

Missouri LICA NEWS

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The Missouri Land Improvement Contractors Association

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2007 Summer Meeting Attendees Get a Closer Look

On July 28, Missouri LICA members braved the 96 degree weather and took a closer look at some streambank stabilization projects in east-central Missouri. On hand were representatives from the Missouri Department of Conservation (MDC) to explain when a project is needed, funding available, installation requirements, and successful results. Some of the landowners and the local Soil and Water Conservation District also were present to share their perspectives. We want to thank MDC, the local Soil and Water Conservation District, the landowners, Linn State Technical College staff and, particularly, Ken Balkenbusch for making this such an informative, interesting and fun event!

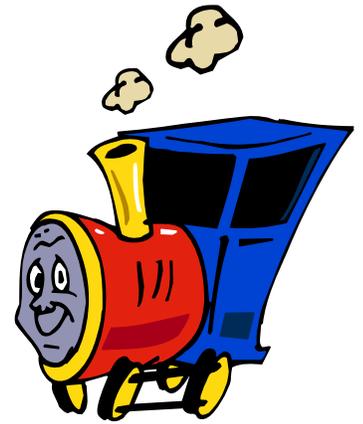


Ken also provided our members with a tour of Linn State Technical College's heavy equipment operators program. And then, we wrapped up the day with a GREAT barbecue! A BIG "thank you" goes to Prins Insurance and Continental Western Insurance Group for sponsoring the event!



Welcome Aboard!

*We'd like to welcome the following members to Missouri LICA ...
and thank the current LICA members who signed them up!
Why don't you take a few minutes and personally
welcome them to our association!*



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From the Dash of the Dozer ...

The dog days of summer are finally here. Our group had the opportunity to experience them first-hand at our Annual Summer Meeting and Picnic, July 28th in Linn, Missouri. The group loaded up in vans and toured three streambank stabilization sites, where rock weirs were used to persuade the creek to return to its original channel. First, we saw a newly constructed one and then one that has been in place for several years, which must be working great because the trees and vegetation were so thick we couldn't see the weir anymore! The third site was completed last winter and already showed signs of improvement. Our guide was Rob Pulliam from the Missouri Department of Conservation. He did a great job explaining and answering questions from the group.

Afterwards, we toured the Linn State Technical heavy equipment operators facility, followed by our business meeting and then a barbecue, sponsored by Bruce Mosier, Prins Insurance and Continental Western Insurance. Thanks to Kenny Balkenbusch for planning a wonderful day.

At the national level, Nelson Wilson, Larry LaFollette, Debbie and I attended the Summer Meeting in beautiful Omaha, Nebraska where I accepted a check for MLICA in the amount of \$525.00 for our part of the national dues incentive. If we can sign up just ten new members this year, we can double the amount of that check next year. Our fall Board of Directors meeting will be in October in Jefferson City, Winter Convention in January in Columbia, and the National Winter Convention in March in Las Vegas in conjunction with ConExpo-Con/Agg.

Until then, keep your blades and buckets shiny.

Your President,

Milburn Davis



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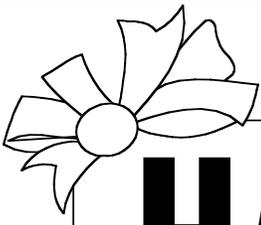
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HAPPY BIRTHDAY

July

- 01 Heather Thompson
- 07 Elwin Yoder
- 10 Eddie Gilmore
Buddy Hostetter
- 13 Kevin Rackers
- 14 Tyler Bledsoe
- 18 Carol Balkenbusch
- 20 David Jones
- 22 Virginia Beckemeyer
Debra Eichler
Patty Wallace
- 25 Judy Wilson
- 26 Jeff Francis
Larry Koenigsfeld
- 27 Barney Esbeck
- 29 Glen Hill
- 30 Hollis Boyer
Tom Lawlor
- 31 Milburn Davis

August

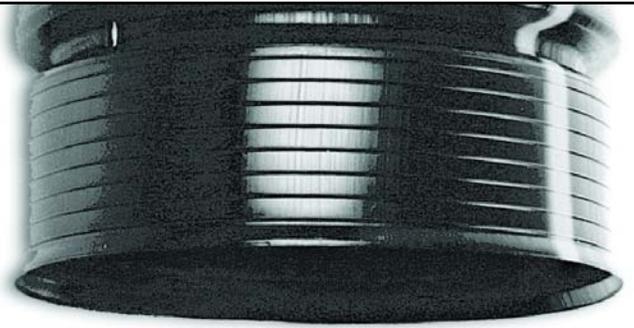
- 05 Kenna Levings
- 08 Wendy Winters
- 09 Wayne Brown
- 13 Syble Cretzmeyer
- 17 Ken Balkenbusch
- 18 Roger Zink
- 19 Tom Wegener
- 24 Wade Thompson
- 26 Becky Francis
David Wiggins
- 29 Phillip Giffen
Mark Hickenbottom
- 30 Stephen Champlin
- 31 Arvel Lee Schneider

