

Intercounty Drain Board Meeting Minutes

**Indian Creek Intercounty Drain
Lapeer, Sanilac & Tuscola Counties**

**Thursday, October 6, 2022
Village of Clifford
4548 Madison Street
Clifford, MI 48727**

Members Present:

Brady Harrington, Chair, Michigan Department of Agriculture & Rural Development
Joseph Suma, Lapeer County Drain Commissioner
Angela Kramer, Sanilac County Deputy Drain Commissioner/Drain Assessment Clerk
Robert Mantey, Tuscola County Drain Commissioner

Others Present:

Joseph Brezvai, Michigan Department of Agriculture & Rural Development

1. Call to Order

Chairperson Harrington called the meeting to order at 10:10 am at 4548 Madison Street, Clifford, MI 48727. The purpose of the meeting was to review construction progress, and to authorize change order/progress payments.

2. Motion for Secretary

Motion by Mantey, supported by Kramer, that Lapeer County acts as secretary.
Yeas: All; Nays: None. Motion carried.

3. Agenda

Motion by Mantey, supported by Kramer, to approve the agenda as presented.
Yeas: All; Nays: None. Motion carried.

4. Approval of minutes

Motion by Mantey, supported by Kramer, to approve the minutes of the April 6, 2022 meeting as presented Yeas: All; Nays: None. Motion carried.

5. Communications and reports of Board members, committees and consultants.

a. Review construction progress and take appropriate action

There is \$10,000.00 available, under governance for possible spray/mowing areas in 2023.

b. Authorize change orders/progress payments

Motion by Mantey, supported by Kramer to accept change order No.1, CRB Trucking & Excavating, updating work items and quantities per field conditions. Includes CMP field tile outlet extensions to protect tile near heavy riprap. Yeas: All; Nays: None. Motion carried.

Motion by Suma, supported by Mantey, to pay \$100,671.50 to CRB Trucking & Excavating, progress payment No 1. Yeas: All; Nays: None. Motion carried.

Motion by Suma, supported by Mantey, to authorize balancing change order and final payment on recommendation of engineer. Yeas: All; Nays: None. Motion carried.

Motion by Kramer, supported by Mantey, to accept change order No. 1 for McEachin Excavating, Inc, for updated work items per field conditions. Includes removal of additional sediment bar near Peck Road. Yeas: All; Nays: None. Motion carried.

Motion by Mantey, supported by Kramer, to pay final full payment of \$9,028.50 to McEachin Excavating, Inc. Yeas: All; Nays: None. Motion carried.

c. Treasurer's Report

Suma reported that Lapeer County's construction fund balance is \$422,526.00 and the debt fund is 234,889.26. Kramer reported that Sanilac County's balance is \$0.00. Motion by Suma, supported by Kramer, to accept the Treasurer's report. Yeas: All; Nays: None. Motion carried.

6. Approval of Invoices

Motion by Mantey, supported by Suma, to authorize Lapeer County to pay all Spicer Group bills on the projects. Yeas: All; Nays: None. Motion carried.

7. Other Business

Members agreed to look at other sites next year for 2024, and for any areas in need of spray or mowing.

8. Public comment – None

9. Set the date, time, and location of the next meeting.

The next meeting will be about a year out, details TBD.

10. Adjourn

Motion by Mantey, supported by Kramer, to adjourn at 10:40 am. Yeas: All; Nays: None. Motion carried.

County Apportionments
Lapeer County 84.1%
Sanilac County 4.2%
Tuscola County 11.7%

County Bond Issue
Lapeer County 79.21%
Sanilac County 5.49%
Tuscola County 15.3%

Respectfully Submitted,

Christine Cummings

Christine Cummings
Lapeer County Drain Office Clerk

Date of Issuance: 9/19/2022	Effective Date: 9/19/2022
Owner: Indian Creek Intercounty Drain	Owner's Contract No.:
Contractor: CRB Trucking & Excavating	Contractor's Project No.:
Engineer: Spicer Group, Inc.	Engineer's Project No.: 121615SG2020
Project: Indian Creek Intercounty Drain – Drain Maint. Task II	Contract Name: Indian Creek Intercounty Drain – Drain Maint. Task II

The Contract is modified as follows upon execution of this Change Order:

Description: Change order for updated work items and quantities per field conditions. Includes CMP field tile outlet extensions to protect tile near heavy riprap.

