



**Storm Water Board  
Public Meeting and Work Session Meeting  
Minutes  
March 26, 2019 at 6:30 pm**

Call to Order: 6:32 p.m.

Pledge of Allegiance

Roll Call:

Present     Thomas Frick  
Absent      Ryan Lisek  
Present     Daniel Enright

Present     Donald Oliphant, Town Engineer – CBEL  
Present     Tom Stevens, Public Works  
Present     Robert Carnahan, Town Council Liaison  
Present     Tammy Bilgri, Recording Secretary

Others Present: Jill Murr, Town Administrator

**MINUTES:**

A motion was made by Thomas Frick and seconded by Daniel Enright to approve the February 26, 2019 Public Meeting and Work Session Minutes as presented.

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

**OLD BUSINESS:**

- A. Teresa McCann-12711 Wheeler St.-Tom Stevens stated Tim Kubiak is working on having the contractor come out to correct this issue. **REMOVE FROM AGENDA**
- B. Barbara Peter-13437 Bluebird Ln.-Tom Stevens stated they found a drain behind 13401 Robin Drive, Lot 52. Also a drain up here on the curve, a twelve inch (12”) pipe running all the way down to the drain and then it stops at a dead end. The theory was to run a swale behind all that property and catching that drain and running it out down there. It is working for the first couple of houses, after that it is not doing much of anything. Flows to the north than catches that drain. The swale is pretty much gone, over time. Have a couple of ideas how to remedy, one is expensive, the other is the sod cutter trick and put that swale back in. We have access with a twenty-four ft. (24’) easement, but a lot of people have it fenced in. We have access to the first two (2) houses, the third house has a fence, but we can go around it. Once at the fourth house it is totally blocked by a swimming pool, no access anywhere. Don Oliphant stated technically it would be the homeowners responsibility to remove the fences for us to gain access. They should not be in there, a shed on 13425 in the northeast corner and if the 13431 did fill according to the neighbor they should be removing that as well. It should not have happened, there was a decent swale there at one time. Not sure if it was filled or just filled in over time. The Board asked if the Town has any remedy

for making people move their fence. Don Oliphant stated it is a public utility easement. Jill Murr stated when we give out permits it is know that if you put something in an easement, it is at their expense to replace. Don Oliphant stated we do have the power to say we need to remove it at their expense. Jill Murr suggested getting a legal review. Tom Stevens stated an alternative would be to put in more pipe and at least two (2) more structures and the fences would definitely need to be removed.

- C. Nancy MacFarland-7630 W. 140<sup>th</sup> Ave.-Daniel Enright stated he went by there today, you can see where the water sits, it is gone now. This is an issue where this is a private road. Don Oliphant stated yes this is a private road that ties into another private road. Discussion ensued on the private road and access. Tom Stevens stated facing toward the road the water gets trapped, she wants some remedy. This would possibly be to put a culvert under the road and let it drain off. There is a drain that was put in years ago, not sure if it is still working. Dan Enright stated if this is private property the culvert would need to be installed by the property owner. They are at the top of the hill. It is private and not in public right of ways. If there is a structure out there they can tap into. This is not endangering the home. Dan Enright stated this needs to come off the Agenda. Tom Stevens stated he will speak to the homeowner and let her know what options are available and that it would be at her expense.

