

YORKVILLE STORM WATER UTILITY COMMISSION

MEETING MINUTES

April 9, 2015

Chairman Steve Nelson called the meeting of the YSWUC to order at 6:00 p.m. Present were Chairman Nelson, Town Supervisor Sherry Gruhn, Tom Lauber, John Vyvyan, Robert Root, and Jason Christensen. Also present were landowners Al Wilks and Carole Drinkwater.

Minutes from the March 5, 2015 meeting were approved on motion by Tom Lauber, seconded by John Vyvyan and carried.

Jason Christensen gave a report on the East Branch project. Shawn has completed all cutting for the year. There are three properties that did not get done, Neil Young, Mithi & Leslie Baylen, and Kay Friesma. There is quite a bit of clean up work that needs to be done. We will now need to wait for some dryer weather to get this clean up completed. The Plantamura property still needs some fencing to be replaced along with cleaning. Steve did some clean up in the yard and planted some grass seed. Mike DeGarmo's property is OK but still needs some cleaning up. Art Lechner property was cut and he is OK with what was left. He will keep the wood and clean up on his own. Constance Coldren needs some restoration on her grass lawn.

Al Wilks and Carole Drinkwater were in attendance at this meeting to advise their concerns of the work that was done on their properties. Shawn Roberts left a real mess and it needs to be addressed. Mr. Wilks did indicate that he had done quite a bit of work on his own to clean up the ruts that were left. It looks like Shawn dragged trees from other properties to the Drinkwater property and left a very large pile of logs. The area in question amounts to approximately 15 acres. Al did some disc work and did what he could in order to get the field ready for planting. He will be monitoring the yield that comes off this portion of land and will expect some reimbursement for his crop. Shawn pushed a lot of the brush right up to the top of the bank and that will need to get burned. Al and Carole were both adamant that they did NOT want Shawn back on their properties. He will be allowed to get the logs off of the Drinkwater property and repair any damage to the lawn but nothing else. He will have until May 1 to get these logs removed. Shawn did not receive any permission to drag logs nor permission to stack/store these on the Drinkwater property.

Jason will walk the canal in the next week or two and make a list of all work that needs to be completed. This list along with the log pick up will need to be completed before we will approve any payment to Shawn.

Jason will get a quote from Don North regarding spraying. Will ask for two quotes, one for entire canal and one for work that was just completed this year.

Spoke briefly about the Rail Road Right-of-Way. The easements for the railroad were sold illegally to the DOT and the DOT gave them to the DNR. The landowners own the land but now the US Court will have to work with the landowners and get appraisals. The trail that is left will be known as "Rails for Trails" but the rails and rail ties will need to be removed. There are hundreds of property owners along this trail and this could take quite some time before all is returned to a trail appearance.

Jason will work with Neil Young and try to get him to agree to let us go on his property to get the clearing done. We want him to understand that his farm will be better off if we can get this work done. We will talk to Kevin Whitley to see if he can help us convince Mr. Young to let us clear the canal on his property.

Next we will need to see work with the DNR to either have them extend our permit so we can get the balance of the work completed, or if we need to apply for a new permit. Jason will be advising the DNR

of work to date and we will more than likely have to set up a date to meet with them and review the project. We hope we can get an extension and not have to go through a whole new permit process. When time is appropriate we will ask for bids to get the balance of the canal clearing completed. We will not have to let bids, since the portion of the project should be less than \$25,000. We can just have contractors bid the work that needs to be done.

The following invoices were approved for payment on a motion by Tom Lauber, seconded by Robert Root and motion carried.

Nielsen, Madsen, Barber -- \$2349.51

Pruitt, Ekes & Geary -- \$46.50

Tree Solutions LLC -- \$5407.50

Shawn Roberts has submitted Payment Request #13. The amount of this payment is \$17,595.60 which does not include the 5% retainage of \$3929.62. Motion by John Vyvyan, seconded by Tom Lauber to NOT pay this payment until all clean-up work and logs have been satisfactorily removed. Motion carried. It is hoped that Shawn should be able to get this work done by the end of the month.

No other business came before the meeting. Our next meeting is scheduled for April 23 at 6:00 p.m. The meeting was adjourned at 7:25 p.m. on a motion by Tom Lauber, seconded by John Vyvyan and carried.

Respectfully submitted,
Sherry Gruhn, Secretary