

LOOKING GLASS RIVER INTERCOUNTY DRAIN

DRAINAGE BOARD MEETING

Tuesday, December 17, 2019

Shiawassee County Drain Commissioner's Office
Corunna, Michigan

MEMBERS PRESENT: Michael Gregg, Board Chairperson, Michigan Department of Agriculture & Rural Development
Phil Hanses, Board Secretary, Clinton County Drain Commissioner
Carla Clos, Ingham County Deputy Drain Commissioner
Tony Newman, Shiawassee County Drain Commissioner
Ken Recker, Livingston County Deputy Drain Commissioner

MEMBERS ABSENT: None

ALSO PRESENT: Jenna Jullie, Shiawassee County Deputy Drain Commissioner
Alan Boyer, LSG Engineers & Surveyors
Jerry Gutting, Antrim Township Supervisor
Lee Ash, Bennington Township Supervisor
Kay Nickols, Woodhull Township Supervisor
Mark Fulks, Perry Township Supervisor
Carl S. Schaaf, Shiawassee County resident
Shawn Weaver, Shiawassee County resident
Nick DeVault, Clinton County resident
Cole DeVault, Clinton County resident

Chairman Gregg called the meeting to order at 2:05 p.m.

2. Review and set the agenda

Hanses requested to talk about a meeting he had with Clinton County landowners who were concerned with the work in progress and the water levels. Said item was inserted as 4b and Treasurer's Report was moved to 4c.

MOTION by Clos to approve the agenda as amended. SECOND by Recker. MOTION CARRIED unanimously.

3. Approval of the April 25, 2019 meeting minutes

MOTION by Clos to approve the minutes of April 25, 2019 as presented. SECOND by Hanses. MOTION CARRIED unanimously.

4a. Receive a maintenance progress report and pay recommendations from LSG Engineers and Surveyors and take appropriate action

Contract I, Change Order No. 3 - Boyer reported no work has been completed on the Wombat Services contract beginning at Hollister Road and going upstream. Consequently, there is no pay request at this time.

Contract III – Mid Michigan Ponds has begun working from Fenner Road downstream. They have progressed downstream about 3,500 feet before being halted by hunting season and higher river water levels. Boyer noted that the water level had dropped significantly at Fenner Road where work has been completed but it still high further downstream. Boyer has received a pay request in accordance with the contract for payment of the first one third of the contract amount. Boyer noted that even when allowing for mobilization, the completed work is still well short of 1/3 of the contracted work area. Contractor thought he may be able to return to work this week as water levels are dropping. Payment will be deferred until the next meeting and Boyer will make a payment recommendation after inspecting the work progress as of December 31, 2019

Much discussion ensued by the board and the public about the progress, or lack thereof, being made on the open contracts. Hanses asked Boyer if there were completion dates on the two contracts. Work under Contract I, Change Order 3 was to be completed by December 31, 2019 and work under Contract III is to be complete by December 31, 2020. Board members discussed the ramifications of terminating the contract with Wombat Services due to non-performance and rebidding that contract in January of 2020. Gregg suggested that if the contract is rebid, that certain milestones be included for performance. Clos suggested “time is of the essence” conditions be included as well.

MOTION by Recker to direct LSG Engineers & Surveyors to notify Wombat Services of the termination of the contract for non-performance. SECOND by Newman. Further discussion ensued before MOTION CARRIED unanimously.

MOTION by Recker to authorize the issuance of Contract IV for bidding of work between Hollister Road and Station 636+00 for a bid opening on Friday, January 10, 2020 at 9:30 a.m.. SECOND by Clos. Discussion of terms to be included in the contract ensued to include performance milestones, liquidated damages, time is of the essence, and termination for failure to perform. MOTION CARRIED unanimously.

