffman stated he had a question about the beaver situation. Hoffman asked Kuechenberg if we were able to get someone out and trap the beavers. Kuechenberg stated the furbearer trapping season ended April 15, 2022. McClellan asked if the landowners could remove the beavers themselves. Kuechenberg stated that is correct, they would just need to call and get permission from Nate Carr with the DNR and they can remove the beaver on their land without any permits. Kuechenberg stated our trappers would have to obtain the permits and the special licenses because we are paying them to remove the beavers. McClellan asked if we could just ask the landowners to remove the beavers until we are able to get something figured out and then we can remove the dams afterwards. McClellan stated we could also have the landowners contact someone outside of the county to remove the beavers and they could send us the bill after. Kuechenberg stated if the landowner hired someone to remove the beavers the person they hired would need to be licensed and have the proper permits outside of the furbearing season. Kuechenberg stated the same rules would apply to them as it would

for us hiring someone. Gallentine stated he would think if we explained the situation to the landowners, they might be willing to remove the beavers themselves. McClellan stated some of the landowners would, but others would not be able to. Gallentine stated he does not ever remember this many beavers on Big 4 before, usually it is a dam every couple of years. Gallentine stated if they are on the main ditch, we have not had much flow, but if we get some big spring rains they might move. Gallentine stated usually we have problems with the beavers on the laterals.

11. Other Business

DD 52- Kuechenberg stated she has an update from Mike about DD 52 on Al Meister's property. Kuechenberg stated he reviewed all of the material she sent including pictures from Al and Adam Seward and a running document of all of the minutes. Kuechenberg stated he does not think the drainage district has an obligation to perform any repairs or remove any debris unless (1) the debris is obstructing the drainage facilities therefore triggering a duty to maintain or (2) a contractor hired by the drainage district caused the damages when it was completing its repairs to clear the debris that was obstructing the facility. According to Mike, it sounds like neither of those 2 things applies if it is accurate that the contractor left the debris that was already there and not impeding the facilities. Granzow stated they took trees; the trees were outside of the district but were pushed up that we said we would remove. Gallentine stated this is a tough one because it was removing trees CGA was not even on site when this was going on, he does not know what was said to Al or anyone else. Granzow stated it was a little bit of both, some of the trees were what we cut and pushed up but some of the trees/material was already there from the previous landowner.

Granzow stated, for Mike's answer, some of it is ours he would like to know how we determine what part. McClellan asked if we could just go out and light the trees on fire and burn those out of there and they can worry about the rest of it. Gallentine stated he does not know what Al is asking for. Granzow stated maybe we should pull Adam and Al in together and read them the legal statement. Kuechenberg stated she could set that up. Kuechenberg stated another thing Mike mentioned was that eventually it might end up causing obstructions to the district so we could choose to go in and clear up the debris if we wanted. McClellan asked why we would have to haul them away. Gallentine stated you would haul them off, so we don't have this situation again. Granzow stated he thought they might have told Sean, the previous landowner, that they would be cut and removed. Granzow stated he believes it was. Kuechenberg stated she will check the minutes, Kuechenberg added that she did not have a copy with her at the meeting. Gallentine stated if everyone gets along this will work but eventually someone gets heart burn after the fact. Granzow stated it got along right up until the sale of the ground. McClellan stated that was correct. Gallentine stated it was not all of the ground that was sold, maybe just one building and some farm ground. Granzow stated Piel still owns three buildings out there. Granzow wanted Kuechenberg to ask Mike if Al has any standing because he was not the owner during the project. Kuechenberg stated in her original email to Mike asking him to take a look into this situation for us she let him know a timeline of the dates and transactions that occurred in the district. Kuechenberg stated the property was sold after the work orders completion, Kuechenberg added it might have been a month or 2 after. McClellan stated that should not be our problem then. Granzow stated if the sale was finalized after, our problem would be with Sean Piel. McClellan stated at that point, Al bought it as is. McClellan stated she would like to have that proof. Granzow stated he would like Mike to provide those details in his legal opinion. Kuechenberg stated she would get the information to Mike. Kuechenberg reviewed her original email and informed the Trustees that work order 215 began in August of 2018 and wrapped up in April of 2020. Kuechenberg stated Al Meister purchased the property from Sean Piel in July of 2020. Granzow stated so there is our answer, it was finalized a few months after. Granzow asked if Sean had any complaints with the way the work order was handled. Kuechenberg stated she did not see any, but she will go through the minutes and look again to be sure. McClellan stated she does not remember ever hearing any complaints from him on this. Gallentine stated maybe the board wants a clarification from Mike Richards if those dates play a factor in this. Granzow stated he would like to know if they do. Granzow stated he believes the claim was after the fact and needs the clarification from our attorney. McClellan asked Kuechenberg if she already sent the minutes and stuff. Kuechenberg stated Mike has everything. Kuechenberg stated he reviewed the minutes, pictures, Al's concerns, and Adam's concerns before he sent me his legal opinion. Granzow stated he believes we should do something, don't get him wrong, but he thinks something is an offer all or none and not a negotiation at this point. McClellan stated she thinks it is a none after hearing those dates. McClellan stated to her, Mike should write the letter to him with his explanation, if he want's to fight it he'll know he needs to get an attorney.

Motion by McClellan to have Mike Richards send a letter to Al Meister with an explanation. Second by Granzow. All ayes. Motion carried.

Kuechenberg stated she has two rate sheets from our contractors so far. Kuechenberg stated Honey Creek Land Improvement and the Gehrke's sent them in so far if the Trustees would like to review them. Kuechenberg

stated she was planning on sending an email out to the other contractors to remind them to get their rate sheets in. Hoffman asked the Trustees if they wanted to put a deadline on it. The Trustees agreed to give them a couple of weeks. Gallentine stated his assumption would be that if they do not send in a new one then whatever is currently on file would be their rates. Hoffman stated, right, or do they get removed from the lottery? Gallentine stated he was just saying some of them might not have sent a rate schedule in because they are using the same rates. McClellan stated we could clarify that in the letter asking for the rates. Hoffman stated yes, they shall provide a current rate sheet or they will be removed from our lottery. Kuechenberg stated she was going through the binder they have and some of the rate sheets were pretty old, 2018ish. Hoffman stated he bets if someone is working off of their 2018 rate sheet, they are not using 2018 prices. Kuechenberg stated on the other hand, the contractors have been sending in their insurance information. Hoffman asked Kuechenberg once she gets all of the rate sheets/insurance information compiled if she could just put them in a three-ring binder for the Trustees and Lee Gallentine. Kuechenberg stated she could do that.

DD 52 Granzow stated he was thinking a little bit more on DD 52 Meister's property and would also like Mike Richards to review the agreement we made with Sean Piel so he can back his statement. Granzow stated if this is the direction, we're going he would like to make sure the agreement we made will not pin us into a corner. Kuechenberg stated she would get that information sent off to Mike Richards.

Hoffman stated one more thing he has for Lee, Ryan Keller from Navigator is at the meeting with us today. Hoffman stated he will be the local representative, he thought they could exchange information. Hoffman stated he appreciates Gallentine sending the survey paperwork down from Franklin County. Gallentine stated it was interesting more from the survey point of view than the carbon pipeline point of view.

12. Adjourn Meeting

Motion by McClellan to adjourn the meeting. Second by Granzow. All ayes. Motion carried.

Drainage District:

9 Lat 1

Repair Summary:

- Tenant reported tile sinkhole/blowout on Lateral 1 tile on the northwest side of railroad tracks, located NW¼ of Section 6, Township 88 North, Range 21 West,
- Visually inspected area and found blowout (assumed Lateral 1 tile) inside railroad right of way. Tile is under enough pressure to push water out of tile and it is running on surface southwest along railroad ditch.
- Cause of blowout could not be determined because the Lateral 1 tile is under too much water pressure to see anything in blowout.

Contractor Time and Materials (spent while CGA was on-site):

None – Only Investigation was performed

Additional Actions Recommended:

It appears that the blowout is partially caused by the Lateral 1 tile outlet (i.e. Main tile) is plugged under the UPRR. Until a free flowing outlet is provided, not much can be done for further investigation or repair of the blowout.





