

## AGENDA

### Red Run Intercounty Drain Drainage Board Macomb and Oakland Counties

**January 18, 2023 – 10:00 a.m.**

Office of the Oakland County Water Resources Commissioner  
One Public Works, Building 95 West  
Waterford, Michigan, and Microsoft Teams

1. Call meeting to order

Board Members:

Michael Gregg, Chair, Michigan Department of Agriculture and Rural Development  
Candice Miller, Macomb County Public Works Commissioner  
Jim Nash, Oakland County Water Resources Commissioner

2. Approval of the meeting agenda for January 18, 2023
3. Approval of Drainage District Board Meeting Minutes from December 14, 2022
4. Public Comment
5. Red Run Freedom Hill
  - a. Account of Project Standing
6. Present trial balance
7. Present for approval payment of invoices in the amount of \$6,731.50
8. Other business
9. Adjourn

**Agenda Item No. 3**

Board Meeting Minutes from  
December 14, 2022

Minutes of the Meeting  
of the Intercounty Drainage Board for the  
Red Run Drain

December 14, 2022

Minutes of the regular meeting of the Drainage Board of the Red Run Drain Drainage District held at the Office of the Macomb County Public Works Commissioner, 21777 Dunham Road, Clinton Township Michigan on the 14<sup>th</sup> day of December at 10:30 a.m. Eastern Standard Time and via Microsoft Teams.

Present:

Michael Gregg, Chairperson and Deputy for Gary McDowell, Director of the Michigan Department of Agriculture and Rural Development; Candice Miller, Member and Macomb County Public Works Commissioner; and Anne Vaara for Jim Nash, Secretary and Oakland County Water Resources Commissioner.

Also Present: Representing the office of the Macomb County Public Works Commissioner, Brian Baker, Tom Stockel and Jeff Bednar. Representing the office of the Oakland County Water Resources Commissioner: Steve Korth, George Nichols, Kelsey Cooke, Meg Koss, Sara Rubino, and Stephanie Lajdziak. Others in attendance: Nancy Kolinski (Hubbell, Roth & Clark).

1. Call meeting to order.

Chairperson Gregg called the meeting to order at 10:36 a.m.

2. Agenda.

Motion by Vaara, supported by Miller, to approve the December 14, 2022, agenda as presented.

Adopted: YEAS – 3  
NAYS – 0

3. Minutes.

Motion by Miller, supported by Vaara, to approve the minutes of the November 9, 2022, meeting.

Adopted: YEAS – 3  
NAYS – 0

4. Public Comment.

None.

5. Freedom Hill.

Ms. Kolinski provided a brief update regarding the Freedom Hill project. She advised that Macomb County Planning installed signage around the trail on December 13<sup>th</sup> and the last panel of the fence on Schoenherr Rd. was also installed. Ms. Kolinski furthered that there have been no other major changes since the November meeting.

Motion by Miller, supported by Vaara, to receive and file the Freedom Hill update as presented.

Adopted: YEAS – 3  
NAYS – 0

6. Change Order

Change Order No. 1 from L.J. Construction for the Freedom Hill North Bank Stabilization Project for a net increase in the amount of \$40,269.88 was presented. It was moved by Miller, supported by Vaara, to approve Change Order No. 1 for a net increase in the amount of \$40,469.88 as presented.

Adopted: YEAS – 3  
NAYS – 0

7. Construction Estimate

Construction Estimate No. 6 for L.J. Construction in the amount of \$160,544.76 with a transfer to the Oakland County Treasurer in the amount of \$2,013.49 was presented. Motion by Vaara, supported by Miller, to approve Construction Estimate No. 6 in the amount of \$160,544.76 with a transfer to the Oakland County Treasurer in the amount of \$2,013.49 as presented.

Adopted: YEAS – 3  
NAYS – 0

8. Trial Balance.

Mr. Nichols presented the Trial Balance report dated December 7, 2022, indicating a cash available balance of \$1,214,448.50. Motion by Vaara, supported by Miller, to receive and file the updated Trial Balance as provided.

Adopted: YEAS – 3  
NAYS – 0

9. Invoices and/or Reimbursement of the Drain Revolving Fund.

A request for approval of payment of invoices and/or reimbursement of the Drain Revolving Fund in the amount of \$3,135.00 was presented. Motion by Miller, supported by Vaara, to approve payment of invoices and/or reimbursement of the Drain Revolving Fund as presented.

Adopted: YEAS – 3  
NAYS – 0

10. Other Business.

a) Sara Rubino, WRC Attorney, provided the Board with an update regarding a commercial property located at 7001 Chicago Road in Warren. She advised that in April 2022, the Board authorized Aloia Law to address issues of ownership regarding

the parking lot that encroaches upon an easement held by the Drainage District. The WRC maintains that the Drainage District only holds easement rights and does not hold the title. As of the week of December 12<sup>th</sup>, the Drainage District was served with a summons and complaint filed through Macomb County Circuit Court regarding this property. The complaint does address the Drainage District's easement rights and is not seeking to modify or terminate those rights. She furthered stating that she will continue working with Aloia Law on this matter and will advise the Board on any progress of litigation on this matter. Ms. Rubino also noted that handling this matter is covered under the scope of services of the engagement letter with Aloia Law that was approved at the April 2022 meeting.

