

**9:30 a.m. Drainage Districts # 23 Meeting  
August 30, 2016**

The Clay County Board of Supervisors convened as Trustees of Drainage Districts #23 at 9:32 a.m.

Motion by Swanson, seconded by Skow to appoint Supervisor Anderson as Chairperson and Clay County Auditor Marjorie Pitts as Secretary for this meeting. Motion carried.

Motion by Matthews, seconded by Brockshus to accept the engineering plans and specifications presented by Don Etlar from Bolton & Menk, Inc., 218 11<sup>th</sup> Street SW Plaza, Spencer, Iowa for Drainage District 23 ditch improvement project bid letting. Motion carried.

Motion by Matthews, seconded by Skow to set the Drainage District 23 ditch improvement project bid opening to review and consider the sealed bids which were received in the office of the Clay County Auditor by 9:30 a.m. on September 27, 2016 in the boardroom of the Clay County Administration Building, 300 West 4<sup>th</sup> Street, Spencer, Iowa. Motion carried.

Motion by Swanson, seconded by Matthews to set the Drainage District 23 ditch improvement project awarding of bids for September 27, 2016 at 10:00 a.m. in the boardroom of the Clay County Administration Building, 300 West 4<sup>th</sup> Street, Spencer, Iowa. Motion carried.

**10:00 a.m.** This is the time and place for the public hearing of the Drainage District #23 on the Report for Appraisers. The Trustees will examine the report and consider adjustments to the schedule of damages for the open ditch repair of this drainage district and may affirm, increase, or diminish the amounts awarded by the appraisers. Bolton & Menk Engineer, Jon Rosengren detailed the appraiser report to the attendees. Rosengren explained that farmers would still be able to use the land outside the drainage ditch and would not pay property taxes on the land inside the right of way. For the land outside the ditch a 30 percent of market value was recommended to allow access to the ditch. Attorney James Hudson read the written objections from Linda Hersom written on behalf of her mother, Ruth Tewes, and from Richard J. Santage. Engineer Jon Rosengren discussed the method used to determine the appraiser reports damage calculations. There is no annexation proposed. Concerns by landowners downstream that are not in the drainage district, were voiced and asked if Drainage District 23 would be liable for flood damage. Atty Hudson responded that they could form a new drainage district and assess Drainage District 23 for value to carry their water away. Concern was expressed that the culvert near the intersection of 160<sup>th</sup> Avenue and 390<sup>th</sup> Street is not sufficient to carry surface run off waters. Attorney Hudson stated that Secondary Roads is responsible to make certain that it is a proper size so the water can flow through it.

Motion by Skow, seconded by Brockshus to accept the appraiser compensation report as stated. Motion carried.

The Chairperson adjourned the Drainage District #23 meeting at 11:06 a.m. to convene as Trustees of Drainage District 108.

/s/Marjorie A. Pitts, County Auditor

/s/Barry G. Anderson, Chairperson