

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

The Grant County Drainage Board meeting was held November 29, 2016, in the Grant County Council Chambers. Chairman Mark Bardsley called the meeting to order at 11:02 a.m. Other members present were Gordon Gough, Kenny Cates, Pat Pinkerton, Richard Cox and Jim Todd, Grant County Surveyor.

APPROVAL OF MINUTES:

Kenny Cates made the motion to approve the October 25, 2016 minutes as presented. Seconded by Pat Pinkerton; motion carried with support 3-0, with Gordon Gough and Richard Cox abstaining since they were not present at the meeting.

APPROVAL OF CLAIMS:

Jim Todd reviewed the claims as follows;

Rayl Engineering - \$500.00 New Prairie; \$47,428.34 in the fund

Chronicle Tribune - \$29.47 Lugar Creek; \$37,576.68 in the fund

Smoke Valley Tree Service - \$2,200.00 Little Crane Pond; \$19,889.54 in fund

Ramseyer Excavating - \$5,291.69 Big Black Creek; \$205,237.02 in the fund

Christopher Burke - \$7,695.50 Weasel Creek; \$113,283.14 in the fund

John Buck Landscaping - \$300.00 Solms Ditch; \$13,990.73 in the fund

Kenny Cates made the motion to pay the claims as presented. Seconded by Richard Cox; motion carried with support 5-0.

KENNY CATES ABSTAIN:

Byron Cook - \$540.00 Pipe Creek; \$152,063.53 in the fund

Byron Cook - \$1,000.00 Pipe Creek; \$152,063.53 in the fund

Byron Cook - \$2,525.00 Pipe Creek; \$152,063.53 in the fund

Richard Cox made the motion to pay the claims as presented. Seconded by Gordon Gough; motion carried with support 4-0, Kenny Cates abstained due to land in the Pipe Creek water shed.

OLD BUSINESS:

Fadley & Owl

Brad Rayl of Rayl Surveying and Engineering is present before the Board. Mr. Rayl reviewed the drawings that he has prepared after completing the field work. He also discussed using a 48" pipe to replace the 24". Kenny Cates asked Mr. Rayl if the State Highway Department would be taking care of the cost to cross over State Road 13; Mr. Rayl stated that the responsibility of that should land on the Highway Department and not the land owners. Adding, that there should not be a problem with getting that done since the tile is broken down and does need to be replaced; the issue about replacing a 24" with a 48" is solely up to the Drainage Board and the state should not have a say in that matter. Jim Todd asked Mr. Rayl if he had a cost estimate completed along with the rate that needs to be applied, Mr. Rayl stated that he did have this information. He added that the utilities need to be located. Jim Todd is to take care of utility location. As Mr. Rayl gets more data together, he will return to the Board.

NEW BUSINESS:

New Roods Run

Jim Ferguson requested to be put on the agenda, he did not show up, the Board will move on to the next topic.

Solms Ditch

Roger Beck is requesting that Eric Bragg to do a dip out on his property. He also has 2 private crossings that are eroding; Jim stated that Eric will have a proposal at our next meeting.

Fiber Optic Cable

Terome Gough and Wendell Cates are present before the Board. Mr. Cates stated that he has been communicating with David White of the Highway Department about the fiber optic cables. Mr. White has been trying to contact

Frontier, with no response. Frontier has put two fiber optic cables through a private tile in August or September. Mr. Cates is asking for help from the Board. Mr. Cates asked Mark Bardsley about the trenching ordinance; Mark stated that it has been in discussion between the commissioners. Gordon Gough explained that the fiber optic cable goes under the road. Jim Todd added that if necessary, the Drainage Board could get their attorney involved. Mark Bardsley is going to speak to the attorney for advice.

Drook Tile/Potter Creek

Jim Todd informed the Board that Nick Higdon and Phil Gentis are in attendance to speak to the Board. Jim stated that there is \$21,243.86 in the maintenance fund. Mr. Higdon and Mr. Gentis have discovered a wet hole that has not went away. They have had Josh Carey look at the situation; they brought an estimate for \$2,080.00, there will 20 feet of 24" tile. Jim recommends that the Board approve this expense. Gordon Gough made the motion to approve the expenditure to repair the tile for \$2,080.00; seconded by Kenny Cates. Motion carried with support 5-0.

Dillon Winslow & Tuttle

Jim Todd stated that there is a petition to raise the maintenance collection. The fund currently has \$4,413.26. Brian Presnell is present before the Board. Jim asked Mary Weesner how soon we could hold a public hearing; Mary stated that January 10, 2017 would work so that the land owners will receive their notices in the 30-40 day window required; this drain could then, if passed, start collecting at the new rate for the spring 2017 collection. The Dillon Winslow & Tuttle currently collects 75¢ per acre with a \$5.00 minimum; Jim asked Mr. Presnell if he has a rate that he would suggest and a cost estimate for the clean out. Mr. Presnell stated that he has an estimate from Van Horn Excavating for \$41,984.00; this covers cleaning both sides, cutting the trees, spraying of the trees and brush, disposal of the trees, seeding the bank and leveling the spoils. Mr. Presnell proposes a three year collection at \$14.00 per acre, after the 3 year collection, the rate would drop to \$2.00 per acre. There would be a \$20.00 per home site assessment. Gordon Gough added that he does not think \$2.00 per acre is enough. Mr. Presnell wanted to have the work done and then be reimbursed as the money was collected; Jim

