

## DRAINAGE MINUTES

August 29, 2023

The Bremer County Board of Supervisors as Drainage District Trustees in Bremer County, IA, met in session on Tuesday, August 29, 2023 in the Courthouse, Waverly, Iowa, at 10:30 a.m. Cerwinske, Kammeyer & Hildebrandt present. Unless otherwise noted, all actions were approved unanimously.

Meeting was called to order by Chairman Kammeyer. Hildebrandt moved/Cerwinske second to approve the agenda. Landon Moore, County Engineer & Jennifer Bremner, Real Estate Deputy/Drainage Clerk, present.

Cerwinske moved/Hildebrandt second to approve the 8/22/23 minutes.

Hildebrandt moved/Cerwinske second to open the Public Hearing on Reclassification of DD#6 with Collin Klingbeil, P.E., Jacobson-Westergard & Associates Inc., appearing by Zoom. Bruce Platte, Mark Luhning, Eric Ringenberg for Martin Fritz Farms, present. A written Objection was received from Platte on 8/28/23.

Klingbeil gave a brief explanation of County Drainage Districts, discussed the reason for reclassification and presented the Commissioners' Report for Reclassification. There was a question on how landowners are billed. Klingbeil read Platte's Objection. Klingbeil agreed with Platte's objection. Klingbeil moved the east boundary line of the district and reduced Platte's watershed on parcel 07-15-100-004 by 3.3 acres which resulted in a 55% reduction of benefit in Platte's 4 parcels on the Main Tile schedule and an 8% reduction of benefit on Platte's parcel 07-15-100-004 on the Main Ditch schedule. This results in a slight increase in the percent of total to the remaining landowners.

Ringenberg stated that the two parcels adjacent to Platte's on the south installed tile years ago that dump into the road ditch. Which was not done maliciously, the landowners did not know about the tile. Klingbeil stated that he does not want to encourage further road ditch dumping as the tile is available for use. If landowners choose the ditch vs main they should not receive reductions. Klingbeil advised he could run calculations which would reduce Fritz Farms benefit.

Discussion was held on whether to continue the hearing or allow Klingbeil to make revisions and submit a revised report. Cerwinske moved/Hildebrandt second to close the Public Hearing. Hildebrandt moved/Cerwinske second to adopt the DD#6 Reclassification schedule with Klingbeil's changes to Platte & Martin Fritz Farms.

Cerwinske moved/Hildebrandt second to open the Public Hearing on Reclassification of DD#19 with Collin Klingbeil, P.E., Jacobson-Westergard & Associates Inc., appearing by Zoom. Joel Wikner for City of Denver, Jan Brettmann, Brenda Gibson, Will Kurtt, Marvin Schumacher, Bruce Platte & Eric Ringenberg present.

Klingbeil gave a brief explanation of County Drainage Districts, discussed the reason for reclassification and presented the Commissioners' Report for Reclassification. Klingbeil stated a single assessment made the most sense. Klingbeil explained streets and roofs create more runoff, that the DOT plans for the Highway 63 four lane project ignored the district tile and there were no connections or intakes so the lands West of Highway 63 received a 30 % reduced benefit. He further stated that the Schumacher Elevator buildings are on top of the tile which would create a challenge for making future repairs if needed. Kurtt inquired as to the depth of the tile. Klingbeil showed the Engineer's report from installation which indicated an average depth of 4-5 feet. This would be before fill if any were added when the Highway and buildings were built. Hildebrandt asked if it would be better to re-route the tile vs fix underneath. Klingbeil advised if in the Road Right-of-Way it would be the responsibility of the DOT. Wikner asked if it was the same for cities. Klingbeil advised no.

Schumacher presented a map stating a large 30” culvert was installed under the East lanes of Highway 63 by the DOT that isn’t reflected in the Reclassification. This is causing water from the West side of Highway 63 to flow over to the East side and, at times, flooding his property. Schumacher spoke to DOT who advised if he could get the 5 properties along the route to agree they would close the culvert. Only 4 would agree. Klingbeil advised if this is true then the properties on the West side would not be given the 30% reduction in benefits.

Trustees instructed Landon Moore, County Engineer to go to the site and report back. Hildebrandt moved/Cerwinske second to continue the hearing until September 5, 2023 at 10:30 am.

Hildebrandt moved/Cerwinske second to approve the Board chair to sign letters to landowners in DD #1 regarding consideration to dissolve the district.

Trustees and Klingbeil discussed the preliminary estimate from Northern Natural Gas on the DD #5 Work Order DD5-22-1 of \$1,000,000. This would take moving the gas line off the table as an option. Other options were discussed including adding fill over a larger area of the current location so it would not be a mound that gets plowed down but more of a larger flat area. That would be costly too. Hildebrandt asked about possibly buying the land of the current location and having an open ditch/fixing tile and not allow any farming over it. Klingbeil advised that could be a possibility. Hildebrandt asked if re channeling the City of Readlyn’s water flow would help. Klingbeil advised that would starve off their Wetland Project. Klingbeil advised if buying land it would be about 2,000-3,000 feet which is about 2-3 acres. Trustees will have Klingbeil look in into the option of buying the land.

Trustees discussed Bremer County’s draft CO2 Pipeline Resolution, permit application, easement application for crossing drainage districts. Klingbeil advised something needs to be in place before a State permit is issued. Trustees decided they will start from the Wright County example and have the Auditor’s Office, Klingbeil, County Attorney, and Tim Whipple, Ahlers Cooney, work together to draft a Resolution for presentation to the Trustees to consider.

Board discussed 468.154 Additional help for Auditor & §331.553(4) General Powers in relation to the Auditor’s Office cost for Drainage District work and decided not to bill the Drainage Districts.

Hildebrandt moved/Cerwinske second to adjourn at 12:26 p.m.

The above and foregoing is a true and correct copy of the minutes and proceedings of the August 29, 2023 meeting of the Bremer County Board of Supervisors as Drainage District Trustees.

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Ken Kammeyer, Chairman

Attest: \_\_\_\_\_  
Shelley Wolf, Auditor