

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

The Grant County Drainage Board meeting was held January 9, 2018 in the Grant County Council Chambers. Mark Bardsley called the meeting to order at 11:05 a.m. Other members present were Kenny Cates, Pat Pinkerton, Richard Cox and Grant County Surveyor Jim Todd. Gordon Gough was not in attendance.

APPROVAL OF MINUTES:

Kenny Cates made a motion to approve the minutes as presented from the December 12, 2017 meeting; Seconded by Pat Pinkerton. Motion carried with support 4-0.

APPROVAL OF CLAIMS:

CF Excavating \$7,684.00 Pt. Isabel; \$4,391.17 in the fund
Rogers Farm Drainage \$1,008.48 Tappen Tile; 10,727.33 in the fund
Titus Trucking \$1,800.00 Lugar Creek; \$76,031.85 in the fund
Newhouse Excavating \$1,690.00 Pipe Creek; \$136,858.55 in the fund
Chronicle Tribune \$28.68 New Prairie; \$5,323.22 in the red
Larry Pattison \$930.38 Big Black; \$206,696.17 in the fund
Middlesworth Excavating \$880.00 Clark Tile; \$10,592.27 in the fund
Middlesworth Excavating \$451.75 Lumbo Ditch; \$11,113.93 in the fund
Middlesworth Excavating \$536.00 King Kelly; \$21,222.17 in the fund
Chronicle Tribune \$15.81 Little Black Creek; \$79,377.45 in the red
Peerless Printing \$7.16 Office Supplies (file folders); \$300.00 in the fund
Spitzer Herriman \$2,679.00 Legal Services; \$3,803.00 in the fund
***Pre-approved** by Commissioner Burton

Kenny Cates made a motion to approve the above claims as presented; seconded by Pat Pinkerton. Motion carried with support 4-0.

*****Kenny Cates to abstain*****

L&W Excavating \$503.19 Rich Ditch; \$3,068.35 in the fund

Chronicle Tribune \$28.68 Matthews Tile; \$7,332.19 in the fund

Pat Pinkerton made a motion to approve the remaining claims as presented, seconded by Richard Cox. Motion carried 3-0 with Kenny Cates abstaining due to having land in the Rich Ditch and Matthews Tile water sheds.

OLD BUSINESS:

Little Crane Pond –

Mark Bardsley informed the Board that every parcel that will be vacated has been marked. It is his understanding that any money collected on those parcels will then be paid to the utilities. Mark Bardsley added that 3%, about \$700.00, of the assessed money in the fund will be turned over to the utilities as well. Pat Pinkerton asked about the future assessments; Mark replied that according to Kyle Persinger, there still may be a collection with a percentage going to utilities; this is still up for discussion. Mary Weesner stated that she believes that the Auditor's will bill the utilities for the collection of the vacated portion and then 3% of that collection will then go back to the utilities; Mark Bardsley stated that is what he understands as well. Drainage Board attorney, Kyle Persinger will now work with the City of Marion attorney for a resolution that both attorneys can sign off on.

Hummel Creek –

Mark Bardsley informed the Board that he, Jim Todd and Mary Weesner have spoken with Matt Mead from the engineering firm regarding Hummel Creek. Mr. Mead is making a statement on behalf of the Drainage Board in regards to why it would be prohibited to do the mat access in the right of way. Mark stated that they have also talked to the attorney about this and he is going to ask the judge either for a finding of fact or file another motion to require that land owner to allow us to use his access to remove the obstruction. These should all be together by the end of this week and possibly get this into court next week.

Big Deer Creek – Terril Fetz = Request maintenance

Jim Todd stated that he and Gordon Gough still need to go out and look at the Big Deer Creek issue.

NEW BUSINESS:

Ratliff Tile – David Devore – Gas Line

Jim Todd explained to the Board that he has spoken with Mr. Devore and that he did not need to attend today's meeting. Jim added that Kenny Cates has spoken to the gas company and they want to work with us now. Kenny added that he had sent the gas company to speak with Mr. Devore. Kenny Cates stated that Mr. Devore was to have the gas company, the State Highway Department and Jim Todd, Grant County Surveyor get together; Jim said that he told Mr. Devore to set up a meeting and he would be there. The Highway Department will not dig there because of the 8" high pressure gas line and the gas company will not allow them to dig there. Kenny Cates added that the 30" tile that the Board approved, will run parallel with the 8" gas line only in Phil Losure's field. Mark Bardsley asked if this is a private drain or in our easement, Kenny informed Mark that this is a county drain. Kenny added that the Board approved money for Scott Rogers since he had the lowest of the three bids. Mary Weesner is to contact Kenny Cates regarding this bid.

