

## AGENDA

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

**October 18, 2023 – 10:30 a.m.**

Office of the Macomb County Public Works Commissioner  
21777 Dunham Road, Clinton Township, 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 October 18, 2023
3. Approval of Drainage District Board Meeting Minutes from July 19, 2023
4. Public Comment
5. Red Run Freedom Hill
  - a. Account of Project Standing
6. Discussion of recent SSO's into Red Run Drain
7. Present trial balance
8. Present for approval payment of invoices in the amount of \$15,849.07
9. Other business
10. Adjourn

**Agenda Item No. 3**

Board Meeting Minutes from  
July 19, 2023

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

July 19, 2023

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 19<sup>th</sup> day of July 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; Brian Baker for 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; Jeff Bednar and Danielle Devlin. Representing the office of the Oakland County Water Resources Commissioner: Steve Korth, George Nichols, Sara Rubino, and Stephanie Lajdziak. Others in attendance: Jamie Burton and Nancy Kolinski (Hubbell, Roth & Clark); Brady Harrington (MDARD).

1. Call meeting to order.

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

2. Agenda.

Motion by Baker, supported by Vaara, to approve the July 19, 2023, agenda as presented.

Adopted: YEAS – 3  
NAYS – 0

3. Minutes.

Motion by Vaara, supported by Baker, to approve the minutes of the May 17, 2023, meeting.

Adopted: YEAS – 3  
NAYS – 0

4. Public Comment.

None.

5. Freedom Hill.

Nancy Kolinski gave the Board a brief update on the Freedom Hill project. She advised that February 2024 should see the completion of the project, with plantings being done in fall of 2023.

Ms. Kolinski advised that the GWK Headwater project has been designed and submitted to the U.S. Army Corps. of Engineers. She also noted that the South Bank project's design

timeline has been extended to Spring of 2024, but that could change depending on when the USACE implements funding for the project.

Jeff Bednar advised that a cost estimate from the USACE was obtained regarding the Resilience Study and a placeholder for the project is expected for the next fiscal year.

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

Adopted: YEAS – 3  
NAYS – 0

6. Litigation Update for 7001 Chicago Road, Warren, Michigan  
Sara Rubino, WRC Attorney, updated the Board on the Quiet Title Action at 7001 Chicago Rd. in Warren which is currently owned by Wariz Group, LLC. The default judgement (attached) resolves the issue of legal ownership of the property and protects the Drainage District's easement rights.

Motion by Vaara, supported by Baker, to receive and file the default judgement regarding Macomb County Circuit Court Case No. 22-004431-CH (Wariz Group, LLC v. The Estate of Minne Kettle and Red Run Drainage District) as presented.

Adopted: YEAS – 3  
NAYS – 0

7. Change Order.  
Change Order No. 3 for L.J. Construction, Inc. for the Freedom Hill North Bank Stabilization Project for a net decrease in the amount of \$2,367.09 was presented. Motion by Vaara, supported by Baker, to approve Change Order No. 3 as presented.

Adopted: YEAS – 3  
NAYS – 0

8. Trial Balance.  
Mr. Nichols presented the Trial Balance report dated July 12, 2023, indicating a cash available balance of \$1,174,919.54. Motion by Baker, supported by Vaara, 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 \$75,534.35 was presented. Motion by Vaara, supported by Baker, to approve the payment of invoices and/or reimbursement of the Drain Revolving Fund as presented.

Adopted: YEAS – 3

NAYS – 0

10. Other Business.

None.

11. Adjourn.

Motion by Vaara, supported by Baker, to adjourn the July 19, 2023, meeting at 11:00 a.m.

Adopted: YEAS – 3

NAYS – 0

Next Regular Meeting: *Office of the Macomb County Public Works Commissioner, 21777 Dunham Road, Clinton Township, Michigan* and electronically at 10:30 a.m., Eastern Standard Time on August 16, 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 19<sup>th</sup> day of July 2023, 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 19<sup>th</sup> day of July 2023.