Drainage Work Order Request For Repair Hardin County

Date: 5/16/2019

Work Order #: WO00000257

Drainage District: DDs\DD 9 (51022)

Sec-Twp-Rge: _____ Qtr Sec: _____

Location/GIS: _____

Requested By: Scott Renaud (Tenant)

Contact Phone: (641) 751-4734

Contact Email: _____

Landowner (if different): _____

Description: DD 9 - Lat 1 a few telephone poles south of Tom Roberts N property line has blown out in the railroad right of way (NW of tracks)

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

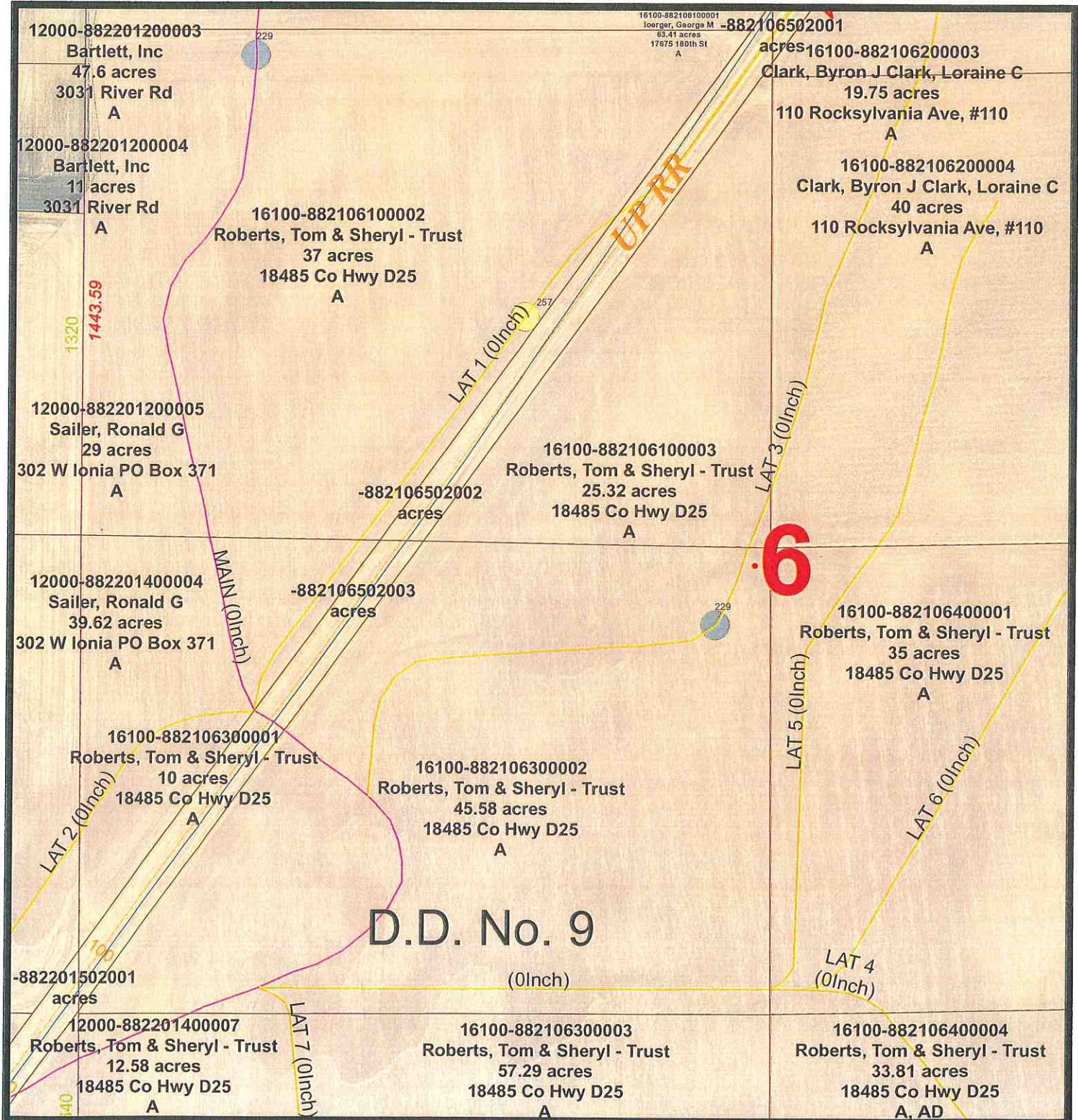
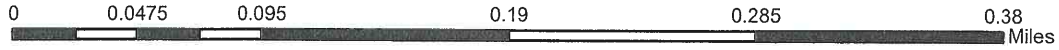
Approved: _____ Date: _____



Hardin County Auditor's Office



Date: 5/21/2019



The Data is provided "as is" without warranty or any representation of accuracy, timeliness or completeness. The burden for determining accuracy, completeness, timeliness, merchantability and fitness for or the appropriateness for use rests solely on the requester. Hardin County makes no warranties, express or implied is to the use of the Data. There are no implied warranties of merchantability or fitness for a particular purpose. The requester acknowledges and accepts the limitations of the Data, including the fact that the Data is dynamic and is in a constant state of maintenance, correction and update. Cadastral Data represents land ownership, but does not define it. This Data does not replace a legal survey.

CONSTRUCTION ENGINEERING
OBSERVATION REPORT

DATE:

5/30/19

PROJECT NUMBER:

6735.2

COUNTY, ROUTE, ROAD:

DD9, LAT 1.

LOCATION:

W. SIDE OF UPRR

DAYS OF WEEK:

S M T W T F S

SHEET NO.

