

**MILK RIVER INTERCOUNTY DRAIN DRAINAGE DISTRICT
DRAINAGE BOARD MEETING MINUTES
May 26, 2022**

A meeting of the Milk River Intercounty Drain Drainage Board was held on Thursday, May 26, 2022, located at City of St. Clair Shores City Hall, 27600 Jefferson Avenue, St. Clair Shores, Michigan, 48081.

Members Present

Michael R. Gregg, Chair, Michigan Dept. of Agriculture & Rural Development, State of MI
Elmeka Steele, Esq., Wayne County Drain Commissioner, Wayne County
Daniel Acciavatti, Deputy, Public Works Office, Macomb County
James Kowalski, Director of Public Services, City of Grosse Pointe Woods

Others Present

Kyle Seidel, Anderson, Eckstein and Westrick
Kip Walby, Southeast Macomb Sanitary District
Pete Trombley, Southeast Macomb Sanitary District
Dianne Schelosky, Southeast Macomb Sanitary District
Russ Strassburg, Tetra Tech
Greg Tupancy, Tetra Tech
Moyna Moore, Wayne County
Frank Schulte, Grosse Pointe Woods

1. Call to Order

Mr. Gregg called the meeting to order at 10:01 a.m.

2. Approval of Agenda

Ms. Steele, Wayne County, proposed the addition of Chargeback Meeting Update under Unfinished Business, item 6. d. Item 6. e., Project Performance Certification, was also added to the Agenda.

Mr. Acciavatti, Macomb County, made a motion to approve the agenda with the noted additions. The motion was supported by Ms. Steele, Wayne County. Motion passed.

3. Approval of the Minutes for:

a. April 28, 2022, Milk River Intercounty Drain Drainage District Board Meeting

Ms. Steele, Wayne County, moved to approve the minutes for the April 28, 2022, Milk River Intercounty Drain Drainage District Board Meeting. The motion was supported by Mr. Kowalski, Grosse Pointe Woods. Motion passed.

4. Reports

a. Operations and Maintenance

Mr. Trombley reported a rain incident on May 3, 2022. This was a full basin capture. On May 15th and 16th there was another event resulting in 9/10th of an inch of rainfall. This was also contained and did not result in a discharge. There has been an issue with a leak that developed between the

May 3rd and May 15th events, in the disinfection room. Photos were displayed on the screen. The ball valve is not operational at this point. The direct replacement for this part is on order and a plumber is working on the leak. Disinfection must now be done manually. They hope to have it back to operating automatically in a week or two. It was also reported that the tiles have been removed and the floor is now painted a neutral grey. The Enduro covers have been received. Grosse Pointe Woods assisted in the delivery. Ft. Wayne will be doing the installation of the covers. The Stormwater pumps are having an issue with running from the SCADA system. They will continue to run them manually and troubleshoot. The Flushing Gates have been inspected and a video produced. They are still under warranty. Mr. Walby requested a list of items still under warranty from Tetra Tech. Photos were shown on-screen of current items being worked on. This includes landscaping that died and overgrown weeds. The SEMSD has been taking care of this and trying to attend to the items that need attention and to keep the facility looking good for the community. It was noted that this may still be under warranty and Spence may be responsible for the replacement of the dead trees. The grass seed and weeds are difficult to make a warranty claim on and may not be addressed until after Labor Day. This has been on the deficiency list and may be negotiated as a credit back to the district if repaired by the SEMSD.

Mr. Seidel reported on the Girard Drain. The level Sensors have been installed successfully in the Milk River upstream, as seen on screen. Grosse Pointe Woods reported that they also have installed level sensors and are interested in sharing data.

b. Priority 1B and Select Improvements Project

- **Construction Update**

Mr. Tupancy reported on the Improvement Project update. Pent Air has been out to work on the greasers, they ran out of fittings, which are on backorder. Cavanaugh has replaced the grease on all the pumps except #6 and #7 with the lighter better grease. It was noted that there are two phases of operation. Local Manual is when you are locally out at the device, but manually operating it. There is also SCADA manual or SCADA automatic. Local Manual does not count for final acceptance under the contract. A Site Acceptance test will be done once the deficiency list is complete. As it stands, the pumps cannot run from the SCADA system. The punch list on the SCADA system is not done. The SCADA system, local and automatic, are not functioning as intended and the system has to be run locally manually. Spence will have to fix this issue. The final completion date is June 20, 2022. This is when the second set of liquidated damages will begin. This results in an additional \$2,000 per day in damages, in addition to the already \$3,000 per day being implemented. This will continue until the project is completed.

Mr. Tupancy noted that the pavement work at the Recirculation Station is being discussed. It is up to Spence Bros. to make arrangements for the pavement work to be completed. SEMSD will consult with the engineers first before committing to fixing anything and will be documenting events.

