

DRAINAGE MEETING  
JOINT DISTRICT MARSHALL-STORY #1  
MAY 27, 2014

The Drainage District Trustees of Marshall and Story Counties met in a telephone conference call in the board conference room at the Story County Administration Building to consider a levy for repair against Joint Drainage District Marshall-Story #1, Story County controlling. Members present were Paul Toot, chair, and Rick Sanders of Story County and Denny Grabenbauer of Marshall County. Also present were Marshall County Board Secretary Lisa Gassman and Drainage Clerk Whitney Hunt and Story County Engineer Darren Moon and Drainage Clerk Scott Wall.

Toot called the meeting to order at 8:40 a.m.

Wall said the district had been returned to supervisor control in January of 2013 and a land owner had subsequently complained about the main district tile across his property as it was blocked and collapsing. A December 2013 public hearing resulted in the hiring of ISG, Inc. to prepare a preliminary engineering report on the main district tile. That report has been completed and a hearing is scheduled for June 24, 2014. The cost of the report has left the district fund with a negative balance of \$14,977.95. Wall is recommending that the district be levied at 55% of its original assessed value (see attached) which will leave a balance of \$3,466.28 after expenses.

Wall said Engineer Kent Rode of ISG, Inc. has suggested holding off on any levy until after the June 24 hearing. If the trustees decide to reclassify the district and additional lands are brought in there would be more land owners to share the costs. Wall believes that allowing interest to accumulate on the unpaid claims until an unspecified time after June 24 is not in the best interests of the district.

Sanders concurred that there should be a levy to relieve the current district debt.

Hunt asked if there would be a second levy this year following the June 24 hearing and what the timing might be as Marshall County is implementing a new real estate software package this year.

Wall said on June 24 the trustees will make some decision regarding the status of the main tile. They may decide to repair it with a new 30" tile, improve it with a 42" tile as recommended by ISG, and/or reclassify the district or they may do none of these things and ask for further study. Much depends on the input received from those who attend on June 24. If the project does move forward the next step would be to direct ISG to prepare design plans and bid documents. Once they are prepared a date for another hearing would be set. ISG provided a tentative timeline that has a September bid letting. Once a bid has been accepted we could levy the district again. The due date could be set anytime but under the Code drainage levies are not delinquent until October 1. We could make the levies due March 31 with the second half of property taxes for instance but would include a letter with the assessment notices explaining that no penalties for late payment can be assessed on payments being made on or before September 30, 2015.

Grabenbauer asked if the counties have to pay for any of this. Wall replied that all costs are borne by land owners in the district. Moon added that both counties have road right-of-way in the district and would be levied for benefits to that right-of-way.

Wall stated that there were only 3 of the 6 board members available for this meeting but he had received an email from Marshall County trustee Deane Adams, who had a prior commitment, supporting the levy.

Sanders moved, seconded by Grabenbauer, to levy Joint Drainage District Marshall-Story #1 at 55% of its original assessed value, said levy to be due on or before September 30, 2014. Motion carried unanimously (MCU).

Grabenbauer moved, seconded by Sanders, to adjourn. MCU. Meeting adjourned at 8:50 a.m.

Respectfully submitted,

Scott T. Wall