

Approved 8/16/2021

**BINGHAM TOWNSHIP  
SPECIAL MEETING MINUTES  
MAY 4, 2021**

**1. CALL TO ORDER**

Supervisor Midge Werner called the Special Meeting of the Bingham Township Board to order on Tuesday, May 4, 2021, at 7:00 p.m. the Bingham Township Hall, via Zoom Meeting ID: 842 5963 4955 PASS CODE 436103

**2. ROLL CALL- QUORUM PRESENT**

Present: Midge Werner, Kathy Morio, Sandra Grant, Todd Stone, Jeff Layman

Absent and excused: None

Staff Present: None

**3. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited by everyone present.

**4. AGENDA APPROVAL**

*Jeff Layman/moved, Todd Stone/supported, to approve the agenda as presented, PASSED.*

**5. CONFLICT OF INTEREST**

None stated.

**6. DISCUSSION ON THE POTENTIAL LEE POINT ROAD DRAINAGE DISTRICT**

**a. Introduction by Supervisor** - Midge Werner, Supervisor, said the purpose of this meeting is to have a public information meeting with owners and residents of property in the area of the potential Lee Point Road Drainage District. We all know that there is a culvert that is apparently crushed, I don't know that as a fact, but that's what I have been told. So, it is creating a drainage problem. We have water that backs up to homes that get flooded, so we are trying to come up with a way to take care of this problem, that's kind of the whole idea of getting this discussion initiated. This is a topic that has been brought to the Township Board just recently. We have been asked to file a petition to start the establishment of a drainage district. We are in the very early stages of reviewing that and taking information to see what is involved with that and what the issue actually is.

**b. Brendan Mullane, Leelanau County Road Commission Manager**

I am Brendan Mullane, have been with the Leelanau County Road Commission since last August. This issue was brought to me by previous engineer. The culvert backs up in really heavy rain. I think it backed up twice year. It happened once this year since I have been here in August. Obviously, we have looked at, and my strong opinion that there is a lot more going on. Obviously, the culvert doesn't seem to be sized, or is not accepting the water, whatever it is, but it could be stuff upstream. I could be effects downstream, and way beyond our right of way, and that's why I brought it to Steve Christianson, and of course, you Midge. Obviously, it is my opinion that whole watershed needs to be looked at as a whole, and that's way beyond the Road Commission purviews. Just replacing culverts is something we generally do. This particular culvert, all is the creek itself, it is not taking road water or anything else, I guess that's the general stance on it. Our MTF money is not to be used for anything other than conveying safe travel and

Midge Werner, just to be clear your work is within the right-of-way, you cannot do any work out of that road right-of-way.

Brendan Mullane - exactly, not with our funds. We would do inkind work for another governmental agency, but our funds are not to be used outside of the right-of-way.

**c. Steve Christianson, Leelanau County Drain Commissioner.** The concept of a drainage district is something I get to work with on a day-in, day-out basis especially since hiring Brian Cence who works as an engineer for me. Brian will cover this a little better later, but the basics of the drainage district concept is that it a law for the little guy. If somebody is getting flooded, that entity through additional, process, actually it's an application, petition process, two stage, can go out and get signatures, the engineer defines the number of the signatures for the district, and those signatures, a Board of Determination can be held with three people interested from the county, not the district, and not the township, and they decide if there is a need for it or whether there is not. If there is a need, we have a project. So it's not a democratic law, it's a law for the little guy. The little guy can go out and get his flooding fixed with this law. It is a Michigan Law. That's the process, in essence here we've got flooding going on, the County Road Commission cannot handle it. They are bound by legalities, so we've got a situation where there is a culvert that has an extension attached to it that carries the stream to the bay. The culvert will over top that road 2 times a year, 3 times a year, one time a year, depends on how wet we are. The last 4 or 5 years we have been wet so it has been backing up and overtopping the road which is a safety issue, and the culvert can be compromised with that. On top of that homes on the upstream side are being flooded, and we tend to have wash outs on the downstream side. So, it's a problem for a few folks here by the stream. The stream gets its water from Hendryx swamp. A pretty big chunk of Hendryx swamp contributes to water for the stream. Today, as a side note, we had about 3 inches of rain, give or take a bit, and then in that area over the last few days. It's the first rain of the season basically. We have had a very dry winter, a very nice spring, the swamp was down. The streams were down, so we had 2 to 3

inches of rain which is pretty modest for a three day stretch. When the stream is running strong, the culvert is well above half full with just that amount of rain. Granted, it is spring of the year, we do have some moisture in the ground, but that swamp could take a lot of water. With that little bit of rain we've got a lot rain going thru the culvert. Just a side, just what was going on today when I was there. I have list of questions that Tom Fleming put together, and I talked with Midge a little earlier, and decided the questions cover a wide range, and I'm going to run thru those questions. Some are for me, some are for Brendan, some are for Brian Cence who is on, so we will just run them. I think this is going to cover a lot of questions that the folks might have tonight, and we can move from there.

Midge Werner said Mr. Fleming presented that list of questions to Steve, Brendan, and myself, and he with a group of the neighbors had gotten together to formulate these questions. So we thought that this would be a good way to handle it because probably their questions would be all that we would have.

Steve Christianson - Q - No. 1, What are the flooding problems.

A - The number one problem is the stream issue. Hendryx Park, if we are really flooded gets quite a bit of water on that land. It can be problematical. The County Road Commisison did replace that culvert and did a little ditching not too long ago. So it helped out a lot. On the other side, on the west side, where Weber's put in the new house. The wetland that is problematic and could possibly use an outlet for flooding situations. So. those are the situations that I see.

Q - How often does the flooding occur?

A - I went over that.

Q - What damage has the flooding caused.

A - Basically water get houses in them, and then we get water downstream on each side. We have had people with concerns about their drainfields, so it's your basic flooding issues.

Brendan Mullane-

Q - How are culverts damaged?

A - Last fall it was all under water. The downstream side was completely out of water. It's not, I was out there the last couple of days, and downstream is about half full down Lake Michigan. I don't know for sure if it is damaged. There may be some deformation in there. Dave Priest, our superintendent, said he saw deformation a few years ago, and I can't speak to how bad it is. I don't know if it was a few inches or it was more.

Brian Cece - A - Two thirds of the way down as you look, it would be from the north to the south looking out at the bay there, about two thirds of the way under the road there is a little bit of a pinch going, but it's not super bad, maybe 4 or 5 inches. It's not horrible, I have seen a lot worse. There is a little pinch that looks like it is going in.

Q - Describe the culvert.

