

Meeting Minutes

No 172 Intercounty Drainage Board Meeting Gratiot and Montcalm Counties

Thursday, July 21, 2022, at 10:00 AM
Montcalm County Drain Commission
211 W Main St, Stanton, MI 48888

1. Call to Order and Introductions:

Meeting was called to order by Brady at 10:01 AM

Present:

Brady Harrington – Chair, Michigan Department of Agriculture
Bernard Barnes – Board Member, Gratiot County Drain Commissioner
Todd Sattler – Board Member, Montcalm County Drain Commissioner
Matt Frezza – ENG
Rob Shlimovitz – ENG
Anne Gaylord – Montcalm County Drain Commission

2. Motion to Elect a secretary

A motion was made by Bernie and seconded by Todd to select Montcalm as Secretary. Motion Carried.

3. Review and Set the Agenda

A motion was made by Bernie and seconded by Todd to approve the agenda as presented. Motion Carried.

4. Approval of the June 16, 2022, Meeting Minutes

A motion was made by Bernie and seconded by Todd to approve the minutes as presented. Motion Carried.

5. Communications and Reports of Board Members, Committees and Consultants

a. Construction Update

Matt provided a construction update on the Jackson Dirt Works portion of the project. He advised that they are planning to be done next week. They are working on the headwall this week. They may have to move the drain over to correct a 90 degree turn in the drain if it is causing erosion. Matt stated that if the headwall is in good shape, they will soften the curve without moving it entirely. Rod said that they made it to the end by the school on 7/20/2022 and got it all cleaned up. They still need to complete some spoils leveling and put down some riprap. The only major crop damage will be where the new drain needs to be leveled. No one has received any residential complaints regarding crop damage. Grass is starting to grow along the banks that have been completed. No construction issues with the Jackson Dirt Works contract and final walk-through will be completed at the next meeting.

C&L is planning to start work in the first week of August and should be done in 30 days. They are trying to work around the start of school to minimize traffic interruptions.

b. Approval of Change Orders/Progress Payments

The board received the second pay application from Jackson Dirt Works in the amount of \$262,511.78. Billing is up to 70% complete for Contract # 1 for Jackson Dirt Works. Matt is to follow up with Ross on pay application review.

A motion was made by Bernie and seconded by Todd to accept pay application #2 subject to signature of contractor/reviewer. Motion Carried.

c. Receive the Treasurer's Report

Todd provided a financial update to the board, including the current balance of \$944,441.86. He also stated that we have received the remaining assessment balance from Carson City in the amount of \$137,186.63.

A motion was made by Bernie and seconded by Todd to accept the treasurer's report. Motion Carried.

6. Approval of Invoices

No outstanding invoices for approval.

7. Other Business

No other business.

8. Public Comment

No public present.

9. Set Date and Time for Next Meeting

The next meeting will be held on Thursday, August 18, 2022, at 10:00 AM at Carson City Schools.

The board will do a site review at that time.

A motion was made by Bernie and seconded by Todd to set the next meeting for August 18, 2022, at 10:00 AM at Carson City Schools. Motion Carried.

10. Adjourn

A motion was made by Bernie and seconded by Todd to adjourn the meeting at 10:28 AM.

Motion Carried.



Todd Sattler, Secretary

Dated: July 21, 2022

Agenda

#172 Intercounty Drain Drainage Board (Gratiot and Montcalm Counties)

10:00 a.m., Thursday, July 21, 2022
Montcalm County Drain Office
211 West Main
Stanton, Michigan

1. Call to order and Introductions
2. Motion to elect a secretary
3. Review and set the agenda
4. Approval of the June 16, 2022, meeting minutes
5. Communications and reports of board members, committees, and consultants
 - a. Review construction progress
 - b. Approval of change orders/progress payments
 - c. Receive the Treasurer's Report
6. Approval of invoices
7. Other business
8. Public comment
9. Set the date, time, and location of the next meeting
10. Adjourn

Board Members

Brady Harrington, Chair, Michigan Dept. of Agriculture & Rural Development
Bernard Barnes, Gratiot County Drain Commissioner
Todd Sattler, Montcalm County Drain Commissioner

