

Gregg  
Miller  
Nash  
Suma  
Wiley

CLINTON RIVER SPILLWAY  
INTER-COUNTY DRAINAGE BOARD  
APRIL 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 March 28, 2018	3
5. NOAA/EPA Habitat Restoration Grant Update – Jeff Bednar	6
6. Liability Insurance Coverage Proposal – Stephen Saph	7
7. Consideration of approval of invoices:	11
See attached spreadsheet	
8. Financial Update – Bruce Manning	12
9. Old Business	
10. New Business	
11. 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 March 28, 2018.

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

Candice Miller, Secretary  
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: Brian Baker, Chief Deputy, Karen Czernel, Deputy, Bruce Manning, Financial Manager, Tom Stockel, Construction Manager, Jeff Bednar, P.E., CFM, Environmental Engineer, Denise Harwood, Accountant, Barbara Delecke, Administrative Services, Office of Macomb County Public Works Commissioner; Anne Vaara, Chief Deputy, Steve Korth, P.E., Manager, Joel Kohn, P.E., Engineering Systems Coordinator, Office of Oakland County Water Resources Commissioner; Mary Bednar, P.E., Director of Public Services, Clinton Township; Brian Hartner, Fred Kaluza, Linda Kaluza, Clinton Township Residents

The Chairman called the meeting to order at 11:10 a.m.

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

Adopted: YEAS: 4  
NAYS: 0

The minutes of the meeting of February 28, 2018 were presented. A motion was made by Mr. Nash, supported by Mr. Suma to approve the minutes as presented.

Adopted: YEAS: 4  
NAYS: 0

The Clinton River Spillway project received a Merit Award at the Michigan Association of County Drain Commissioners' Winter Conference. A meeting was held with the EPA where it was recommended that Macomb County request an extension into 2018 for post-monitoring and final clean-up. Anyone interested in participating in the spring fish shocking on April 24, 2018, please let Mr. Bednar know. Warranty work for the plantings will be determined once everything starts to turn green. Additional plantings will be done in May/June under the NOAA portion of the grant; trees will be planted at the Harrison Township park site and along the Harbor Road site close to the fishing pier. Woody vegetation treatments will be done in June/July. A phragmites treatment will be applied in September. Mr. Gregg asked that a tour be planned for May/June. The MDNR provided four signs that they would like installed near the Harrison Township Park and the fishing pier.

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

Adopted: YEAS: 4  
NAYS: 0

A motion was made by Mr. Nash, supported by Ms. Miller to receive and file Mr. Saph's report, authorize Macomb and Oakland Counties to collaborate on information, add the Red Run Inter-County Drain to the quote and to investigate alternative allocations.

Adopted: YEAS: 4  
NAYS: 0

Clinton Township is interested in purchasing approximately 6.299 acres of the Sheffield property through a Trust Fund Grant. The grant is for 75% of the cost, with the township providing a 25% match. Total purchase price will be \$377,940.00. Ms. Bednar asked the Board to provide a letter of support to be included with the grant application due on April 1<sup>st</sup>. Mr. Gregg asked Macomb County, as Secretary, to write the letter on behalf of the Board. Ms. Bednar also asked if Macomb and Oakland Counties would write letters of support for a parcel of land Clinton Township is purchasing by the George George Park. The township needs a more definitive list of maintenance costs and is willing to work with the Board on this.

A motion was made by Mr. Nash, supported by Ms. Miller to authorize the expression of interest in the sale of the Sheffield property and to support the Michigan Department of Natural Resources Trust Fund Grant proposal from Clinton Township.

Adopted: YEAS: 4  
NAYS: 0

A motion was made by Ms. Miller, supported by Mr. Suma to receive and file the financial report presented by Mr. Manning.

Adopted: YEAS: 4  
NAYS: 0

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

Adopted: YEAS: 4  
NAYS: 0

The meeting was adjourned at approximately 11:40 a.m.



Candice S. Miller, 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 March 28, 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.

  
\_\_\_\_\_  
Candice S. Miller, Secretary  
Clinton River Spillway Inter-County Drainage Board

DATED: 4/2/18

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**PRINCIPALS**

Daniel W. Mitchell  
Nancy M.D. Faught  
Keith D. McCormack  
Jesse B. VanDeCreek  
Roland N. Alix  
Michael C. MacDonald  
James F. Burton  
Charles E. Hart

**SENIOR ASSOCIATES**

Gary J. Tressel  
Randal L. Ford  
William R. Davis  
Dennis J. Benoit  
Robert F. DeFrain  
Thomas D. LaCross  
Albert P. Mickalich  
Timothy H. Sullivan  
Thomas G. Maxwell