4b. Clinton County landowner concerns

Hanses reported that on November 22 he attended a meeting at the request of the Olive Township supervisor. There were approximately 12 landowners in attendance along with the manager of the Clinton County Road Commission. Chandler Road at Lehman Road has had a history of flooding in recent years. The Ives Drain and Morgan and Buehler Drain are tributary drains to the Looking Glass. Both are greatly affected by the water level in the Looking Glass as are several other tributary county drains. Of major concern was why is there work being done upstream without first working downstream so that water can get away without causing flooding. Doug Steffen, Road Commission Manager, is working to set a meeting with DeWitt Township officials to discuss jams and fallen trees in the River downstream of the intercounty drain. Landowners also asked about dredging the river. Hanses explained that removing trees and jams may allow the river to move sediment on its own and thereby improve flow rates. Cole DeVault had several questions of Boyer. Boyer responded that analysis downstream of the point of beginning of the drain normally is not considered. Hanses will provide a further update at the next Board meeting.

4c. Treasurer’s report

Jullie distributed a Treasurer’s report showing the revenues and expenses of the district.

MOTION by Clos to receive and place on file the Treasurer's Report. SECOND by Recker. MOTION CARRIED unanimously.

5. Approval of invoices

Jullie presented the following invoices for approval:

- Ingham County invoice #3982 in the amount of \$192.50
- LSG invoice #4229 in the amount of \$4,700.00

MOTION by Hanses to authorize payment of the invoices as presented in the total amount of \$4,892.50. SECOND by Clos. MOTION CARRIED unanimously.

6. Other Business

There was no other business.

7. Public Comment

A resident had a question regarding the timing of the collection of the taxes by the county and the receipt by the drainage district. Jullie answered. There was no other public comment.

8. Set the date, time, and location of next meeting

The next meeting is scheduled for Friday, January 10, 2020, 9:30 a.m. at the Shiawassee County Drain Commissioner's Office.

9. Adjourn

MOTION by Clos to adjourn the meeting. SECOND by Newman. MOTION CARRIED unanimously.

Chair Gregg declared the meeting adjourned at 3:55 p.m.

Respectfully submitted,


Phil Hanses, Secretary

Minutes approved by the Drainage Board on January 10, 2020.

LOOKING GLASS RIVER IC
 Drainage Board Meeting
TUESDAY, DECEMBER 17, 2019

NAME	TITLE/ADDRESS
Jimmy Bentley	Clinton Days
Alan Boyer	LS& Eng; Sur
Lee Ash	Supervis Berning
Carl C. Schaeff	Land owner
Shawn Weaver	Land owner
Van Nichols	Woodhull Supervisor
Nick DEVAULT	Land owner
Phil Hanses	Clinton County
KEN RECKER	LIVINGSTON COUNTY
Carla Oles	Ingham County Drain
Jenna Fulks	SCOO
Mike Gregg	MDARD
Tony Newman	Shia Co. Dr. Comm
Mark Fulks	Supv. Perry Tsp

Town

Agenda

Looking Glass River Intercounty Drain Drainage Board Clinton, Ingham, Livingston, and Shiawassee Counties

2:00 p.m., Tuesday, December 17, 2019
Shiawassee County Drain Office
1024 N. Shiawassee Street
Corunna, Michigan

1. Call to order and Introductions

Board Members

Michael Gregg, Chair, Michigan Dept. of Agriculture & Rural Development
Phil Hanses, Clinton County Drain Commissioner
Patrick Lindemann, Ingham County Drain Commissioner
Brian Jonckheere, Livingston County Drain Commissioner
Anthony Newman, Shiawassee County Drain Commissioner

Engineer

Alan Boyer, P.E., LSG Engineers and Surveyors

2. Review and set the agenda
3. Approval of the last meeting minutes
4. Communications and reports of board members, committees, and consultants
 - a. Receive a maintenance progress report and pay recommendations from LSG Engineers and Surveyors and take appropriate action
 - ~~c. Treasurer's report~~
 - b. Clinton County Landowner Concerns*
5. Approval of invoices
6. Other business
7. Public comment
8. Set the date, time, and location of the next meeting
9. Adjourn

