

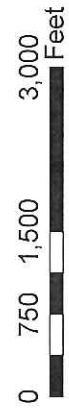
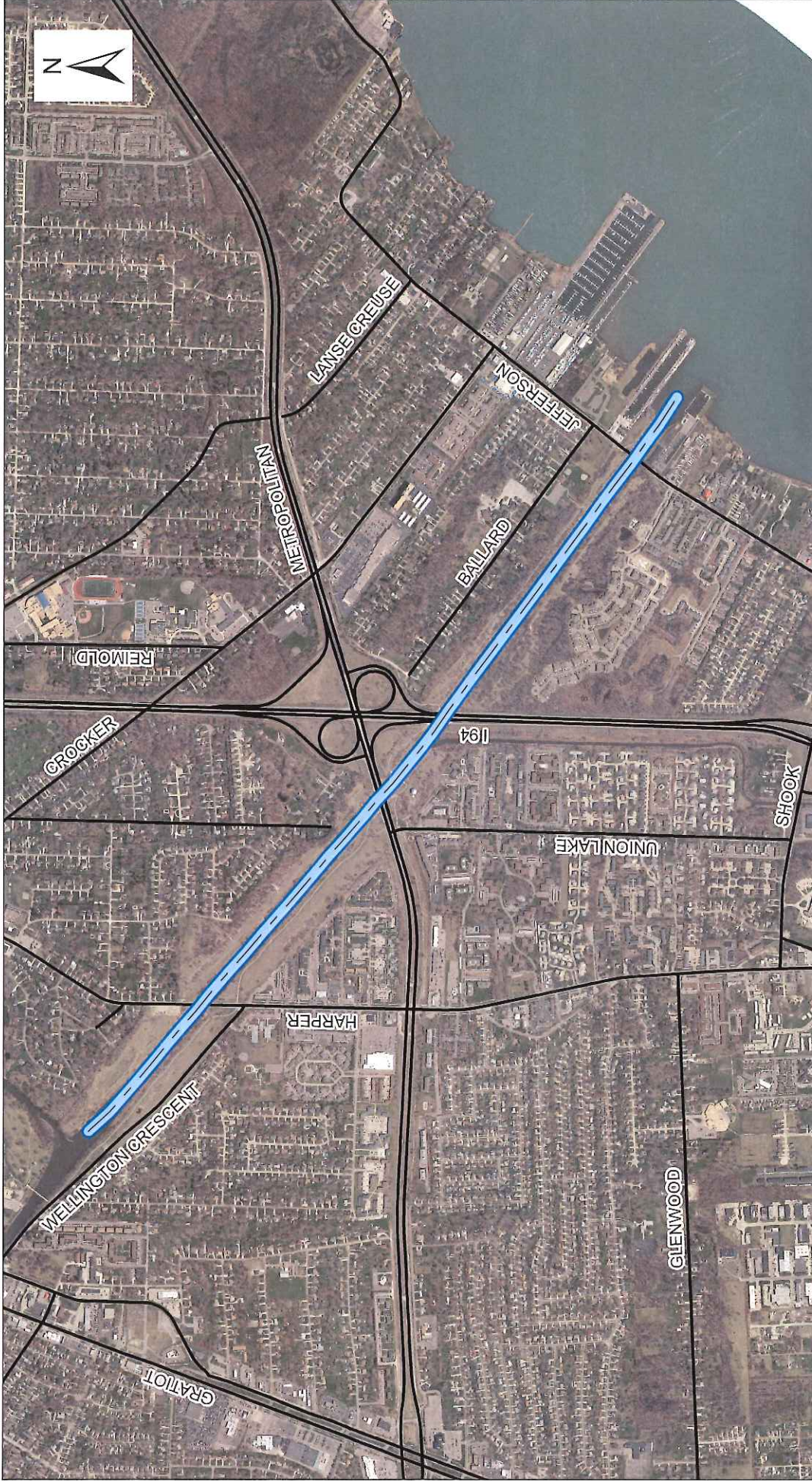
Gregg
Miller
Nash
Suma
Wiley