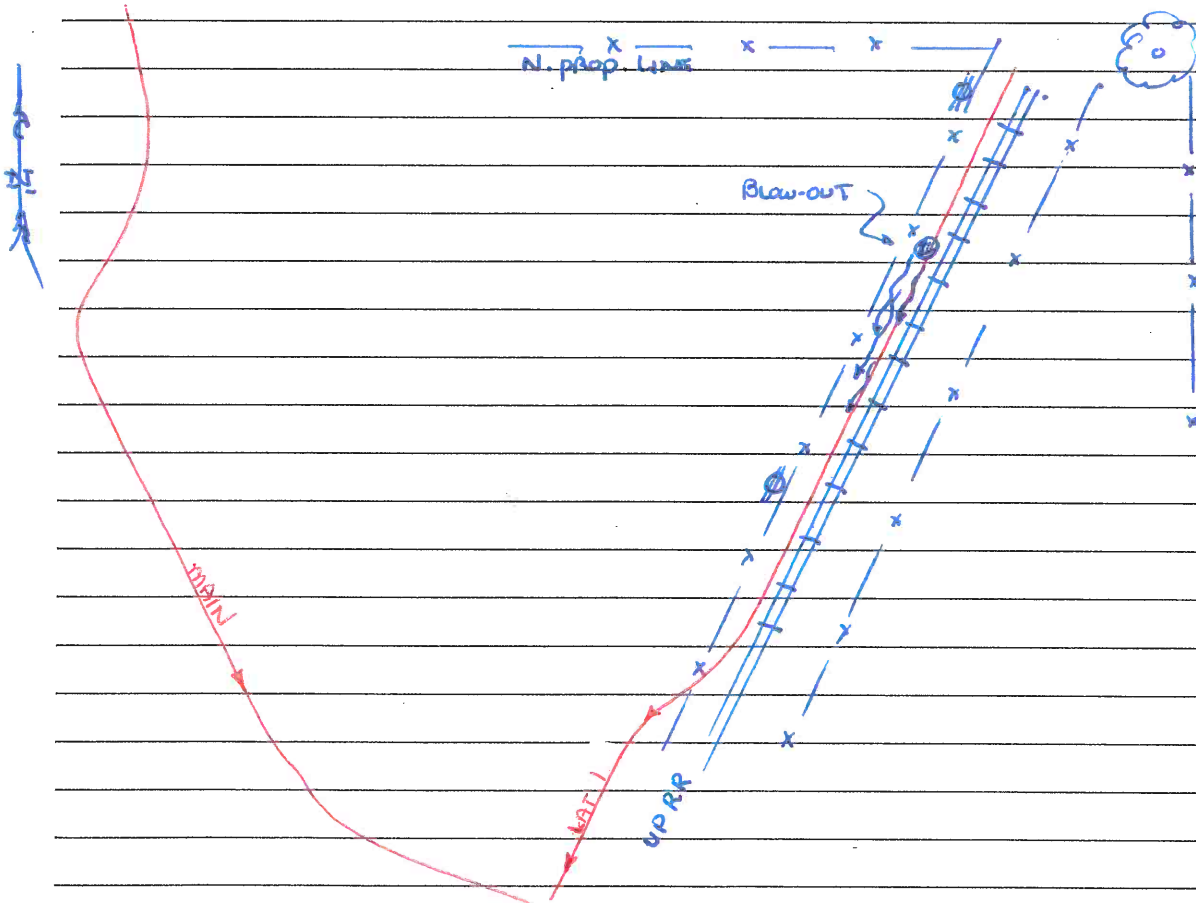
1 OF 1

DESCRIPTION OF WORK AND MATERIAL USED FOR EACH OPERATION, INCLUDING CONTRACTOR/SUB NAME, ITEM NO. AND LOCATION

Partly Sunny, 75°, Calm

USED 4x4 RANGER AND Drove IN ON E. SIDE OF UPRR, NORTH TO END PP SOUTH OF N. Prop. LINE OF ROBERTS' FARM. FOUND Blow-out ON LAT 1 IN DITCH LINE OF UPRR 500+ SOUTH OF N. Prop. LINE. WATER IS PRESSURIZED AND IS FLOWING OUT OF TILE (NOT CREATING A SUCK HOLE) AND RUNNING DOWN DITCH LINE SOUTH AND OUT INTO FIELD. Blow-out IS RESULTS OF NOT HAVING A OUTLET @ RR ON MAIN XING IT MIGHT JUST BE A WIDE JOINT.

No WORK CAN BE done HERE UNTIL MAIN X RR CROSSING IS FIXED.



I Certify that the work described in this report was incorporated into this contract unless otherwise noted.

Observer's Signature:

[Handwritten Signature]

Date Prepared:

5/30/19

Reviewed by:

Engineer

Date Reviewed _____

LOOKING SOUTHERLY DOWN WESTERLY DITCH OF UPRR. WATER BOILING UP, NO OUTLET



Inspector's Project Diary

Project: <u>DD9, HARDIN Co.</u>			
CGA PN: <u>6735 3</u>	Days Charged:	Report No.	Proj. Mgr. <input checked="" type="checkbox"/>
Contractor:		Date: <u>5/4/22</u>	<u>LEE CALVINE</u>
Superintendent:	Weather Conditions: <u>WED</u> <u>Partly Cloudy, MUD</u>	Precip.: <u>0"</u>	Temp. Hi: <u>55°</u> Temp. Low: <u>32°</u>
INSPECTOR: <u>RANDY B.</u>	Contractor:	Time Arrived: _____ Time Left: _____	
Time Arrived: <u>1:06</u>	Time Left: _____	Time Arrived: _____	Time Left: _____
1. General Remarks and Work Accomplished:			
<p><u>ARRIVED @ DD 9, ON EAST SIDE OF RR. AND Co. ROAD. (HMA)</u> <u>@ GHOST TOWN OF RACINE.</u> <u>DROVE 4MI IN TO RR XING TO WET AREA ON WEST SIDE OF RR.</u> <u>NEW TILE OUTLET 15" TO SW IS WORKING GOOD. CONNECTION AREA OF</u> <u>LAT1, LAT2, AND MAIN IS DRY. (DRYEST PART OF THE FIELD). WATER IS</u> <u>COMING IN FROM LATREAL 1 ROUTE. TRACED FLOWING SURFACE WATER</u> <u>TO BLOW-OUT IN W. BW OF RR., 2 POWER POLES SOUTH OF NORTHERLY</u> <u>E-W FENCE. TILE IS COLLAPSED OR PLUGGED. (WILLOWS AND WILLOW STUMPS)</u> <u>ARE IN BW RR. TALKED TO RENTER ON SITE, NEEDS FIXED ASAP.</u> <u>NEED TO FIND LOCATION OF ROUTE OF TILE TO DETERMINE A FIX (DUE TO RR)</u></p>			
2. Changes or Extra Work Ordered:			
3. Test Samples Taken:			
4. Visitors to Site:			
5. Other Work Crews or Project (utilities, subcontractors, etc.) and Work Done:			
6. Attachments (total sheets attached <u>0</u>):			

By:  Inspector

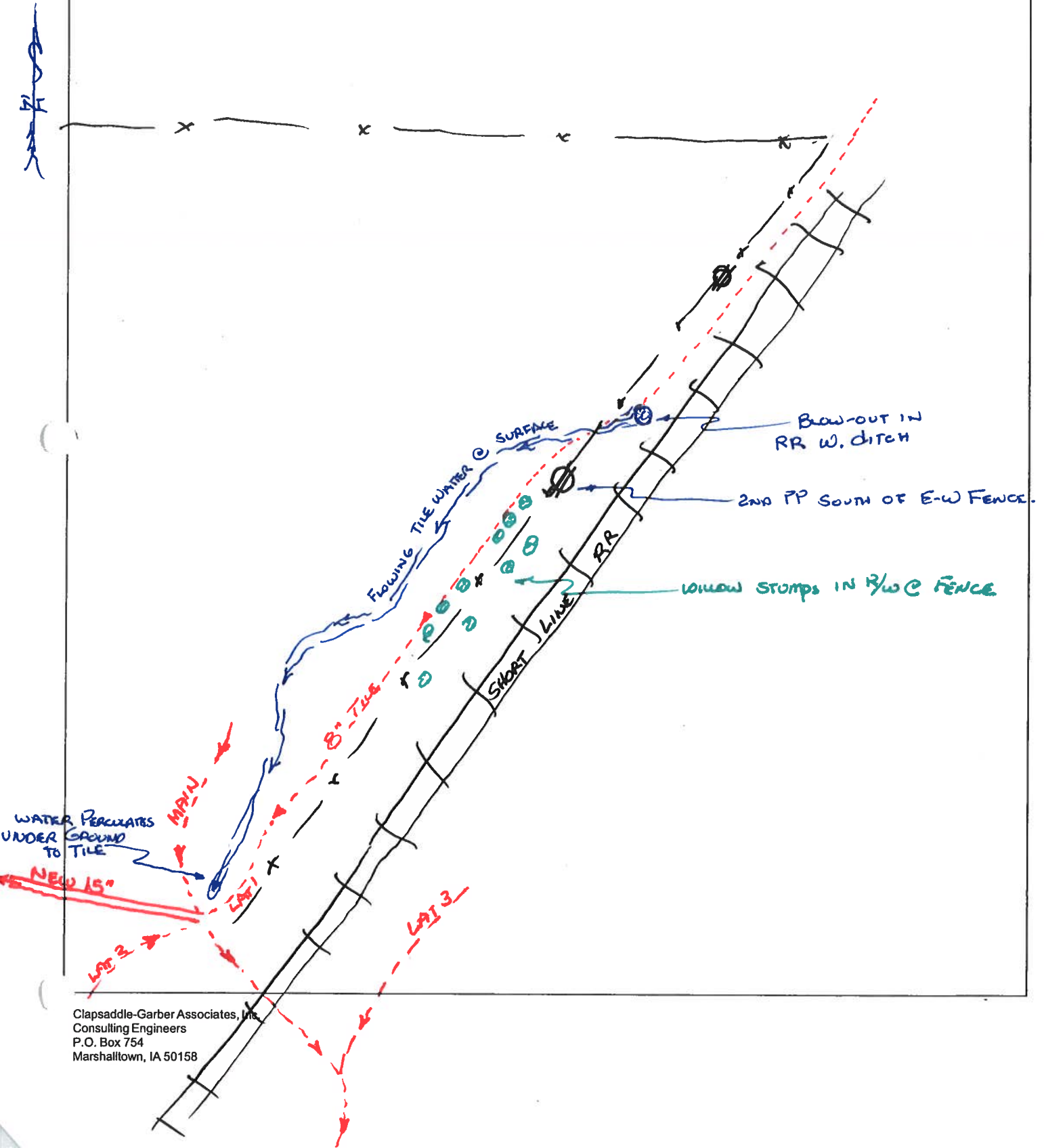
Inspector's Project Diary (continued)

Report
No.