Drain: 80165 : No 172 InterCo: 10/01/19 - 07/21/2022							
Order Date	Order #	Type	Vendor	Description	Expenses	Revenue	Balance
10/01/19	Beginning Balance						\$ (7,365.42)
10/07/19	5810	Revolving	Drain Maintenance	Catch Basin/Lid Cleaning	\$ 80.05		\$ (7,445.47)
10/30/19	5898	Revolving	Drain Maintenance	Miss Dig	\$ 80.57		\$ (7,526.04)
01/28/20	6049	Revolving	Drain Maintenance	Miss Dig	\$ 80.18		\$ (7,606.22)
05/20/20	6192	Revolving	Drain Maintenance	Drain Problem Report	\$ 161.52		\$ (7,767.74)
05/31/20	12094			2019 Special Assessment Revenue		\$ 8,250.00	\$ 482.26
06/09/20	6229	Demand	Drain Maintenance	Drain Inspection	\$ 242.28		\$ 239.98
08/24/20	20-007	Demand	Montcalm County	Notice of Board Meeting (Practicability)	\$ 50.05		\$ 189.93
09/10/20	273943	Demand/Revolving	Daily News (445)	Publication of Drainage Board Meeting	\$ 215.40		\$ (25.47)
09/29/20		Revolving	Montcalm County	10/01/2019-08/31/2020 Indirect Allocations	\$ 35.85		\$ (61.32)
10/01/20	Beginning Balance						\$ (61.32)
10/29/20	203342	Revolving	Spicer	Account Support	\$ 51.49		\$ (112.81)
12/08/20	00073	Revolving	ENG Inc (28044)	Engineering	\$ 1,156.64		\$ (1,269.45)
12/08/20	00074	Revolving	ENG Inc (28044)	Engineering	\$ 2,327.50		\$ (3,596.95)
12/15/20	00285	Revolving	Gratiot County Harald (5606)	Gratiot Publishing Practicality Meeting Notice	\$ 456.00		\$ (4,052.95)
12/15/20	00286	Revolving	Gratiot County Harald (5606)	Gratiot Affidavit of Publishing	\$ 12.00		\$ (4,064.95)
12/17/20	12433		Gratiot County Drain Commission	Comp of Costs (34%) \$4250 & Consumers/Wind Farm Crossing Fee \$1500		\$ 5,750.00	\$ 1,685.05
01/26/21	00211	Demand	Daily News (445)	Cost of Publishing Notices	\$ 566.10		\$ 1,118.95
02/16/21	00289	Demand	FAHEY SCHULTZ BURZYCH RHODES PLC (16022)	Preliminary Design	\$ 182.00		\$ 936.95
04/06/21	000557	2021-001	Perry Drain	Drain Note		\$ 29,725.00	\$ 30,661.95
04/08/21	00685	Demand	Gratiot County Harald (5606)	Publication & Posting	\$ 316.00		\$ 30,345.95
04/08/21	00684	Demand	Fahey Schultz Burzych Rhodes PLC (16022)	Legal	\$ 320.00		\$ 30,025.95
04/22/21	00728	Demand	ENG Inc (28044)	Engineering	\$ 19,629.70		\$ 10,396.25
04/22/21	00737	Demand	Fahey Schultz Burzych Rhodes PLC (16022)	Legal	\$ 180.00		\$ 10,216.25
05/20/21	00797	Demand	Fahey Schultz Burzych Rhodes PLC (16022)	Legal	\$ 680.00		\$ 9,536.25
05/20/21	00798	Demand	ENG Inc (28044)	Engineering	\$ 6,005.00		\$ 3,531.25
05/27/21	00800	Demand	MONTCALM COUNTY REGISTER OF DEEDS (3516)	Easement Aquisition	\$ 60.00		\$ 3,471.25
06/24/21	00881	Demand	ENG Inc (28044)	Preliminary Design	\$ 2,100.00		\$ 1,371.25
08/26/21	01070	Demand	FAHEY SCHULTZ BURZYCH RHODES PLC (16022)	Easement Aquisition	\$ 80.00		\$ 1,291.25
10/14/21	01179	Demand	FAHEY SCHULTZ BURZYCH RHODES PLC (16022)	Easement Review	\$ 80.00		\$ 1,211.25
10/21/21	01231	Demand	FAHEY SCHULTZ BURZYCH RHODES PLC (16022)	Review Title Materials & GIS - Histroical Easment Affidavits	\$ 245.00		\$ 966.25
11/18/21	01295	Demand	Daily News (445)	Publication & Posting	\$ 501.65		\$ 464.60
11/18/21	01292	Demand	Gratiot County Harald (5606)	Publication & Posting	\$ 145.00		\$ 319.60
11/29/21	001384	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 28,830.92	\$ 29,150.52
12/02/21	001543	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 13,377.87	\$ 42,528.39
12/06/21	001556	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 1,850.85	\$ 44,379.24
12/10/21	001575	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 1,648.94	\$ 46,028.18
12/13/21	001583	Deposit	No 172 Inter County Drain	MDOT Prepayment		\$ 413.94	\$ 46,442.12
12/13/21	001584	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 13,462.53	\$ 59,904.65
12/16/21	001591	Deposit	No 172 Inter County Drain	Montcalm County At Large Prepayment		\$ 137,818.94	\$ 197,723.59
12/20/21	001596	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 1,681.63	\$ 199,405.22
12/20/21	001595	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 3,178.49	\$ 202,583.71
12/20/21	001594	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 1,759.40	\$ 204,343.11
12/20/21	001593	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 1,686.72	\$ 206,029.83
12/21/21	001599	Deposit	No 172 Inter County Drain	Carson City At Large Prepayment		\$ 100,000.00	\$ 306,029.83
12/27/21	001602	Deposit	No 172 Inter County Drain	Bloomer Township At Large Prepayment		\$ 41,393.24	\$ 347,423.07
12/27/21	001601	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 1,672.63	\$ 349,095.70
01/03/22	001618	Deposit	FAHEY SCHULTZ BURZYCH RHODES PLC (16022)	Refund of Invoice Paid Twice		\$ 80.00	\$ 349,175.70
01/04/22	001600	Deposit	No 172 Inter County Drain	Montcalm County Prepayments - Various Property Owners		\$ 2,075.18	\$ 351,250.88
01/07/22	001630	Deposit	No 172 Inter County Drain	Gratiot County Prepayments - Various Property Owners		\$ 44,806.23	\$ 396,057.11
01/13/21	01381	Demand	ENG Inc (28044)	Engineering	\$ 2,000.00		\$ 394,057.11
01/13/21	01380	Demand	ENG Inc (28044)	Engineering	\$ 2,680.72		\$ 391,376.39
01/13/21	01379	Demand	ENG Inc (28044)	Engineering	\$ 1,035.00		\$ 390,341.39
02/28/22	001707	Transfer	Revolving Drain Fund	Repayment of 802 Funds	\$ 9,628.61		\$ 380,712.78
02/28/22	001741	Transfer	Perry Drain	Drain Note 2021-001	\$ 20,096.39		\$ 360,616.39
02/28/22	001742	Transfer	Perry Drain	Interest on Debt Drain Note 2021-001	\$ 200.96		\$ 360,415.43
03/31/22	01525	Demand	ENG Inc (28044)	Engineering	\$ 350.00		\$ 360,065.43