A - Deformation, just like Brian said, if you've since it pinched, I think there is a joint right around the right of way, I'm not for sure. It's starting to squeeze.

Q - What engineering approaches have been made to solve the problem?

A - We are just at the point where we are entertaining from the township side the possibility of doing a drainage district. There are no monies or funds for engineering at this time to solve the

problem between Road Commission and Brian just had a comment as to how it looks, and that's kind of gut level. We do not have any engineering at this point in time.

Q - To your knowledge, what has caused the culvert failure?

A - The culvert is old, flooding doesn't help. I don't know how many years of grafting has gone on. There is a joint there, and that in my mind is a problem. You've got a significant road with the joint and in my mind that's a recipe for disaster right there.

Q - Two other repairs have been made to culverts nearby by the Road Commission.

A - The culvert at Hendryx Park was replaced due to one end being crushed. The second pipe was installed at Lee Creek is pretty slow. It is my understanding both those projects were Road Commission projects. I was not involved as a drain commissioner.

A- You are right both Road Commission and very much with the guise of maintenance. Those culverts were failing and the one at Lee Creek is actually a double culvert and since they had it open, they replaced both of them. We do maintenance of course, replacing failed culverts that have washed the road out is pretty much part of what we need to do. That's what we have done with both of those.

Q - Define drainage district, what flooding problems require a drainage district, and what repairs, if any can be done to preclude the need for a drainage district, specifically on Lee Point Road.

Q- Explain in detail the costs of repair for the Lee Point Road project, who will be responsible for the costs (cite authority for payment, responsibility and if special assessments are made, whether the assessment amount is adjusted based on the benefit to the property owner.

A - From the Road Commission side, as far as we went with it last year, we asked EGLE about replacing the culvert, and they said we would need to replace it with a 72 inch. I believe there is a 24 inch now, some where in that size, and that's the part we looked at. Then we got a engineering cost estimate for that of course because of culvert goes out and onto Lake Michigan. That would involving damming Lake Michigan back and quite a bit of extensive dewatering. That's pretty much where the path stopped for us. That's where my opinion gets way outside of our perview and preferably you or Brian could give better design for it. We do maintenance, designing the size of a culvert is out of our range.

Brian Cinci - The first part of the question in regards to what flooding necessitates a drain district, essentially the application and the petition is given to the Board of Determination to determine if necessary, that a problem exists that the petition can remedy or the Drain Commissioner can then fix the issue with the petition. If the Board of Determination of three disinterested, and the Leelanau County property owners don't own land in Bingham Township would sit on this Board and basically hear testimony from landowners in the potential drainage district. If there is a problem that they can see that is outlined in the petition in this case, like a culvert, and define a problem that exists, they would remedy if with the petition. They don't look at the solution, what is the solution or options. They don't look at cost, only the law which is under their perview, then they can make a determination agreement, have to determine whether a problem exists or not. They hear testimony that there are drainage, flooding issues, with a culvert, or probably exists with it. Under the law they are supposed to find it necessary and move the petition forward to the Drain Commissioner who determines the solution and cost of the work. Drain districts once they are established, their costs are all done thru a special drain

district assessment district. Included in the drainage district is not just the property, landowners, the township, and the county shares the benefits of using the county road as well. But then are also a lot of things that a lot of drain commissioners and road commissioners do like with in-kind services. The drain district cost, all the costs that are associated with improvement of a culvert or installation of a new culvert, all those costs are paid for by the drain district, but that drain district is also made of others like the county, and township. Sometimes MDOT has input if they have any right of way in it. I don't know if this will be the case for this one, but they pay a portion of the cost at the top and 60-70% is then paid for by the landowners in the drainage district.

With that explanation of the drainage district is in essence, and the points that the at large entities take, 20 or 30% off the top, and the rest of the cost is spread amongst everyone else, all the property owners in the district, and Brian has done 150 of them, he is an expert at it and appreciate his expertise in this. I will be leaning on him for that.

Q - We voted for a millage increase in 2020 for a road repair. Shouldn't this include repairing the culverts on Lee Point Rd.

A - The road itself is in very good shape. There are hardly any cracks anywhere around that culvert, and take good stewardship of that millage very, very carefully. It is very important to use at the Road Commission that to use that properly, and one of the primary uses of course is maintenance. If there is left over money, there usually is, and this year we put that back in the roadway. We want to use our best to fix roads, keep those for safe travel. Replacing a culvert that does into private property is just not proper usage of that.

Q - Where specifically are the flooding problems you are trying to address.

A - That was covered.

Q - What options to address this issue have been researched.

A - Actually private entities can step up and work with the County Road Commission, get the proper permits, soil erosion control, EGLE, Army Corps, and basically step up and fix the problem. I am not opposed to private solutions. During the dry years, the first 15 years of my tenure I worked with landowners and the county and was basically was able to fanagle solutions to small drainage and larger drainage problems. In the wet years that didn't work. We are into drainage districts. Brian who works for GEI is an expert at drainage districts. We are at the point with quite a few of these that the only solution that's open at this point in time is the drainage district option. Like I said, I am fully open to private solutions and have worked with them for 15 years and many of them haven't. Right now we are doing several districts, the Schomberg District, ideally will be done this year. We are finalizing easement language and ideally will be there very soon, and the permit to EGLE, the Army Corp is getting close, so that's my primary right now. We have got South Bar Lake that's initiated and going. We've got Lake Bluffs which is initiated and going. We have Timberlee which is in Michigan and going. Timberlee and Lake Bluffs are extreme road failure situations where fire and rescue can't get to where they need to go, so health and safety. South Bar Lake, the outfall continues to be clogged by Lake Michigan and high water levels. Those are the entities that did not fall into private

people stepping up to fix the problem. So, that's where we are today and like I said, I am not opposed to private people stepping up and just get er done.

Q - How many residents are asking you to establish a drainage district on Lee Point Road?

A - I would say six, seven, eight people that are very concerned about the situation. They would like somebody to fix it. They don't necessarily beat the drum for a drainage district. A person could step forward and do the application process, go get the signatures, have me set it up the district, go back to the same people and get the petition signatures and that would lead us to the Board of Determination. So, that is a route. Nobody has stepped forward to do that right now. It is open, It is a route. The township is currently looking at this as a health and safety issue and trying to decide or at least getting meetings like this going to get information out to see if that's something that they would look at to do. They are just as interested as everybody who is on the call right now to find out some information.

Q - How my residents have objected to the establishment of a drainage district on Lee Point Road?

