



**Storm Water Board  
Public Meeting and Work Session Meeting  
Minutes  
March 27, 2018 at 5:30 pm**

Call to Order: 5:31 p.m.  
Pledge of Allegiance  
Roll Call:

Absent     Thomas Frick	Present     Donald Oliphant, Town Engineer – CBBEL
Present     Ryan Lisek	Present     Scott Hutchinson, Foreman, Public Works
Present     Daniel Enright	Present     Tammy Bilgri, Recording Secretary

**MINUTES:**

A motion was made by Ryan Lisek and seconded by Daniel Enright to approve the February 27, 2018 Public Meeting and Work Session Minutes as presented.

Thomas Frick	Ryan Lisek	Daniel Enright	Vote
Absent	Yes	Yes	2-0

**OLD BUSINESS:**

- A. Josh Strominski, 13700 Lauerman St.-Scott Hutchinson stated at this point going over the funds with Jill Murr, to fund that project even if they came down in price, we do not have the funding this year. We are looking into tying it with a road project. Jill Murr stated they are currently working on the Capital Plans for the next couple of years. Would recommend removing this from the agenda and leaving it in the Storm Water Capital Plan, which will tie with the road project plans. Scott Hutchinson gave a quick review of the project. REMOVE FROM AGENDA
- B. Woods of Cedar Creek-Jill Murr stated she spoke with the Town Attorney, easement documents are almost complete. Then we can start working on getting those approved by the property owners. Once all property owners sign documents, can move forward with project.  
Brian Tiemens asked if there will be an assessment to the subdivision as to who will be responsible to pay for it. Mr. Tiemens believes residents will be more willing to sign documents if they know they are not responsible for the bill. Don Oliphant stated the funding source is to be determined. After everyone signs off, we will look into that further. Jerry Reiling, 14100 Rocklin St., asked about the plan. Don Oliphant stated a concept plan has been done as to where the easement will be and how big, will finalize plan once everyone agrees. This will likely be a temporary easement and then turned over to that property owner and HOA.
- C. Ashton Blogojevic-9810 W. 136<sup>th</sup> Ln.-Daniel Enright stated we had the Town engineer come up with a couple of possible solutions to the project. Don Oliphant stated the two (2) options are similar in cost. Materials are rather inexpensive, option 1 heads south down the eastern boundary of their property. Was not cost feasible to open cut the road and tap into that existing storm sewer. The existing storm sewer is not in good condition, it was half full of water when it was dry out there. So one option basically accounts for the four inch (4”) pipe that will help drain the property to the northeast. The grades we are working with and not being able to tap into a storm sewer system, basically we would fashion a pop up drain that will pop up and drain the curb line into the road, follow the profile of the road and get into the system from the east, this is the most cost effective. The other was to head east and basically have a gravity outfall to an existing swale through lots to the east. This is a tight corridor, it is an easement, but would be fighting fences, utility poles and evergreen trees in the berm line. Would have to remove all that to install anything. The cost to remove this is not included in the estimate. Option 2 would include some private property, would have to get a temporary easement. Neither option is great. Ryan Lisek asked if there was a way to do some landscaping architecture to help with this. Don Oliphant stated that would not really help, will need to do some type of grading to pitch it to where we put in a system. There is enough water back there that we could plant a ton of trees and it would not keep up. The lowest adjacent grade, which is the foundation of their house is four tenths (4/10)

of a foot higher than the low spot. Really need to get the water into something to get it out, our options are limited. Looked into an open ditch, but run into the problem of putting an open ditch out of the utility easement. At least in a pipe it is not as obvious. This problem has likely existed since this subdivision was built. The berm line takes up all the easement, in order to install something, it would have to come out. Scott Hutchinson stated he would not like the temporary easement, if we are going to put something in there we should be able to get in and maintain it. Discussion ensued on easements and if you can plant or put things in them. Also if you can put a drainage feature in an utility easement. Discussion on the easement language that is on the plat ensued. This is a very small easement and will make it difficult to add anything to it. This could get very expensive if the Town is responsible for moving anything in the easement. Brittney Blogojevic asked for clarification of the options. Don Oliphant stated there are pros and cons for both Options, do not want to install something that is a band aid and have it be a waste of time and money. Daniel Enright stated he is not comfortable making a recommendation on an option at this time. Will continue working on the solution.