Drain: 80165 : No 172 InterCo: 10/01/19 - 07/21/2022							
Order Date	Order #	Type	Vendor	Description	Expenses	Revenue	Balance
03/31/22	01524	Demand	ENG Inc (28044)	Engineering	\$ 1,511.38		\$ 358,554.05
04/21/22	01579	Demand	Bendzinski & Co (17314)	Consultants	\$ 15,200.00		\$ 343,354.05
04/21/22	01587	Demand	Clark Hill PLC (29347)	Consultants	\$ 13,224.83		\$ 330,129.22
04/07/22	001798	Deposit	FAHEY SCHULTZ BURZYCH RHODES PLC (16022)	Financing - Received		\$ 539,000.00	\$ 869,129.22
05/03/22	01611	Demand	Jackson Dirt Works LLC (15275)	Construction	\$ 49,361.40		\$ 819,767.82
06/23/22	01719	Demand	ENG Inc (28044)	Engineering	\$ 7,179.44		\$ 812,588.38
06/23/22	01720	Demand	ENG Inc (28044)	Engineering	\$ 4,009.28		\$ 808,579.10
06/23/22	01721	Demand	ENG Inc (28044)	Engineering	\$ 1,323.87		\$ 807,255.23
06/30/22	002092	Deposit	No 172 Inter County Drain	Carson City At Large Prepayment - Remaining Balance		\$ 137,186.63	\$ 944,441.86
				Remaining Balance			\$ 944,441.86

SECTION 00900.4

APPLICATION FOR PAYMENT NO.