A - Three people have voiced an opinion that we don't need a district, but we need the problem fixed. So there is a dichotomy here, and I can of appreciate where they are going with this. This is something that people wouldn't necessarily just want to have happen. This is a situation where the Drain Commissioner can set up a special assessment called a drainage district and spread the cost of fix throughout the district. Although nobody is really excited about getting a tax bill. In this situation once the fix happens and we do go through with this, we get a data review, people get a chance to look and see what they are paying, what the neighbors are paying. I have a chance to change the size of the district, if it is a little large, we can tuck it back in, but anyway the cost gets stretched out. We look at a project and see how much money there is needed for the project. We can look at 5 year, 10 year. 15 near money. So I borrow the money and we pay for the project, and it gets stretched out over a certain number of years. If we choose to the stretch out at a low interest rate and what it would be is a tax bill in your tax bill. The special assessment would on the winter tax bill. My job is to make it a very efficient project and make that cost on each winter tax bill to be a low as it can. So that's kind of the nuts and bolts of that.

Q - Where will the next culverts be located within the proposed drainage district in order to drain water into West Grand Traverse Bay, and what issues have been used to identify these locations?

A - Within the proposed drainage district we covered that. The water will go to Grand Traverse Bay obviously.

Q - What data was used to establish the boundaries of the proposed 1.1 mile drainage district?

A - Basically I talked to Brian, Midge was on the line, we talked about the area and who gets a postcard is a question, and I decided let's be generous with the postcards. Let's get them out to all the people that could possibly be in the district. Let's have as many people listed as possible to get as much information as possible to all the people that could possibly be in the district.

Q - Has anyone within the proposed drainage district approached the Drain Commission indicating a drain issue or problem within the proposed drainage district?

A - Yes. I went thru that already. We have those, I mentioned where they are, those are areas that of concern to me.

Q - Are the culverts under Lee Point Road rated to the same weight limit as the road?

A - The culverts under Lee Point Road are rated to the same weight limit as the road. I don't pretend to know. I'll throw that.

We are kind of the last question but we are waiting for Brian to gear up with a little different technology and I think that would be beneficial as we look forward, but just in general that's drainage district 101, it's the law for the little guy. Once people look at it, it's kind of where do we go from here type of a situation. We'll wait for Brian to weigh in on the assessment.

Q - from Midge Werner, the Board has received about half a dozen e-mails of people that have indicated that they do not support it, and this afternoon I had delivered to me an envelope with several sheets of names, petitions of people that are opposing actually the wording on the petition. Let me read it to you, "The petition for special assessment Lee Point Road Drainage District." I just wanted it noted that in case people had thought we had received their information. We have received it, and will have it on file here in the office. Just wanted to add that.

Brian - So Steve, repeat that question again.

Q - How is the cost assessed?

A - We haven't gotten to the cost assessment on any of our districts in the county yet. Brian has gone over that with well over 100 districts, so, once it is all said and done, Brian, how is the assessment spread?

A - Brian - So the assessments are at the end of the project and those are based on the losses, benefits derived driven by the Drain Commissioner. Typically, it's based on, it can be in proximity to the work of location, but or for specific benefit if there is flooding associated on an adjacent properties, but a lot of times we look at, take the at large entities, the municipalities and the county and take a portion of the cost at the top for public health, community safety, and welfare, a remaining percentage, let's say it is 60 or 70 percent, is divided amongst property owners, and then we typically look at the amount of land that a property owner has in the drainage district and their use of the land. If they have a large house on a small lot, sometimes we take the at large entities, municipalities, county, and take the cost at the top for public convenienc and welfare, the remaining percentage, let's say 60 ot 70% is divided amongst the property owners, and then we typically look at the amount of land that the property owner has in the drainage district and their use of the land, if they have a large house on a small lot that generates more runoff per acre than a small house on a large lot, so the more impervious area you have on your property, those impervious surfaces generate more runoff when it rains. More water sheds off the property than properties that are less impervious, so there is less hard surface on your property. We typically look at the size the property, the location to the work, any specific factors associated with flooding that is relieved from the work, and then we look at the use of the land, the property that is within the drainage district. That's kind of formulation and that's what determines the property owner assessments\

Drain Commissioner - thanks, that was the list of questions that Tom and the group put together, so I'll pass this back to Midge.

Midge Werner, I'll ask the staff and Board whether if anyone has a question of Steve, Brennan or Brian that came up. Todd - does this go on forever, or does it dissolve after the problem is resolved.

Brian - When drainage districts, once they established, they are forever and the petitions which are essentially how the drainage district was established, once you have an established district, in order for Steve for example or at any drain commission to exceed maintenance limit which is \$5,000 per mile per year, they have to essentially cap the amount of work they are can in a drain district, they would have to receive to petition to do more than that outside of it. So the district is there for good, the work associated with the petition is only dependent on however long Steve would like to determine to finance the project and pay for it like he indicated. If you have a cost of \$200,000, you can assess that out to over a period of 5, 10, 15 years or sometime even longer is we have larger expense of cost. That is typically done at the end, and then you look at the size of the district, what each landowner would be paying, the township would be paying, and that's kind of all that has to be determined. The district does last as there is a sufficient process to get rid of them, but once they are established they are there and the drain is there, but if nothing is ever done or no petition received, that drain will just sit there, and if it's not needing maintenance work, there is no money expended. Maintenance monies that the Drain Commissioner would have is not, you know they can't fund ahead, they are in the negative meaning they have to work and then they can assess that work in a particular year. Again, it's only capped at \$5,000 per year. In this case it would only be less than a mile of drain. I have some districts that the last time they were touched was in 1897 or 1899. Once they are established it kind of the need for anything additional.

Midge Werner - so the drainage district itself can go on forever unless it is petitioned to be removed, but as far as the payment, the payment even it is just amortized over that year thru the time for financing, and once that is done, there is no more assessment on the tax bill.

Brian - you are right.

Midge Werner, so the district goes on, but not the paying goes on. So if there were to be a maintenance issue, explain that again, it's money set aside up front to do that.

Brian - maintenance is always in the negative as far as for drain commissioners, meaning that they have to do the work and expend the money and take and repute the costs on it. So they can't fund ahead or build, again assess you \$5,000 a year and not do anything, they can only assess you for any maintenance work done in any given year. It just exceed \$5,000 for that and receive a brand new petition to exceed that. The district goes on, but the payment is only associated with the petition, in this case, the first time to establish the petition, and then there is no more payments. Any future maintenance, those costs would be assessed out at the same apportionment percentages, just a much smaller dollar amount. Let's say in 20 years there was \$5,000 worth of maintenance done on it, and the township's percentage was 20 percent, they are going to end up paying \$1,000 in that 20 years from now to get that maintenance done in that year, but then it doesn't roll over to the next year. It's only done on an as needed basis, the drain commissioners can't pre-assess or pre-fund and build funds into that. It's always in the negative, meaning you do the work, pay for it, and then they can assess. They are never recouping their costs, usually because it goes on the winter taxes until the next calendar year actually.



