

**GRANT COUNTY DRAINAGE BOARD
401 SOUTH ADAMS STREET
MARION, INDIANA 46953**

The Grant County Drainage Board meeting was held May 31, 2016, in the Grant County Council Chambers. Chairman Mark Bardsley called the meeting to order at 11:03 a.m. Other members present were Gordon Gough, Kenny Cates, Richard Cox, Pat Pinkerton and Jim Todd, Grant County Surveyor.

APPROVAL OF MINUTES:

Kenny Cates made the motion to approve the minutes from the May 10, 2016 meeting as presented; Seconded by Pat Pinkerton. Motion carried with support 4-0, with Richard Cox abstained (he was not present at the May 31st meeting).

APPROVAL OF CLAIMS:

Dave's Excavating \$286.85 Martin Tile; \$731.56 in fund

Chronicle Tribune \$27.91 Stewart Morris; \$717.60 in fund

Chronicle Tribune \$27.91 Elza Black; \$479.35 in fund

Chronicle Tribune \$27.91 Ratliff; \$460.35 in fund

Chronicle Tribune \$28.43 Furman Tile; \$234.00 in the fund

Greg Clem-Reimbursement- \$2,662.61 Lugar Creek; \$10,933.54 in fund

Rayl Engineering \$1,440.00 Fadley & Owl; \$3,441.97 in fund

Van Horn Excavating \$799.00 Pipe Creek (final); \$125,278.68 in fund

Christopher Burke \$2,887.50 Weasel Creek; \$229,998.91 in the fund

Richard Cox made the motion to approve the above listed claims as presented; seconded by Gordon Gough. Motion carried, with support 5-0.

Christopher Burke \$630.00 Hummel Creek; -\$71,420.55 in the fund

Gordon Gough made the motion to approve the Christopher Burke claim as presented; seconded by Pat Pinkerton. Motion carried, with support 4-0, with Richard Cox abstaining due to land in the water shed.

Regions Bank \$37,355.29 Little Creek; Loan pay-off

Keith Sullivan Excavating \$3,550.00 Big Deer; \$44,911.98 in the fund

Chronicle Tribune \$14.87 Milner & Moons; \$144.56 in the fund

Chronicle Tribune \$28.43 Milner & Moon; \$144.56 in the fund

Richard Cox made the motion to approve the above listed claims as presented; seconded by Pat Pinkerton. Motion carried, with support 4-0, with Gordon Gough abstaining due to land in the water sheds.

OLD BUSINESS:

Little Crane Pond

Jim Todd informed the Board there is only one big tree left and that we have not received the final invoice from the tree company. Gordon Gough asked if Little Crane Pond is ready to turn over to the City of Marion yet; Mark Bardsley replied that he has spoken with Kyle Persinger, Drainage Board attorney, regarding this matter. Mr. Persinger informed Mark Bardsley that his work load has increased due to the severe auto accident that one of his law partners was involved in.

Fadley & Owl

Brad Rayl of Rayl Surveying and Engineering was present. Mr. Rayl spoke of the cost estimates that were handed out to the Board at the April 12, 2016 meeting. Mr. Rayl stated that he estimated what the cost would be for a reconstruction, to replace the tile of like size of 24" going the entire length of the area that was discussed. He has broken the estimate down into two segments; 1) From the head wall all the way to the north side of the north school drive and 2) running east to west of the school property. He ran numbers for the cost of replacement of 24" tile going the entire route. He also based estimates as if the school was not there. This would eliminate the hard surface figure, to get a bench mark figure as if it was a farm ground or residential. Mr. Rayl also figured the cost estimate with the school there, including the hard surface area, increasing the tile size that would be needed, up to a 48" tile that would be necessitated by the school, to see what the