- b) Commissioner Miller addressed the Board regarding the correspondence between herself and Commissioner Nash pertaining to operations at the George W. Kuhn Retention Treatment Basin (GWK). She noted that although there are differences in opinion of what occurs at the GWK, she would welcome meeting with the various departments that hold interest in the issues of treated combined sewer overflows involving the Drainage District. She voiced that a major area of concern is that due to overflow of the GWK, she believes that Macomb loses a lot of capacity.

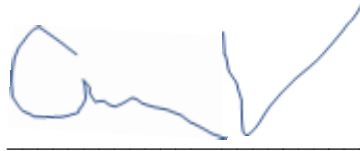
Commissioner Miller advised that the Michigan Department of Environment, Great Lakes and Energy (EGLE) approached Macomb County about working with the Army Corps of Engineers to conduct a study in Southeast Michigan regarding the flooding. Discussion ensued regarding the possible causes and the flooding issues Macomb has been facing in recent years. In order to better understand the issue of flooding, which may be a result of generational transportation problems, Jeff Bednar offered that studies from the Army Corps of Engineers and/or the University of Michigan be conducted to see where the issue is.

Anne Vaara closed in stating that a visit at the GWK with Macomb County Commissioners had taken place earlier this month to further educate them on the system. The Board agreed that this matter will be further discussed at the January 2023 Board meeting.

- 11. Adjourn.  
Motion by Vaara, supported by Miller, to adjourn the December 14, 2022, meeting at 11:30 a.m.

Adopted: YEAS – 3  
NAYS – 0

Next Regular Meeting: *Office of the Oakland County Water Resources Commissioner, One Public Works Drive, Building 95 West, Waterford, Michigan* and electronically at 10:00 a.m., Eastern Standard Time on January 18, 2023



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Anne Vaara, Acting Secretary  
Red Run Intercounty Drain Drainage Board

STATE OF MICHIGAN            )  
  )SS.  
COUNTY OF OAKLAND        )

I hereby certify that the foregoing is a true and complete copy of the minutes of the Red Run Intercounty Drain Drainage Board, at a meeting held on the 14<sup>th</sup> day of December 2022 and that the meeting was conducted and public notice was given in compliance with the Open Meetings Act being Act 267, Public Acts of Michigan, 1976, as may be amended from time to time and that the minutes were kept and will be or have been made available to the public as required by the Act.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this 14<sup>th</sup> day of December 2022.



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Anne Vaara, Acting Secretary  
Red Run Intercounty Drain Drainage Board

## **Agenda Item No. 4**

Public Comment



**Agenda Item No. 5**

Red Run Freedom Hill

**Account of Project Standing**

APS #: 26

Time Period: December 01, 2022 thru December 31, 2022

Prepared By: Nancy Kolinski

Date Issued: January 6, 2023

**Project Task Summary:**

**Task 1 – Data Collection, Survey and Field Assessment – Complete**

**Task 2 – Soil Boring Analysis – Complete**

**Task 3 – Preliminary Plan Design – Complete**

**Task 4 - Final Design and Bid Documents – Complete**

**Task 5 – Project Coordination – Ongoing**

**Construction Update:**

- Trail construction complete.
- Fence at Schoenherr Rd has been installed.
- Signs installed

**Focus of Efforts in Next Period /Spring:**

- Failed B&B (balled & burlapped) at Schoenherr Rd trailhead, Metro Pkwy trailhead, and along Red Run, to be replaced (timeframe: Spring 2023).
- Native seeding of the area beneath the power transmission lines on the north side of Red Run remains to be completed (Spring 2023). Site preparation will need to be re-done (removal of existing vegetation, tilling of earth, etc.), prior to placement of Lo Prairie seed and mulch.
- Native shrub plantings in the Transition Side Slope along Sterling Relief remain to be planted (Spring 2023).
- Bare-root tree plantings in the Transition Side Slope along Red Run remain to be planted (Spring 2023).
- Planting of bare-root shrubs and herbaceous plugs along the south side of the amphitheater remain to be planted (Spring 2023).

**Critical Decisions Made:**

- N/A

**Outstanding Critical Questions:**

- N/A

**Client Assistance Needed:**

- 4 wheelers access the Sterling Relief and Red Run Drains around the edge of the fence on the south side of the Sterling Relief Drain. Sterling Relief Drainage Board and City of Sterling Heights may want to discuss installing some type of bollards. See adjacent photo for location.