September

- 01 C.L. Richardson
- 02 Dean Yoder
- 06 Albert Balkenbusch
Greg Hall
Darrin Wilcoxson
- 11 Terry Johnston
- 13 Steve Beimdiek
- 15 Brad Kleinsorge
Sanford Reynolds
- 16 Larry Gilson
Lois Haile
- 22 Roberta Sayer
- 24 Brian Flora
- 26 Ginger Matthews
- 29 Junior Eichler

October

- 02 Jeff Lance
- 03 Jerome Boedeker
Phillip Woods
- 05 Chick Acker
- 06 Melvin Beckemeyer
- 19 Jerry Heath
- 20 Cletus Barsch
Gayle Matthews
- 22 Roger Levings
- 23 Dennis Brinton
- 24 Doug Schnitker
- 27 Bill Bader
Gene Rotert
- 30 Clint Deitch

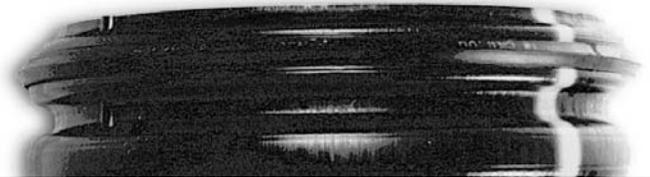


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Phase I - Drainage Field Day Complete!

On July 25 & 26, Missouri LICA members installed Phase I of our Drainage Field Day at the University of Missouri's Bradford Farms outside Columbia, MO, as approximately 100 crop consultants and landowners looked on. This "mini-field day" was a preview for the full Drainage and Subirrigation Field Day, planned for July, 2008.

The University of Missouri is installing four test plots to gather data related to subsurface drainage and irrigation systems. MU scientists will be looking at the data to evaluate the benefits and/or draw-backs of these systems in Missouri soils.

Dr. Kelly Nelson has been testing subsurface drainage systems at the Greenley Research Center in northeast Missouri with remarkable results. The project at the Bradford Farms will give scientists another location (soil type) to compare with Greenley's results. We are hoping that the data collected will also be used to justify the need for cost-share programs on these systems.



Above: Jeff Lance (right) and Larry Mueller secure the lateral to the main; Top Right: Larry Mueller, with MU, feeds more lateral line into the tile plow; Bottom Right: Kevin Shimp, with Port Industries, lays another lateral line; Below: MU's Crop Clinic attendees listen to a few words of introduction from Peter Scharf (standing, left) before heading out to the field for an "up close and personal" view of the installation.



For Phase I of this project, we'd like to offer our VERY SPECIAL THANKS to:

AgriDrain and Prinsco, Inc.: for their generous donation of the tile, couplings and water control structures.

Port Industries and Kevin Shimp: for the use of a self-propelled tile plow and Kevin's experienced operator skills.

Rod Schottel and Jeff Lance: for sharing their skills and expertise with the rest of us "rookies!"

Larry Mueller and Peter Scharf: for coordinating all the many details required to make Phase I such a success!

During Phase I, we installed laterals, mains, and water control structures for one of the test plots. Next year, the University and MLICA will be installing the remaining three test plots. At that time, we will be inviting landowners, contractors, and the media to come see the installation. Watch your mail for details and make plans to attend!



Emergency Kit for the Car

The kit should include the following:

A socket-style screwdriver with driver and multiple "bits" in various Phillips and standard-style sizes: This tool is far more versatile than a regular screwdriver because you can pick the bit type and size that exactly fits the fastener you're trying to remove. Some kits come with a small selection of sockets and drivers for those Torx (star-shaped head) screws that are increasingly commonplace. It's an essential tool to have and keep with you in the car.

A roll of duct tape or electrical tape: Duct tape has been the emergency mechanic's best friend for years; with it, you can temporarily bind a leaking radiator hose or quickly patch up shattered glass. Electrical tape is great to have on hand when you need to keep an exposed electrical connection from touching something it shouldn't. Toss a roll of each into your tool kit.