Todd Stone - If additional work has to be done say 20 years down the road, does it come forward with public comment, or not.

Brian - if it is under maintenance it would just get done. Drain Commissioners are capped on what they can spend per year on that, and it can't be an improvement. So it's not possible with the current way the law is set that \$5,000 per mile per year in 2011 before that. and it was only \$2,500 per mile per year. So they raised it, but you can't do a whole lot with \$5,000, but you are also not allowed to make any improvements. Maintenance is maintenance on whatever drain is there at the time established prior. You couldn't upsize the pipe or increase the depth, or allow more flow in. You couldn't make an improvement to the amount of the drain or be able to maintain what exists there today.

Midge Werner - we are going to ask everybody to raise their hand when they want to speak. I want to reiterate questions are to be directed to me, the Supervisor and shall be limited to 3 minutes. If you have a specific person you want to speak on that topic, you tell me that, and then I need you to state your name and your address clearly. It is going to be taped, and we are going to need that for the record. Everyone is going to be given a chance to talk, but first time speakers will be allowed to have their comments heard before a second round of questions and comments from any others that have already spoken. Do we have someone who would like to speak at this time?

Susan Darnold, 3742 S. Lee Point Rd., I was a little bit concerned when Brendan said that culvert per EGLE was supposed to be something like 72 inches, I mean that's big enough to kayak thru. Are they judging the culvert on the volume going thru the culvert that has to come thru and if so, couldn't you split that into two - three foot culverts and get the same volume going thru instead of one big huge massive culvert. That would make it a little bit easier coming thru, instead of a side by side deal. We already have fish coming up the stream. Some neighbors have watched the spawning take place. So, that's my question.

Brendan - It's a great question and certainly one of the big concerns of mine, and I believe, I shouldn't speak for them, but generally if they give us responses like that, it's based on bank, the quick answer is to match bank quit. Just like we talked earlier, we do maintenance and I think no one did any calculations. EGLE went out there and looked at the measurements. I do think that one of the reasons that Steve Christiansen is more suited to that is because the calculations may suggest something very different. You have to study the whole watershed in order to figure that out. The two on the corner side by side, generally speaking they are going away from that especially the one out to Lake Michigan. They usually will tell us not to do that. There are some cases where we have done it in the past. It can be a solution sometimes but again that leads more into a design situation and that's where a strong opinion of the Drain Commissioner is will make the determination and calculations.

Ed Mayer - 3846 Lee Point Rd. One of the questions that Steve said he answered. the question was about new culverts as far as their locations, and looking at this entire length of this drain district which I checked it a little over a mile, there are a lot of culverts. With the exception of the one down at Hendryx Park, these culverts are joined on both sides by private property. So, one of the issues is how do you discharge this water off of West Grand Traverse Bay and the glut factor when you do this, if you are trying to drain surface water of a wetland, that's prohibited without permits, they are within 1,000 feet of the Great Lakes and you also have to

look at the aspects of the Clean Water Act, you just can't discharge anything out there without permits, and I think the issues people are concerned about here is something called eminent domain. This stuff is discharged in front of our house, we have nothing to say about it. So for either one of them, that's the question, how are you going to get this water out there, and how are you going to do it if somebody doesn't want this pipe out there with all the stuff that is discharging out in the Bay.

Steve Christiansen - obviously easements no. 1, permits no. 2, design no. 3, those all have to be in place. I'm not interested in eminent domain either is Brian. Basically, we are not going there. I don't consider that part of what I want to do at all. We would work with homeowners or landowners to get the proper permits. We work with EGLE and the Army Corps to get the proper permits. Everything is done with proper easements and proper permits.

(public) - We were told that EGLE will not give a permit if anything is discharged directly into the bay. Have you had any conversations along those lines?

Steve Christiansen, Brian, we are working thru a permit right now, and I know that you have done a bunch of them.

Brian - that probably is due to new connection out in the bay. This would be an example of existing connection. We would have to get both a 301 which is Inland Lakes & Streams, and a 303 Permit which is wetland impact because of the proximity to the lake and there are probably wetland impacts upstream with regard to these culverts. One thing to point out, you mentioned in your question about the district or whatever being a mile long, that is just for the meeting. The district application would come if there was an application to receive under the law. You know Steve hires an engineer to determine what the drain district is and essentially we would look at any culverts needed to be repaired, and that's kind of what is extended along the whole length in the Lee Point area, but we would probably cap it at, if there aren't other culverts that needed that repair, not including the district or those people out in the district for that, but, usually when you start, your district is much larger than what it ends up being in the end because when you start you have problems, and you don't have a solution. Until you have the solution you really don't know who all benefits or where the solution is going to be put in place. So that's why all these districts tend to start a lot larger. At the very first you have large meetings simply you like to be notified and to come to the meeting and provide comment, then we tend to get smaller as you have a fine scope of work and solutions.

Veronica - I know you mentioned the one type was deformed and there was a very specific issue that was taking place. My question is to Steve and to Brian, I am the daughter and trustee for 3848 S. Lee Point Rd. My question is, what is the root cause, causing the problem of the flooding going onto our property. We have owned it since 1968, and we have not experienced this level of flooding that we are seeing at this point. I am wondering the specific root cause of what's changed, and the second part of it is, we don't know the specific root cause to engineering resources be utilized to identify root causes and reasons without forming a drain district going that drastic. Can resources be used to determine specific root causes. I don't feel that this point that there is enough research that has been done to the root causes and the options.

Steve - the tools I have revolve around drainage districts and I do not have a budget for engineering other than a small budget for general services. So, to get at solutions for the flooding we need to go thru the district. Root cause on your end Veronica, honestly the house

got built in the wetland. That made everybody cry. To be honest it was grandfathered in. If you can show lineage on your lot back to the 60's I guess, I don't have the correct year. It's grandfathered in, and you are allowed to fill. That was beyond my scope, wasn't my choice, it happened. That area is an area that is problematic. I know that your neighbor to the east had a cross culvert in front of his property. He's not excited about water. Nobody would want extra water. From Weber's fortunately the water on the west side of their driveway does flow west. I have been working with Brendan. He's got a new engineer on board. and I am giving him another week to get his feet under him, and we are going to be at Weber's and on your side Bryers also looking at water flows. My objective there is to get the water to flow from east to west to Weber's which it does. We need to make sure it does that in a better fashion. Now, the question is whether or not we can do a pipe there to relieve flooding when it happens. When we have extreme flooding obviously you are right at the pinch point with your property. So, I know Weber's have talked a little bit about an easement, about possibly doing something down the property line between you and Weber, I don't know. Brian would be involved. The district would be involved. It is a problem area that we would look at if this becomes a district.