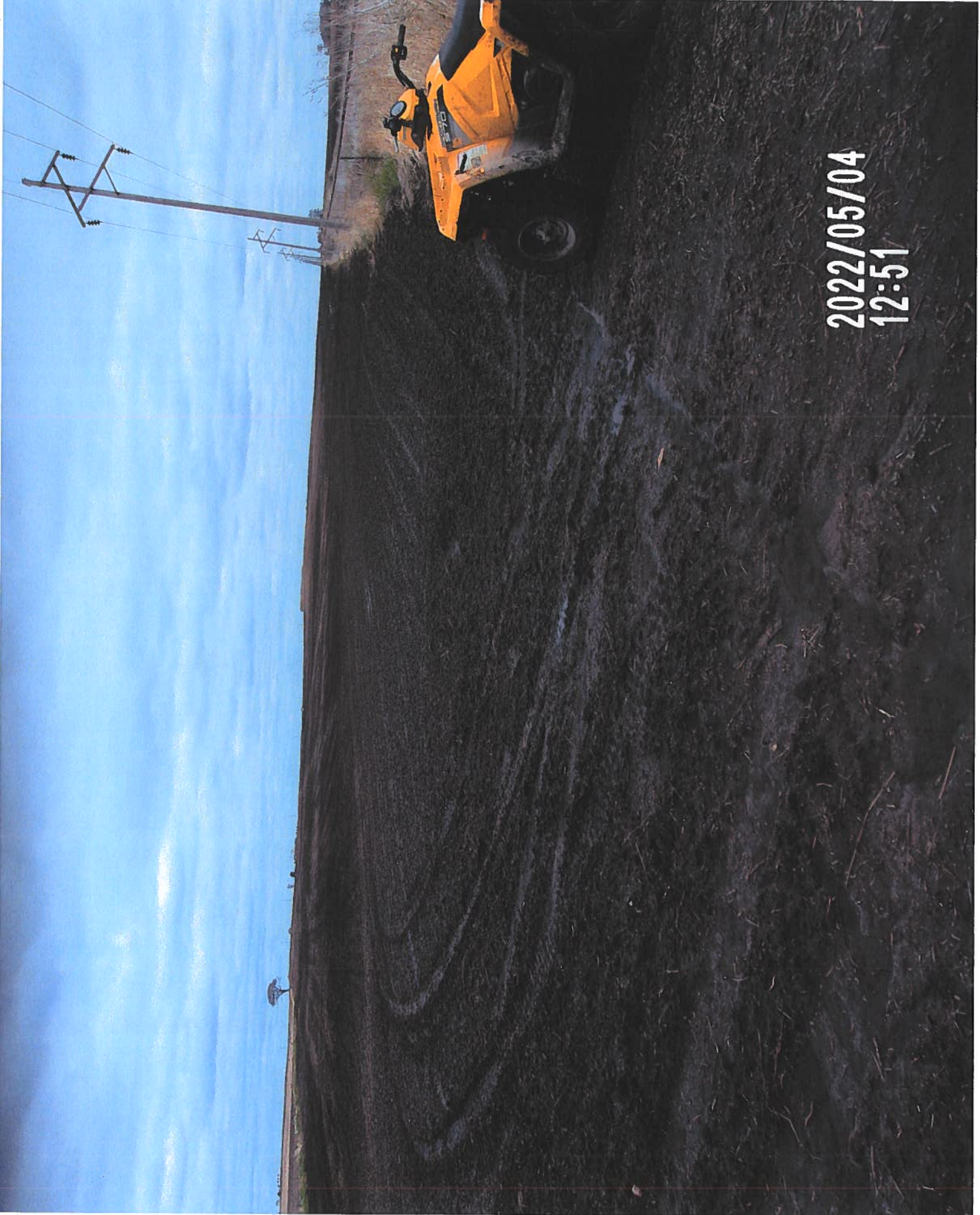
WED. Date: 5/4/22

CGA PN: 6735.10 DD 9, HARDIN Co.

1. General Remarks and Work Accomplished (Continued):



LOOKING N. @ FIELD WITH NEW TILE MAIN dd 9 OUTLET



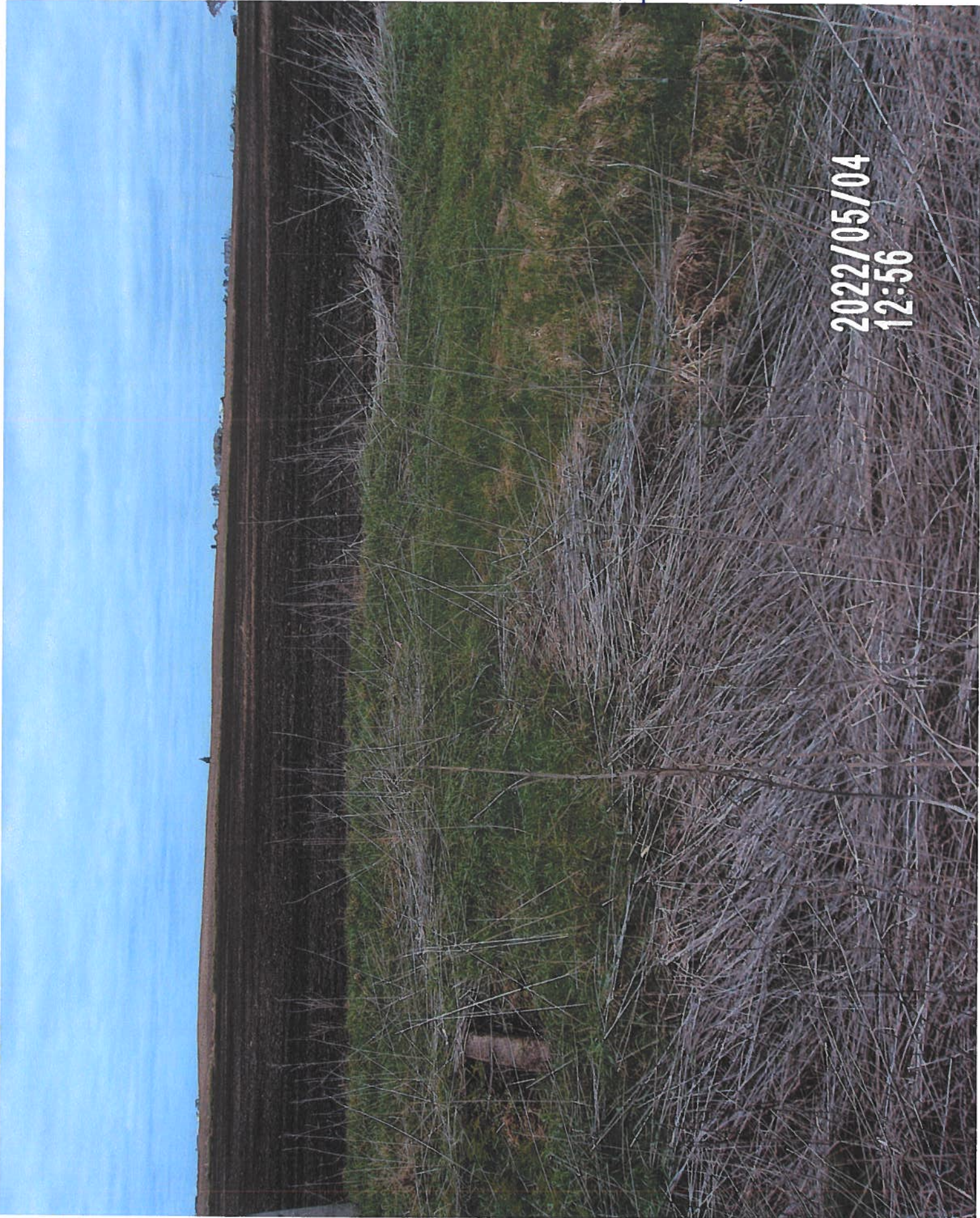
2022/05/04
12:51

WHERE SURFACE WATER DISAPPEARS UNDER GROUND @ MAIN



2022/05/04
12:57

Looking W. @ dd 9 main @ RR TRACKS (UPSTREAM)



