

AGENDA

Red Run Intercounty Drain Drainage Board Macomb and Oakland Counties

April 17, 2024 – 10:30 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 April 17, 2024
3. Approval of Drainage District Board Meeting Minutes from March 20, 2024
4. Public Comment
5. Red Run Freedom Hill
 - a. Account of Project Standing
6. Six Rivers Land Conservancy Sustain Our Great Lakes Grant Proposal
7. Present trial balance
8. Other business
9. Adjourn

Agenda Item No. 3

Board Meeting Minutes from
March 20, 2024

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

March 20, 2024

Minutes of the regular meeting of the Drainage Board of the Red Run Drain Drainage District held at the office of the Oakland County Water Resources Commissioner, One Public Works Drive, Building 95 West, Waterford, Michigan on the 20th day of March 2024 at 10:30 a.m. Eastern Standard Time and via Microsoft Teams.

Present: Michael Gregg, Chairperson and Deputy for Dr. Tim Boring, Director of the Michigan Department of Agriculture and Rural Development; Candice Miller, Member and Macomb County Public Works Commissioner; and Jim Nash, Secretary and Oakland County Water Resources Commissioner.

Also Present: Representing the office of the Macomb County Public Works Commissioner; Brian Baker, Jeff Bednar, Vincent Astorino, and Danielle Devlin. Representing the office of the Oakland County Water Resources Commissioner: Anne Vaara, Steve Korth, Brian Coburn, Gary Nigro, George Nichols, Meg Koss, Kelsey Cooke, Stephanie Lajdziak. Others in attendance: Jamie Burton and Nancy Kolinski (Hubbell, Roth & Clark), Ian Ableson (6 Rivers Land Conservancy), Shannon Bergt (U.S. Army Detroit Arsenal).

1. Call meeting to order.

Chairperson Gregg called the meeting to order at 10:34 a.m.

2. Agenda.

Motion by Miller, supported by Nash, to approve the March 20, 2024, agenda as presented.

Adopted: YEAS – 3
NAYS – 0

3. Minutes.

Motion by Nash, supported by Miller, to approve the minutes of the December 20, 2023, meeting.

Adopted: YEAS – 3
NAYS – 0

4. Public Comment.

None.

5. Freedom Hill.

Nancy Kolinski provided the Board with an update on various projects within the Drainage District. She noted that although the Freedom Hill restoration is complete, they are waiting for the contractor to come out in the Spring to evaluate the plantings that were completed in the Fall and address any that may have failed. Once the final pay application is complete,

there will be a confirmed completion date. However, due to issues with the plantings, Jamie Burton recommended that the current contract be extended to the end of September 2024.

Motion by Nash, supported by Miller, to extend the contract completion date to September 27, 2024.

Adopted: YEAS – 3
NAYS – 0

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

Adopted: YEAS – 3
NAYS – 0

6. Red Run Resilience Update

Shannon Bergt provided the Board with an update on the resilience project that is currently underway with the Office of Local Defense Community Cooperation (OLDCC) and the U.S. Army. Currently, she is working on the statement of work to comply with the OLDCC's requirements in order to have the best possible outcome for funding. She noted that in addition to the various risk assessments to Oakland and Macomb's infrastructure, she also advised that a tabletop exercise be utilized. This tabletop exercise will expose any gaps in infrastructure from the neighboring communities that may have been otherwise missed. With the information gathered, they would ultimately like to apply for Defense Community Investment Projects (DCIP) money to help the communities at large. Discussion ensued as to the logistics of the tabletop discussion and to the potential outcomes of said discussion. Ms. Bergt concluded her update stating the project's goal is to create collaboration and protect the communities at large. She also noted that no action by the Board needed to be taken regarding this matter at this time.

7. Invasive Species Treatment Contract

George Nichols presented the Board with a memorandum requesting to extend the contract with Six Rivers Land Conservancy due to a funding gap for unanticipated invasive species, mostly Japanese Hops, that are in need of treatment along the drain. Ian Ableson with Six Rivers advised that although further funding is needed, he is optimistic about the removal of invasives during the appropriate season.

Motion by Nash, supported by Miller, to approve the requested Invasive Species Control Program Amendment in the amount of \$14,690.87 for the 2024 invasive species treatment.