**ASSOCIATES**

Marvin A. Olane  
Marshall J. Grazioli  
Donna M. Martin  
Colleen L. Hill-Stramsak  
Bradley W. Shepler  
Karyn M. Stickel  
Jane M. Graham  
Todd J. Sneathen  
Aaron A. Uranga  
Salvatore Conigliaro

Spillway:  
April 20, 2018

**NOAA & EPA:**

- Maintenance and prevention of soil erosion shall continue.
- NOAA progress report to be submitted April 30
- Fish shocking scheduled for April 24th
- Post monitoring continues
- 200 trees total were planted along the Spillway
  - a. 130 near Metro Pkwy on the N side of the Spillway
  - b. 45 trees near the old planting zone on the N side of the Spillway near Jefferson Ave.
  - c. 25 trees in the old planting zone on the S side of the Spillway near Metro Pkwy.

Albert Mickalich  
Senior Associate  
Project Manager

## Macomb County Inter-County Drains and Drainage Districts

Responding Insurance Carrier Proposals:

Trident Public Risk Solutions presenting **Argonaut Insurance Company**

Rating – A XIII Stable, Admitted

General Liability, Non-Owned Automobile Liability, and Public Officials' Liability – all afforded on an Occurrence basis excess of a retained limit.

The retained limit is applicable to both defense costs and the payment of third-party damages.

Defense expenses are outside of the limits of liability afforded by the carrier (payment of defense expenses will not reduce the available limits of liability).

An aggregate does not apply to the Automobile Liability coverage.

Excludes Employment Practices Liability.

Separate limits are afforded for each line of coverage (general liability, public officials', and automobile liability). Payment of damages for one line of coverage will not impact or reduce the limits available and dedicated to the remaining lines of coverage.

Each Occurrence Limit –	11,000,000
Aggregate Limit –	12,000,000
Retained Limit -	250,000
Annual Premium (excluding Terrorism) -	68,375
Additional Premium for Terrorism -	1,805
<b>Total Annual Premium -</b>	<b>70,180</b>

Stephen R. Saph Jr.

**Nickel & Saph, Inc. Insurance Agency**

586-463-4573

586-747-9315 – cell

586-463-3135 – fax

[stephenjr@nickelsaph.com](mailto:stephenjr@nickelsaph.com)

March 13, 2018

Chapter 21  
Liability Insurance  
Apportionment Options

DRAIN	EXPENSES-YEAR ENDING 9/30/2017			PAST 5 YEAR AVERAGE EXPENSES		
	EXPENSES	PERCENT	COST	EXPENSES	PERCENT	COST
Bear Creek	262,884	16.88%	11,846	216,293	17.14%	12,032
Clinton River Spillway	1,130,918	72.62%	50,962	780,500	61.87%	43,418
McCoy Relief	4,462	0.29%	201	2,668	0.21%	148
McCoy Relief Warren Branches	1	0.00%	0	6	0.00%	0
Red Run (all) <sup>1</sup>	53,017	3.40%	2,389	169,013	13.40%	9,402
Sharkey Relief	37,876	2.43%	1,707	17,930	1.42%	997
Sharkey Ryan Branches	48	0.00%	2	100	0.01%	6
Gibson (St Hgt-Troy) <sup>2</sup>	0	0.00%	0	0	0.00%	0
Crapau Creek	0	0.00%	0	2,197	0.17%	122
Richmond-Columbus	68,178	4.38%	3,072	72,885	5.78%	4,054
Totals	1,557,384	100.00%	70,180	1,261,592	100.00%	70,180

DRAIN	WITHOUT GRANTS & BONDS			MILES		
	EXPENSES	PERCENT	COST	MILES	PERCENT	COST
Bear Creek	50,784	43.93%	30,829	11.01	27.39%	19,222
Clinton River Spillway	59,493	51.46%	36,116	2.14	4.98%	3,493
McCoy Relief	4,462	3.86%	2,709	3.54	8.23%	5,779
McCoy Relief Warren Branches	1	0.00%	0	3.28	7.63%	5,355
Red Run (all) <sup>1</sup>	57	0.05%	35	11.79	29.20%	20,495
Sharkey Relief	149	0.13%	90	4.03	9.37%	6,579
Sharkey Ryan Branches	48	0.04%	29	0.28	0.65%	457
Gibson (St Hgt-Troy) <sup>2</sup>	0	0.00%	0	1.53	0.00%	0
Crapau Creek	0	0.00%	0	3.18	7.40%	5,191
Richmond-Columbus	611	0.53%	371	2.21	5.14%	3,608
Totals	115,605	100.00%	70,180	42.99	100.00%	70,180