Knopp Ditch

Wayne Smock 1997 W 500 S, Marion, IN

Mr. Smock approached the Board stating that he and Wendell Cates will be working together on the Knopp Ditch that crosses under State Road 37 and goes to Glendale Lake. He passed out pictures and a map stating that they need to reconstruct the outlet of the ditch. Mr. Smock added that they ran a water jet through it last spring and it helped some. It runs mostly through Jeff Logan's property which is the north house. It is 18" plastic that was put in there, he believes, in the year 1994, by Chuck's Sewer & Drain. Mr. Smock stated that with a camera, they could see every ten feet is grown full of roots. Instead of replacing the tile where it is, they would have to go through Mr. Logan's property, tearing up his grass, trees and paved driveway, they would like to reroute the tile out in the field that he farms that belongs to Chloann

Pattison. Mr. Smock stated that there are 10-12 trees that need to come down, many of the trees are dead ash trees. Mark Bardsley stated that if this is indeed Grant County owned property, the commissioners would need to give the final permission. Mark added that Mr. Smock needs to receive a favorable recommendation from the Drainage Board for the commissioners to allow the work to be done in our right of way, stating that this is not Drainage Board right of way; it is county right of way. Richard Cox asked Mr. Smock who was paying for this work to be done; Mr. Smock stated that he and Mr. Cates are responsible.

Kenny Cates made a motion to allow Mr. Smock to work in the Drainage Board easement and recommending that the Grant County Commissioners do the same; Seconded by Pat Pinkerton. Motion carried with support 4-0. Mark Bardsley stated that he will put this on the agenda for the next commissioners meeting.

Wendell Cates 2650 West 50th Street, Marion

Mr. Cates is before the Board regarding a Pipe Creek head wall just west of his house. Jim Todd brought an aerial photo of the tile and it shows that the tile is going south. Mr. Cates stated that he did not know that this was a county tile and it stays pretty much on his property all the way. He wants to replace it; right now it is a 24" pipe going into the head wall crossing 50th Street by putting in a 30" tile. Mr. Cates added that tile going across his property is 10" and he would like to put in a 24" across there at his own expense. Jim Todd informed the Board that it is a small water shed that has never collected a tax on it; he recommends that the Board allow Mr. Cates to update the size.

Richard Cox made a motion to allow Mr. Cates to upgrade this tile at his own expense in the Drainage Board easement; Seconded by Kenny Cates. Motion carried with support 4-0. Mark Bardsley said that he has already talked with Jim Todd regarding this and whether the County Highway Department will need to do any work on the culvert underneath in that area; Mr. Cates stated that he will be off to the side of that culvert, about 30-40 feet, and he has also spoke to David White of the Highway Department about this.

Mr. Cates said that there is another ditch down by County Road 150 W, about 3/4 of a mile south, there is a 15" tile coming off of his field going into that head wall, it is the creek that goes through the airport. This tile has a 15" steel

pipe that goes underneath 150 W to the head wall and it is rotted out now. Mr. Cates stated that he would cut the hole bigger and put in a 24" in its place. Richard Cox asked Jim Todd if the Drainage Board has an easement on this tile, Jim stated that it does not, but also explained that it would be out letting into a county ditch with a bigger tile. Richard Cox made a motion to allow Mr. Cates to replace his tile into our easement on Dry Fork Ditch, at his own cost. Seconded by Pat Pinkerton, motion carried with support 4-0.

Elliott Tile

Mr. Cates is present regarding the Elliott Tile as well. Mr. Cates stated that Bob Sheldon is an engineer for Fairmount sewer. Mr. Cates added that Mr. Sheldon called him on December 22, 2017 stating that they want to separate their storm water and their sewer water and they want to hook into the Elliott Ditch. Mr. Cates stated that he told him that he would have to come to the Drainage Board and to make sure that he is in the water shed. Mr. Cates informed him that he would then have to come back and pay \$576.00 per acre; which is what all the land owners paid to get that main put in. After paying the \$576.00, he would have to get added to the Elliott maintenance assessment roll. Jim Todd added that this church camp was on a previous water shed, but is unsure as to how many acres. Jim added that he and Gordon Gough went out to this area and seen the stub where it went into the church camp and it was completely plugged, therefore they have not had drainage for a long time. Jim Todd agrees that if they do tap in, they would need to contribute their fair share to the tile. Kenny Cates asked how many acres they have; Mr. Cates said they have 15 if you do not count the old school ground or they have 21 if you count everything. Richard Cox asked if this tile could handle this much more water, Mr. Cates stated that would not be a problem. Mr. Cates added that he is done with that end and is now thinking about extending and about all the mains are hooked up. Jim Todd stated that they will need to see what way is cheaper, either build a storm drain or to chip in their water this way through the Elliott. Mr. Cates then asked the Board what needs to be done to turn the last phase over to the Drainage Board; Jim stated that he thought the Board has already voted and accepted this as a county drain when it is finished. The main is completed but the laterals need to be hooked up.

OTHER BUSINESS:

Ditch Billing – approval needed for out of county 2018 billing

Pat Pinkerton made a motion to approve the ditch billing for drains outside of Grant County. Seconded by Richard Cox, motion carried with support 4-0

ADJOURN:

Kenny Cates made a motion to adjourn at 11:51 a.m.; Seconded by Pat Pinkerton motion carried with support 4-0.

The next scheduled meeting to be held is January 30, 2018 at 11:00 am

Minutes recorded by Mary R. Weesner

MINUTES APPROVED:

MARK BARDSLEY

ABSENT

GORDON GOUGH

RICHARD COX

KENNY CATES

PAT PINKERTON