

RESOLUTION 2020-03

A RESOLUTION DECLARING THAT THE KANKAKEE RIVER BASIN AND YELLOW RIVER BASIN DEVELOPMENT COMMISSION (“the Commission”) WILL ACT AS THE PRIMARY COORDINATOR FOR CLEARING KANKAKEE RIVER LOGJAMS AT BRIDGES AND OTHER LINEAR BARRIERS

WHEREAS, the Commission is a body corporate and politic in the STATE OF INDIANA;

WHEREAS, the Commission has primary responsibility for Kankakee River and Yellow River flood control under IC 14-13-9;

WHEREAS, logjams and accumulate debris at human-made, linear barriers regularly impede the natural flow of water;

WHEREAS, as many as twenty-five bridges traverse the Commission’s exclusive easements;

WHEREAS, some bridges no longer serve either rail or wheeled vehicles;

WHEREAS, six (6) of eight (8) counties served by the Commission share a stretch of Kankakee River bank with another county;

NOW THEREFORE, BE IT ORDAINED that in cases where a bridge directly serves (2) two member counties, the Commission authorizes the Executive Director (“the Director”) to ensure the removal of logjams and obstructions at bridges under the following procedures:

1. The Director will first determine if a railroad, county highway department, or state highway department previously removed logjams and debris;
2. If there are existing agreements to remove logjams and debris from a bridge, the Commission will request that the entity remove the logjam;
3. If the entity declines to remove the logjam or fails to do so in a timely manner, the Director will notify the Commission to determine appropriate action, which may include further communications with the entity, additional coordination, or removal by the Commission;
4. If there is no previous agreement or the bridge is abandoned or no longer in service, the Director shall initiate the removal of the logjam or accumulated debris;
5. If removal of material is necessary, the Director shall notify the Country Surveyor in each county directly served by the bridge and request assistance as necessary;
6. For removals expected to exceed \$50,000, the Director shall solicit bids for the work;

7. For removals expected to be less than \$50,000, the Director may assemble a list of qualified contractors who are available to remove a logjam;
8. For non-emergency removals, the Director shall ensure that the Commission first authorizes funds necessary for the removal;
9. If the situation is an emergency, the Director shall notify both the Chair and the Treasurer, or in one of their absences, at least one other Commission officer before committing funds;
10. The Director may include logjam monitoring over a specified period in work that is assigned to a qualified contractor;
11. Logjams and debris shall be removed with the least possible disturbance to surrounding river banks and infrastructure;
12. If access to a bridge does not exist, the Director shall notify the Commission.
13. Bridges located entirely within the boundaries of a single county shall continue to be cleared under that county's existing procedures; however, the county may request Commission funds for part or all of the removal costs; and
14. A county removing a logjam or debris from a bridge shall notify the Director.

Adopted this 31st day of July, 2020

By:

	, Chair	John R. McNamara
	Title	Printed Name

On Behalf of the Kankakee River Basin and Yellow River Basin Development Commission