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January 12, 2021

Sent via email

Stacy City Council
City Attorney
City Engineer

RE: Vierling Drainage Issue – 5755 Stacy Trail

Dear City Council, James Monge and Dan Boyum:

Our firm represents Dan and Elizabeth Vierling regarding the drainage issue on their property. After discussing the issue with the Vierlings and reviewing the report by Dan Boyum, City Engineer, we think the most amicable solution is to shape the boulevard to drain into the ditch. This is listed as “Option 3” in the report from July 9th, 2020. This solution would save both parties cost on attorney fees and the need for further litigation.

This option would provide a place for the drainage to go and eliminate the flooding of the Vierling’s garage. Currently there is an issue of slope and a small retaining wall about a foot high. The main issue for the Vierlings is the slope of the boulevard. It is a mini hill and the minimal slope that exists does not allow water to drain to the ditch. Thus, water is pooled and floods the Vierling’s garage. Subsection b. of “Option 3” can be ignored as the tree has already been removed by the city.

It is our proposal that the small retaining wall be removed (as it likely sits on the city’s property of the boulevard) and the boulevard itself be shaped to drain into the ditch. Dan Boyum’s report is clear that this is the main issue, and it seems to be the simplest for all involved. We ask the City Council, City Attorney and City Engineer to discuss this option at the City Council meeting. An agreement and a plan could be set in place even if the work cannot be completed until the springtime. I would be happy to discuss moving forward with this plan after the council meeting has taken place.

I understand in the past there has been a dispute about the location of the retaining wall. If the retaining wall’s location remains an issue, we would propose a survey to be completed to solve the issue. The survey cost to be split between both parties. Please feel free to reach out to me anytime to discuss. I have attached the report for your reference.

Yours very truly,

PARKER SATROM LAW, P.A.

/s/ Kyle Anderson

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