The Engineering Contract and Construction Contract are within budget. Mr. Strassburg requested moving \$40,000 from the RPR Services Account and \$20,000 from the Davis Bacon Act Compliance Account to the Construction Engineering Account. They are not asking for more money, just to move the funds from one account to the other.

A motion was made by Ms. Steele, Wayne County, to move \$40,000 from the RPR Services Account to Construction Management Services as well as \$20,000 from the Davis Bacon Act

Compliance Account to Construction Management Services. The motion was supported by Mr. Kowalski, Grosse Pointe Woods. Motion passes.

- **Construction Update**

Spence requested payment and the payment was processed. Each pay application is required to submit waivers of lien, which carries from prior payments.

There have been no changes in the Summary of Allowance Authorizations. There is a balance left in the unforeseen conditions account. There is also a \$300,000 credit coming back on the service elevator. There will not be another pay authorization approved until the credit is finalized.

- **GPW Building Permit/Cross Connection Study**

The Cross Connection Study proposal will be put together by Grosse Pointe Woods to work on checking off any compliance issues.

5. New Business

a. 2nd Quarter Budget to Actual Report

Ms. Moore reviewed the budget as presented on screen and in the board packet. Revenue stands at \$2.2 million from December 1, 2021, to March 31, 2022, however, there are still items to book into the total number. Payments were reviewed per item, including Fees and Services, which totaled \$468,600. The majority of that expense was in Miscellaneous Contractual Services. Total County Chargeback is noted at \$50,000 spent and about 60% of the budget has been spent. The Central Service Chargeback amount was overstated; however, no cash will be transferred to correct the error, and no cash or the O & M Fund Balance will therefore be impacted. The amount will true up at the end of the Fiscal Year in September. The sewage disposal charges and utilities were also reviewed. There is approximately \$878,000 remaining to be spent in the last quarter. The cash balance as of 5/20/2022 was reviewed, and the O & M was at \$1.3 million. Construction Cash Account was at \$3 million and Reserve Replacement funds have been constant at \$341,000. Totals funds come to approximately \$4.9 million for the Drainage District.

A motion to receive and file the 2nd Quarter Budget to Actual Report was made by Mr. Kowalski, Grosse Pointe Woods. Mr. Acciavatti, Macomb County supported the motion. Motion passes.

6. Unfinished Business

a. GPW Inspection Letter-Compliance/Doors

Mr. Walby reported that there are two items left to complete. The Knox Box are in and were shown on screen. A bid has been received for the doors, which will be presented at the June meeting.

b. Cell Tower Update

Mr. Gregg reported that a verbal agreement has been reached. It was noted that AT&T shall not be on-site to make any improvements or upgrades until the actual agreement is signed.

c. FY23 Budget

This item was discussed concurrently with item 6.d.

d. Chargeback Meeting

A meeting to discuss this item has been scheduled for Friday, June 3, 2022. Ms. Steele is contacting parties to confirm the date and time. This will give Wayne County enough time to prepare for the FY23 budget report for the June MRIDDD meeting. The new Fiscal Year will begin July 1, 2022.

e. PPC Update

Mr. Strassburg reported that the PPC monitoring period started on May 1, 2022. The TRC minimalization plan was submitted at the end of April. EGLE responded on May 19, 2022, the comments were minor and included sampling locations and operator notes. The event log sheets are established, and they are coordinating data for SCADA with AEW. A presentation was presented successfully in April. It was noted that EGLE has accepted the plan that is in place.

7. Approval of the SEMSD Operations and Maintenance Invoice

Mr. Walby reviewed the monthly invoice and pass-thru costs for April as noted in the Board Packet. The larger items were noted as the Kubota, the Enduro Covers, and the Cyber Security Insurance. They are currently under budget and any excess will be used for carry-over items.

A motion to approve the SEMSD Operations and Maintenance Invoice as presented was made by Ms. Steele, Wayne County. Mr. Kowalski, Grosse Pointe Woods, supported the motion. Motion passed.

8. Public Comment

Mr. Gregg announced Public Comment and asked for any public participants to identify themselves before making a public comment. No public comment was noted.

9. Next Drainage Board Meeting

The next regularly scheduled board meeting is planned for Thursday, June 23, 2022, at 10:00 a.m. This meeting will be held at St. Clair Shores City Hall, 27600 Jefferson, St. Clair Shores, MI 48081.

10. Adjournment

Mr. Acciavatti, Macomb County, moved to adjourn the MRIDDD meeting. The motion was supported by Mr. Kowalski, Grosse Pointe Woods. Motion approved.

There was no further discussion to come before the Drainage Board. The meeting adjourned at 11:25 a.m.

Brian Baker, Chief Deputy Macomb County Public Works Commissioner

NOTE: The foregoing minutes are subject to Milk River Intercounty Drain Drainage Board approval.