

# GRANT COUNTY DRAINAGE BOARD

401 SOUTH ADAMS STREET  
MARION, INDIANA 46953

The Grant County Drainage Board meeting was held November 10, 2020 in the Grant County Council Chambers. Mark Bardsley, Chairman, called the meeting to order at 11:03 a.m. Other members present were Gordon Gough, Kenny Cates, Pat Pinkerton, Richard Cox, Grant County Surveyor Jim Todd and First Deputy Surveyor Raymond Bair.

## **APPROVAL OF MINUTES:**

Kenny Cates made a motion to approve the October 27, 2020 minutes; seconded by Gordon Gough; motion carried 4-0, with Richard Cox abstaining since he was not present at the October 27<sup>th</sup> meeting.

## **APPROVAL OF CLAIMS:**

Jim Todd presented the claims as follows:

Grant County Treasurer \$170.00 Loan to Maintenance from GDIF

Richard Cox made a motion to approve the above claim as presented; seconded by Gordon Gough. Motion carried 5-0.

**\*\*\*Gordon Gough to abstain\*\*\***

Bragg Excavating \$6556.00 Big Deer Creek; \$26,645.13 in the fund  
Cut Above Tree Service \$3,000.00 Back Creek; \$103,747.58 in fund  
Cut Above Tree Service \$500.00 Back Creek; \$103,747.58 in the fund

Richard Cox made a motion to approve the above claims as presented; seconded by Kenny Cates. Motion carried 4-0; Gordon

## **APPROVAL OF CLAIMS: (Continued)**

Gough abstained due to having land in the Big Deer Creek and Back Creek watersheds.

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

Cook Excavating \$9,075.00 Pipe Creek; \$140,430.50 in the fund  
John's Repair Service \$1,815.00 Matthews Ditch; \$5,651.76 in the fund

Gordon Gough made a motion to approve the above claims as presented; seconded by Pat Pinkerton. Motion carried 4-0; Kenny Cates abstained due to having land in the Pipe Creek and Matthew Ditch watersheds.

## **OLD BUSINESS:**

Little Crane Pond – Approval of resolution

Mark Bardsley stated that we are still waiting on the attorneys.

Hummel Creek

Mark Bardsley said that the engineer, Matt Meade of Christopher Burke Engineering is still working on the plans for removal of the obstruction.

Little Crane Pond – Job Paduga – Variance

Job Paduga is present before the Board regarding a variance to install a pool. Mr. Paduga is asking for a 10' variance from the creek because of the way his basement was made. The variance is for a pool that he wants away from the house. He would like to use the creek for drainage. There is a 25' set back on Lot 80 and is the only one with 25' set back, Mr. Paduga would like 30'. Pat Pinkerton was given plans and went out and looked at it. Pat stated that the

ditch is not as big as he thought it would be and that he feels that 30' would be enough.

Wendell Cates is present before the Board. Mr. Cates stated that he has talked with Eric Bragg about what would they do to haul the silt. It will have to be dredged with a 6 wheeler. Mr. Cates has concerns that the weight of the equipment could possibly crack the pool, asking who would then be responsible. Mr. Paduga said that he can chop down the trees and bushes. Mr. Cates again spoke of compaction on the pool wall as this is a major concern. Mark Bardsley recommended a hold harmless agreement with Mr. Paduga and the Drainage Board. Kenny Cates made a motion to leave the easement as is and not change it; seconded by Gordon Gough. There was discussion. Mark Bardsley clarified that if we used the east side as the right of way and we take it 40' to the North West. Jim Todd said that 40' from the west bank; Jim had measured the easement from Mr. Paduga's. Richard Cox asked Mr. Paduga how far he would be from the 30' line; Mr. Paduga stated that there would be a 4' concrete wide walk path and then the pool. Mark Bardsley returned to the motion; the Board voted 2-3 with Richard Cox and Pat Pinkerton in favor of the work as described; Mark Bardsley, Kenny Cates and Gordon Gough voted against the motion. Richard Cox then made a motion to reduce the easement to 30' with a Hold-Harmless agreement; Pat Pinkerton seconded. Motion carried 3-2 with Kenny Cates and Gordon Gough voting against the motion.

## **NEW BUSINESS:**

Davis Morehead–Rudy of Randall Miller & Assoc. - Request to tie into ditch

Rudy Vugteveen and Phillip Morton from Randall Associates are present before the Board wanting to tie into the Davis Morehead Ditch and get approval on the drainage plans. They have been working with Pat Pinkerton and the City of Marion regarding this project. They would use the existing tile for overflow and there would be a new tile under Meridian Street for the new line. Pat

Pinkerton made a motion to allow them to connect to the Davis Morehead Ditch; seconded by Richard Cox. Motion carried 5-0.

## **OTHER BUSINESS:**

### Burkhart Swagger – Public Hearing

Jim Todd read the Surveyors report regarding the Burkhart Swagger. Jim added that there were 3 objections, and then proceeded to read the objections to the Board. The biggest issue with the raised rate from the land owners is that they would like to know what they are planning to do to the water shed with the raised maintenance rate. Jim Todd added that they have not been able to take care of this water shed with the current maintenance due to all the breaks. They need to alleviate the water going to the north and could take the water off quicker.

Adam Swagger is present before the Board. He stated that he has 100 acres going into this file. Richard Cox asked Mr. Swagger if he wanted to separate it at Country Road 400; Mr. Swagger said that he is in favor of that. Raymond Bair asked about the 100 acres coming from the south and east that could possibly change the water shed; this could go to the Sweetser Improvement Drain.

Richard said that it would have to be split into two projects. Mike Ludwig is present today stating that he objects. He does not know about the impact and what is to be done. He has repaired 4 or 5 holes himself just since spring. Mr. Ludwig added that there are problems with the line and that he has been unable to get more information on this project. Jim Todd added that nothing has to be decided at the moment. Mark Bardsley asked Mr. Ludwig if he would be alright with a rate increase, maybe not \$35.00 per acre; Mr. Ludwig stated that he cannot speak for other land owners but feel like \$5.00 per acre would be a reasonable assessment. Harrold Turner is present and stated that he is concerned with the splitting and overloading of the water shed. Garry Morrison is also present stating that he is on the end of it. He is in favor of splitting the water shed and feels that this could help it to flow faster. Mr. Morrison does not want a large increase at this time. Richard Cox

recommended tabling this for now; he would like the land owners to get together and discuss their different options and rates. Richard Cox made a motion to table this discussion until the December 29, 2020 Drainage Board meeting to allow the land owners to discuss what they would like to do. Seconded by Gordon Gough; motion carried 5-0.

\*Richard Cox told the Board that he would like to change the way that we set agendas. He would like the agenda set a week before the meeting, making this a motion. The Board agreed stating that if needed, they would have time to go look at issues that may be on the agenda. Seconded by Gordon Gough; motion carried 5-0.

## **ADJOURN:**

Kenny Cates made a motion to adjourn the meeting at 12:34 pm; seconded by Richard Cox. Motion carried with support 5-0.

The next scheduled Drainage Board meeting to be held will be November 24, 2020 at 11:00 am and will be held in the Grant County Council Chambers.

Minutes recorded by Mary R. Weesner

*Minutes approved:*

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MARK BARDSLEY

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GORDON GOUGH

\*\*\*ABSENT\*\*\*

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RICHARD COX

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KENNY CATES

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PAT PINKERTON