2022/05/04
12:56

LOOKING EAST @ DD9 MAIN ROUTE UNDER RR. (downstream)



2022/05/04
12:56

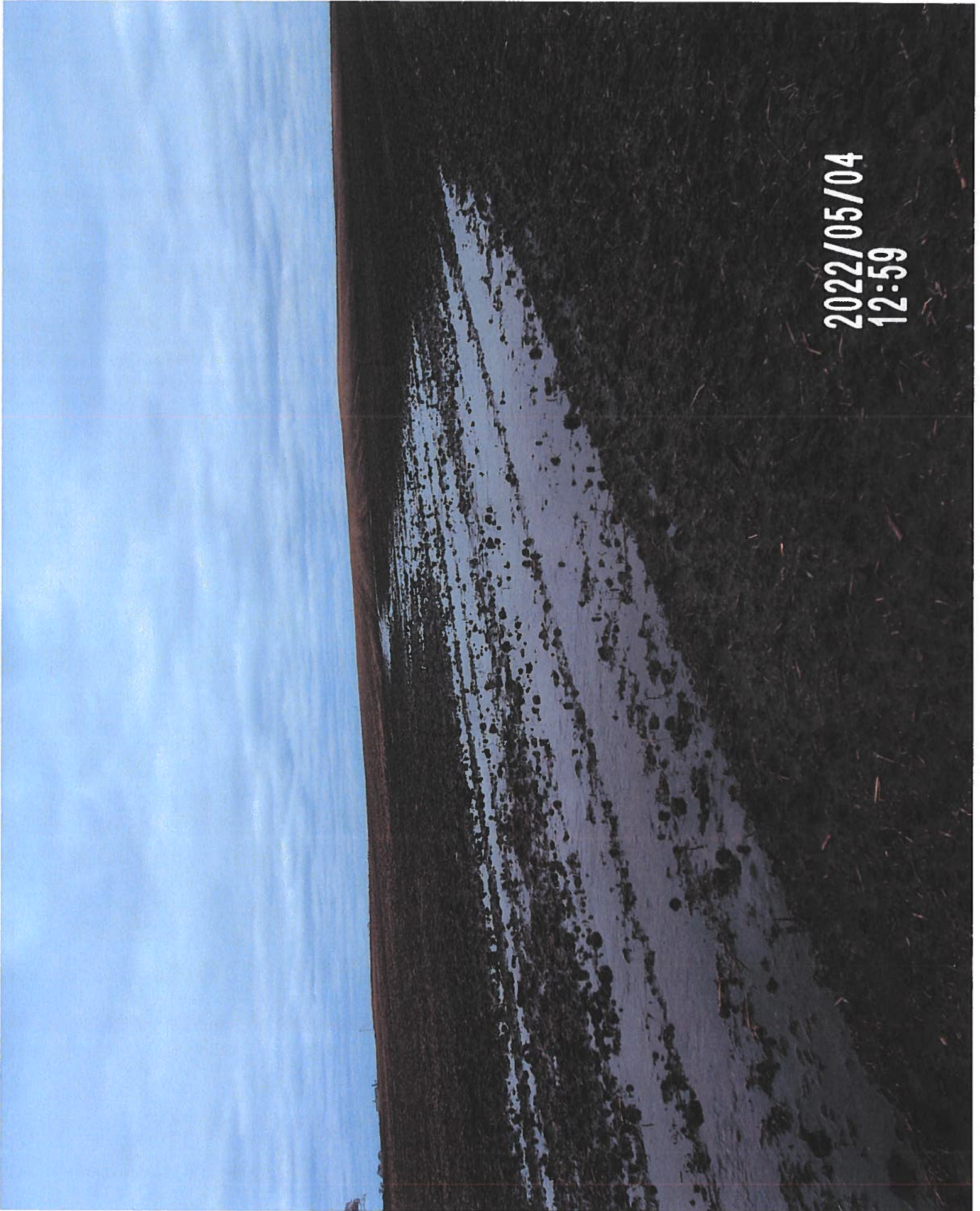
LOOKING N. FROM MAIN CONNECTION TO LAT 1