informed him that the Board has been advised by the State Board of Accounts that reimbursements like this is not allowed. Jim Todd stated that he would like some more estimates. Mr. Presnell stated that no work has been done on this ditch since it originated in 1959. Mr. Presnell asked the Board about crop damages. Jim informed him that the Board is not responsible for crop damages. Jim added that a lot of times, the farmers will either lay the crops back or suffer the damages. Gordon Gough made the motion to set the public hearing for Dillon Winslow & Tuttle on January 10, 2017. The rate requested is \$14.00 per acre, \$20.00 home site and a \$20.00 minimum for a collection of three years. After three years, the rate will then change to \$5.00 per acre, \$20.00 home site and a \$20.00 minimum for an eight year collection. Seconded by Richard Cox; motion carried with support 5-0. Mary Weesner will send Mr. Presnell an assessment roll with the \$14.00 rate and then one with the \$5.00 rate.

Middle Fork Ditch

Mr. Brian Presnell is present before the Board regarding an area from an area just west of 500 W and Grant/Madison county line to the NW to State Road 37. Mr. Presnell turned in a signed petition for a public hearing. The area is 3,680 feet for an estimate of \$21,896.00 for the clearing of trees, spraying of the stumps, leveling of the spoil and seeding the banks. Mr. Presnell is proposing a rate of \$8.00 per acre for a two year collection. Jim Todd stated that he would need to talk to the Madison County Surveyor to see if they would waive their rights or have a joint board. Jim added that most likely, this meeting would not be held in time for a spring 2017 collection. Richard Cox made the motion to set a public hearing for Middle Fork Ditch for January 10, 2017 pending Madison County waiving their rights to a joint board, setting the rates at \$8.00 per acre for two years and then \$5.00 per acre after that two year collection for an eight year collection, there will be a \$20.00 home site and a \$20.00 minimum. Seconded by Pat Pinkerton; motion carried with support 5-0.

OTHER BUSINESS:

New Prairie

Jim Todd stated that the Board has signed the bid documents, but it needs to be made official. Mark Bardsley stated that he has signed the bid packet for Redman Excavating.

Thompson Ditch

Jim Todd has quotes on the Thompson Ditch for continuing 5,000 feet of brushing. The Thompson needs dredged too, but first they need to get the brushing out of the way. Jim read the quotes as follows:

Byron Cook	\$32,825.00
APFEL	\$38,400.00
Enyeart Construction	\$19,800.00

With John Enyeart being the lowest, the Board would like to know, before awarding the job, how soon would he be able to begin. Jim called Mr. Enyeart to ask; Mr. Enyeart stated that he could begin soon, before planting time. Gordon Gough made the motion to accept the bid by Enyeart Construction for \$19,800.00 to brush Thompson Ditch, completing the job by planting time. Seconded by Pat Pinkerton; motion carried with support 5-0.

2017 Meeting Dates

Mary Weesner presented to the Board meeting dates for 2017. After adding July 11, 2017, Pat Pinkerton made the motion to accept the scheduled dates. Seconded by Gordon Gough; motion carried 5-0.

Hummel Creek

Mark Bardsley asked the Board if they have had a chance to review the email that he received from Heather Parsons. The Board stated that they have. Mark added that he and Jim Todd had a meeting with Mr. Ott, with Mr. Ott stating that the request he had put in for a concrete pad was rejected. Mark Bardsley added that Mr. Ott wanted to know what the Board was going to do to help him get some kind of crossing; Mark informed him that he would go back to IDEM since they are being required to put in rip rap, they would try to use rip rap as a crossing for him, but Heather's response to Mark was that they were not requiring rip rap. Mark Bardsley is not sure who is requiring rip rap, it

could possibly be DNR, Mark will check with them to find out. Jim Todd read the DNR requirements, it stated the DNR requires rip rap. Mark Bardsley will contact Mr. Ott to inform him that IDEM and DNR count this as two separate events that will not be combined. The obstruction needs to be removed before the crossing can be addressed. Jim added that Mr. Ott would like his own company to remove the pipes and the fill dirt. Mark Bardsley thinks that himself, Jim and one Board member to hold a meeting with Matt Meade and DNR for information and then meet with Mr. Ott and Mr. McCoy with their results. Jim Todd will try to coordinate the meeting.

ADJOURN:

Kenny Cates made a motion to adjourn at 12:32 p.m.; Seconded by Gordon Gough, motion carried with support 5 -0.

The next scheduled meeting to be held December 13, 2016 at 11:00 a.m.

Minutes recorded by Mary R. Weesner

Minutes approved:

Mark Bardsley

Gordon Gough

Richard Cox

Kenny Cates

Pat Pinkerton