



SURVEYOR'S OFFICE
Hamilton County

Kenton C. Ward, Surveyor

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One Hamilton County Square

Noblesville, Indiana 46060-2230

February 25, 2005

To: Hamilton County Drainage Board

Re: Emily Vestal Regulated Drain

Attached is a petition and plans for the proposed relocation and reconstruction of the Emily Vestal Drain. The reconstruction is being proposed by BDC/Cardinal Associates, LLC. The proposal is to reconstruct the drain from the north property line of the BDC/Cardinal Associates tract 10-10-15-00-00-020.000, to 146th Street right of way. The reconstruction is in relation to the Lochaven of Noblesville Subdivision.

The total length of 2,614 feet of open drain is being reconstructed and placed with new flowline profile and cross-section as shown on the plans by Weihe Engineers dated November 25, 1995. This section of ditch is located between approximately stations 214+42 and 188+28 shown on the plans.

The cost of the relocation and reconstruction is to be paid by BDC/Cardinal Associates, LLC. The total cost per the bid documents by Valenti-Held dated February 23, 2005 is \$41,404.00. Because the project is to be paid by the petitioner and is within the boundaries of the petitioner's property, the project falls under the requirements as set out in IC 36-9-27-52.5. Therefore, a noticed hearing is not required for the petition.

I recommend approval by the Board at this time.

Sincerely,

Kenton C. Ward
Hamilton County Surveyor

KCW/llm



PROPOSAL & CONTRACT

DATE: February 23, 2005

CUSTOMER: Hamilton County Drainage Board

JOB NAME: Vestal Ditch Flow-line Reconstruction

LOCATION: Noblesville, IN

VALENTI-HELD CONTRACTOR / DEVELOPER, INC. agrees to furnish and install the necessary materials, equipment, and labor, in the manner described below, and to perform such construction in a workmanlike manner, and as expeditiously as the construction schedule and weather conditions permit (but subject to delays from causes beyond our control; such as strikes, shortage of labor, fires, accidents, or acts of God). Our workmanship and material is guaranteed for one year from the date of job completion. In the event that defective workmanship or materials are determined to have occurred, **VALENTI-HELD CONTRACTOR / DEVELOPER, INC.** shall be liable only for the replacement of same. This proposal is valid for 30 days & is subject to increase due to fluctuation in labor and material costs if not started within 60 days.

This proposal is based on drawings and specifications prepared by Weihe Engineering dated 11/25/95 with no revisions, and an existing topographic data file provided by Brenwick Development (through Schneider Engineering).

I. EARTHWORK

Includes:

- A. Clearing of small trees (up to 4" in diameter) and brush along the west bank of vestal ditch. Debris to be chipped, shredded, or mulched, left on the project site and mixed with excavated spoils from the flow-line re-grading operations.
- B. Excavate a 6' flat bottom ditch to the "revised" proposed grades shown on plan sheets 8 and 9 from the north end of the bridge at 146th Street (approx. station 187+28) to the termination point at the north property line of Lochaven Section 7 (approx. station 214+42). The "revised" grades are shown as a hand written mark-up that is approximately 2' lower in elevation than the original proposed design grades.
- C. Excavated materials to remain on the project site adjacent to Vestal Ditch on the "working side" as shown on the plans. This material to be mixed with the chips from the tree clearing operation, and graded for proper drainage to Vestal Ditch.
- D. Rough grading and seeding of all disturbed areas as indicated on the plans at the end of each day's work.

**Vestal Ditch Reconstruction - Proposal & Contract
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- E. Re-seeding as required just prior to acceptance of the work by the drainage board.
- F. Field engineering and "As-Built" drawing submittal upon completion.
- G. Gabion basket transition of the flow-line at the upstream termination station.

Excludes:

- A. Soils testing.
- B. Permits or Bonds.
- C. Streambed transition section construction at the downstream startingpoint as shown on plan sheet #17.
- D. Relocation or replacement of existing utilities and files.
- E. Silt fence, straw bales or other "preliminary" erosion control measures.
- F. Installation of Utility Company conduits.
- G. Valenti-Held is not responsible for the removal of hazardous materials.

TOTAL BID AMOUNT = \$41,404.00

It is agreed that the contract price for the above work to be performed by VALENTI-HELD CONTRACTOR/ DEVELOPER, INC. is Forty One Thousand Four Hundred Four Dollars (\$41,404).

The Owner must provide the Contractor with an Indiana State Sales Tax Exemption certificate to prevent the addition of such tax to the contract total.

Payment to be due and payable when invoiced by the 25th of the month, due the 10th of the following month with 10% retainage. Past due invoices are subject to one and a half percent (1 1/2%) per month service charge, plus reasonable attorney fees necessary to collect past due invoices.

This proposal shall become a contract, binding upon both parties, upon the same being signed by an authorized agent for VALENTI-HELD CONTRACTOR / DEVELOPER, INC. and by the Owner. We agree to keep in force property damage and public liability insurance and to comply fully with the provisions of the Workman's Compensation Act of the State of Indiana and agree to furnish a Certificate of Insurance upon request.

OWNER

By: _____

Printed: _____

Title: _____

Date: _____

CONTRACTOR
Valenti-Held Contractor/Developer, Inc.

By: Michael V. O'Neill

Printed: MICHAEL V. O'NEILL

Title: ESTIMATOR

Date: 2/23/05

EARTHWORK - UNIT COSTS			
#REFI			
	Quantity *	Unit Cost	Total Cost
Staking / As-built	LS 1	\$4,960.00	\$4,960
Clearing	LS 1	\$9,000.00	\$9,000
Preliminary Erosion Control	LS		\$0
Seeding	AC 7.8	\$550.00	\$4,290
Stripping Topsoil	CY 0		\$0
Mass Earthwork	CY 6100	\$2.54	\$12,954
Finish Grading	SY 0		\$0
Upstream Gablons	EA 30	\$340.00	\$10,200
TOTAL		>	\$41,404

Valenti Held Contractor/Developer, Inc.