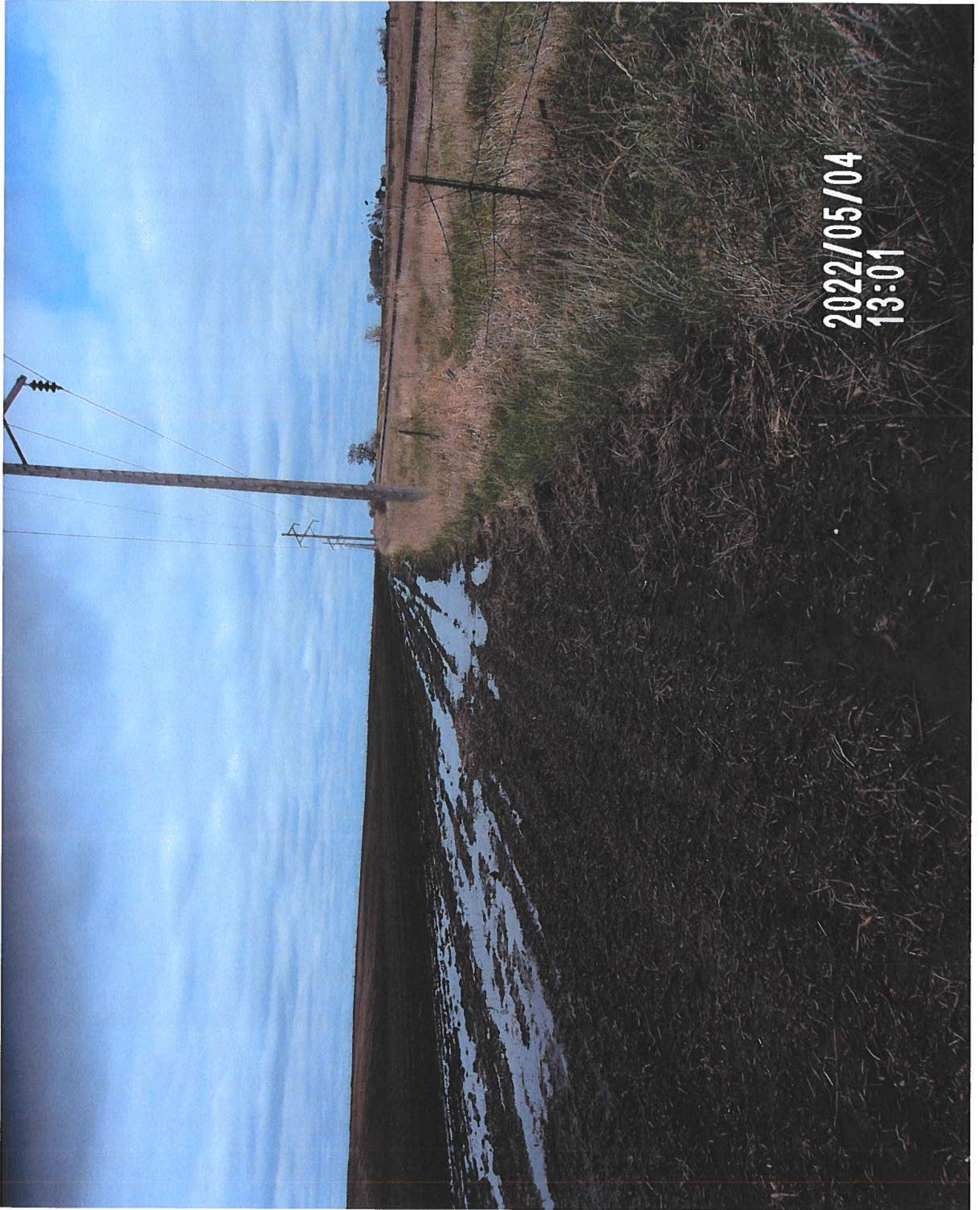
2022/05/04
12:58

Looking N. LAT 1 ROUTE

2022/05/04
12:59

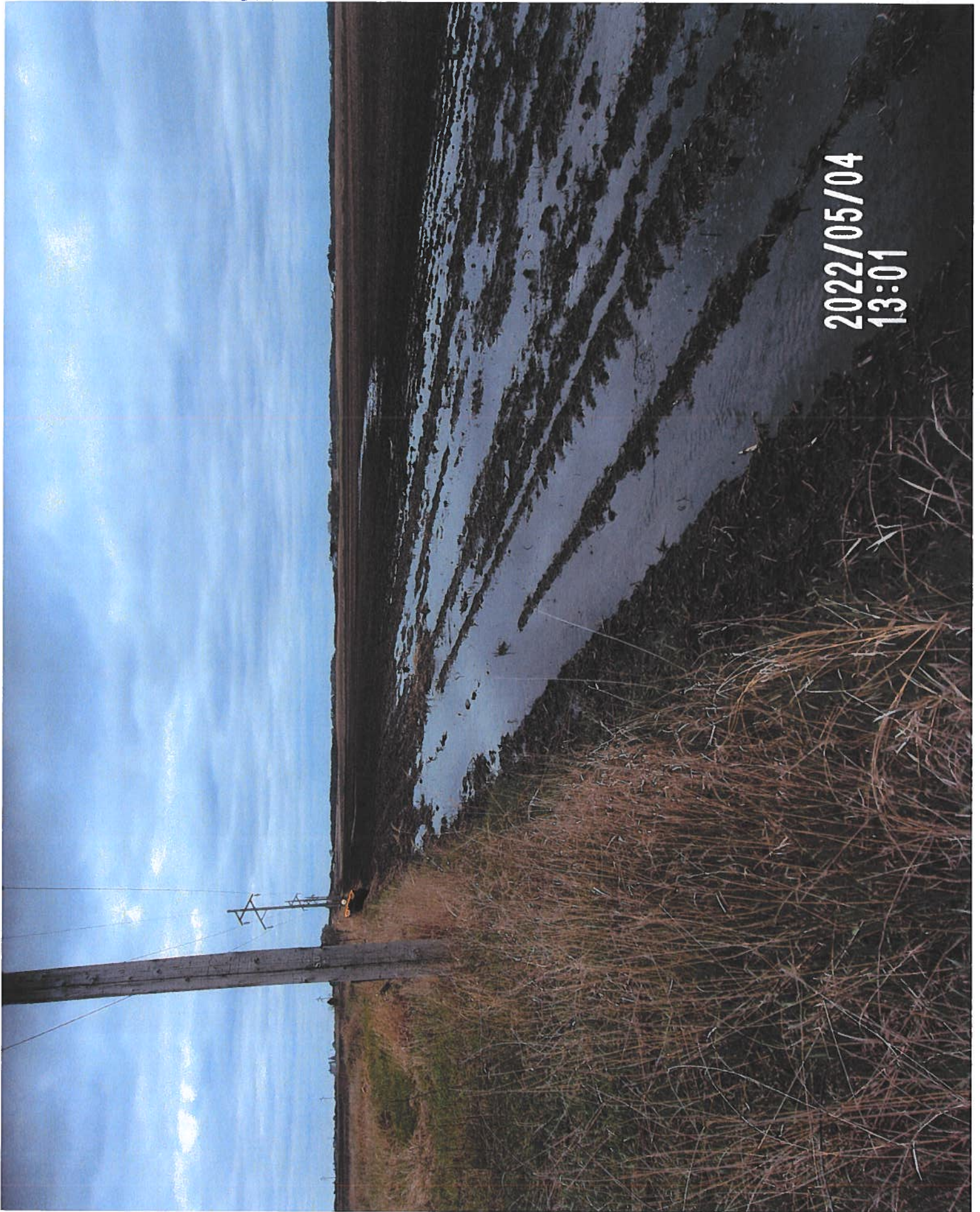


LOOKING N, LAT 1 ROUTE



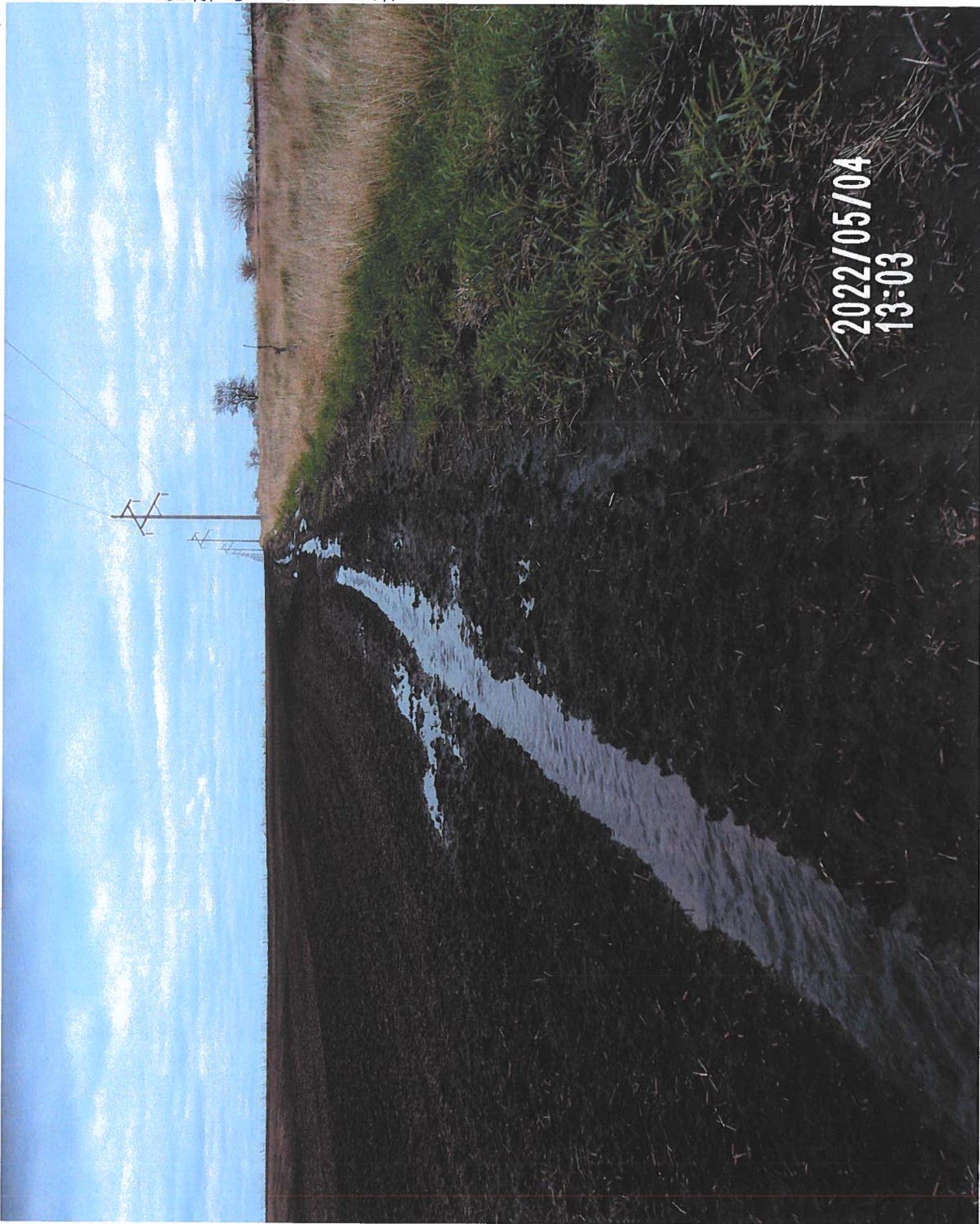
2022/05/04
13:01

LOOKING SOUTH ON LAT 1 ROUTE



2022/05/04
13:01

LOOKING N. ON LAT. 1 ROUTE



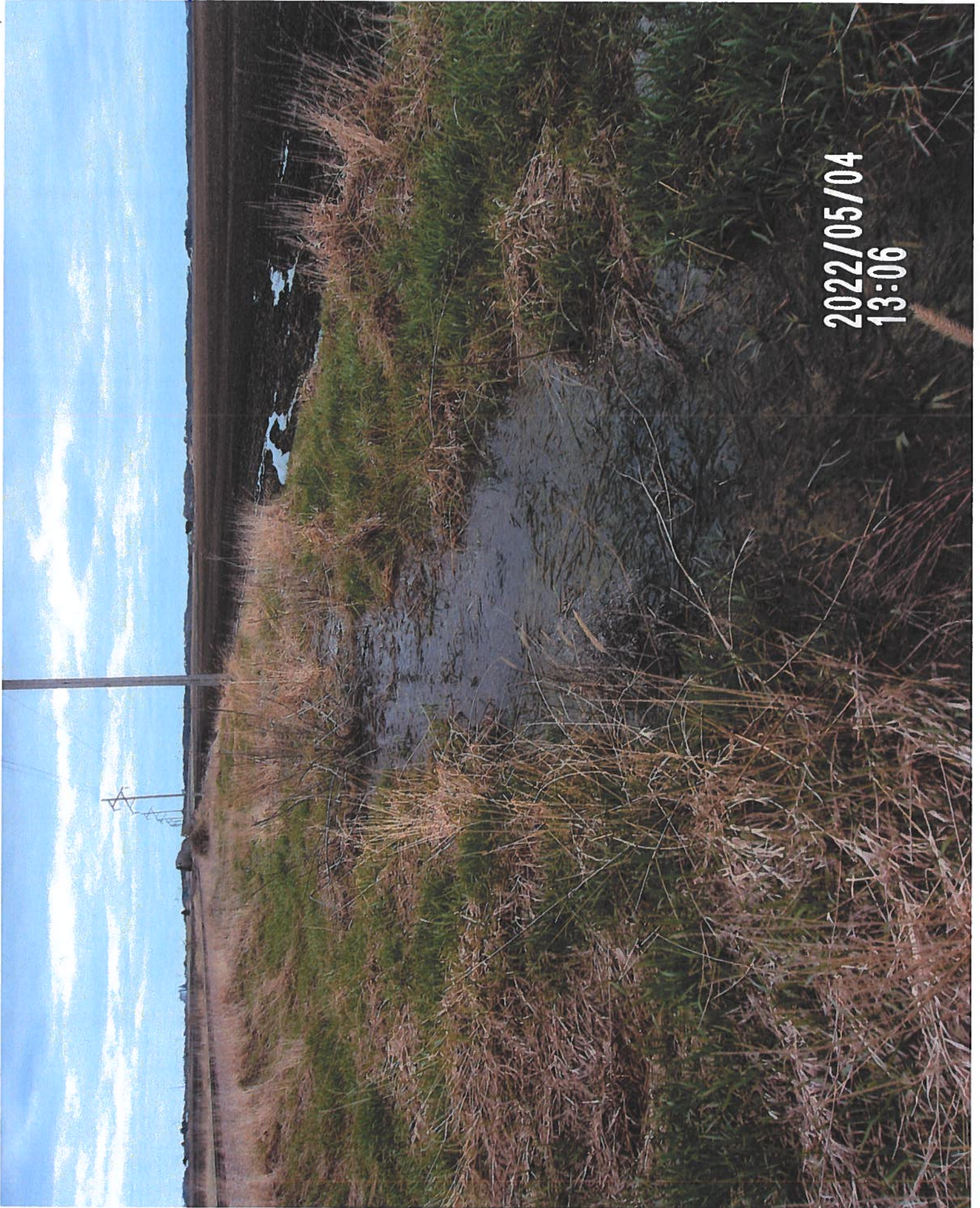
2022/05/04
13:03

BLOW OUT IN W. R/W RR ON LAT. 1



2022/05/04
13:06

LOOKING SOUTH @ LAT 1 BLOW-OUT IN W. R/W RR



2022/05/04
13:06

LOOKING SOUTH @ LAT 1 ROUTE AND BLOW-OUT ALSO PP#2



2022/05/04
13:07

Nevada, Iowa

Story County, Iowa

Lucy Martin, Auditor

IN ACCOUNT WITH (Claimant) Story County Treasurer
Address Secondary Road Fund

Hardin-Story #3

INVOICE DATE INVOICE NO. DESCRIPTION AMOUNT

12/28/2021	Nick Herridge	31 hrs. @	\$35.49	\$1,100.19
	Dillon Sanders	15 hrs. @	\$33.39	\$500.85
	Mark Brakke	31 hrs. @	\$53.76	\$1,666.56
	Ryan Smith	8 hrs. @	\$36.11	\$288.88

12/28/2021	8116-Backhoe	31 hrs. @	\$42.29	\$1,310.99
	6010-Flabed Tandem	4.5 hrs. @	\$46.51	\$209.30
	5108-Excavator	28.5 hrs. @	\$110.24	\$3,141.84
	616-Pick up	4.5 hrs. @	\$15.57	\$70.07
	5914-14 INTL	2 hrs. @	\$51.07	\$102.14

12/28/2021	1 1/2 Clean	9.91 Ton @	\$18.15	\$179.87
	36" CMP	100 FT @	\$68.04	\$6,804.00
	36" CMP Band	3 EA @	\$137.63	\$412.89
	Fabric	6 FT @	\$1.42	\$8.52

TOTAL LABOR**				\$3,556.48
TOTAL EQUIPMENT				\$4,834.33
TOTAL MATERIAL				\$7,405.28

