

GRANT COUNTY DRAINAGE BOARD
401 South Adams Street
Marion, Indiana 46953

The Grant County Drainage Board meeting was held February 9, 2016, in the Grant County Council Chambers. Chairman Mark Bardsley called the meeting to order at 11:06 a.m. Other members present were Gordon Gough, Pat Pinkerton, Richard Cox and Jim Todd, Grant County Surveyor; Kenny Cates was not present.

APPROVAL OF MINUTES:

Richard Cox made the motion to approve the minutes from the January 26, 2015 meeting as presented; Seconded by Gordon Gough. Motion carried with support 3-0; with Pat Pinkerton abstaining.

APPROVAL OF CLAIMS:

Dave's Excavating \$1,125.00 Martin Tile; \$9,465.78 in the fund

Hunt's Drainage \$640.00 Lumbo Tile; \$9,001.95 in the fund

Van Horn Excavating \$4,300.00 Harper Ditch; \$15,158.00 in the fund

Van Horn Excavating \$4,100.00 Harper Ditch; \$15,158.00 in the fund

Jim Todd presented the claims. Gordon Gough made a motion to approve the claims as presented; Seconded by Pat Pinkerton. Motion carried with support, 4-0.

OLD BUSINESS:

Little Crane Pond

Jim Todd informed the Board that Smoke Valley Tree Service has went to Little Crane Pond and looked at the other trees. They told Jim that to finish the job would be \$2,200.00. Jim is asking the Board to approve this amount so that he may tell Smoke Valley to proceed in finishing the job of tree removal, adding that this is for the six dead trees left to be removed. Richard Cox made the motion

to approve the bid from Smoke Valley Tree Service to remove the remaining (six) dead trees from Little Crane Pond; Seconded by Gordon Gough. Motion carried with support, 4-0.

Jim Todd stated that he had received a letter from Drainage Board attorney, Kyle Persinger; Jim has given each Board member a copy, regarding Little Crane Pond and the vacation of portion of this drain. Jim added that Kyle needs to know the reason that the Board desires to vacate a portion; Gordon Gough said that part is no longer an agricultural drain. Mark Bardsley agreed, adding that the Drainage Board has no interest in working inside the municipality.

Hummel Creek

Jim Todd informed the Board that Gary Ott has withdrawn his appeal regarding the judgement pertaining to the pipes causing the blockage of Hummel Creek. Mark Bardsley read the following:

"Bocock Land Development to the Grant County Drainage Board; entry date into court records is 02/03/2016. They presented a motion to dismiss an appeal, and it was filed and the order was signed on the same day." Mark Bardsley added that the Board is now free to start proceeding on getting the obstruction removed from Hummel Creek. Gordon Gough asked if Mr. Ott understands that if he does not allow the Board to use his easement, it will cost him a lot more, since he is responsible to pay the bill for the removal of the obstruction. Mark Bardsley asked if the Drainage Board would like to have their attorney write one more letter to Mr. Ott, it would explain what the Drainage Board's step will be and the options if he should assist in the matter or not. Jim Todd added that he has talked to Byron Cook and Byron stated that his price will still remain the same, but he would like to wait for the weather to be dry so he can get up the hill and not work in the mud. Jim is concerned because he hates to wait until we go through another flood season, Gordon Gough agreed. Gordon Gough made the motion that on behalf of the Drainage Board, the

Chairman and the County Surveyor work with the Drainage Board attorneys in Indianapolis, to create the final document for Bocock Land Development to let them know their options and how the Drainage Board will proceed, with or without them. Seconded by Pat Pinkerton; motion carried with support 3-0, with Richard Cox abstaining due to land in the Hummel Creek watershed.

NEW BUSINESS:

Harper Ditch

David Devore stood present before the Board. Mr. Devore stated that he has a proposal to continue to work on the Harper Ditch about $1\frac{1}{2}$ mile east of where they were when present before the Board previously. Mr. Devore's proposal is to brush east of the beaver dams that were removed so that they may finish dredging and cleaning, hopefully they would be done for a number of years. Mr. Devore presented a proposal and pictures from VanHorn Excavating that is still there completing the work for the Kirkpatrick's. The proposal is \$5,900.00 to brush and treat $\frac{1}{2}$ mile of ditch bank. Mr. Devore added that Kevin Harner and himself would clean up, burn it and then dredge. Jim Todd asked Mr. Devore if the dredging part would be on him at no cost; Mr. Devore replied that is correct. Jim added that this work would wrap this ditch up and it would be in pretty good shape. Mark Bardsley asked if there are enough funds to cover this proposal; Gordon Gough replied that there is still \$6,758.00 in the Harper Ditch fund. Gordon Gough made the motion to approve the proposal and to also allow David Devore to work in our easement. Seconded by Richard Cox; motion carried, with support, 4-0.

Black Creek

Jim Todd informed the Board that he has spoken to Harold Turner. Jim added that there is \$128,410.00 in the fund. Jim stated that Mr. Turner would like Ramseyer Excavating to clean out 1,300 feet at the cost of \$1,700.00. Mr. Turner also has two erosion spots; one of

them would need a rock chute where it is eroded out, this would be \$2,500.00. The other erosion spot would need 30' of 10" tile and then cover with dirt, this would cost \$500.00. The total cost for all work would be \$4,700.00 for all three locations. Richard Cox made the motion to allow Ramseyer Excavating to perform this work for Harold Turner on the Black Creek. Seconded by Gordon Gough; motion carried, with support 4-0.

OTHER BUSINESS:

Jim Todd informed the Board that while Mary Weesner was preparing for the upcoming public hearings, it was brought to Jim's attention that the Harrison-Sugargrove Tile is a branch of Barren Creek. Jim stated that while this does already have its own maintenance, there is 544 benefited acres in Madison County. Jim Todd said that he would have to talk to the Madison County Surveyor to see if they would want to waive their rights and inform them of the higher rate that is being requested. Jim feels that there would not be enough time to prepare for the public notices and asked if this could be addressed at a later date; Mark Bardsley asked what would happen if they would object to waiving their rights, Jim responded by saying then we would have to form a joint drainage board. The Board understood and agreed to table this ditch hearing for now.

ADJOURN:

Pat Pinkerton made a motion to adjourn at 11:24 p.m.; Seconded by Richard Cox, motion carried with support 4-0.

The next scheduled meeting to be held February 23, 2016 at 11:00 a.m.

Minutes recorded by Mary R. Weesner

Minutes approved:

Mark Bardsley

Gordon Gough

Richard Cox

*****ABSENT*****

Kenny Cates

Pat Pinkerton