**Schedule Concerns**

- None at this time

**Scope and/or Budget Concerns:**

- None at this time



Account of Project Standing

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## Red Run Drain Supplemental Services

### Project Task Summary:

#### Task 1 – Permitting- In Progress

- Submitted USACE Section 408 Certification – Full approval unknown.

#### Task 2 – Drainage District Assistance- In Progress

#### Task 3 – Monitoring Assistance- In Progress

#### Task 4– Grant Reporting- In Progress

- No work for this period

#### Task 5 – Meetings- No work requested under this task

#### Task 6 – USACE Phase 2 Coordination- No work requested under this task.

#### Task 7 – Project Signage- No work requested under this task

### Miscellaneous:

- GWK Outfall project (KZF): Final ready to advertise documents are due to USACE on March 02, 2023. Funding for implementation is yet to be allocated by USACE.
- Red Run South bank (AEI): Design started. Biweekly meetings of the design team occur. No schedule provided yet.
- Invasive species – Coordination continues.
  - 6 Rivers / Tech team is watching treated areas for potential bare soil
  - Next treatment May 2023
- Red Run Spill Response USACE Work Plan
  - A work plan is being prepared in conjunction with USACE Engineer Research and Development Center (ERDC). USACE will develop and install a system to detect identified contaminants. The OCWRC & MCPWO on behalf of the RRICDB will collaborate and implement a spill response pilot program to create a standardized approach to spill containment. The final work plan will be submitted upon its completion.

### Critical Decisions Made:

- N/A

### Outstanding Critical Questions:

- No at this time.

### Client Assistance Needed:

- None at this time

### Schedule Concerns

- N/A

### Scope and/or Budget Concerns:

- N/A

## **Agenda Item No. 6**

### **Trial Balance**



Trial Balance

**Organization** Oakland County  
**Periods** FY2023 : Jan  
**Ledger** Actuals  
**Accounting Worktag** FND82902 Red Run Federal Drain Ch21  
**Book** Operating  
**Company Currency** USD  
**Translation Currency** USD  
**Run** 01/10/2023 03:49 PM

Consolidation Data

Ledger Account	Beginning Balance	Debit Amount	Credit Amount	Ending Balance
100100:Cash - Operating	1,395,985.89	161,420.42	321,128.42	1,236,277.89
101500:Undeposited Cash	0.00	0.00	0.00	0.00
104100:Accrued Interest on Investment	4,704.39	660.24	0.00	5,364.63
126100:Due from Municipalities	(202,596.00)	0.00	0.00	(202,596.00)
126105:Due from Municipalities-AR Con	0.00	0.00	0.00	0.00
201210:Vouchers Payable AP Cont	(165,614.76)	160,544.76	0.00	(5,070.00)
211100:Due to Primary Government	0.00	0.00	0.00	0.00
228100:Deposits Liability	(28,244.40)	0.00	0.00	(28,244.40)
230852:Accounts Payable	0.00	0.00	0.00	0.00
381350:FB Restricted Programs	(1,224,784.17)	0.00	0.00	(1,224,784.17)
450100:Cash Sweep	0.00	160,544.76	160,544.76	0.00
655000:Investment Income	(3,503.20)	38.90	1,535.90	(5,000.20)
730000:Contractual Services	218,378.56	0.00	0.00	218,378.56
770000:Internal Support Expenditures	5,673.69	0.00	0.00	5,673.69
<b>Total</b>	<b>0.00</b>	<b>483,209.08</b>	<b>483,209.08</b>	<b>0.00</b>

Cash \$1,236,277.89  
 Permit Held (28,244.40)  
 Due from Municipalities (202,596.00)  
 Total Cash Available \$1,005,437.49

## **Agenda Item No. 7**

### **Invoices**

**MEMO TO:** Mr. Jim Nash, Chairman  
of the Intercounty Drainage Board for the RED RUN FEDERAL DRAIN

**FROM:** Shawn Phelps, Chief of Fiscal Services  
OCWRC Accounting

**DATE:** January 18, 2023

**SUBJECT:** Request for Approval of Invoices

Request for Board approval of payment of the following invoices:

<u>Date</u>	<u>Ref No.</u>	<u>Paid To</u>	<u>For</u>	<u>Amount</u>
	TBP	Six Rivers Land Conservancy	Inv # 11-7-22-ICDB - Contracted Services - Proj# 1-2895	\$ 3,113.59
			<b>Project # 1-2895 Subtotal</b>	<b>\$ 3,113.59</b>
	TBP	Hubbell, Roth, & Clark Inc	Inv # 0202530 - Contracted Services - 11/12/22 - Proj # 1-3356	\$ 3,617.91
			<b>Project # 1-3356 Subtotal</b>	<b>\$ 3,617.91</b>
			<b>Total</b>	<b>\$ 6,731.50</b>

## **Agenda Item No. 8**

Other Business



**Agenda Item No. 9**

Adjourn