Attachments: *Exhibit A*

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ 101,390.00	Original Contract Times: Substantial Completion: <u>June 1, 2023</u> Ready for Final Payment: <u>July 1, 2023</u> days or dates
[Increase] [Decrease] from previously approved Change Orders No. <u> </u> to No. <u> </u> : \$ 0.00	[Increase] [Decrease] from previously approved Change Orders No. <u> </u> to No. <u> </u> : Substantial Completion: <u>N/A</u> Ready for Final Payment: <u>N/A</u> days
Contract Price prior to this Change Order: \$ 101,390.00	Contract Times prior to this Change Order: Substantial Completion: <u>June 1, 2023</u> Ready for Final Payment: <u>July 1, 2023</u> days or dates
[Increase] [Decrease] of this Change Order: \$ 8,320.00	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>N/A</u> Ready for Final Payment: <u>N/A</u> days or dates
Contract Price incorporating this Change Order: \$ 109,710.00	Contract Times with all approved Change Orders: Substantial Completion: <u>June 1, 2023</u> Ready for Final Payment: <u>July 1, 2023</u> days or dates

RECOMMENDED:
By: [Signature]
 Engineer
Title: Project Manager
Date: 9/19/2022

ACCEPTED:
By: [Signature]
 Owner (Authorized Signature)
Title: Drainage Board Chair
Date: October 6, 2022

ACCEPTED:
By: [Signature]
 Contractor (Authorized Signature)
Title: Owner
Date: 9-20-2022

PROJECT NO. 121615SG2020	PROJECT NAME/ LOCATION Indian Creek Intercounty Drain - Drain Maintenance - Task II Lapeer, Tuscola & Sanilac Counties, Michigan	EXHIBIT A
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CONTRACTOR/ADDRESS CRB Trucking & Excavating 2499 Tin Bill Road Caro, MI 48723	OWNER/ADDRESS Indian Creek Intercounty Drain Drainage Board 525 West Allegan Street Lansing, MI 48909	CONSULTANT/ADDRESS Spicer Group, Inc. 230 South Washington Avenue Saginaw, Michigan 48607
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COMMENTS: Change order for updated work items and quantities per field conditions. Includes CMP field tile outlet extensions to protect tile near heavy riprap.

ITEM NO.	DESCRIPTION	QUANTITY		UNIT	UNIT PRICE	CONTRACT* AMOUNT	CH. ORDER AMOUNT	NET CHANGE
		CONTRACT*	NEW					
TASK II - BANK REPAIR NEAR JEFFERSON ROAD								
6.	Bank Stabilization - Right Side (Includes Engineered Backfill)	250	297	Lin. Ft.	\$10.00	\$2,500.00	\$2,970.00	\$470.00
7.	Spoil Hauling	250	297	Lin. Ft.	\$10.00	\$2,500.00	\$2,970.00	\$470.00
8.	MDOT Heavy Riprap	1000	1076	Sp. Yds.	\$70.00	\$70,000.00	\$75,320.00	\$5,320.00
9.	4" Perf. Tile w/ Sock (Single Wall, Heavy Duty)	900	980	Lin. Ft.	\$7.00	\$6,300.00	\$6,860.00	\$560.00
ADDITIONAL ITEMS PER THIS CHANGE ORDER								
16.	Field Tile Outlet - CMP Extension	0	3	Each	\$500.00	\$0.00	\$1,500.00	\$1,500.00

The Contractor agrees to complete the work per this Change Order under the direction of the Engineer and to accept payment for the work as indicated in this Change Order.

* Contract Quantities and contract amounts include all previous change orders.	TOTAL CHANGE ORDER (+ OR -)	\$8,320.00
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The foregoing is in accordance with your contract and the change and work affected thereby is subject to all contract stipulations and covenants. An equitable adjustment, for the changes ordered, is established as follows:
* Contract Quantities and contract amounts include all previous change orders.

