

CLAYPOOL DRAINAGE AND LEVEE DISTRICT

*Minutes of Meeting
Held on November 3, 2009*

The meeting was called to order at 4:00 p.m. at the Law Office of Charles Schmidt, 115 W. Washington St., Morris, Illinois. Present were Commissioners Robert Koerner, Ronald Maland and Joe Brown, and attorney Charles Schmidt. Also present were Al McFeeley and Rich Harris, of Braidwood.

1. Al McFeeley advised the commissioners that he lives at 346 W. Cermak, Braidwood. The city of Braidwood installed some pipes in about October 2008 and afterward, the ditch alongside Mr. McFeeley's driveway has been washing out. He presented photos showing the damage. Mr. Harris verified the conditions. It was explained to Mr. McFeeley that this was not a Claypool ditch. Commissioner Maland noted that Mr. McFeeley had been informed on several prior occasions that this was not a Claypool ditch. While Claypool is not able to do any work on the ditch, commissioner Koerner offered to write a letter to Braidwood on behalf of Mr. McFeeley.
2. Commissioner Brown moved to approve the minutes of the meeting held October 2, 2009. Commissioner Koerner seconded the motion. Motion passed 3-0.
3. Ronald Maland presented the treasurer's report. Commissioner Koerner moved to approve the report. Commissioner Brown seconded the motion. Motion passed 3-0.
4. The following bills were considered for payment:

Charles Schmidt	Legal	\$2,192.48
Manhard	Consulting	\$5,200.63
Judy Stafford	Review assessment roll	\$2,101.17

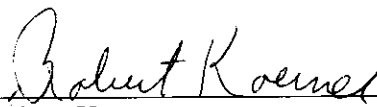
Commissioner Brown moved to approve the approve the foregoing bills for payment. Commissioner Maland seconded the motion. Motion passed 3-0.

5. Attorney Schmidt reported receiving a payment of \$20,909 from Enbridge Pipeline and a payment of \$1,082 from Coal City Community Unit School. The checks were given to commissioner Maland for deposit to the Claypool account.
6. The commissioners reviewed the map of the watershed of the Claypool Drainage District prepared by engineer Graig Neville. Commissioner Koerner moved to approve the map and direct that it be filed with the Circuit Clerk in accordance with the Drainage Code. Commissioner Maland seconded the motion. Motion passed 3-0, and the commissioners signed a Resolution for filing with the circuit clerk.
7. The commissioners reviewed the updated assessment roll as prepared by Judy Stafford. Commissioner Koerner moved to levy the maximum allowable assessment for the upcoming fiscal year. Commissioner Brown seconded the motion. Motion passed 3-0 and the commissioners signed a Resolution.

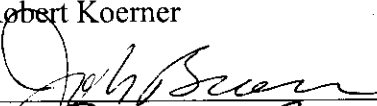
8. Commissioner Maland presented the Annual Financial Report. Commissioner Brown moved to approve the report, commissioner Koerner seconded the Motion, motion passed 3-0.
9. The commissioners discussed the status of the annexation of Ceco and Carbon Hill Park properties.
10. The commissioners discussed the status of pending litigation concerning ditch cleaning near the Ceco Club.
11. Attorney Schmidt reported receiving a second notice from the City of Braidwood of a hearing to annex residential lots in the City. No action was taken.
12. The commissioners discussed the work done near the Macketta farm at Duck Pond Road. Commissioner Brown moved to proceed with a petition in court to declare the pipe a work of the district. Commissioner Koerner seconded the motion. Motion passed 3-0.
13. The commissioners reviewed proposed drainage improvement plans prepared by Manhard Consulting for the Duck Pond Road area. Commissioner Koerner moved to proceed with a court petition to authorize the work. Commissioner Brown seconded the motion. Motion passed 3-0.
14. The commissioners reviewed a proposed Addendum to the agreement with Enbridge Pipelines to permit a pipeline crossing of the Claypool Ditch. The addendum would permit the pipe to be placed at a different depth than as originally planned. The addendum was approved by the court on November 2, 2009 and the original agreement was approved by the court in April 2009. Commissioner Koerner moved to approve the Addendum. Commissioner Brown seconded the motion. Motion passed 3-0. Commissioner Koerner executed the Addendum in duplicate.
15. The next meeting is scheduled for December 1, 2009 at 3:00 pm.
16. Commissioner Koerner moved to adjourn the meeting. Commissioner Brown seconded the motion. Motion passed 3-0.

These minutes were approved by the Commissioners of the Claypool Drainage District on

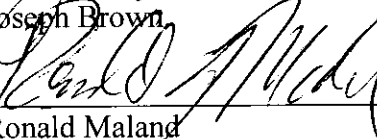
January 5, 2010



Robert Koerner



Joseph Brown



Ronald Maland