CLINTON RIVER SPILLWAY
INTER-COUNTY DRAINAGE BOARD
JULY 25, 2018
10:00 A.M.
AGENDA

	<u>Page</u>
1. Call meeting to order and roll call	
2. Approval of Agenda	
3. Public participation	
4. Approval of minutes of meeting of June 27, 2018	3
5. NOAA/EPA Habitat Restoration Grant Update – Jeff Bednar	7
6. Consideration for approval of invoice:	9
See attached spreadsheet	
7. Financial Update – Bruce Manning	10
8. Old Business	
9. New Business	
10. Adjourn	

CLINTON RIVER SPILLWAY

LAPEER, MACOMB, OAKLAND, & ST CLAIR COUNTIES



Drain Length (Feet/Miles):
11,281.34 / 2.14

Legend

- Open Channel
- Ditch
- Pond

A meeting of the Inter-County Drainage Board for the **CLINTON RIVER SPILLWAY DRAIN** was held in the Office of the Macomb County Public Works Commissioner, 21777 Dunham Road, Clinton Township, Michigan on June 27, 2018.

PRESENT: Michael Gregg, Chairman
Michigan Department of Agriculture & Rural Development

Brian Baker, Acting Secretary
Chief Deputy, Macomb County Public Works Commissioner

Jim Nash, Member
Oakland County Water Resources Commissioner

Joe Suma, Member
Lapeer County Drain Commissioner

ABSENT: Robert Wiley, Member
St. Clair County Drain Commissioner

ALSO PRESENT: Bruce Manning, Financial Manager, Jeff Bednar, P.E., CFM, Environmental Engineer, Tom Stockel, Construction Engineer, Barbara Delecke, Administrative Services, Office of Macomb County Public Works Commissioner; Anne Vaara, Chief Deputy, Steve Korth, P.E., Manager, Jacklyn Thomas, Staff Assistant, Office of Oakland County Water Resources Commissioner; Stephen Saph, Nickel & Saph, Inc.; Jordan Scott, Sterling Heights Dept. of Public Works, Joseph Colaianne, Clark Hill

The Chairman called the meeting to order at 10:05 a.m.

A motion was made by Mr. Suma, supported by Mr. Nash to approve the agenda as presented.

Adopted: YEAS: Suma, Nash, Baker Gregg
NAYS: 0

The minutes of the meeting of May 23, 2018 were presented. A motion was made by Mr. Baker, supported by Mr. Suma to approve the minutes as presented.

Adopted: YEAS: Baker, Suma, Nash, Gregg
NAYS: 0

Mr. Bednar gave an update on the grants. Areas recently graded will have trees planted. The Harrison Township Park has been opened to pedestrian traffic. A meeting was held with Ken Verkest, Harrison Township Supervisor and MCPW Staff to discuss long-term plans for the park. The original plan for refurbishment of the staging area was to plant trees and asphalt the staging area. Harrison Township doesn't see the need. Hubbell, Roth & Clark (HRC) will look into other types of vegetation for the restoration of the area. Mr. Verkest would like the existing DNR boat launch moved to the Spillway since there is deep-water access. He would like to see the DNR swap their land with the marina, put in an access road which would allow for the DNR parking lot to be adjacent to the boat launch. There have been problems with disturbances at night from residents using the parking area. It was suggested putting up a gate to enable the area to be shut-off from vehicular traffic. However, the gate cannot be paid for with GLRI monies. Ms. Vaara stated that the GLRI requirements should be looked at before pursuing any

changes in the near future. Mr. Bednar is meeting with NOAA and will ask questions about the exchange of lands and use of the Spillway for a boat launch.

Signs will be posted at the fishing pier stating Clinton Township's Ordinance. Harrison Township's portion of the sign will be generic wording. Mr. Bednar will check with NOAA/EPA regarding whether or not the grant signs can come down.

The MCPWO was contacted by an Eagle Scout who would like to build a bench by the fishing pier. If the Board approves, Mr. Bednar will work with the contractor to assure that construction of the bench will not impede their work.

A motion to have MCPW staff work with the Eagle Scout on this project was made by Mr. Baker, supported by Mr. Suma.

