

John Denninghoff the right of way in question is a drainage right of way that has existed since the time Pt. St. John was platted and she is correct in saying that it was piped, it use to be an open ditch. It is a 24 inch metal pipe which has now rusted out basically is what it boils down to. In order to replace it would run over \$300 thousand to return it to a ditch condition it would probably cost around \$130 thousand, the encroachments that are in the right of way are a result of (for example a few sheds in the drainage right of way) illegal placement without permit or any authorization by the County. In addition to that, the pool situation, while not examined closely, is incredibly unlikely to be associated with this pipe and the cost of such a pipe, when we have others in the road that are failing and inhibit transportation, does not rise quite to the same level of priority as those types. The County has many pipes throughout the County that have had to be replaced without advance warning that the pipe was going to fail, we just replaced one on south Badcock Street about a month ago. There have been about 15 throughout the year replaced as well as the ones that have been planned for. Putting together a budget to cover a \$300 thousand expense is a rather difficult matter.

TI- at one point in time the County had roughly \$10 million to spend on roads and drainage in 2010/11 and they explained that this issue has been going on for a long time. Mr Denninghoff do you know why when we had \$10 million to be spent that it was not appropriated then?

JD- The condition of the pipe is not always well known and in this particular case the function of the drainage system is still there. The assertion that the homes are going to flood are not well founded. Commissioners I am just going to deal with facts and little emotion other than to agree with Mr. Whitten said that my men work at least 40 hours per week, not 30, not 20, and not 5 hours, they work 40 hours a week and they do a good job, and I stand behind my staff and my men, they do a good job with the resources they have. That pipe is still functional, it is in serious condition and it will reach a point that it will not function properly, and at that time something will have to be done. We have been trying to maintain that pipe so it will continue to function as best we can without a \$300 thousand commitment.

RF- just for the record sir, do you know if anybody has paved any roads in the County or fixed ditches and pipes, probably me and my district have paved over 400 streets and we did spend ten million on paving roads in front of peoples homes that have not had their roads paved in years and I am not going to apologize for that. That is what County government should be doing and we did it, so we are pretty proud of what we have done. I got to tell you, though, we have a \$40 million need with \$10 million and so never having enough dollars to do everything we need to do, there's a lot of pipes in my district that are very old and need to be repaired and re-piped. We try to get to them, as many as we can. We have acknowledged that his pipe is a problem, we have a lot of pipes that are a problem, and what escalated this situation is that we got a lot of sheds and stuff in our easement and right of ways that actually should not be there. It is however a concern and not only is his pipe a concern but I have got \$7 million more of pipe concerns that have to be replaced at some point in time, so we will prioritize and do them as fast as we can, but that is kind of the facts on the situation.

JB- Mr. Denninghoff is there a way to, I don't want to say temporary, but some way to keep that from failing, caving in and causing a major drainage problem? Something to get them through until we can get the funding.

JD- We have performed what we call spot repairs at a number of locations on this pipe, this part of the system, and we continue to do that. It is frankly not the most efficient way to go about it, but it does help secure it, however it does rely on being able to find good condition pipe in reasonable proximity to the area that actually failed. It is difficult to estimate the expense associated with those because like car cancer, you got rust, until you find good metal you can't really do a complete repair and in this case we would wind up going in and pulling out a section of pipe putting in a new piece and doing that at a variety of locations. To do that would be very costly, but then when we came in to do the complete repair we would end up taking all that newer pipe out as well and if we were doing this pipe today with the metal pipe, we use concrete pipe now, it has a much longer life span, and when you get a spot repaired you can find good concrete very close by. To some degree this is a result of some less expensive materials in the past and so we are paying the price and that is what is going on all over the County. There's thousands of pipes throughout the County made with metal in the 80s and early 90s and they are old enough, their life span is probably 20 years and we have been getting closer to 30 of even 35 years out of them and they are ready to lay down.

RF- Yes there is something that you can do. I'll say this, we are going to have a budget approval here soon and I think my MSTU gets increased even though we are decreasing the tax rate and so that would put those mstu dollars to start fixing some of this back log of all the things I have, but if I get commissioners fighting me on budget and not approving budget then I can tell you, it doesn't allow me to do things that this gentleman wants me to do with MSTU , so I think my MSTU will increase, all of the districts will and we are having a tax decrease, so approve the budget and that helps us.

TI- you are not actually having a tax decrease, you are having a rate decrease, not a tax decrease.

JB- for clarification we have budget going through right now, it will be approved by the end of September, and at that point we will know exactly what we have and we will make absolutely sure he gets in touch with him or we will get in touch with him. I understand and that is why we are going to do this.