Veronica - So I guess the other question I have relative to this that I guess belongs to the township, Midge, on this one can engineering resources be paid for any other way before going to the drastic level of a drain district, because I think that there is a lot more cost involved with that. I feel that we need to identify different options first and am wondering if that is an option for the township to cover those costs if Steve's budget does not accommodate it.

Midge - The township does not have any money appropriated at this time, and would not have an engineer on staff, or one that we use occasionally. We would have to go out for bids to do something. I am not saying that it can't be done. We do not have any money set aside for that at this point. I don't know where we would go from there because with facilitating this but not necessarily wanting to fund this. I not exactly our responsibility particularly to do this but we are going to look to see what we can do to help as best we can. If we need to come up and do something like that, we will look into it and do the best we can, but I can't commit to anything at this point because we just don't have anything budgeted for it, not knowing that this was coming up.

Veronica - last question relative to that, is that something we can petition the township for in lieu of a drain district, I don't know all the nuances, but can we petition for an engineer resource for that specific purpose.

Midge - you can come to the Board and ask for that, but if we don't have funds available, we don't have funds available. I could see what we could do. I don't know what kind of money we are talking about. You are welcome to come to the Board and ask the Board, explain the situation. We are all here listening to you right now about this situation, but I can't give you a definite answer at this point.

Mr. Duane Kalimber, 3748 S. Lee Point Rd. which was rural 2, box 204.

My property is on Lee Point Road since 1949. I have never seen that much flooding that would cause any problems thru the years. The creek, as we used to call it Cedar Creek, has always been a problem even when it was a gravel road. If we had heavy rains, it would wash out and would do it again. That you can't control really because there is a huge swamp back there, and building something like my grandfather would do, it's been a swamp since I was a little boy. We didn't

want to create what might be in there. That is my question, how can you grandfather something in. Having been there for 71 years I don't understand, we have never had trouble with water whatsoever until they built the house. We used to call it Secret Creek.

Aaron - Armadian at 3778 Lee Point Rd. There are a couple of contradictions here, that I heard here that the Road Commission only does maintenance, but they added a culvert at the park which sounds like an improvement. That's contradiction I heard here, and also for the past four years the Road Commission has been meeting out front, and they claimed responsibility. Ever since I have lived here they have claimed responsibility and even said they are going to fix it. Now all of a sudden they are backing off from this and saying that it's not and the only thing I heard was that they are not allowed to work outside of the road right of way which is 66 feet, and the only difference is EGLE requiring that the improved drain go to the high water mark which is about 20 feet, and I have told them every year that I will grant an easement to the Road Commission so they would have the easement to work within their easement and do this. If there was no road there, there wouldn't be a problem. With the road and their culvert not being sized properly, that's the issue. So if anybody wants to speak on these contradictions, and what's been happening over the past four years, and then this sudden reversal of responsibility here, I would like to hear it.

-Steve Christiansen - I will say it is a bit of a repeat, but I will say that Road Commission has gone thru a complete changeover. We had Justin Kelenske come in after Jim retired and walked into a difficult Board and he decided to leave. The Board has changed over again. Now we have Brendan in, I think an extremely fine hire, a young guy taking charge of a system that has a lot of requirements in it, and he has taken this job seriously and holding line to the requirements he sees. I totally support his effort, and with the direction of the Road Commission, I think they are stepping in the right direction. It doesn't help Aaron, but I can let Brendan repeat what he said, but in his position coming in, a new guy on the block found the regs. Really, his hands are tied on where he can work, but anyway Brendan I'll let you wrap that one up.

Brendan - I appreciate that Steve and Aaron I appreciate your position on being told what to do. I know it is uncomfortable and completely understand your position on that. It frankly comes down to stewardship, and I don't think the people who said they were going to replace your culvert, were doing anything to help. I don't know that, but I am assuming that's what they were coming at with. Before I got here I think they hired an engineer to draw a design for the 72 inch culvert that EGLE said, and that's when it became pretty apparent about the pretty broad scope. This is much more than just replacing the culvert which we do day in and day out. The one at the park was a replacement, the culvert was failing and we would replace the culvert, especially when it fails and takes the road out, you get an undercut. This is a lot different than that. This involves a culvert that's on private property, that outlets Lake Michigan as draining probably a square mile at least more of swampland that it needs, but is designed more than it needs in replacing culverts. It sometimes replaces a culvert and would cost the same to upsize it. With EGLE's permission we will do that occasionally, but this is particularly a very different situation that needs to be, in strong opinion needs to be looked at dealt with watershed. As I have said before, just replacing that 72 inch culvert, even if we just did it in the right-of-way, I know for a fact that Dan Wagner had committed to replacing the culvert only within the right-of-way. Of course if leads to a big problem Aaron with your property because there is culvert on your

property that goes out to Lake Michigan, and that's part of the issue. It goes beyond the normal work, and yes I know mostly we do maintenance, and do design occasionally. We don't design drains and creeks, that Drain Commission stuff. That's really why Brendan is here today. I appreciate where you are coming from Aaron and being told that before, I understand that, but my job is to be a good steward.

-Aaron, I don't see this as my culvert, it's not like saying this mine, this is part of road and for whatever reason it went to the highwater mark, and like everyone's explanation with the Road Commission, and I know every year there seem to be new employees there, but they all said it was going to be replaced, and now they are saying they are only going to maintain a 24 inch pipe. I don't get it. I will give the easement to the Road Commission, and then they can work within their easement. That's the solution I am offering, that's all I can say here.

Midge - and I want to thank you for that. I was very glad to see your e-mail that you sent back, and that you had offered previously. I heard there had been a number like that. It probably had a lot to do with the turnover of positions down there, but we are glad to know that you are going to work with this. I think as far as giving the easement to the Road Commission, it is great except that is still not part of the road right-of-way. We are going to try to work thru that because we need to get the water thru the culvert and down there. If I am wrong there, please correct me Brennan. I think that is what we are looking to do here.

