

**FULTON COUNTY DRAINAGE BOARD MEETING  
FOR APRIL 11, 2016**

The Fulton County Drainage Board met on Monday, April 11, 2016 in the Conference Room of the Fulton County Office Building at 9:10 A.M. The following people were in attendance: Chairman Roger Rose, Vice-Chairman Bryan Lewis, Commissioner Sherry Fulton, Surveyor Don Towne, Secretary Kasey Hensley, and Attorney Greg Heller.

**RE: CERTIFICATIONS FOR RECONSTRUCTION-TREASURER LORI HURST**

Treasurer Lori Hurst addressed the Board concerning issues her office is having with dates for the certifications for Reconstruction vs. the property tax billing. Currently her office only accepts the certifications in February and September. She is requesting to only receive them in September to coincide with the fall property tax mailings. In 2014 Lori had addressed the Board about the Surveyor's office certifying Reconstructions upon their completion. The Board passed the motion to allow certifications two times a year, once in the spring and once in the fall.

Surveyor Don Towne expressed concerns, stating that certifications should be done as soon as the project is complete. Roger stated the need for fact finding and the Board agreed to revisit the issue during the Drainage Board meeting on Monday, May 9, 2016.

**RE: BID OPENING- APRIL SPRAY BIDS 2016**

Chairman Roger Rose opened the 2015 Spray Bid packets, which consisted of 27 Opens. Bids were submitted by The Daltons Inc, Shideler Spray Inc, Right of Way Management, and Prairie Marsh. The contractors were awarded the following bids:

The Daltons Inc. received one bid, #799 Chippewanuck Creek for \$3,509.76. Roger entertained a motion to award The Daltons Chippewanuck Creek for the low bid of \$3,509.76. Vice-Chairman Bryan Lewis added the exception to allow them to opt if they so chose. The motion was made, seconded and passed 3-0.

Right of Way received one bid, #671 Samuel Stahl for \$1,630.00. Roger entertained a motion to award Right of Way the Samuel Stahl for the low bid of \$1,630.00. Vice-Chairman Bryan Lewis added the exception to allow them to opt if they so chose. The motion was made, seconded and passed 3-0.

Shideler Spray received the following twenty-four bids: #523 Peter Busenburg for \$1,669.00; #550 Grube for \$4,611.00; #567 J. King for \$757.00; #570 Krom Stinson for \$888.00; #576 Joe Leasure for \$531.00; #581 Cliff McGee for \$1,057.00; #586 & #589 Eli Miller for \$1,605.00; #587 Eli Miller Arm #1 for \$695.00; #596 Nelson Bowen for \$1,219.00; #601 Nathan Pontius for \$938.00; #627 Daniel Terry for \$817.00; #638 Weaver Kitchen for \$1,409.00; #646 Catherine Cutshall for \$891.00; #652 Cessna for \$2,450.00; #655 Smith-Peterson for \$2,295.00; #676 Star for \$869.00; #686 C. Overmeyer for \$646.00; #732 Jonas Rouch for \$1,241.00; #756 Eddy Creek for \$719.00; #766 Austin Tilden for \$1,098.00; #769 Eddy Creek Arm #3 for \$772.00; #783 G. Langenbaum for \$426.00; #808 CB Mastellar for \$582.00; and #819 Sarah Werner for \$560.00. Roger entertained a motion to award Shideler Spray as the lowest bidder for the previously mentioned twenty-four ditches. The motion was made, seconded and passed 3-0.

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Prairie Marsh received one bid, #806 SS Collins for \$4,429.53. Roger entertained a motion to award Prairie Marsh the SS Collins for the low bid of \$4,429.53. Vice-Chairman Bryan Lewis added the exception to allow them to opt if they so chose. The motion was made, seconded and passed 3-0.

Any contractor offered the opportunity to opt out of the single award will not be penalized from bidding in the future.

**RE: BID OPENING- #723 MUD CREEK/CAUSE #10-1980**

Chairman Roger Rose opened the bids for #723 Mud Creek, Cause #10-1980. The Surveyor's estimate for this project is \$37,600.00. The bids are: Overmyer Excavating \$29,870.00; Lease Excavating \$16,450.00; Kirk Ingram \$33,000.00; and LDP Excavating \$34,920.00.

The low bidder was Lease Excavating for \$16,450.00. Roger entertained a motion to award the low bid to Lease Excavating. The motion was made, seconded and passed 3-0.

**RE: SET PUBLIC HEARING- #628 E. TIPPY TILE/CAUSE #43-1967**

Surveyor Don Towne requested the Board set a public hearing for the Reconstruction of the #628 E. Tippy Tile, Cause #43-1967 and an increase in Maintenance. The Surveyor's Office received a signed petition from landowners. The old clay tile breaks down often and an estimated 6,250 feet will be replaced. The proposed Reconstruction rate is \$732.00/benefitted acre with a \$732.00 minimum. The Maintenance rate is currently \$0.987/benefitted acre with a \$5.00 minimum. The proposed Maintenance rate is \$3.00/benefitted acre with a \$10.00 minimum.

It was questioned how the two road crossings were to be handled. Don stated both the crossings were 15" tile. The cost is shared with the Fulton County Highway Dept. The Highway is usually responsible for the expense of the trucking and material to fix the road. The project absorbs the rest of the expense (tile/operator cost). This was discussed briefly.

Chairman Roger Rose entertained a motion to set a public hearing for Monday, June 13, 2016 at 9:30 A.M. for the Reconstruction at a proposed rate of \$732.00/benefitted acre with a \$732.00 minimum; and an increase in the Maintenance rate from \$0.987/benefitted acre with a \$5.00 minimum to \$3.00/benefitted acre with a \$10.00 minimum. The motion was made, seconded and passed 3-0.

**RE: ROAD BORING VS ROAD CUTTING FOR DRAINAGE PROJECTS**

Vice-Chairman Bryan Lewis opened a discussion with Surveyor Don Towne regarding drainage projects and road crossings. Bryan voiced concerns about cutting into quality roads and the expense of bringing the roads back up to standards, especially if the road is newly renovated.

Don stated all road crossings are evaluated on a case by case basis. Road boring has only been used minimally in the past and is not out of the question in the future. All projects involving road crossings are discussed with the corresponding highway owner (the county or state) to determine the proper procedures.

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**RE: ESTABLISHMENT OF #822 SMITH & HEIGHWAY TILE/CAUSE #3-2016**

Surveyor Don Towne informed the Board landowner Tom Weaver is carrying a petition to establish the #822 Smith & Heighway Tile as a Maintenance tile. Don reminded the Board several years ago they approved the payment of \$1,500.00 from the General Drain Improvement fund to restore a drain pipe off the tile. Also, a landowner planted two trees directly on top of the tile causing the tile to breakdown. Water is boiling up at the base of the trees. They are refusing to fix it or spend their own money.

**RE: #820 SS COLLINS TILE & OPEN ARM #5/CAUSE #1-2016**

The Board signed the Certification of Maintenance for the #820 SS Collins Tile & Open, Arm #5, Cause #1-2016.

**CLAIMS**

**RE: APPROVAL OF MINUTES**

The Board was presented with minutes from the March 14, 2016 Drainage Board meeting. The motion was made to approve the minutes as presented. The motion was seconded and passed 3-0.

**ADJOURNMENT**

**FULTON COUNTY DRAINAGE BOARD**

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Surveyor

ATTEST: Kasey Hensley, Drainage Board Secretary

(A CD of the meeting is available in the Surveyor's Office)