

**2:30 p.m. Drainage District 108 Completion Hearing
August 29, 2017**

The Clay County Board of Supervisors as trustees of Drainage District 108 convened their meeting on August 29, 2017 at 2:32 p.m. Members present: Anderson, Matthews, Skelton, Skow and Swanson. Attendees: Ron Christensen, Sherman Nielsen, Aaron Rutter, Jared Schoelerman, Jon Rosengren

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

2:30 p.m. The time having arrived for the public hearing to receive and consider any objections or claims for damages to the completed construction report submitted by Bolton & Menk, Inc., for drainage repairs and improvements in Drainage District 108.

The Board determined that proper notice of the public hearing was accomplished and finding there to be no written objections to Open Ditch improvements commencing in 2016. The DD #108 Open ditch Repair substantially completed on June 19, 2017 with a final construction cost of \$102,720.80. The completion date for the contract as bid was April 28, 2017 and stated liquidation damages at \$200 / day. The work completed fifty-two (52) dates late for a maximum eligible liquidated damage of \$10,400. However, due to additional work requested by the engineer, weather and site conditions the completion of the project took longer than originally anticipated.

After discussion, motion was made by Supervisor Skelton, seconded by Supervisors Skow to waive the liquidated damages as reported in the completion report. Motion carried.

Motion by Swanson, seconded by Skelton to approve the following request for damages totaling \$5,077.28. Details of the damage claims on file in the County Auditor office. Motion carried.

The Board found the work under contract to Hagedorn Excavating to be completed and accepted.

Motion by Skow, seconded by Skelton to compute the balance due and direct the county auditor to issue the final settlement for balances due to Hagedorn Excavating in the amount of \$10,272.08 within thirty (30) days after acceptance of the work pursuant to Iowa Drainage Law Section #468.103. Motion carried.

The Chairperson recessed the Drainage District #108 at 3:20 p.m. Motion carried.

The Chairperson adjourned the regular board meeting at 3:20 p.m. to convene at the next Auditor's called meeting September 12, 2017 at 8:30 a.m.

/s/Marjorie A. Pitts, County Auditor

/s/Burlin H. Matthews, Chairperson