Charles Gwizdala, 3897 S. Lee Point Rd., just a clarification just for my own identification here, this is actually addressed to you young lady because you had mentioned that you received signatures of people that are against establishing the drainfield, but you never mentioned the number. You just said there were 3 pages on the petition, and you never mentioned the number.

Midge - Actually I got them from Kathy. I didn't count them.

Charles Gwizdala - even if you could give a rough number, because I am not sure if we are talking about 10 people, 12 people or 15 or what.

Midge - let Mr. Mayer ask the next question, and I will just count them for you.

-Mr. Mayer - I believe Steve mentioned that this is a wetland next to the Parish property, and it appears that they want to drain it to the east or to the west. I think one of the things that has come up is that people who are dealing with the wetland problem, why they can't drain it from their property out into the bay, rather than trying to drain it to other people's property and then out to the bay. It seems to me it would be a lot easier to make a route from their location entering it out to the bay, and it would satisfy people to the east and to the west, and if you take care of that problem, and apparently Aaron's going to give you a right-of-way, two major problems solved, so why do we need a drain district if we can accomplish this.

-Steve Christianson - Good question, I am not opposed to private solutions. If the neighbors put the project together with a design, I don't have a problem with that. I do have soil erosion permits. I can point you to the website from the State to do the EGLE and it automatically goes to the Army Corps, so there is the process there. I am not opposed to private, that's fine, it actually is simpler to have a community group up, put the money in the hat and get it done.

-Mr. Mayer - maybe you are not understanding, I am talking about the person that has the drainage problem would absorb the cost of that. He's the only one who's got the problem as far as not knowing how to get the water across the property.

-Midge Werner - I am reporting to Charles, there were 8 pages of signatures, and actually 65 signatures.

-Dave Hyiak - We have homes at 3776 S. Lee Point Rd. and at 3774 S. Lee Point Rd, in addition to multiple tracks of raw land up and down the whole length of the road way. Moving forward we talked about the one up by M-22 which is referred to as Lee Creek and old Hendryx Park is an easier name, but what are you going to call the middle one which is the closest to where I grew up and live. I'm just going to call it the middle creek, unless there is another name, so that would be something if we could move forward. I could say that Brendan touched on it, it's not sized correctly and knowing it never has been. Talking about 24 inches in diameter, and I'm pretty sure just for a matter of record when folks are talking about 72 inches I don't think they mean 72 inches in diameter which would mean 6 feet. I think they mean oblong, it's long and not tall, but any way that's just something I'm picking up by listening. I would comment that one of the other factors that we might all want to think about is the slope of that drain. We talked about is it crushed, is it wide enough, big enough. How is it sloping. Steve mentioned it was put on the middle creek one. I'm almost positive that was privately added and not by any commission or agency. Again, the slope, how is that may be leaning towards West Bay. I will say that the flooding is real. Three generations of my family have lived there. There is nothing new, middle creek has been draining since '65 and probably longer. Elmer touched on that. So, my other comment was I am a banker so I pretty quickly the fellow from EEI, I plugged \$200,000 at 4% over 20 years and we are talking \$1,200 a month. So it ain't a million dollars when you stretch it over time and a lot of folks. So, I'd probably get hit with one of the biggest bills. So I would also let the record note that I did not sign a petition against it, and I am all ears, I want to learn more about it and I did like Mr. Christianson's comment that private solutions are welcome. I'm going to take you up on the offer and trade some e-mails and that kind of thing. Any way, it floods and when it does, that drain isn't big enough to let it out, and I think it would be, call it global warming, I don't know, but its water from the swamp. It's always been draining and should be draining better, and that is my two cents on all of this. Look forward to learning more. Thanks guys.

-Mr. Almeter - I have a quick questio for Steve. At what point do you become grandfathered in and how long have the Weber's owned that property, in other words, when did they buy it. How does that work?

-Steve Christianson - good question, I do not have the exact year, and the exact DEQ DNR EGLE traces lineage, but I do know it's family lineage. So, their family owned that lot back I believe in the 60's. So if you can trace your lineage to satisfy DEQ DNR EGLE, from the 60's and I forget what year, all the way up to present then that allows you the grandfather clause to fill and build.

-Mr. Alimete - we talked to Robyn Schmidt, and she has no authority or nothing to do with it, she wants nothing to do with it. I don't understand it.

-Steve Christianson, what I think she believes it that she does not control the loophole, the lineage loophole. She has no say in the lineage loophole.

-Mr. Almeter- How long do you have to own it before you become grandfathered in?

-Steve Christianson - I think it goes back to the '60s.

-Mr. Almeter, in other words, the people on Lee Point Rd can raise their beef if they own the property since 1972.

-Steve Christianson - that's a Robyn question.

-Mr. Almeter, what is good for a goose, is good for a gander.

-Midge Werner - okay, anybody else out there?

-Veronica, I just want to follow up on the wetlands question and that water. I know there is information on the permit that speaks to no water running onto adjacent properties. That clearly is happening, and I'm wondering whose accountability it is for showing adherence to keeping the water on the property. I understand they are able to build, no issue, that's what they are able to do, but they still have the responsibility for the water. My question is who holds them accountable for taking care of the water issue so it doesn't run on adjacent properties. That's to Steve, I don't know if Brian can help better or not.

-Steve Christianson - good question Veronica, as you know I have been working with neighbors a bit. At this point if time looking forward to working with Brendan, and I believe Craig is the new hire and will be doing on some ditch work which I know hasn' been perfect in the past, and I lost control of that, but I apologize. Anyway, working on delicate ditching to allow water to flow from Weber's east - west. That's what we do at this point in time. Once that happens, Weber's are putting in a drain and take their roof water to the west. I have a permit in hand for that. So those actions will happen. Beyond that you know, until we get a drainage system, that's kind of where I a working at this time. Once we get a drainage system we can look more closely for flooding water in that area.

-Veronica, a follow up to that Steve, I think you were considering an easement, did I hear that correctly, that Weber's were considering an easement on their property.