Treasurer's Report Looking Glass Joint

Date	Funds in	
01/31/2017	Loan from Mrs. Lee due 6/1/19&6/1/20	\$ 400,000.00
06/30/2017	Interest	\$ 132.64
12/31/2017	Interest	\$ 76.49
07/01/2018	Interest	\$ 2.61
09/07/2018	Loan from Shiawassee Drain - Spaulding 6/7/19	\$ 50,000.00
12/31/2018	Interest	\$ 11.66
01/09/2019	Loan from Shiawassee Drain - Spaulding 7/9/19	\$ 32,000.00
06/01/2019	2018 Assessment	\$ 328,705.92
07/01/2019	Interest	\$ 81.35
07/01/2019	DR Int Mar-Oct	\$ 64.83
Total		\$ 811,075.50

Date	D.O.	Expenses		
10/06/2015	04473	Woodworth	\$ 16,095.60	
10/06/2015	04474	LSG	\$ 7,292.50	
11/20/2015	04500	Streamside	\$ 488.75	
07/18/2016	04638	Woodworth	\$ 1,613.75	
12/16/2016	04698	Idependent Newspaper	\$ 139.20	
12/16/2016	04699	Ing Co #3095, #3164, & #3141	\$ 404.25	
12/16/2016	04700	Woodworth	\$ 3,684.28	
12/16/2016	04701	LSG	\$ 29,344.95	\$ 59,063.28
03/15/2017	04711	Woodworth #441	\$ 101.00	
03/15/2017	04725	Chattaway pmt 1	\$ 36,575.00	
03/15/2017	04726	Dickinson & Wright #073337-01	\$ 4,700.00	
03/15/2017	04730	Ing Co #3300 & #3254	\$ 269.50	
03/15/2017	04731	LSG #2680	\$ 12,137.50	
05/04/2017	04746	Helicopter flyover	\$ 608.00	
06/22/2017	04788	Ing Co #3325	\$ 77.00	
06/22/2017	04789	Woodworth #550	\$ 305.53	
06/22/2017	04790	LSG #2789	\$ 3,240.00	
08/16/2017	04833	Ing Co #3439	\$ 115.50	
11/07/2017	04914	Woodworth #662, #592, #705, #737	\$ 6,077.76	
11/07/2017	04915	LSG #3026	\$ 4,515.00	
11/07/2017	04916	Ing Co #3226 & #3459	\$ 308.00	
11/07/2017	04917	Clinton Co: DR-2017-034	\$ 906.10	
11/08/2017	04926	Chattaway pmt 2	\$ 43,125.00	
11/08/2017	04922	Livingston County	\$ 705.16	
12/13/2017	04939	Helicopter flyover	\$ 524.00	
12/31/2017	04960	Chattaway Pmt 3	\$ 86,787.50	
12/31/2017	04961	Wombat Pmt 1	\$ 50,087.50	
12/31/2017	04962	Woodworth #758, #820	\$ 3,653.33	
12/31/2017	04963	LSG #3115	\$ 5,467.50	
12/31/2017	04964	Ing Co #3569	\$ 154.00	\$ 260,439.88
01/30/2018	04984	LSG # 3138	\$ 3,702.50	
03/09/2018	05005	LSG #3175	\$ 3,067.50	