CONTRACT PRICE:		CONTRACT TIME:	
Original Contract Amount	\$101,390.00	Original Contract Time	1-Jun-23
Contract Amount with Previous Change Orders	<u>\$101,390.00</u>	Revised Contract Time	1-Jul-23
This Change Order (+ or -)	<u>\$8,320.00</u>	Substantial Completion	1-Jun-23
New Contract Amount	\$109,710.00	Final Completion	1-Jul-23

**PROGRESS PAYMENT NO. 1
 INDIAN CREEK INTERCOUNTY DRAIN - DRAIN MAINTENANCE - TASK II
 LAPEER, TUSCOLA & SANILAC COUNTIES, MICHIGAN
 PROJECT NO. 12161SSG2020**

CRB Trucking & Excavating
 2499 Tin Bill Road
 Caro, MI 48723

Item No.	Estimated Quantity	Installed Quantity	Unit	Description	Unit Price	Contract Amount	Installed Amount
TASK II - BANK REPAIR NEAR JEFFERSON ROAD							
6.	297	297.0	Lin. Ft.	Bank Stabilization - Right Side (Includes Engineered Backfill)	\$10.00	\$ 2,970.00	\$ 2,970.00
7.	297	297.0	Lin. Ft.	Spoil Hauling	\$10.00	\$ 2,970.00	\$ 2,970.00
8.	1,076	1076.0	Sq. Yds.	MDOT Heavy Riprap	\$70.00	\$ 75,320.00	\$ 75,320.00
9.	980	980.0	Lin. Ft.	4" Perf. Tile w/ Sock (Single Wall, Heavy Duty)	\$7.00	\$ 6,860.00	\$ 6,860.00
10.	6	6.0	Each	6" CMP Tile End (10 Lin. Ft.)	\$475.00	\$ 2,850.00	\$ 2,850.00
11.	1	1.0	Each	24" Surface Outlet Tube - 35 Lin. Ft. (Includes Metal Flared End Section)	\$5,000.00	\$ 5,000.00	\$ 5,000.00
12.	1	1.0	Lump Sum	Cleanup and Restoration	Lump Sum	\$ 5,000.00	\$ 5,000.00
13.	1	1.0	Lump Sum	Seeding and Fertilizing	Lump Sum	\$ 1,500.00	\$ 1,500.00
14.	3,740		Lin. Ft.	Buffer Strip Seeding (10 Ft. Wide, Along Top of Bank)	\$1.00	\$ 3,740.00	\$ -
15.	1	1.0	Lump Sum	Mobilization	Lump Sum	\$ 2,000.00	\$ 2,000.00

ADDITIONAL ITEMS PER CHANGE ORDER NO. 1

16.	3	3.0	Each	Field Tile Outlet - CMP Extension	\$500.00	\$ 1,500.00	\$ 1,500.00
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TOTAL ----- \$ 109,710.00 \$ 105,970.00

Sub-total----- \$105,970.00
 Less Retainage (5%)----- \$5,298.50

AMOUNT PAYABLE - September 19, 2022----- **\$100,671.50**

Original Contract Amount----- \$101,390.00
 Change Order #1 Contract Amount----- \$109,710.00

ACCEPTED: by Engineer

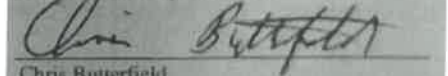


Luke O'Brien, P.E.

Project Manager

DATE: 9/19/2022

SUBMITTED: by Contractor



Chris Butterfield
 CRB Trucking & Excavating

DATE: 9-20-2022

APPROVED: by Owner



Braden Harrington, P.E.

Indian Creek Intercounty Drain Drainage Board

DATE: OCTOBER 6, 2022

Date of Issuance: 9/19/2022	Effective Date: 9/19/2022
Owner: Indian Creek Intercounty Drain	Owner's Contract No.:
Contractor: McEachin Excavating, Inc.	Contractor's Project No.:
Engineer: Spicer Group, Inc.	Engineer's Project No.: 121615SG2020
Project: Indian Creek Intercounty Drain – Drain Maint. Task I	Contract Name: Indian Creek Intercounty Drain – Drain Maint. Task I

The Contract is modified as follows upon execution of this Change Order:

Description: Change order for updated work items per field conditions. Includes removal of additional sediment bar near Peck Road.