-Steve Christianson - they would like the water to go to the lake, and there are some hurdles there. I would lean on Brian and lean on Robyn if we have a flooding situation. Brian mentioned a phrase, a new connection, so that was a new word for me and new phrase and concept. It sounds like another hurdle. Robyne is very familiar with the site, she has been there when you have been there, so we know that it is a problem area, and I would like a solution there. And, Weber's, I can't speak specifically when I know the water goes to the lake. So, we have a situation and a desire to make it happen. Easements are not easy. On Nanagosa Trail where I grew up, actually Nanagosa wasn't, it was my pasture, our family pasture. When Nanogsa went in on a clay layer, every so often there is 30 foot piece of ground set aside for water drainage. Almost every property on Nanogosa Trail has a ditch line down the property line. No modifying easement, but the property owners on each side by the property line make sure that the ditch is open. That way, the water from that clay layer runs to the lake. Two neighbors work together, they keep that ditch open. The water runs to the lake. It's a solution. So every property owner on Nanagosa Trail has a ditch on both sides of their property, and they can deal with it, it is a solution. We have a situation when water needs to get to the lake. There is a solution waiting for all of us. Private ditches are fine and will work. I think the Weber's definitely would entertain a conversation about that. Let's do it, let's meet.

-Veronica - Okay, I will follow up with you on that.

-Connie Theround, 3863 S. Lee Point Rd. I'm right next door to the Weber's and across the street. I understand the grandfather in, that's awesome, you get to a house. In doing so, issues

have been created and part of those issues directly affect me and they are talking about moving the water east and west. I'm one of those directions and frankly I don't think I should have to have all that water come out on my beach. In building they created an issue for themselves which affects others. They should be responsible for resolving that without affecting us. I think that is something that is really seriously needs to be taken into consideration, not just how to fix the problem. Who would it affect while you are fixing that problem. There's something that seems to have been neglected and overlooked to this point. So, that was just my comment, thank you.

-Janet Rorick - there are 5 people in chat, no. 5 under the chat. I live at 12410 E. Hendryx Dr, and I would just like to agree with 100 percent on what Connie just said. I don't personally think it's fair for someone to create a problem or aggravate a problem and then expect everybody else to solve it for them So, that's no. 1. I also, I guess this whole thing, I'm just concerned about the fact that this is going to be a permanent thing, you know. I would be willing to work with somebody. I don't truly know anything about how this should be done privately, but I am willing to do something. You know, do what I can, versus, creating a drainage district should be an absolute last resort, and not the first thing that we go to. That's just my opinion

-Midge Werner - Chris, go ahead.

-Chris Darwood, 3836 S. Lee Point Rd. I have a couple of questions, I kind of agree, my understanding that drainage districts are put in place to handle storm water issues, and I don't understand how they work. It was mentioned in an agenda, someone said, let's get a petition and start it. At the same time it looks like Bingham Township is already created their own application.

-Midge Werner - on the agenda a month or so ago where this was first brought to Bingham Township for us to review and actually we did have. Steve had provided a draft for us to look at if we decided to go forward with it. My name is typed on it because I would be the signatour on document, if we decided to go. But nothing has happened, that was just for us to see what it would be like if we entered into and decided to go that way. Yes, people had brought that up to me that it looked like I had already signed something. That was not the case at all. It was part of our agenda a couple of months ago, and that was just material that went along with that item for discussion. It is not signed, and no action was taken by the Board on that. I'm glad you brought that up, because I meant to mention that myself so that people would understand that's why we have opted to do what we are doing.

-David Ouyang, 3885 S. Lee Point Rd., 2 doors east of the Weber's and next to Connie. Just following up. She made a statement, and there was really no response to it, and I think others have been given the same impression. I guess I would like an answer to why are we responsible for a problem that I believe the Weber's created. It just feels like this entire situation is talking about this standing water problem. That's is really their own problem, and I am just trying to understand why this has become an entire Lee Point Road issue rather than their own.

-Midge, Steve, we need to go back to where we were. Mainly it has to do with where the culvert goes under the road and where we need to get the water to go in the lake. Certainly the Weber issue has come up after the fact. My understanding the main issue is where the water will flood over the road on occasion and we possibly need a culvert under there, am I correct there.



-Steve Christianson, correct, all of the areas that are experiencing flooding in this district, the main one across Aaron's property with the stream. That's the no. 1 issue. The other issues will be looked at closely. I would like to address the flooding in the general area for sure. The main issue is the stream, that's no. 1 and really the focus of the drainage district.

-Midgee Werner, not to say that some small things could be taken care of maybe in a drainage district, but we are getting sidetracked here, but the main focus would be on that area where we have a problem with a culvert under the road.

-David Ouyang, he mentioned where the culverts were going to be placed, was there specific locations there already selected, or how do they go about selecting to where an additional culvert should be placed.

-Steve Christianson - the problem of flooding in that area would be looked at closely, I lean on Brian. It's obviously an engineering question. It's also EGLE Army Corp, a lot of hurdles there. I heard tonight the concept of new connections, so that was a new one on me, another hurdle. So, no, there's no placement. We have a problem area.

-Janet Rorick - I am just expressing my own opinion here that, that's one of my concerns about having a drainage district because once it goes in, then we've got this little problem here, and this problem here, and this problem here. As I understand it you know the Weber property, they created their own problem. They have created the problem, and for the rest of us to have to get involved in solving their problem that they have created, that's what worries me about getting a drainage district going. We can do things privately. Like I said, I am just concerned it, a slipper slope, one created and other things just kind of follow.

-Chris Weber - I'm quite famous today. This is great that I have been able to meet some of my neighbors. I get an idea of what they think of us. It has been a fantastic evening. I want to straighten two things out and get some things clear, the property has been in the family since the 50's, so I know we are a little late to the game, and I'm pretty sure that most of the folks, my neighbors, have filled in over the time we well, because let's be honest, the whole area is a Federal wetland. So the other thing is that we did not ask for this just to get that straight also. So, you would think that we started this whole thing to get a district going, that's the furthest away from it. We are not in support of the drainage district as well. Let's put that one to bed. The other thing is that we have something to discuss, we're here, we don't bite. We are more than amicable to talk about any of the situations on here. We have some gripes as well. I have a culvert underneath the driveway that isn't seeing any water. I would like to get things flowing as well. I know I have documentation that some folks have filled in, and as well they created their own problems as well. So, I'd like to come forward with some sort of resolution, but again we are not asking for a drainage district. Let's be neighborly, let's have a conversation, but to go around the talk about a number of falsehoods, I think if not neighborly. So again, I'd invite my neighbors, if you would like to have a discussion, give me a call, stop on down. We'd love to get to know you and figure out how we fix this thing together.

-Midge Werner, thank you Mr. Weber, I appreciate that you talked about it. This is true, an issue that, a neighborhood issue, and we need to work on this neighborly and try and find something to agree on.

-Joan ? I appreciate Mr Weber's comments. I would like to know who then instigated the idea of the drainage district. Where did that come from and also what are our next steps. Is this just an information gathering, are decisions going to be made. Do we have any voice in the next steps.