03/09/2018	05006	Woodworth #00838 & 00880	\$	7,578.36	
03/09/2018	05007	Wombat Pmt 2	\$	26,250.00	
03/09/2018	05008	Ing Co #3630 & #3631	\$	313.50	
04/24/2018	05043	Ing Co	\$	3,215.28	
04/24/2018	05042	Livingston County #2877 & 2876	\$	822.79	
04/24/2018	05041	Clinton Co:	\$	1,371.58	
04/24/2018	05040	Independent	\$	1,287.60	
04/24/2018	05039	LSG #3236	\$	3,580.00	
04/24/2018	05040	Woodworth #900	\$	8,785.51	
05/15/2018	05056	USA Today Network #1604347	\$	665.30	
05/15/2018	05057	LSG #3277	\$	2,952.50	
05/15/2018	05058	Woodworth #942	\$	5,880.17	
05/15/2018	05059	Ingham Co #3685	\$	115.50	
05/15/2018	05060	Mrs. Lee	\$	8,681.42	
05/15/2018		JE Shiawassee Co (Extend Your Reach)	\$	2,234.88	
06/08/2018	05072	Mrs. Lee	\$	148.02	
08/28/2018	05131	Ing Co: #3725	\$	115.50	
08/28/2018	05132	Woodworth: 957	\$	2,630.55	
09/07/2018	05141	Wombat PP 3 of 3	\$	28,923.50	
10/10/2018	05164	LSG: 3484	\$	3,377.50	
10/10/2018	05165	Wombat	\$	6,000.00	
11/27/2018	05197	Shiawassee ROD	\$	30.00	
11/27/2018	05198	Livingston County #2942	\$	469.06	
11/27/2018	05199	Ingham Co #3840	\$	154.00	
11/27/2018	05200	LSG: #3577	\$	655.00	
12/31/2018	05239	Ing Co: #3871	\$	115.50	
12/31/2018	05240	LSG #3702	\$	1,620.00	
12/31/2018	05241	Wombat #190107	\$	37,308.68	\$ 162,051.70
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04/12/2019	05278	Ing Co Maintenance #3937	\$	96.25	
04/12/2019	05279	LSG #3841	\$	567.50	
04/12/2019	05280	Wombat #190410	\$	1,512.50	
04/12/2019	05282	Clinton Co: 2019-004	\$	1,573.30	
04/25/2019	05287	Livingston County #3032	\$	211.80	
04/25/2019		JE Shiawassee County	\$	1,543.00	
06/01/2019		Wire Mrs. Lee - Principal	\$	190,000.00	
06/01/2019		Wire Mrs. Lee - Interest	\$	6,680.00	
07/01/2019		JE Repay Loan to Spaulding - Principal	\$	50,000.00	
07/01/2019		JE Repay Loan to Spaulding - Interest	\$	375.00	
12/17/2019	05411	Ing Co Maintenance #3982	\$	192.50	
12/17/2019	05412	LSG #4229	\$	4,700.00	

Total **\$ 739,006.71**
\$ 72,068.79

Amount in Construction Account \$ 68,576.46
Amount in DR account \$ 8,384.83

\$ 76,961.29

\$ (4,892.50)

LGR Notes about Assessment and Loan

	LGR	2018	2019	
Required Assessment	\$ 650,000.00	\$ 325,000.00	\$ 325,000.00	
2019 Payment	\$ 196,680.00	\$ 196,680.00		
2020 Payment	\$ 213,516.61		\$ 213,516.61	
Min DR amount	\$ 410,196.61			
Amount Assessed over Loan Pmt after Assessment	\$ 239,803.39	\$ 128,320.00	\$ 111,483.39	
This does not include the \$32,000 borrowed from Shiawassee Co's Spaulding Drain.				
Amount owed to Mrs. Lee	\$ 210,000.00	\$ 3,516.61	\$ 213,516.61	
Interest on the note is 1.63%				
2019 Transferred in to DR account		\$ 205,000.00		
Amount left over from 2018 assessment		\$ 120,000.00		
	Total assessed	Yearly Share	Actual Paid 2019	To pay 2020
Shiawassee County Portion	\$ 442,457.79	\$ 221,228.90	\$ 222,000.00	\$ 220,457.79
Clinton County Portion	\$ 117,403.00	\$ 58,701.50	\$ 61,564.37	\$ 55,838.63
Ingham County Portion	\$ 56,281.51	\$ 28,140.76	\$ 28,140.76	\$ 28,140.75
Livingston County Portion	\$ 33,857.70	\$ 16,928.85	\$ 17,000.79	\$ 16,856.91
	\$ 650,000.00	\$ 325,000.00	\$ 328,705.92	\$ 321,294.08