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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 #: 33

Time Period: September 01, 2023 thru September 30, 2023

Prepared By: Nancy Kolinski

Date Issued: October 04, 2023

**Project Task Summary:**

**Construction Update:**

- No work since last APS

**Focus of Efforts in Next Period:**

- Failed B&B (balled & burlapped) at Schoenherr Rd trailhead, Metro Pkwy trailhead, and along Red Run, to be replaced in November.
- Native seeding of the area beneath the power transmission lines on the north side of Red Run remains to be completed in November. 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.
- Due to the amount of invasive species (Japanese Hops) treated in 2022, remaining plantings (325 bare root trees and 400 shrubs) are being postponed until November
  - Native shrub plantings in the Transition Side Slope along Sterling Relief
  - Bare-root tree plantings in the Transition Side Slope along Red Run

**Critical Decisions Made:**

- N/A

**Outstanding Critical Questions:**

- N/A

**Client Assistance Needed:**

- Fencing along Metro Parkway – orange fence placed to prevent access. Discussion on fencing and gate to control access needed.

**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-** Red Run South bank (AEI): Design ongoing. Biweekly meetings of the design team occur. 65% plans submitted. Sediment samples to be taken the week of October 16<sup>th</sup>.

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

### Miscellaneous:

- GWK Outfall project (KZF): Final documents submitted to USACE. USACE has refunded unused monies from design and construction dollars already paid by GWK Drainage District due to changes in the USACE procurement process.
- Invasive species – Coordination continues.
  - Treatment for Japanese Hops and Phragmites applied September 15<sup>th</sup>.
- Red Run Spill Response USACE Work Plan Agreement –USACE sent the agreement to their Office of Legal Counsel. Waiting for a response / execution.
- Red Run Resilience Study - Staff are working with the Office of Local Defense Community (OLDCC) and University of Michigan. Waiting on last component's scope and budget - U of M H&H professor for collecting rain data, modeling, etc. Upon receipt, the application will be finalized and sent to OLDCC as soon as possible.

### 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**

SSO Discussion

## **Agenda Item No. 7**

### **Trial Balance**



Trial Balance

**Organization** Oakland County  
**Periods** FY2024 : Oct  
**Ledger** Actuals  
**Accounting Worktag** FND82902 Red Run Federal Drain Ch21  
**Book** Operating  
**Company Currency** USD  
**Translation Currency** USD  
**Run** 10/11/2023 04:33 PM

Consolidation Data

Ledger Account	Beginning Balance	Debit Amount	Credit Amount	Ending Balance
100100:Cash - Operating	1,157,296.39	13,687.99	27,375.98	1,143,608.40
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	(13,687.99)	13,687.99	0.00	0.00
211100:Due to Primary Government	(13,687.99)	0.00	0.00	(13,687.99)
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	(1,105,872.31)	0.00	0.00	(1,105,872.31)
450100:Cash Sweep	0.00	13,687.99	13,687.99	0.00
<b>Total</b>	<b>0.00</b>	<b>41,063.97</b>	<b>41,063.97</b>	<b>0.00</b>

Cash \$1,143,608.40  
 Permit Held (28,244.40)  
 Voucher Payable (13,687.99)  
 Cash Available \$ 1,101,676.01

## **Agenda Item No. 8**

### 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



For Shawn Phelps

**DATE:** October 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	Hubbell, Roth, & Clark Inc	Inv # 0210482 - Contracted Services - 09/16/23	\$ 1,204.55
	TBP	Hubbell, Roth, & Clark Inc	Inv # 0210770 - Contracted Services - 09/30/23	168.60
	SINV00211864	Hubbell, Roth, & Clark Inc	Inv # 0208522 - Contracted Services - 06/30/23	3,780.16
	TBP	Hubbell, Roth, & Clark Inc	Inv # 0209767 - Contracted Services - 08/19/23	787.93
	SINV00193358	Hubbell, Roth, & Clark Inc	Inv # 0206367 - Contracted Services - 04/29/23	9,907.83
			<b>Total</b>	<b>\$ 15,849.07</b>

## **Agenda Item No. 9**

Other Business



**Red Run Intercounty Drain  
2024 Meeting Schedule**

The following meetings will convene at 10:30 a.m. in the office of the **Oakland County Water Resources Commissioner**, Public Works Building, One Public Works Drive, Waterford, Michigan and virtually:

January 17, 2024  
February 21, 2024  
March 20, 2024

April 17, 2024  
May 15, 2024  
June 12, 2024

The following meetings will convene at 10:30 a.m. in the office of the **Macomb County Public Works Office**, 21777 Dunham Road, Clinton Township, Michigan and virtually:

July 17, 2024  
August 14, 2024  
September 18, 2024

October 16, 2024  
November 20, 2024  
December 18, 2024



**Agenda Item No. 10**

Adjourn