To:	No. 172 Intercounty Drain Drainage Board	(OWNER)	
From:	Jackson Dirt Works, Inc.	(CONTRACTOR)	
Contract:	No. 172 Intercounty Drain - Contract 1		
Project:			
OWNER's Contract No.	1	ENGINEER's Project No.	20047.00
For Work accomplished through the date of: 07/18/2022			

1. Original Contract Price:	\$389,465.25
2. Net change by Change Orders and Written Amendments (+ or -):	\$0.00
3. Current Contract Price (1plus 2)	\$389,465.25
4. Total completed and stored to date:	\$346,525.75
5. Retainage (per Agreement):	
<u>10 % of completed Work:</u>	<u>\$34,652.58</u>
<u>% of stored material:</u>	
Total Retainage:	<u>\$34,652.58</u>
6. Total completed and stored to date less retainage (4 minus 5):	\$311,873.18
7. Less previous Application for Payments:	\$49,361.40
8. DUE THIS APPLICATION (6 MINUS 7):	\$262,511.78

Accompanying documentation:

CONTRACTOR'S Certification:

The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied on account to discharge CONTRACTOR's legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered 1 inclusive; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to OWNER indemnifying OWNER against any such Lien, security interest or encumbrance); and (3) all Work covered by this Application for payment is in accordance with the Contract Documents and not defective.

Dated _____

CONTRACTOR

State of _____

County of _____

Subscribed and sworn to before me this

Day of _____

Notary Public

My Commission expires: _____

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated _____

ENGINEER

By: _____

END OF SECTION

**NO. 172 INTERCOUNTY DRAIN DRAINAGE BOARD - No. 172 Intercounty
Drain**

PROJECT NO: 20047.00

PAY APP #2 (04/11/2022 to 07/18/2022)