Adopted: YEAS: Baker, Suma, Nash, Gregg
NAYS: 0

A motion was made by Mr. Suma, supported by Mr. Baker to receive and file the project update given by Mr. Bednar.

Adopted: YEAS: Suma, Baker, Nash, Gregg
NAYS: 0

Green Meadows declined acceptance of the mowing contract. The second lowest bidder was contacted about accepting the contract.

A motion was made by Mr. Baker, supported by Mr. Suma to award the quote from Marino's Landscape (next lowest bidder) in the amount of \$30,581 for mowing of Public Works drain sites, with the Clinton River Spillway share of cost at \$7,150.

Adopted: YEAS: Baker, Suma, Nash, Gregg
NAYS: 0

The Chairman presented the invoices totaling \$53,095.91 as provided to the Board for review and approval.

A motion was made by Mr. Suma, supported by Mr. Nash to approve the invoices as presented.

Adopted: YEAS: Suma, Nash, Baker, Gregg
NAYS: 0

MCPW staff will be trained on phragmite maintenance. HRC is putting together a long-term maintenance plan for the Spillway. Ms. Vaara asked if the CISMA fund would be available for maintenance on the Spillway. Mr. Bednar stated the Cooperative Invasive Species Management Association (CISMA) is currently under reorganization and funds could potentially be available in the future. Six Rivers Land Conservancy was recently awarded the contract to be the fiduciary for both Oakland and St. Clair Counties' CISMA. There is a funding source through the State of Michigan for communities to fight invasive species.

A motion was made by Mr. Nash, supported by Mr. Suma to receive and file the financial report and 10-Year Expense Analysis presented by Mr. Manning.

Adopted: YEAS: Nash, Suma, Baker, Gregg
NAYS: 0

Mr. Bednar stated Ms. Hissong would not provide a written opinion on whether the drainage district could assess for liability insurance. Under Chapter 21 in the state drain code, it states that any necessary expenses incurred in administration and operation and maintenance of the drain and not covered by contract shall be paid by the corporations assessed for the cost of the drain. Mr. Bednar thinks this may help with justifying the assessment to the district for liability insurance.

A motion was made by Mr. Baker, supported by Mr. Nash to receive and file Fahey, Schultz, Burzych, Rhodes, PLC decision to not offer an opinion on the legalities of assessing the district for insurance.

Adopted: YEAS: Baker, Nash, Suma, Gregg
NAYS: 0

Mr. Saph summarized previous discussions regarding liability insurance for the Spillway and other drainage districts. The policy would cover all inter-county drains for general liability and public officials. Mr. Gregg asked Mr. Colaianne's opinion on the insurance issue. Mr. Colaianne asked if the coverage would cover potential damages associated with sewerage backups, governmental immunity does not cover everything and the cost of litigation is expensive. He would recommend having the insurance. Mr. Nash weighed the pros and cons of the liability insurance. Mr. Saph stated that it is cost-effective to include all inter-county drains. Mr. Gregg stated that all drainage districts would have to meet and vote to approve the liability insurance in order to collectively commit to the policy.

A motion was made by Mr. Baker, supported by Mr. Nash to accept the liability coverage, including terrorism coverage and to distribute the cost based on expenses without grants and bonds for the first year.

Adopted: YEAS: Baker, Nash, Gregg
NAYS: Suma

The drainage districts covered by the liability insurance will hold meetings in the next six weeks to give approval for the insurance. Mr. Saph was directed by Mr. Baker to begin coverage effective June 27, 2018.

There being no further business, it was moved by Mr. Nash, supported by Mr. Baker, that the meeting of the Clinton River Spillway Inter-County Drainage Board be adjourned.

Adopted: YEAS: Nash, Baker, Suma, Gregg
NAYS: 0

The meeting was adjourned at approximately 11:23 a.m.