#### **UPDATE ITEMS:**

- A. Mary Joan Dickson-8711 W. 132<sup>nd</sup> Pl.-Dan Enright stated this project cost is around \$300,000 to fix the problem. Don Oliphant stated the Dickson's live in a low lying area, the only way we can see to capture is to install curb and curb drains to pick it up. The issue with a curb is we have to install it. We do not see a way around installing a curb line and beating the road up enough where you will have to reconstruct it. That is one reason a drainage problem is becoming a road project. This road was left out of the Meyer Manor project circa 2009. It was resurfaced two (2) years ago, if we did put curbs on this street the weight of the construction traffic will tear it up. That is why we went the way we did, actually including a total reconstruction with the drainage improvements which is driving increased cost to about a quarter million. Came up with three (3) alternatives, and we are considering the cheapest letter A, which would be getting easements and taking the drainage south. The other two options were taking it down Marquette either north or south, and attach to an existing storm sewer. The other option would be heading south down Marquette taking it to Truman Circle and discharging to the existing ditch along the marina property. Options one and two that would head south would tap into the same ditch line. This is very expensive for a drainage issue. Would need easements for option one (1) from about four (4) property owners. Discussion ensued on details of the options. The Dicksons discussed their neighbors drainage issues. Don Oliphant stated this is a unique situation, it is a low spot, but also a high spot. It hits the low spot and some spreads north and some south. Without curbs it makes it very difficult to collect. It is expensive. Dan Enright expressed concern with the costs and felt it too expensive for this Board. Jill Murr recommended it be brought before the Town Council to add to their Capital Improvement Projects, they are starting to come up with their next set of projects. Mrs. Dickson stated concerns with their drinking water and having to move the well head. The Board agreed with Jill Murr's recommendation to send

this to the Town Council.

- B. Jennifer Wilson-8337 W. 128<sup>th</sup>-Don Oliphant stated he was reading through the meeting minutes and it stated Ms. Wilson had concerns with the neighboring property and the driveway that was shortened in the original project. Tom Stevens stated this is a dispute over who owns the property. Tom Stevens stated she wants to extend the culvert and move her driveway to the west. Don Oliphant stated it is a forty-two inch (42") culvert, which is not cheap. Jill Murr asked for a review of the recording to get the exact details of what Ms. Wilson wants. Tom Frick asked if she moves the driveway to the west, wouldn't it all fall on her. Don Oliphant stated yes. Dan Enright asked if the culvert is public access or private. Don Oliphant stated it is both, mostly private property. There were a couple of temporary easements down there, drainage used to go southeast down to the culvert. It was all regraded as part of the temporary easement. Had a ten ft. (10') drainage easement from the right of way. Discussed in November some remedies, and those costs ranges from \$21,000 to \$32,000. Will have to reacquire a temporary easement and make it permanent. This will need to be addressed in the near future. This does control a lot of water. Discussion ensued on the different remedies. Don Oliphant stated this does drain a substantial amount of upstream area. Parts from Lake Shore Drive, part of Havenwood and the ditch was construction through a Town project and connected to a Town storm sewer, this could impact Town infrastructure. Should be addressed and not necessarily at the homeowners expense. The Board decided to defer this to a future meeting.
- C. Eric Johnson-12517 Marsh Landing Pkwy.-Jill Murr stated she has the easement agreements and they were sent to Mr. Johnson just before the meeting. There are four (4) easements required. Don Oliphant stated Mr. Johnson's property is lot 136, the Town installed a drainage systems basically terminating his southeast corner and running all the way down Buckridge and tying into a sewer on Marsh Landing. Since that project was finished a lot of brush that was helping was removed and is now causing run off onto Mr. Johnson's parcel. Mr. Johnson explained where the water runs and where it is sitting on his property. Don Oliphant stated we are requesting thirty ft. (30') easements on four (4) parcels. The reason this is such a wide easement and it will be temporary, there is a lot of grade change that is quite extensive. The project would consist of installing a swale and catch basin to tie into the catch basin in the southeast corner, try to pitch everything to get it down. Will need a lot of grade transitions which would require the sixty ft. (60') between the two (2) parcels to make it work. Will finalize plans once they receive the signed easements. Mr. Johnson stated his neighbors seem to be ok with the project. Discussion ensued on the tentative plans for this project.

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

Tom Stevens is working on a project near Zip Foods. They will also be starting a project in Lynnsway.

**PUBLIC COMMENT:**

Mary Joan Dickson, 8711 W. 132<sup>nd</sup> Pl.-Wanted to get a copy of the proposed plans for the project. Dan Enright gave her a copy.

**ADJOURNMENT:** 7:32 p.m.

**PRESS SESSION:**

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Daniel Enright - Chairman

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Thomas Frick - Vice-Chairman

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Ryan Lisek - Member

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Tammy Bilgri, Recording Secretary

Storm Water Board Public Meeting – April 23, 2019 at 6:30 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.*