#### **NEW BUSINESS:**

Daniel Enright brought up a possible change in the start time of the meeting from 5:30 p.m. to 6:30 p.m. He made a recommendation to send out Notices of the time change for the May meeting from 5:30 p.m. to 6:30 p.m.

#### **WRITTEN COMMUNICATION:**

Daniel Enright stated we wrote a letter regarding the drainage issues on 141<sup>st</sup> and Morse. There was a recommendation by the Board to contact the Lake County Drainage Department to see if they had plans to clean the ditch. A phone call was received stating they would send someone out to look at the situation. No correspondence has been received as to the findings.

#### **PUBLIC WORKS PROJECTS:**

Scott Hutchinson stated they will be doing some work in Muir Woods.

#### **PUBLIC COMMENT:**

Eric Johnson, 12517 Marshlanding Parkway-was here about a year ago about a drainage issue in his back yard in Havenwood. The president of his HOA told him to come to our meeting because the Town was now able to do work on private property. Wants to know if the Town can come do something to stop the flooding on his property. Spent money to remove trees and reswaled yard. Neighbor's sump pump is draining on his property, will not move it according to ordinance. Daniel Enright asked for the name of the HOA president, Mr. Johnson stated it is Jim Yearsich. Just wants to be able to relandscape his yard without it washing away. Receives water from four (4) different houses. Scott Hutchinson stated this is the same answer, and the HOA president is wrong, we do not go on private property. Unless we have a permanent easement, then we are allowed to go back there. The temporary easement when we put in those catch basins, to add a place for the water to go. Everyone is responsible for their own private property. We feel we put enough structure there for the Home Owner's Association to pick up some of that cost and make that work to help them relieve the area. Scott Hutchinson stated he has been out there numerous times, at what point do we continue to fix continuous problems that aren't ours. We put in a huge system out there. Scott Hutchinson stated he will go out and talk to the neighbor about moving his sump line. This is a private issue, in order for the Town to come in and add another structure or reswale we would have to go through legal again. The Town would have to spend money to fix a private property issue. Daniel Enright stated the private property issue is paramount to this problem. Ryan Lisek stated there are external factors with the neighbor that play a part into this. The initial project cost and project determination were not going to solve that until x,y and z were taken care of with the neighbors. Scott Hutchinson stated unfortunately Mr. Johnson lives at the bottom of three (3) acres. We have provided an outlet for you and it is up to the home owner to get the water to that outlet. There is no easement in that area, that might be the mistake of the developer, the drainage laws at that time did not require it. It is a tough position. Discussion

ensued on how to put easements on that property. Scott Hutchinson stated everything we have put in downstream has helped the lack of rear yard drainage with the other houses. Unfortunately your swale is still being over powered. Daniel Enright stated we will write a letter to Jim Yearsich the HOA president to tell him that private property issues are of the homeowners association and private property owners responsibility. If you feel a permanent easement is the answer, that involves a lot of property owners including some that are not affected. If the president wants to come to a meeting and discuss this, you are both welcome. This goes back to the ordinance stating specifically private property drainage issues remain the responsibility of the home owner. Ryan Lisek asked Scott what he could do about the neighbor’s sump. Scott stated he can go out and talk to the neighbor again. Scott said if Mr. Johnson wants to put a pipe in to the catch basin, he will go and core a hole in for them to tap into. It would be Mr. Johnson’s responsibility to run the pipe.

**ADJOURNMENT:** 6:36 p.m.

**PRESS SESSION:** None

\_\_\_\_\_  
Daniel Enright - Chairman

\_\_\_\_\_  
Thomas Frick - Vice-Chairman

\_\_\_\_\_  
Ryan Lisek - Member

\_\_\_\_\_  
Tammy Bilgri, Recording Secretary

Storm Water Board Public Meeting – April 24, 2018 at 5:30 p.m.

*The Town of Cedar Lake is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding accessibility of the meeting or the facilities, please contact the Town Hall at (219) 374-7400.*