

DRAINAGE MINUTES
DISTRICT BOONE #28-STORY #1
JULY 5, 2016

The Story County Drainage District Trustees met during a regular Board of Supervisor's meeting to consider an Application for Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts (on file in the Story County Auditor's Office) which addresses how the Dakota Access pipeline will cross under a drainage district tile in Joint Drainage District Boone #28-Story #1, Boone County controlling. Members present were Rick Sanders, chair, Wayne Clinton, and Martin Chitty. Also present were County Engineer Darren Moon, Drainage Clerk Scott Wall, and 10 others.

Prior to recessing as Board of Supervisors the trustees heard comments from Linda Murken concerning the Bakken pipeline and Dakota Access. Murken said Dakota Access originally agreed to delay construction of the pipeline until all permits were in place. They later requested the Iowa Utilities Board to allow them to begin construction on areas not controlled by the Army Corps of Engineers which has yet to grant them permission to cross lands under the Corps' authority. Murken requested that the Supervisors not approve applications from Dakota Access until the Corps has ruled on pipeline construction.

Sanders called the meeting to order at 10:03 a.m.

Clinton moved, seconded by Chitty to un-table the Application from the previous week's trustee meeting. Motion carried unanimously (MCU).

Sanders said his recollection was that this item had been presented last week and tabled due to discrepancies between it and another application from Dakota Access.

Wall said an engineering drawing submitted with the application last week had elevation data that did not match elevations on an earlier drawing submitted for the pipeline's crossing of County Road R38/510th Avenue which is adjacent to the district tile. Also the original application had not been signed by the applicants, a requirement for Story County to consider any applications. Wall said a signed application has been received and Moon says the new drawing is acceptable.

Moon confirmed that the data on the engineering drawings of the tile and road crossings now matches.

Clinton asked where the pipeline now stands in the construction process in Story County.

Moon said all agreements between the county and Dakota Access are now in place. Our consultant, ISG, has inspectors ready to monitor pipeline construction and county staff is prepared to assist them.

Clinton moved, seconded by Chitty, to approve the Application for Construction of a Hazardous Liquid Pipeline Over, Across, or Beneath County Drainage Districts contingent on the action of the Boone County Drainage District Trustees who will be considering the Application in a separate meeting.

Clinton acknowledged Murken's concerns, which are valid concerns that deserve to be addressed. His primary concern is that all requirements are met for the pipeline to cross Story County. He believed there was a representative from Dakota Access present at the meeting and invited him to speak on the subject of permits for construction of the pipeline.

Craig Schoenfeld stated that he is the liaison between Dakota Access and the counties being crossed by the pipeline. He is not employed directly by Dakota Access and is not authorized to speak on their behalf.

He did confirm that Hamilton and Webster Counties were also considering this application today and Boone County will be considering it tomorrow.

Sanders asked for a vote on Clinton's motion to approve the application from Dakota Access. MCU.

Clinton moved, seconded by Chitty, to adjourn. MCU. Meeting adjourned at 10:10 a.m.

Respectfully submitted,

Scott T. Wall