**FICA, IPERS, and Flex Benefit included in Labor Cost				
TOTAL CLAIM				\$15,796.09

CLAIMANT SIGNATURE (if applicable)

DEPARTMENT APPROVAL

BILL MUST BE FULLY ITEMIZED WITH INVOICE ATTACHED

FOR AUDITORS OFFICE USE ONLY

Claim Number 11178

Warrant Number 191123-14

Date Paid Jan 1-28-22

APPROVED BY BOARD OF SUPERVISORS ON CLAIM REGISTER PAGE #

Drainage
51-409-503
Labor, Equipment, and Materials
for FY 22

FUND NAME
CODE NO.

AMOUNT CLAIMED \$15,796.09



STORY COUNTY AUDITOR

22 JAN -6 AM 7:38



Work Order 5569

Story County

Summary

Submitted	Friday, April 16, 2021 10:21 AM
Submitted By	Bre Van Sickle BVanSickle@storycountyiowa.gov
Priority	Normal
Status	Completed
Seeding	Needed
One Call	Locate Completed
Type	Tile
Subtype	Drainage District Tile
Group	DD HS #3 Hardin-Story
Assigned To	Road Superintendents Engineer- RoadSuperintendents@storycountyiowa.gov
Closed	Friday, December 10, 2021
Estimated Cost	\$8,000.00
Billable	Yes

Reported By

Citizen	Rob Tjelmeland
Phone	515-291-2138
Callback Requested	Yes

Staff Contacts

Staff	Nick Herridge nherridge@storycountyiowa.gov
Email Notifications	No

Location

Address	Praeri Rail Trail McCallsburg, IA 50154
Civil Township	Warren
S-T-R	S14 T85N R22W
Section Quarter	SE
Coordinates	42.171908, -93.374742
Length	0 ft

Comments

Rob Tjelmeland called to say in the CRP area/Open Ditch the tile has broken and there is a car size hole.

He said to call him and he can take you to its location in the field.