Adopted: YEAS – 3
NAYS – 0

8. Beaver Creek Discussion

A brief update on the status of the Beaver Creek Drain was provided by Chairperson Gregg. At this time, it is classified as a Chapter 5 Drain, which does not have a legal route and course or petition established. Jeff Bednar advised that it's a natural water course, which mostly flows through Macomb County.

Jamie Burton furthered that HRC has done some preliminary work on Beaver Creek, and stated it mostly runs through Sterling Heights and Troy.

9. Trial Balance.

Mr. Nichols presented the Trial Balance report dated March 12, 2024, indicating a cash available balance of \$1,019,930.23.

Motion by Miller, supported by Nash, to receive and file the updated Trial Balance as provided.

Adopted: YEAS – 3
NAYS – 0

10. 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 \$42,951.78 was presented.

Motion by Nash, supported by Miller, to approve the payment of invoices and/or reimbursement of the Drain Revolving Fund as presented.

Adopted: YEAS – 3
NAYS – 0

11. Other Business.

Mr. Nichols advised the Board that the annual walk through with the U.S. Army Corps is scheduled for May 8th. The rain date for the walk through is May 10th.

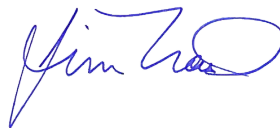
Commissioner Miller advised the Board of a meeting that took place between GLWA and DWSD regarding SSO overflow. Gary Nigro added that during this meeting, DWSD stated that although their gate operation did not seem to be an issue, they did note of a change in flow in April of 2023. Mr. Nigro advised that more meetings regarding this issue are to follow to look at additional major rain events and SSO overflow issues.

12. Adjourn.

Motion by Nash, supported by Miller, to adjourn the March 20, 2024, meeting at 11:45 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 10:30 a.m. on April 17, 2024

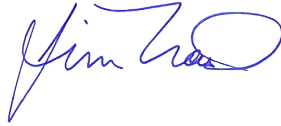


Jim Nash, Secretary
Red Run Intercounty Drain Drainage Board

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 20th day of March 2024, 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 20th day of March 2024.



Jim Nash, 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 #: 38

Time Period: March 01, 2024 thru March 31, 2024

Prepared By: Nancy Kolinski

Date Issued: April 05, 2024

Project Task Summary:

Construction Update:

- Construction complete.
- Fence along Metro Parkway installed.

Focus of Efforts in Next Period:

- Meeting with Contractor is being coordinated to inspect the condition of the plantings and inventory failed B&B trees for replacement.
- Unused Lo Prairie seed mix delivery to be coordinated with MCPWO in the Spring.
- Prepare pay application for a future submittal.

Critical Decisions Made:

- N/A

Outstanding Critical Questions:

- N/A

Client Assistance Needed:

- None at this time.

Schedule Concerns

- None at this time

Scope and/or Budget Concerns:

- None at this time

Account of Project Standing

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- Red Run South bank (AEI): Design ongoing. 95% plans nearly submitted. Submitted for EGLE for environmental permits (Part 303 Inland Lakes and Streams).

Meeting with stakeholders to review 65% plans occurred. Access and easements are a concern – Non-federal sponsor is required to obtain all easements/ agreements etc. USACE Real Estate division will be supplying a real estate plan which is a document listing what is required to submit.

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

Miscellaneous:

- GWK Outfall project (KZF): Final documents submitted to USACE. Waiting for funds to be allocated for implementation.
- Invasive species:
 - Restoration to occur in Spring/Summer. Six Rivers coordinating restoration locations and contractor.
 - Cisma submitted a pre-proposal for a grant through Sustain Our Great Lakes. Proposal selected, the grant due mid April with award in October. Six Rivers will provide additional information.
- Red Run Resilience Study (DAR2v2) – Coordination ongoing.
- Red Run Spill Response:
 - USACE Work Plan Agreement – USACE Legal and District has approved the agreement and will be providing an agreement for signatures soon.
 - Spill Updates:
 - Big Bear – Staff is following EGLE lead. EGLE is monitoring; their testing has indicated the water and sediment is safe for humans.
 - Sterling Relief – a spill appearing to be from large rain event occurred, booms have been set. Staff is monitoring.