-Midge Werner, the drainage district came about because there is a problem with the water at the creek near the Armigian home, and apparently there is a problem there that needs to be repaired. The Road Commission only handles repair which is on their right-of-way. This creek drains down to the bay, so somehow we need to get the water from the Road Commission under the road in their right-of-way to the lake. The Road Commission can't handle that because it can't work outside their right of way. So the next option is to create a drainage district where the Drain Commissioner can work within that area to get this accomplished. So that's how the idea of a drainage district came up to get this problem solved. Within that area that they are looking at there could be other things that could be repaired or taken care of that needs to be done within the drainage district. The main part right now is getting that culvert taken care of. We don't want any more problems. The Drain Commissioner and the Road Commission came to the township to ask the township to start the process by possibly filing a petition to go forward with this process. So, that's how the township has gotten involved. We don't know much about this process at all. So this is just an information meeting. There are not going to be any decisions made by us tonite. We are going to have to go back and do more research and study. You have asked why was this informational brought here, we don't know, but we are trying to help solve this problem. We consider it to be an issue for the township because it has to do with the health, safety and welfare of the people within the township, because there have been periods of time when that road, water has covered that road. It is a safety issue. We do not want any accidents down because we didn't participate or assist or do something to help to get this taken care of. So that is kind of where we stand right now. AS far as I can see the township is not close to making any kind of decision one way or the other. We are going to do some more research. When you come back to the township board, it would be my guess that we will probably have an actual public hearing before we do anything on that. You would all be noticed. Just watch the website and the newspapers for what's going on down here in Bingham.

(?) I have a follow up question then, the size of that district undetermined. The water problem is down on the Weber's side. That's been a swamp, that's been a swamp for years. Why would this extend to my place. Why would I be part of this district.

-Midge Werner, well if the road collapsed you would be impacted by that

-(Q) I have been here since 1966 and have never seen that road collapse.

-Midge Werner, right now we have a problem, maybe there's not been a problem with that culvert at that time. The culvert I think has only been a problem the last two years. I think it is a good question. Well after it goes beyond you, it goes around the Hendryx bend, and it goes to Bay Ridge I believe it is. So, it does a long way, but I think this is primarily what we are talking about it could possibly be. My thought is it will probably quite smaller than that. We don't know so they want to make it as large as they can.

-Steve Christianson - yes we want to have a lot of postcards out, have people in the larger area hear the discussion and have a chance to add their two cents. It is important, you are correct, we do not have a delineated district at large. We want it to be all inclusive.

-Susan Darnold - You are talking about the safety of every one in case the culvert collapses. Well it wasn't that many years ago that the culvert over Lee Creek collapsed, I mean it collapsed, and the Road Department came in and had that thing up and running again really quick. While it was collapsed, everyone went the other direction. There are two ways in and out of our area, one coming down on McAllister and one on Lee Point or you come from M-22 and down Lee Point. So we have dealt with the collapse of the road before, and that was at Lee Creek which was fixed really quick.

-Midge Werner - that's right, but it didn't impact everybody.

-Susan Darnold - they could just come seriously, do something, fix that so it doesn't collapse. You can drive over it right now, and you can see a crack across the road right above the culvert. Even though they say it's fine, there is a crack there. So, they should just come in, fix it, solve it, end of story.

-Midge Werner - that would be great, thanks Sue. That's about it we going to call an end to this meeting at 5 minutes to 9 (8:55 pm). Any board members have anything they want to say

-Aaron Armadion, Lee Point Rd, what I keep hearing here is that this middle stream here on my property, the problem is within the road right-of-way with the Road Commission's culvert, that's 66 feet of easement and within that is where the pipe is damaged. With the 30 percent, I am hearing like 70 percent would be the residents, and may be the municipalities would pay 30 percent. The additional 20 feet is just a requirement of the EGLE, so if they need to fix and maintain the existing pipe, and they need to bring it up to the current standards, that's no different than all of the residents whenever they replace something, they have to bring it up to code. So the Road Commission would also have to bring their culvert up to code, and whatever EGLE says that is the requirements of that to get it to the high water mark, that's all part of the code within EGLE, and the damage and the problem which everyone is aware of is within the right-of-way. So, anybody want to address that, that's how I am seeing it and if anybody agrees with me, I'd like to hear it. That's my last comment, thank you.

-Steve Christianson, I think we have covered a lot of bases. Midge, I appreciate your leadership on this, and nicely done.

-Brenden - Just a quick comment, again I appreciate everything you and residents and everybody else, and I can say myself when this heard, you guys know a lot more about it than I do. Aaron, it's next to your property. I am not aware of where that damage is, and I am open to trying to explore that with the Board to get a better idea. Last fall, the whole was under water.

-Midge Werner - Brian do you have anything you want to say?

-Aaron, I can respond to his last comment.

-Midge Werner, I am asking Brian, do have any more comments.

-Aaron, the problem with the culvert is within the right of way. There's a whole that sometimes, the ground will just give way and the sand and rocks are like falling into the culvert, and it's well within the right-of-way. If they would like to let me know when they are going to come out, I can go out and show that area where that happens, and if they want to dig there, I'm sure they are going to find a hole in the culvert because I have shown them before. But then they change employees and new people come in and say they don't know, but they just show up out there without telling me what's happening. I just kind of see the trucks out there and go out and ask and talk with them, but let me know ahead of time, and I can show you exactly within a couple

of feet where the ground is falling into that culvert. It's a Road Commission problem within the right-of-way.

-Midge Werner - thank you very much for that offer. I'm sure Brenden will get in touch with you in regards to that.

-Brian - thank you for having this, that the township did this. We have done a couple like this where the township sought input before preceding forward like this, I will say that drain districts have never encountered in the 50 plus I have done with a majority of a popular thing, that a couple want an issue resolved, and everyone is against them, but they usually are set up for a lot of these similar type of situations that, it better being spoken here, where issues have arisen, but you are looking at a couple of different entities that don't have a lot of control to resolve all of the issues encompassing other than what the drain commissioners have. A lot of these problems are very common with how drain districts get established, but this is nice that the township did this. Thank you.

-Midge Werner, thank you Brian. I appreciated those who participated in this meeting tonight. I appreciate the calls that I got at home, what's going on. The level of interest out certainly I know. It's not going to be easy for the township because it is a little on the controversial side, but we don't know where we are going with it yet, but thank you very much. With that the meeting is adjourned at 9:02 p.m. Thank you.

**Marge Johnson, Recording Secretary**

**Kathy Morio, Township Clerk**