Friday, December 10, 2021

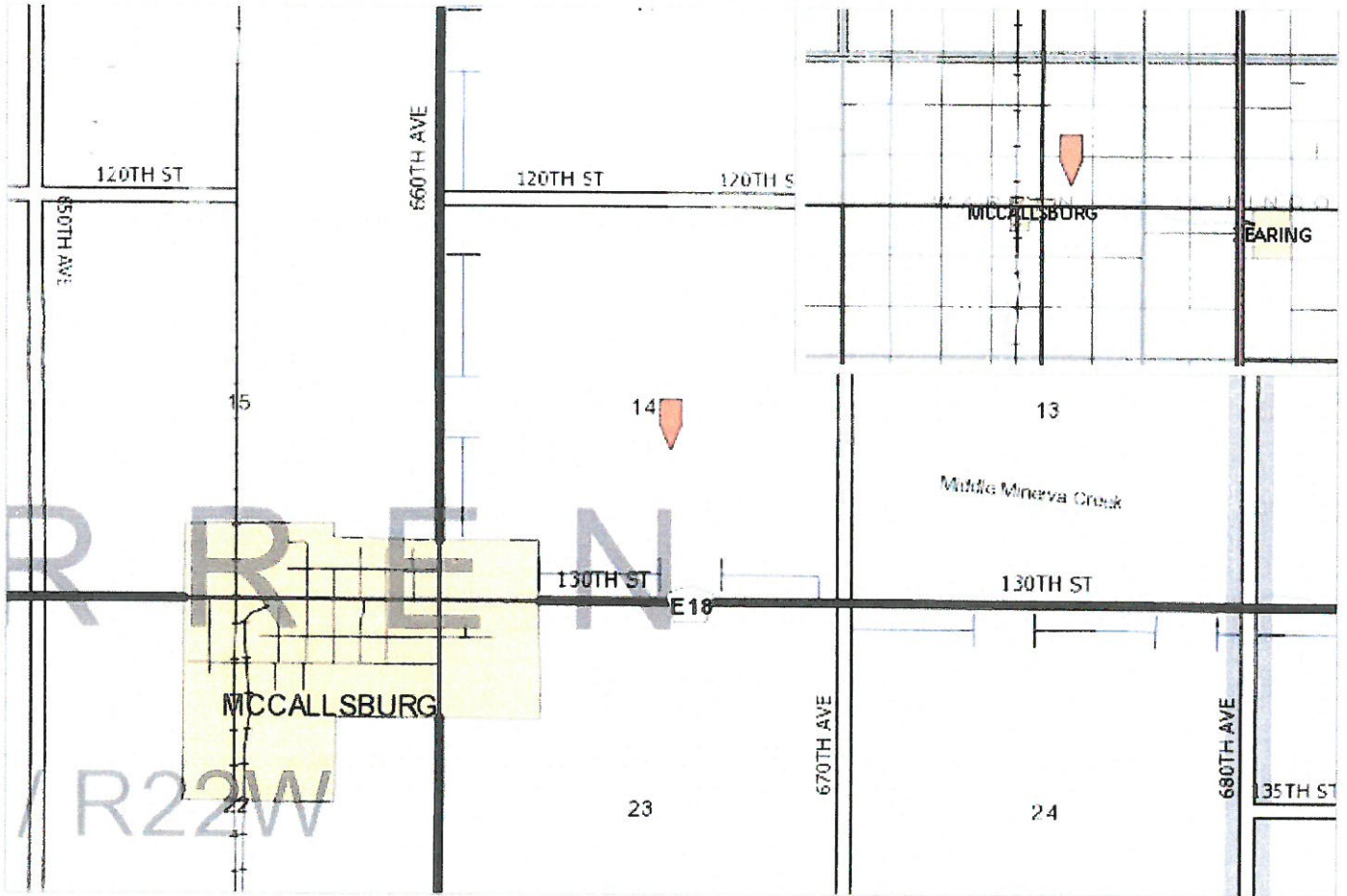
2:41 pm

Nick Herridge

nherridge@storycountyiowa.gov

Updated

Found a large suckhole at the location Rob indicated. Found 3 sections collapsed and started digging to find good tiles to tie the repair onto. We ended up finding a tile at each end that were good enough to patch. We ended up putting in a 94 foot patch in. The tile is 34" in this location and is in very poor shape.



Labor Costs

Worker	Date	Hours	Rate	Amount
Nick Herridge	12/6/2021	4.5	\$35.49	\$159.71
Dillon Sanders	12/6/2021	4.5	\$33.39	\$150.26
Mark Brakke	12/6/2021	4.5	\$53.76	\$241.92
Nick Herridge	12/7/2021	8	\$35.49	\$283.92
Mark Brakke	12/7/2021	8	\$53.76	\$430.08
Nick Herridge	12/8/2021	8	\$35.49	\$283.92
Mark Brakke	12/8/2021	8	\$53.76	\$430.08
Nick Herridge	12/9/2021	8	\$35.49	\$283.92
Mark Brakke	12/9/2021	8	\$53.76	\$430.08
Dillon Sanders	12/9/2021	8	\$33.39	\$267.12
Ryan Smith	12/9/2021	8	\$36.11	\$288.88
Nick Herridge	12/10/2021	2.5	\$35.49	\$88.73
Mark Brakke	12/10/2021	2.5	\$53.76	\$134.40

Dillon Sanders	12/10/2021	2.5	\$33.39	\$83.48

Labor Total: \$3,556.48

Equipment Costs

Equipment	FEMA Code	Date	Hours	Rate	Amount
8116- Backhoe		12/10/2021	4.5	\$42.29	\$190.31
8116- Backhoe		12/7/2021	8	\$42.29	\$338.32
8116- Backhoe		12/8/2021	8	\$42.29	\$338.32
8116- Backhoe		12/9/2021	8	\$42.29	\$338.32
8116- Backhoe		12/10/2021	2.5	\$42.29	\$105.73
6010 - Flatbed Tandem Axle Truck		12/6/2021	2	\$46.51	\$93.02
6010 - Flatbed Tandem Axle Truck		12/10/2021	2.5	\$46.51	\$116.28
5108 - Excavator		12/6/2021	4.5	\$110.24	\$496.08
5108 - Excavator		12/7/2021	8	\$110.24	\$881.92
5108 - Excavator		12/8/2021	8	\$110.24	\$881.92
5108 - Excavator		12/9/2021	8	\$110.24	\$881.92
616 - Pickup 3/4 T 4x4		12/10/2021	4.5	\$15.57	\$70.07
5914-14 INTL 6X4 DUMP TRUCK		12/9/2021	2	\$51.07	\$102.14

Equipment Total: \$4,834.33

Materials Costs

Material	Date	Quantity	Rate	Amount
1 1/2	12/10/2021	9.9	\$18.15	\$179.87
36" CMP	12/10/2021	100.0	\$68.04	\$6,804.00
36" CMP Bands	12/10/2021	3.0	\$137.63	\$412.89
Fabric	12/10/2021	6.0	\$1.42	\$8.52

Materials Total: \$7,405.28

Grand Total: \$15,796.09

Photos



20211207_110433.jpg



20211207_110426.jpg

12/7/2021



20211207_112812.jpg

Yard Foreman David Vanter Date 12-29-21

DRAINAGE DISTRICT SUMMER LEVY WORKSHEET

May 3, 2022

<u>DRAINAGE DISTRICT</u>	<u>CURRENT BALANCE</u>	<u>EXPECTED BILLINGS</u>	<u>NEW BALANCE</u>	<u>ORIGINAL ASSESSMENT</u>	<u>PARCELS</u>	<u>% ASSESSMENT</u>	<u>AMOUNT LEVIED</u>	<u>CARRY FORWARD</u>
1 HARDIN #58- STORY #3 Last levied on 07/06/2017 at 36.402%.	(14,057.16)	0.00	(14,057.16)	61,282.21	259	31	18,997.49	4,940.33

Levy breakdown by county (Hardin is control county)

Story County	56,427.57	17,492.55
Hardin County	4,854.64	

Parcels are for Story County only.

Story County Trustees

Linda Murken, Chair

Lisa Heddens

Lauris Olson

Hardin County Trustees

Lance Granzow, Chair

BJ Hoffman

Renee McClellan



Drainage Work Order Request For Repair

Hardin County

Date: 5/9/2022

Work Order #: WO00000331

Drainage District: DDs\DD 11 (51024)

Sec-Twp-Rge: 23-88-22 Qtr Sec: _____

Location/GIS: 88-22-23-330-002

Requested By: Brooke

Contact Phone: _____

Contact Email: _____

Landowner (if different): _____

Description:

DD 11 WO 331- Mid State Milling reports a broken tile intake on the west side of their building.

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: _____



882223329000

882223329007

8822

Intake

882223330002

024111

23

D.D. No. 11