ITEM NO	ITEM DESCRIPTION	UNIT	EST QUANT	UNIT PRICE	AMOUNT	AMOUNT FOR PAY ESTIMATE #2	QUANTITY COMPLETE TO DATE	QUANTITY REMAINING	AMOUNT COMPLETE TO DATE	AMOUNT REMAINING
Contract 1 - Open Drain										
10	24-inch Dual Wall HDPE, Culvert	LF	30	\$75.00	\$2,250.00	\$2,250.00	30.00	0.00	\$2,250.00	\$0.00
11	18-inch Dual Wall HDPE, Culvert	LF	35	\$70.00	\$2,450.00	\$2,450.00	35.00	0.00	\$2,450.00	\$0.00
12	18-inch CSP 2.66" x 0.5" Galvanized 12 Gauge, Culvert	LF	78	\$70.00	\$5,460.00	\$5,460.00	78.00	0.00	\$5,460.00	\$0.00
13	72-inch CSP 3" x 1" Galvanized 12 Gauge, Culvert	LF	58	\$310.00	\$17,980.00	\$17,980.00	58.00	0.00	\$17,980.00	\$0.00
15	Mount Hope Road Crossing, 95" x 67" CSP ARCH 3" x 1", 12 Gauge Polymer Coated, Culvert	LF	60	\$490.00	\$29,400.00	\$29,400.00	60.00	0.00	\$29,400.00	\$0.00
16	Roosevelt Road Crossing, 72" DIA. CSP 3" x 1" 12 gauge polymer coated culvert.	LF	76	\$540.00	\$41,040.00	\$41,040.00	76.00	0.00	\$41,040.00	\$0.00
20	Gravel Roadway Removal and Restoration	SYD	62	\$18.00	\$1,116.00	\$1,116.00	62.00	0.00	\$1,116.00	\$0.00
21	HMA Roadway Restoration	TON	17	\$350.00	\$5,950.00	\$5,950.00	17.00	0.00	\$5,950.00	\$0.00
27	8-inch Aggregate Base	SYD	86	\$18.00	\$1,548.00	\$1,516.50	84.25	1.75	\$1,516.50	\$31.50
31	Culv. Rem, Less than 24-inch Dia	EA	1	\$500.00	\$500.00	\$0.00	0.00	1.00	\$0.00	\$500.00
32	Culv. Rem, Over 48-inch Dia	EA	4	\$1,000.00	\$4,000.00	\$2,000.00	4.00	0.00	\$4,000.00	\$0.00
34	HMA Roadway Removal	SYD	86	\$10.00	\$860.00	\$842.50	84.25	1.75	\$842.50	\$17.50
37	Metal Headwall Removal	LF	40	\$50.00	\$2,000.00	\$0.00	0.00	40.00	\$0.00	\$2,000.00
38	Complete Clearing, Grubbing, and Snagging, Woods	LF	4325	\$7.00	\$30,275.00	\$29,750.00	4250.00	75.00	\$29,750.00	\$525.00
39	Complete Clearing, Grubbing, and Snagging, Field	LF	11555	\$3.00	\$34,665.00	\$2,613.00	11554.00	1.00	\$34,662.00	\$3.00
40	Selective Clearing, Grubbing, and Snagging	LF	379	\$7.00	\$2,653.00	\$2,653.00	379.00	0.00	\$2,653.00	\$0.00
41	Bank Tapering	LF	7506	\$6.00	\$45,036.00	\$45,036.00	7506.00	0.00	\$45,036.00	\$0.00
42	Open Drain Cleanout	LF	7463	\$3.00	\$22,389.00	\$14,364.00	7137.00	326.00	\$21,411.00	\$978.00
43	Spillway Reshaping	EA	1	\$2,000.00	\$2,000.00	\$0.00	0.00	1.00	\$0.00	\$2,000.00
44	Spoil Leveling	LF	12117	\$1.25	\$15,146.25	\$11,083.75	8867.00	3250.00	\$11,083.75	\$4,062.50
45	Mulch Blanket	SYD	150	\$2.50	\$375.00	\$0.00	0.00	150.00	\$0.00	\$375.00
46	Lawn Restoration	SYD	1474	\$5.00	\$7,370.00	\$0.00	0.00	1474.00	\$0.00	\$7,370.00
47	Plain Riprap	SYD	896	\$70.00	\$62,720.00	\$54,915.00	784.50	111.50	\$54,915.00	\$7,805.00
48	40-foot Clearing	LF	396	\$7.00	\$2,772.00	\$0.00	0.00	396.00	\$0.00	\$2,772.00
49	Field Tile Adjustment	EA	4	\$250.00	\$1,000.00	\$250.00	1.00	3.00	\$250.00	\$750.00
53	Earth Excavation	CYD	391	\$10.00	\$3,910.00	\$3,910.00	391.00	0.00	\$3,910.00	\$0.00
54	Earth Fill	CYD	460	\$10.00	\$4,600.00	\$4,600.00	460.00	0.00	\$4,600.00	\$0.00
56	Mobilization, Max (10%)	LS	1	\$25,000.00	\$25,000.00	\$0.00	0.50	0.50	\$12,500.00	\$12,500.00
57	Traffic Control	LS	1	\$10,000.00	\$10,000.00	\$10,000.00	1.00	0.00	\$10,000.00	\$0.00
58	Soil Erosion and Sedimentation Control Measures	LS	1	\$5,000.00	\$5,000.00	\$2,500.00	0.75	0.25	\$3,750.00	\$1,250.00
ORIGINAL CONTRACT AMOUNT						\$389,465.25	\$291,679.75			

ORIGINAL CONTRACT AMOUNT:	\$389,465.25
MAX. POSSIBLE RETAINAGE OF ORIGINAL CONTRACT (10% UP TO 50% OF CONTRACT AMOUNT):	\$ 38,946.53
PAY ESTIMATE #1 AMOUNT:	\$54,846.00
RETAINAGE WITHHELD FOR PAY ESTIMATE #1:	\$ 5,484.60
TOTAL DUE FOR PAY ESTIMATE #1:	\$49,361.40
PAY ESTIMATE #2 AMOUNT:	\$291,679.75
RETAINAGE WITHHELD FOR PAY ESTIMATE #2:	\$ 29,167.98
TOTAL DUE FOR PAY ESTIMATE #2:	\$262,511.78