difference is. This estimate is attached to the minutes in the Drainage Board office. Mr. Rayl also explained that there is an estimate for working in the open ditch; at this time, it is not a part of the project but may be brought up at a later date. Mr. Rayl explained that if you are setting up an assessment roll, there is a need to figure the land usage. He handed the Board the figures that he has come up with (attached to these minutes). He added that the total water shed has a little less than 1,000 acres. The factors to consider are the residential lots, Grant County Highways and State Highways. Mr. Rayl compiled a rate considering the agricultural land versus the other factors. His figure was \$275.00 per acre. Oak Hill has 30 of the hard surface acres out of 43. Both drives going into the school would need an open cut. Kenny Cates confirmed to Mr. Rayl that Oak Hill needs to come up with \$177,000.00 for this project. Kenny then asked how would you complete this job, finance it or wait until the money comes in. Mark Bardsley stated that the Drainage Board has moved away from taking loans. Mark then asked if there are any assessments at \$175.00 per acre; Gordon Gough stated that we just raised a few to \$150.00 per acre recently. Richard Cox stated that we now have numbers; we need to have a public hearing to let the land owners decide if they want to finance this project. Kenny Cates was concerned that it would take a very long time to raise the money needed for this; Mark Bardsley said we will have to hear what Darren Bates has to say regarding the financing part of it. Mr. Bates is present to speak later on this agenda. Mr. Rayl stated that if a loan is taken, then the loan interest must be added to the maintenance assessments. Richard Cox asked Mr. Rayl about raising the rate to \$185.00 per acre instead of \$175.00; Mr. Rayl stated that would be recommended, Richard Cox stated that estimate for the project is close to \$500,000.00. Pat Pinkerton asked Mr. Rayl if he had figured in any detention in the estimate for the 48" tile; Mr. Rayl stated that it has not been added in due to the detention that is naturally out there; which there is one by the State highway and the school drive. The school has created a dam with the driveway which creates a detention from there that pushes the water east, to the farm fields. Mr. Rayl added that under certain circumstances, it will back water up. Kenny Cates asked about getting a 48" tile under the highway. Mr. Rayl responded that this is broken down on the report that was given to each Board member. Gordon Gough stated that it shows reinforced concrete under SR 13 being 48"; \$45,000.00 for the pipe,

bore and jack and the man hole is \$7,500.00; which is \$450.00 per foot. Kenny Cates feels that part of the farmers will want this job done and kick in some money, but other farmers will just want billed on their property taxes. Kenny Cates recommends that they use a 48" over to Dale Powell's then come back with a 24" the rest of the way up. The Highway Department would be responsible for the 100' to go under the road. Kenny Cates asked the Board if they feel that the Board should meet with the superintendent from Oak Hill to inform him of the status of this project. Mark Bardsley feels that would be a good idea. The Board has decided that Mark Bardsley and Jim Todd should meet with Joel Martin in a private meeting rather than at a Drainage Board meeting. This would inform them that it is \$5,000.00 per acre, totaling \$218,000.00 for the school's assessment. Darren Bates approached the Board stating that if Oak Hill does not pay the amount in the first installment, they would face a 10% penalty. Richard Cox feels that the school will take the five years to pay this amount anyways, per their budget. Mr. Bates feels that the superintendent would rather pay it all up front and be done with it. Mr. Bates added that any money left in the reconstruction fund shall be moved over to the maintenance fund two years after the last bill has been paid on the reconstruction.

NEW BUSINESS:

Daugherty-Rowe

Jim Todd informed the Board that Huntington County is looking for two volunteers to serve on a joint Board for the Daugherty-Rowe. Jim stated that Grant County has five acres in this watershed, Huntington County has 105 acres. They have taken quotes from Jay Poe. Mark Bardsley asked if we can appoint two members or just waive our rights. Richard Cox stated that we should just waive. If necessary, Richard Cox and Gordon Gough would volunteer to serve on the Board, waiving if possible.

Cart Creek

Wendell Cates is present before the Board regarding Cart Creek. Mr. Cates passed photos of the headwall around for the Board to view. Jim Todd stated that there is about \$30,000.00 in the Cart Creek maintenance fund. Mr.