Brian Baker, Acting Secretary
Clinton River Spillway Inter-County Drainage Board

STATE OF MICHIGAN
COUNTY OF MACOMB

I certify that the foregoing is a true and correct copy of proceedings taken by the Inter-County Drainage Board for the Drainage District shown on the attached set of Minutes, on June 27, 2018, the original of which is on file in the Public Works Commissioner's Office. Public notice of the meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1975, including, in the case of a special or rescheduled meeting or a meeting secured for more than 36 hours, notice by posting at least 18 hours prior to the time set for the meeting.



Brian Baker, Acting Secretary
Clinton River Spillway Inter-County Drainage Board

DATED: 6/29/18

9321.bd

EPA Grant Habitat Restoration Program
GLRI-Macomb



Update #: 33
 Prepared By: JLK

Time Period: 5/20/2018 – 6/30/2018
 Date Issued: 7/16/18

Summary

Spillway – Macomb County Public Works Office on behalf of the Clinton River Spillway Inter County Drain Drainage Board

<u>Work Completed Since Update:</u>	<u>Focus of Efforts in Next Period:</u>
ICDB meetings	Post Monitoring and maintain soil erosion
EPA progress report submitted	Additional improvements to off-line pools

Partridge Creek - Macomb County Public Works Office

<u>Work Completed Since Update:</u>	<u>Focus of Efforts in Next Period:</u>
EPA progress report submitted	Post Monitoring and maintain soil erosion
Seeding	Site restoration
Plant survival evaluation continues	Wetland plugs to be planted
Seeding-monitor	

McBride Drain - Macomb Township

<u>Work Completed Since Update:</u>	<u>Focus of Efforts in Next Period:</u>
EPA progress report submitted	Contractor will continue work outside of water
Fairways Sub in water work completed	Fairways Tree Planting and Restoration needs additional attention-high temperatures and no rainfall.
	Contractor to being in-water work.

Critical Decisions Made:

- None at this time

Outstanding Critical Questions:

- None at this time

Client Project Team Assistance Needed

- None at this time

Impediments to Project Schedule

- None at this time
-

Scope and/or Budget Concerns

- None at this time

NOAA Grant Habitat Restoration Program
GLRI-Macomb
 Spillway



Update #: 33
 Prepared By: JLK

Time Period: 5/20/2018– 6/30/2018
 Date Issued: 7/16/18

Summary

Spillway – Macomb County Public Works Office on behalf of the Clinton River Spillway Inter County Drain Drainage Board

<u>Work Completed Since Update:</u>	<u>Focus of Efforts in Next Period:</u>
Progress Report- NOAA re-submitted	Emergent plantings
ICDB meetings	Tree planting Harper Road
	Phragmite treatment -September
	Post-Monitoring
	Additional improvements to off-line pools/pricing
	Re-seed areas
	Finalize fish shocking report

Critical Decisions Made:

- None at this time

Outstanding Critical Questions:

- None at this time

Client Project Team Assistance Needed:

- None at this time

Impediments to Project Schedule:

- None at this time

Scope and/or Budget Concerns:

- Post monitoring

CLINTON RIVER SPILLWAY - 7/25/18

<u>Funding Source</u>	<u>Apportionment</u>	<u>Manager</u>	<u>Vendor</u>	<u>Amount</u>	<u>Invoice Detail</u>	<u>Project Summary</u>	<u>Project Balance</u>
Clinton River Spillway	Chapter 21	Downing Bednar	Marino's Landscape Nickel & Saph, Inc.	\$ 1,100.00 \$ 36,116.00	Invoice #4491 - 6/30/18 Invoice #19182 - 7/5/18	Grass Mowing Liability Insurance	
Total				\$ 37,216.00			

9332.bd

YTD Trial Balance

Fund: Clinton River Spillway

As of Fiscal Period: Oct 1, 2017-June 30, 2018

	O&M Balance 9/30/2017	O&M	TOTAL 6/30/2018
Cash - Operating	254,515	(12,500)	242,015
Accounts Receivable			0
Assets			0
Liabilities		150	150
Revenues		554	554
Expenditures		13,204	13,204
Equity	254,515		241,865

NOTES

Remaining balance-NOAA Grant 394,462
 Remaining balance-EPA Grant(Total) 1,234,557 Total shows amount remaining for
 Both grants require no match Partridge Creek, McBride and Spillway projects