A pair of medium-size vise-grip pliers: These can be used to remove things or hold them together in an emergency. Vise-grip pliers can temporarily hold up an exhaust system that's about to fall off. They're also great for working out bolts (or screws, etc.) that have been rounded off or stripped. They can be used in lieu of a bulky socket set because they'll fit almost any bolt and have the grip strength to remove most fasteners. Get two so you can use one to keep a locknut from turning with the bolt you're trying to remove.

Pen magnet: This handy tool can help you dig out keys that fell between the seats, or retrieve a tiny screw you dropped someplace inaccessible to your hand. Get the telescoping type that looks and functions just like a radio antenna. There are also flexible models that can be bent to work around obstacles. Both are great to have in certain circumstances where almost nothing else will do.

Pry bar: If you've ever been in a minor fender-bender where the fender rubs the tire, you'll know the value of a pry bar. It can turn an otherwise inoperable car into one you can get home, and save you some bucks on towing charges.

Mini-compressor: You can buy a small, handheld air compressor that runs off the car's cigarette lighter/power point for less than \$30. These compact, lightweight units can be a godsend if you find a tire is low on air and can't find a gas station with an air pump. They're also great for inflating kids' toys and air mattresses. Get one that has a built-in emergency flashlight. It will make you more visible to other drivers if you have to work on your car by the side of the road.

Emergency cell phone: Not all of us have cell phones, but everyone should have an emergency-use cell phone tucked away in the glove box. These phone are inexpensive (the plans call for a very limited number of calls per month or even just 911) but can be lifesavers if you have or witness a serious accident. You can also use them to report possible drunk drivers and other emergency situations.

Other stuff that's nice to have in the trunk when you're dealing with a breakdown includes a pair of gloves (the kind that allow your fingers to move freely), a hooded pullover (to keep your clothes and hair from being ruined if you have to lie on the ground), a heavy blanket (lie on it instead of the gravel/dirt) and, if your car doesn't have them already, some flares to draw the attention of drivers to the presence of your car on the shoulder.

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Ignoring Stormwater Runoff Is An Expensive Proposition

***St. Louis developers to pay \$590,000 penalty for polluting waterways
with runoff from three construction sites.***

Several St. Louis-area developers responsible for polluting streams and lakes with runoff from three construction sites will adhere to a strict compliance program at future construction projects, clean up past pollution, and pay one of the largest environmental penalties of its kind in state history under a consent decree reached with the United States, Missouri Attorney General Jay Nixon and the city of Wildwood, Mo.

The consent decree, filed July 12, 2007 in federal district court in St. Louis, requires J.H. Berra Construction Co. Inc. and several other defendants to pay a civil penalty of \$590,000, the largest penalty for a land disturbance case in Missouri. The other defendants in the case include JHB Properties Inc., J.H. Berra Holding Co. Inc, JMB No. 2 LLC, and CMB Rhodes LLC. All are connected to J.H. Berra Construction, one of the largest developers in the St. Louis area.

Half of the penalty will go to the state of Missouri, and the other half to the United States. In addition, the defendants will implement remedial plans for the pollution caused by the runoff and reimburse more than \$52,000 to the state of Missouri and the city of Wildwood for their costs of investigation and enforcement.

The consent decree resolves the concerns of the U.S. Environmental Protection Agency (EPA), the state of Missouri and the city of Wildwood about sediment pollution from the Enclaves at Cherry Hills, a 130-acre residential development located in Wildwood; from the Countryside Development, a 150-acre residential development in O'Fallon; and the Seckman Lake Estates, a 120-acre construction site in Jefferson County.

Berra Construction began grading and clearing at the Cherry Hills site in 2003. Shortly after those land disturbance activities began, the city of Wildwood began receiving complaints from neighbors about heavy discharges of sediment into Chesterfield Lake. City inspectors found that Berra had failed to install

adequate measures to control the sediment running off from the development. Subsequent inspections by the Missouri Department of Natural Resources and the EPA found several violations of the general permit issued to Berra by the department.

EPA and DNR found similar violations at the Countryside Development, where Berra began grading and clearing work in 2005. Neighbors soon thereafter began notifying the state of Missouri that runoff from that site was polluting tributaries of Dardene Creek.

EPA found additional violations during construction activity by Berra at the Seckman Lakes Estates development in Jefferson County. Berra was engaged in construction activity at that site between January 2002 and December 2005. An inspection by EPA in October 2005 revealed that these construction activities also resulted in significant amounts of sediment being discharged into Rock Creek.

Under the consent decree, the Berra companies must designate at least one stormwater compliance manager for each site. The person must be stormwater-trained, and will have the responsibility and authority to manage all activities necessary to meet stormwater requirements, and have the responsibility and authority to order work stopped on a project, if needed. Berra must also obtain all necessary permits and follow specific criteria spelled out in the consent decree to adequately control sediment runoff from its construction sites.