Critical Decisions Made:

- N/A

Outstanding Critical Questions:

- None 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

Sustain Our Great Lakes Grant Proposal



Red Run Intercounty Drain Drainage District

Apr 4, 2024

National Fish and Wildlife Foundation
Sustain Our Great Lakes 2024

Dear Grants Committee,

It is with great enthusiasm that the Red Run Inter-County Drainage Board offers this letter of commitment to the Lake St. Clair (LSC) Cooperative Invasive Species Management Area (CISMA) as part of the NFWF Sustain Our Great Lakes (SOGL) Spring 2024 grant opportunity. The strategic focus and carefully designed internal plans demonstrated and practiced by the LSC CISMA is needed to maintain and enhance the invasive plant control projects, community awareness and participation, early detection and rapid response network, and organization of the CISMA.

The Red Run Inter-County Drainage Board recognizes that invasive plants are a threat to our ecosystems, economy, and health. Furthermore, we recognize that most invasive species are spread directly or indirectly through human actions. This is of utmost importance when considering the spread of invasive species throughout Southeast MI because the LSC CISMA provides outreach to one of the highest populated areas in the state, for both residents and invasive infestations. Although invasive species rapidly spread through common sources and vectors, anthropologic awareness of the invasive species and their impacts is not as common. With the strength of supportive local partners, the LSC CISMA is better able to help educate its residents on invasive species awareness, prevention, identification, control, and restoration.

To show our commitment for this effort, Red Run Inter-County Drainage Board is offering \$150,000.00 of in-kind match. This match comes in the form of cash.

We will work collaboratively with the LSC CISMA to ensure goals are aligned, results are met, and efforts are reported. The Red Run Inter-County Drainage Board will sustain invasive species awareness and management by remaining an active partner in detecting, preventing, and controlling invasive plant populations. We believe our support and commitment will significantly improve the effectiveness of CISMA outreach objectives and deliverables. Red Run Inter-County Drainage Board fully commits to and looks forward to NFWF SOGL funding.

Sincerely,

Michael Gregg
Red Run Inter-County Drain Drainage Board Chairperson



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WE LIVE SPECIAL.

Property Access Agreement for Treatment of Invasive Species

This Agreement, made this _____ (Date) by and between the Red Run Intercounty Drain, a drainage district organized pursuant to Chapter 21 of Public Act 40 of 1956, as amended (“Owner” with jurisdiction over property) and Six Rivers Land Conservancy (SRLC), a Michigan non-profit organization, for the purposes of treatment invasive plant species and helping restore wildlife habitat, at the Owner’s request, establishes consent to access the Owner’s property in Oakland and Macomb Counties allow the Lake St. Clair Cooperative Invasive Species Management Area (LSC CISMA) and/or SRLC, their employees, agents, contractors and volunteers’ access to the Property to perform the work described above from the date of final signature through December 31, 2025. Notice of treatments will be provided to the landowner at least 7 days in advance of the scheduled treatment date.

This project may be funded in whole or in part by the Michigan Invasive Species Grant Program through the Departments of Natural Resources, Environment, Great Lakes, and Energy, and Agriculture and Rural Development. An invasive species is one that is not native and whose introduction causes harm, or is likely to cause harm to Michigan’s economy, environment, or human health. Owner agrees to not knowingly introduce invasive plant species on the Property.

Owner has requested, and hereby consents and agrees to the physical, chemical or biological removal of invasive species from the Property by SRLC and/or LSC CISMA (including their respective elected officials, employees, volunteers, agents, contractors, partners, and consultants). Treatment may include applying herbicides at the recommended label rates and in accordance with all label directions under the direction of licensed, certified commercial applicators; hand pulling or cutting, or other accepted best practice control methods. Treatment may also occur under permit by the Michigan



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Department of Environment, Great Lakes, and Energy (EGLE) where applicable and will adhere to requirements under said permit, including filing any treatment amendments, all necessary posting of property prior to treatment, and all follow-up paperwork required.

To the fullest extent permitted by law, the Owner agrees to defend, pay on behalf of, indemnify, and hold harmless SRLC, LSC CISMA, LSC CISMA partners and their respective elected and appointed officials, employees, agents and volunteers and others working on behalf of SRLC or LSC CISMA against any and all claims, demands, suits, or loss, including all costs connected therewith, and for any damages which may be asserted, claimed or recovered against or from SRLC, by reason of personal injury, including bodily injury or death and or property damage, including loss of use thereof, which arises out of, or is in any way connected to or associated with the treatment of the Property as described in this agreement.