DRAIN	AVAILABLE FUNDS
Bear Creek	\$ 1,019,060
Clinton River Spillway	\$ 74,689
McCoy Relief	\$ 270,214
McCoy Relief Warren Branches	\$ 52,655
Red Run (all) <sup>1</sup>	\$ 382,198
Sharkey Relief	\$ 650,221
Sharkey Ryan Branches	\$ 15,050
Gibson (St Hgt-Troy) <sup>2</sup>	0
Crapau Creek	\$ 12,794
Richmond-Columbus	\$ 50,454

Total Insurance Premium	70,180.00
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<sup>1</sup>All Red Run mileages and available funds are combined

<sup>2</sup>The Gibson drain has been inactive for years and has no available funds. Because the flow connects with Red Run and Bear Creek, Gibson's portions has been divided between Red Run and Bear Creek for mileage apportionment





Brian Baker &lt;brian.baker@macombgov.org&gt;

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## Inter-County Drains

1 message

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**Stephen Saph Jr** <stephenjr@nickelsaph.com>

Wed, Apr 11, 2018 at 4:04 PM

To: Brian Baker &lt;brian.baker@macombgov.org&gt;

Cc: "Korth, Steven A" &lt;korths@oakgov.com&gt;, Jeff Bednar &lt;jeff.bednar@macombgov.org&gt;, Bruce Manning &lt;bruce.manning@macombgov.org&gt;, Michelle Amato &lt;michelle@nickelsaph.com&gt;

Per the comment below from our contact with Trident/Argonaut, we have been advised that we can add the additional exposures for the Red Run drains at no additional cost nor with any change to the proposed coverages. No change in premium due to the minimum premium situation with the initial quote.

Attached, please find an updated schedule of drainage districts that would be named as insureds should the boards decide to secure coverage.

If questions, just call. See you all on the 25<sup>th</sup>. Thanks.

***"Provided underwriting with the updated list of drains and the additional budgets. There will be no change/additional premium."***

Stephen R. Saph Jr.

Nickel & Saph, Inc. Insurance Agency

586-463-4573

586-463-3135 - FAX

586-747-9315 - CELL

stephenjr@nickelsaph.com



**Macomb County Public Works Inter-County Drain Inventory - Revised.xlsx**

11K

## Macomb County Inter-County Drains Drainage Districts

Drain ID	Drain Name	Chapter ID	Community ID
1	2000 Bear Creek	21	WRRN
2	2001 Bear Creek Enclosure	21	WRRN
3	2002 Bear Creek GM Enclosure #2	21	WRRN
4	2003 Bear Creek Warren Branches	21	WRRN
5	2004 Bear Creek Warren Branches #2	21	WRRN
6	2005 Clinton River Basin Special Project	21	CLINT
7	2006 Clinton River Spillway	21	HARR
8	2007 Mc Coy Relief	21	WRRN
9	2008 Mc Coy Relief Warren Branches	21	WRRN
10	2009 Red Run Warren Drain	21	WRRN
11	Red Run Federal Drain	21	
12	Red Run Improvement	21	
13	Red Run Project 2 Drain	21	
14	2010 Sharkey Relief	21	WRRN
15	2011 Sharkey Relief/Ryan	21	WRRN
16	2012 Gibson (St. Hgt. - Troy)	21	Multi
17	2608 Richmond-Columbus (Inter County)	21	Multi
18	6000 Crapau Creek	6	Multi

CLINTON RIVER SPILLWAY - 4/25/18

<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 EPA Grant (Closing date 12/2018)	Bednar	Anglin Civil, LLC	\$ 9,024.80	Construction Estimate #9 - 7/2/17 - 3/12/18	Habitat Restoration Construction	\$ 142,610.99
	NOAA Grant (Closing date 12/2018)	Bednar	Anglin Civil, LLC	\$ 59,943.40	Construction Estimate #9 - 7/2/17 - 3/12/18	Habitat Restoration Construction	\$ 263,507.40
Total				\$ 68,968.20			

9212.bd

**YTD Trial Balance**

**Fund: Clinton River Spillway**

**As of Fiscal Period: Oct 1, 2017-March 31, 2018**

	<b>O&amp;M Balance 9/30/2017</b>	<b>O&amp;M</b>	<b>TOTAL 3/31/2018</b>
<b>Cash - Operating</b>	254,515	(12,408)	242,107
<b>Accounts Receivable</b>			0
<b>Assets</b>			0
<b>Liabilities</b>			0
<b>Revenues</b>		339	339
<b>Expenditures</b>		12,747	12,747
<b>Equity</b>	254,515		242,107

**NOTES**

Remaining balance-NOAA Grant 434,275  
Remaining balance-EPA Grant(Total) 1,709,316 Total shows amount remaining for  
Both grants require no match Partridge Creek, McBride and Spillway projects