The Berra companies also must implement remediation plans to remove sediment in waterways that were harmed by their activities. The defendants also will pay \$100,000 to the Harbors of Lake Chesterfield Homeowners Association for the estimated cost of removing the sediment from Lake Chesterfield. Berra also must conduct trial samples for six months at two of its new development sites to ensure that the methods it has installed to control sediment are effective.

[Source: www.ago.mo.gov; Missouri Attorney General's Office]

Open Burning Can Also Be Expensive

Citing violations of Missouri's Air Conservation Law, Attorney General Jay Nixon filed a lawsuit on May 17 against a Higginsville man over allegations that the man engaged in open burning on two occasions. The lawsuit was filed in Johnson County Circuit Court, in the county where the alleged incidents took place.

According to Nixon, defendant Steve Schnakenberg was issued notices of violation by the Missouri Department of Natural Resources on two occasions. On or about Oct. 19, 2005, an employee of the Johnson County Community Health Service observed Schnakenberg burning what appeared to be building materials, metals, appliances and brush at property he owned at 18 Southeast 180 Road near Warrensburg. At the time, the defendant said he was unaware that open burning was illegal.

On or about Jan. 19, 2006, DNR investigated a complaint of open burning at property owned by the defendant at 294 Southeast Highway PP near Leeton in Johnson County and observed the remains of a burned mobile home. The defendant admitted that he intentionally burned the mobile home and was cited for a second violation.

Nixon's lawsuit requests that the court find that the defendant violated provisions of the Missouri Air Conservation Law and its regulations and to assess a civil penalty of up to \$20,000 for violating the law. The lawsuit also calls for the defendant to pay all court costs in the case.

[Source: www.ago.mo.gov; Missouri Attorney General's Office]

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Missouri State Cost-Share Program Update

As you may remember from our last newsletter, the Soil and Water Program Commission had, at its May 24 meeting, decided to postpone any decision about the re-distribution of unclaimed cost-share funds until the end of the fiscal year. Now that the fiscal year has ended and final numbers have been received from all the counties, there will be no change in the Commission's normal distribution plans. Below is a letter from Bill Foster, Director of the Soil and Water Program, to the Districts explaining that decision.

After starting Fiscal Year 2007 with drought conditions in many parts of the state, then the heaviest amount of snow in several winters, and that followed by a very wet spring and early summer, the cost-share claimed this year significantly exceeded everyone's expectations.

In excess of \$6,000,000 in claims were received during the month of June and the first two days of July. In all, more than \$19,355,000 in cost-share funds were claimed this year. This represents 81% of the total monies allocated to the districts with 65 districts claiming 80% or more of their allocation.

I would like to personally thank all of the clerks, managers, and district and NRCS technical staff in the local soil and water conservation district offices for all of their hard work.

I also want to recognize the supervisors, landowners, and contractors for the additional effort that went into getting so much work completed during the last two months of the year.

The amount claimed represents in excess of 95% of our annual cost-share appropriation. It is through your hard work that these monies were claimed in the year they were appropriated. As materials and energy costs go up each year, we always get more for our taxpayer's dollar when we responsibly spend our funds in the year they are appropriated rather than using them the following year.

Based upon the job well done, it is no longer necessary for districts to provide the program office with the Applications Approved Report and the FY Roll Over Report requested in Memorandum 2007-044. Again, I want to thank each of you for the extra effort that went into making this another successful cost-share year.

Bill Foster

Director, SWCP

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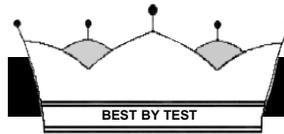
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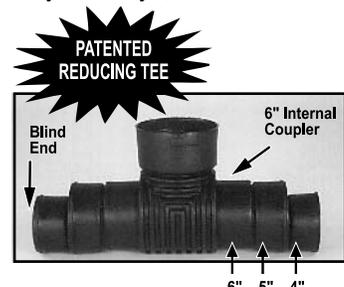
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The form is simple and the information it requires isn't complicated. Once National has a large enough sample from our members, they will be able to contact insurance companies for proposals.

So, it's up to YOU. Complete the form, send it in and let's see what we can accomplish! As always, if you have questions, please don't hesitate to contact the National office at 630-548-1984 or contact Jerry Biuso, National Executive Vice President, at 908-996-7979.

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3					
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6					
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8					
9					
10					
11					
12					
13					
14					
15					

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