Attachments: *Exhibit A*

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ <u>5,200.00</u>	Original Contract Times: Substantial Completion: <u>June 1, 2023</u> Ready for Final Payment: <u>July 1, 2023</u> days or dates
Increase Decrease from previously approved Change Orders No. <u> </u> to No. <u> </u> : \$ <u>0.00</u>	Increase Decrease from previously approved Change Orders No. <u> </u> to No. <u> </u> : Substantial Completion: <u>N/A</u> Ready for Final Payment: <u>N/A</u> days
Contract Price prior to this Change Order: \$ <u>5,200.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>June 1, 2023</u> Ready for Final Payment: <u>June 1, 2023</u> days or dates
Increase Decrease of this Change Order: \$ <u>3,828.50</u>	Increase Decrease of this Change Order: Substantial Completion: <u>N/A</u> Ready for Final Payment: <u>N/A</u> days or dates
Contract Price incorporating this Change Order: \$ <u>9,028.50</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>June 1, 2023</u> Ready for Final Payment: <u>June 1, 2023</u> days or dates

RECOMMENDED: By: <u>[Signature]</u> Engineer	ACCEPTED: By: <u>[Signature]</u> Owner (Authorized Signature)	ACCEPTED: By: <u>[Signature]</u> Contractor (Authorized Signature)
Title: <u>Project Manager</u>	Title: <u>DRAINAGE BOARD CHAIR</u>	Title: _____
Date: <u>9-19-2022</u>	Date: <u>OCTOBER 6, 2022</u>	Date: <u>9-19-22</u>

PROJECT NO. 121615SG2020	PROJECT NAME/ LOCATION Indian Creek Intercounty Drain - Drain Maintenance - Task I Lapeer, Tuscola & Sanilac Counties, Michigan	EXHIBIT A
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CONTRACTOR/ADDRESS McEachin Excavating, Inc. 4095 Shabbona Road Deckerville, MI 48427	OWNER/ADDRESS Indian Creek Intercounty Drain Drainage Board 525 West Allegan Street Lansing, MI 48909	CONSULTANT/ADDRESS Spicer Group, Inc. 230 South Washington Avenue Saginaw, Michigan 48607
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COMMENTS: Change order for updated work items per field conditions. Includes removal of additional sediment bar near Peck Road.

ITEM NO.	DESCRIPTION	QUANTITY		UNIT	UNIT PRICE	CONTRACT* AMOUNT	CH. ORDER AMOUNT	NET CHANGE
		CONTRACT*	NEW					
TASK I - SEDIMENT BAR REMOVAL								
4.	Miscellaneous Plain Rip Rap	50	104	Sq. Yds.	\$50.00	\$2,500.00	\$5,200.00	\$2,700.00
ADDITIONAL ITEMS PER THIS CHANGE ORDER								
6.	Remove Additional Sediment Bar Near Peck Road (Includes Spoil Leveling)	0	1	Lump Sum	\$1,128.50	\$0.00	\$1,128.50	\$1,128.50

The Contractor agrees to complete the work per this Change Order under the direction of the Engineer and to accept payment for the work as indicated in this Change Order.

* Contract Quantities and contract amounts include all previous change orders.	TOTAL CHANGE ORDER (+ OR -) \$3,828.50
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The foregoing is in accordance with your contract and the change and work affected thereby is subject to all contract stipulations and convents. An equitable adjustment, for the changes ordered, is established as follows:
* Contract Quantities and contract amounts include all previous change orders.

CONTRACT PRICE:		CONTRACT TIME:	
Original Contract Amount	<u>\$5,200.00</u>	Original Contract Time	Revised Contract Time
Contract Amount with Previous Change Orders	<u>\$5,200.00</u>	Substantial Completion	1-Jun-23
This Change Order (+ or -)	<u>\$3,828.50</u>	Final Completion	1-Jul-23
New Contract Amount	<u>\$9,028.50</u>		

PROGRESS PAYMENT NO. 1
INDIAN CREEK INTERCOUNTY DRAIN - DRAIN MAINTENANCE - TASK I
LAPEER, TUSCOLA & SANILAC COUNTIES, MICHIGAN
PROJECT NO. 121615SG2020