Cates said that there was not a headwall there fifteen years ago; he believes that Tod Herli put that in about ten years ago. He added that when they built it up, the dirt came over the headwall and now there are trees inside the creek, inside the headwall. Mr. Cates asked the Board if he can dip the island and trees out of Cart Creek where this has occurred and at the same time, he would like to put a new outlet pipe on the 24" tile. Jim Todd stated that this needs to be done. Gordon Gough asked Mr. Cates how much it would cost to complete; Mr. Cates stated that he was not sure; Jim Todd added that it would take less than one day. Mary Weesner informed the Board that there is \$26,355.00 in the fund at this time. Richard Cox made the motion to allow Wendell Cates to fix the problem on Cart Creek, not to exceed \$5,000.00; seconded by Gordon Gough. Motion carried with support 5-0.

Crane Pond Ditch

Wendell Cates stated the Crane Pond Ditch drains through Dana, Mr. Cates has had permission for a while to unlock a man's gate and go inside to spray on top of the tile. Now, the gentleman has stated that he will take care of it and does not want Mr. Cates in there anymore. Mr. Cates has noticed that he is not taking care of it like he said that he would. He would like for Jim Todd to send him a letter, Gordon Gough agrees this needs to be done.

Lloyd Ditch

Wendell Cates stated that he would like to move the headwall about 200 feet east so that he can go around the ditch without having to go out on the road. Kenny Cates stated that he has land on the Lloyd and this is a private tile, Richard Cox added that the Board would have no say in it. Mr. Cates added that it is a 20" tile and that he would put a 24" tile in. He would enclose the open ditch about 200'. The Board recommends that Mr. Cates speaks to the land owner regarding this issue.

OTHER BUSINESS:

Darren Bates

Darren Bates was present before the Board regarding the ditch maintenance books/balances. Mr. Bates had prepared an information packet for the Board. He stated that he had the Auditor create a 2600 account, which will be

dedicated to the reconstruction of drains. Mr. Bates reviewed the packet that he has compiled regarding the balances of each account. He added that there is \$1,344,323.81 in the 2700 maintenance fund and \$11,023.71 in the 1158/2600 reconstruction/GDIF fund and \$387,841.36 in 2700 investment interest that has never been disbursed in the 30-40+ years it has been collected. Mr. Bates stated that item #7 (2600 Reconstruction) needs to hold public hearings to obtain the negative balance that was used to the named ditches. Mary Weesner will work to get the assessment rolls completed to move forward for public hearings. Mr. Bates stated that his hopes are that by December 2017, these drains in the red will be zeroed out and maintained properly with maintenance funding. He added that the drains that have a positive balance will need to go to a public hearing as well, stating that if the land owners decline a maintenance assessment, then that money in the reconstruction fund would have to be moved over to the General Drain Improvement Fund. Gordon Gough informed Mr. Bates that several land owners had put money in the maintenance fund to get some work done on Little Deer Creek, but now the account is in the red; Mr. Bates stated that due to the loan of \$600,000.00 several years ago, it was never factored in bank interest. Now, the Little Deer Creek fund is \$1,591.00 in the red. Gordon asked about the five landowners looking to be reimbursed; Mr. Bates told Gordon they would process the claim and turn in to the Auditor's office to pay these landowners, putting Little Deer Creek more into the red. The Auditor will borrow from the 1158 fund to bring balance up to zero in the Little Deer Creek. As funds are collected, the 1558 fund will be reimbursed. Mr. Bates asked the Board to approve transfers from 2700 account to the 1158 account (packet is attached to these minutes in the Drainage Board office). The Board voted items 1-6. Richard Cox made the motion to approve the system of transfer as noted on page 1, items 1-6 to correct the Drainage Board In accounts 1158, 2600 and 2700. Seconded by Pat Pinkerton; motion carried with a support 5-0.

ADJOURN:

Kenny Cates made a motion to adjourn at 1:23p.m.; Seconded by Gordon Gough, motion carried with support 5-0.

The next scheduled meeting to be held June 14, 2016 at 11:00 a.m.

Minutes recorded by Mary R. Weesner

Minutes approved:

Mark Bardsley

Gordon Gough

Richard Cox

Kenny Cates

Pat Pinkerton