This instrument contains the entire agreement between SRLC and Owner. No verbal agreement, conversation, or representation by or between any officer, agent, or employee of the parties hereto, either before or after the execution of this Agreement, shall affect or modify any of the terms or obligations herein contained.

Any changes in the provisions of this Agreement must be in writing and signed by SRLC and the Owner. No waiver of any term or condition of this Agreement shall be binding and effective unless in writing and signed by all parties, with any such waiver being limited to that circumstance only and not applicable to subsequent actions or events. If Owner sells or transfers Property before the end of this agreement. Owner will notify SRLC in writing at P. O. Box 80902 Rochester, MI 48308-0902.



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Signed _____ Date _____
Owner or legally authorized representative

Signed _____ Date _____
SRLC by its authorized representative

Contact Information for Treatment and Access Notification

Owner Name(s): _____ Office Phone: _____

Address: _____ Cell Phone: _____

City, State, Zip: _____ Email: _____



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Department of Environment, Great Lakes, and Energy (EGLE) where applicable and will adhere to requirements under said permit, including filing any treatment amendments, all necessary posting of property prior to treatment, and all follow-up paperwork required.

To the fullest extent permitted by law, the Owner agrees to defend, pay on behalf of, indemnify, and hold harmless SRLC, LSC CISMA, LSC CISMA partners and their respective elected and appointed officials, employees, agents and volunteers and others working on behalf of SRLC or LSC CISMA against any and all claims, demands, suits, or loss, including all costs connected therewith, and for any damages which may be asserted, claimed or recovered against or from SRLC, by reason of personal injury, including bodily injury or death and or property damage, including loss of use thereof, which arises out of, or is in any way connected to or associated with the treatment of the Property as described in this agreement.

This instrument contains the entire agreement between SRLC and Owner. No verbal agreement, conversation, or representation by or between any officer, agent, or employee of the parties hereto, either before or after the execution of this Agreement, shall affect or modify any of the terms or obligations herein contained.

Any changes in the provisions of this Agreement must be in writing and signed by SRLC and the Owner. No waiver of any term or condition of this Agreement shall be binding and effective unless in writing and signed by all parties, with any such waiver being limited to that circumstance only and not applicable to subsequent actions or events. If Owner sells or transfers Property before the end of this agreement. Owner will notify SRLC in writing at P. O. Box 80902 Rochester, MI 48308-0902.



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Signed _____ Date _____
Owner or legally authorized representative

Signed _____ Date _____
SRLC by its authorized representative

Contact Information for Treatment and Access Notification

Owner Name(s): _____ Office Phone: _____

Address: _____ Cell Phone: _____

City, State, Zip: _____ Email: _____



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Agenda Item No. 7

Trial Balance



Trial Balance

Organization Oakland County
Periods FY2024 : Apr
Ledger Actuals
Accounting Worktag FND82902 Red Run Federal Drain Ch21
Book Operating
Company Currency USD
Translation Currency USD
Run 04/08/2024 10:29 AM

Consolidation Data

Ledger Account	Beginning Balance	Debit Amount	Credit Amount	Ending Balance
100100:Cash - Operating	1,047,663.71	1,834.59	32.68	1,049,465.62
104100:Accrued Interest on Investment	4,196.30	0.00	0.00	4,196.30
126100:Due from Municipalities	0.00	0.00	0.00	0.00
201210:Vouchers Payable AP Cont	0.00	0.00	0.00	0.00
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	(1,065,002.77)	0.00	0.00	(1,065,002.77)
450100:Cash Sweep	0.00	0.00	0.00	0.00
655000:Investment Income	(8,395.69)	32.68	1,834.59	(10,197.60)
730000:Contractual Services	43,897.44	0.00	0.00	43,897.44
770000:Internal Support Expenditures	5,885.41	0.00	0.00	5,885.41
Total	0.00	1,867.27	1,867.27	0.00

Cash \$1,049,465.62
 Permit Held (28,244.40)
 Total cash Available \$1,021,221.22

Agenda Item No. 8

Other Business

Agenda Item No. 9

Adjourn