McEachin Excavating Inc.
 4095 Shabbona Rd.
 Deckerville, MI 48427

Item No.	Estimated Quantity	Installed Quantity	Unit	Description	Unit Price	Contract Amount	Installed Amount
TASK I - SEDIMENT BAR REMOVAL							
1.	1	1	Lump Sum	Sediment Bar Removal - Sta. 41+23 - Peck Rd (Located Upstream of Dead End) (Includes Spoil Leveling)	Lump Sum \$	500.00 \$	500.00
2.	1	1	Lump Sum	Sediment Bar Removal - Sta. 76+92 - Law Rd (Located Downstream of Crossing) (Includes Spoil Leveling)	Lump Sum \$	500.00 \$	500.00
3.	1	1	Lump Sum	Sediment Bar Removal - Sta. 178+09 - Millington Rd (Located Upstream and Downstream of Crossing) (Includes Spoil Leveling)	Lump Sum \$	700.00 \$	700.00
4.	104	104	Sq. Yds.	Miscellaneous Plain Riprap	\$50.00 \$	5,200.00 \$	5,200.00
5.	1	1	Lump Sum	Mobilization	Lump Sum \$	1,000.00 \$	1,000.00
ADDITIONAL ITEMS PER CHANGE ORDER NO. 1							
6.	1	1	Lump Sum	Remove Additional Sediment Bar Near Peck Road (Includes Spoil Leveling)	Lump Sum \$	1,128.50 \$	1,128.50
TOTAL						\$	9,028.50 \$
Sub-total							\$9,028.50
AMOUNT PAYABLE - September 19, 2022							\$9,028.50
Original Contract Amount							\$5,200.00
Change Order #1 Contract Amount							\$9,028.50

ACCEPTED: by Engineer



Luke O'Brien, P.E.
 Project Manager

DATE: 9/19/2022

SUBMITTED: by Contractor



Michael McEachin
 McEachin Excavating, Inc.

DATE: 9-19-22

APPROVED: by Owner



Braden Harrington, P.E.
 Indian Creek Intercounty Drain Drainage Board

DATE: October 6, 2022

#489	Indian Creek		Cash Savings		Due from other units		Consultant-Legal	
2022	lapeer 84.1%	Sanilac 4.2%						
	Tuscola 11.7%		002.000	040.000	081.000	084.000	801.020	808.000
		OLD #					801.020	808.000
		NEW #					801.020	808.000
Beg. Balances			427,155.51		0.00	586,365.77		
DO9356	03/23/22	Postage	(56.26)				56.26	
DO9405	05/02/22	Spicer 213585	(2,323.25)					2,323.25
DO9535	07/11/22	BMJ 82576A	(2,250.00)				2,250.00	
			422,526.00	0.00	0.00	586,365.77	2,306.26	2,323.25

889	Indian Creek	2022 OLD # NEW #	Cash 002.000	prepays	Running tally of assessments	Acct. Rec.	404.000 451.000	665.000 665.000	667.000 581.010	Village Contribution 677.010 581.010	Principal Payment 992.000 992.000	Interest Payment 993.000 993.000	Paying Agent Fee 996.020 993.010	Local Contribution 676.020
		Beg.Balances	224,489.34	33,754.33	142,077.49	21,156.72								
R1350	01/06/22	Burnside Township	208.75		(208.75)									
R1391	01/24/22	Rich Township	523.81		(523.81)									
R1389	01/24/22	Burlington Township	70,230.65		(70,230.65)									
R1398	01/27/22	Village of Clifford @ large	7,160.74			(7,160.74)								
R1407	02/07/22	004-002-002-00	1,083.37	1083.37										
R1421	02/11/22	Burlington Township	31,881.68		(31,881.68)									
R1429	02/15/22	Burlington @ large	12,819.22			(12,819.22)								
R1445	02/24/22	Rich @ large	1,176.76			(1,176.76)								
R1458	03/02/22	Rich	2,120.00		(2,120.00)									
R1459	03/02/22	Burlington	16,168.20		(16,168.20)									
R1462	03/03/22	Burlington	14,519.29		(14,519.29)									
R1474	03/10/22	Burnside	61.38		(61.38)									
R1480	03/15/22	Burlington	313.65		(313.65)									
R1494	03/17/22	042-109-031-00	689.81	689.81										
R1493	03/17/22	Rich	246.04		(246.04)									
DO9415	05/10/22	Huntington Bank 46052	(500.00)											
R1532	05/11/22	Tuscola County @ large	34,061.62			(34,061.62)							500.00	
wire	05/23/22	Debt Payment	(197,162.50)						(34,061.620)					
R1553	05/31/22	Sanilac County	12,222.11							170,000.00		27,162.50		
JE	08/02/22	County Settlement - Burlington	2,536.37		(2,536.37)	(12,222.11)								
JE	08/02/22	County Settlement - Rich	38.97		(38.97)									(12,222.11)
JE	08/02/22	County Settlement - chargeback			(3,228.70)									
			234,889.26	1,773.18	0.00	(46,283.73)	(158,549.99)		(34,061.62)	170,000.00		27,162.50	500.00	(12,222.11)

