

GRANT COUNTY DRAINAGE BOARD

401 South Adams Street
Marion, Indiana 46953

The Grant County Drainage Board meeting was held March 9, 2021 in the Grant County Council Chambers. Mark Bardsley, Chairman, called the meeting to order at 11:04 a.m. Other members present were Gordon Gough, Pat Pinkerton, Kenny Cates and First Deputy Surveyor Raymond Bair. Richard Cox and Grant County Surveyor Jim Todd were not in attendance.

APPROVAL OF MINUTES:

Kenny Cates made a motion to approve the February 23, 2021 minutes; seconded by Pat Pinkerton; motion carried 4-0.

APPROVAL OF CLAIMS:

There were no claims to present

OLD BUSINESS:

Little Crane Pond – Approval of resolution

There is nothing new to report.

Hummel Creek

Mark Bardsley stated that Mary Weesner has done a compilation of the pre-verdict legal/engineering fees and post-verdict legal/engineering fees; Mark added that for the record, the pre-verdict fees are \$56,792.11 and cannot be recuperated and the post-verdict fees are \$42,122.15 for legal fees and \$52,195.53 for engineering fees, totaling \$94,317.68 to date. We will be able to recoup the post-verdict fees. Mark Bardsley asked Mary Weesner if we are 80% with the engineering figuration; Mary stated that she has spoken with Matt Mead and that is correct; 80% completed

for the engineering. Mark added that once the engineering figure is completed, we will be submitting to our attorney so that they may show what the basic cost for removal will be for Mr. Ott. Mark Bardsley stated that we have been nice for too long, it is time to move on this. Gordon Gough asked if when the engineering figure is completed what the next step would be; Mark Bardsley stated that we would have to take bids on the job for the removal of the obstruction, whether it be the easy access from Mr. Ott's lane or if we have to go down the easement. Either way, Mr. Ott is responsible for the cost of removal and the post-verdict expenses that occur. Mary Weesner asked the Board if we could hold a public hearing for the maintenance fund and start collecting and keep separate a separate account. Mark believes that we may need to get the obstruction removed first, then move forward with a public hearing most likely later this year.

NEW BUSINESS:

Fadley & Owl – Brad Powell; Maintenance request

Raymond Bair stated that Brad Powell, of Oak Hill School wants work done on the old tile on the Fadley & Owl that is broken down and has holes in it. Raymond added that in the past they had poured rocks in there and now they want it cleared. Kenny Cates stated that as far as he is concerned, they can fix it themselves. Kenny added that Tom Harner wants to put in a new 48" up there about three years ago and it was shot down by Oak Hill. He stated that at the time, he had it worked out to get the tile under the road but now that deal is over with. Gordon Gough added that was when Oak Hill obtained an attorney and fought the work. Gordon then asked if there is any maintenance on this tile; Mary Weesner looked up the maintenance fund for the Fadley & Owl and stated that there is currently \$53,890.36 in the fund and that it collects \$30.00 per acre and minimum and \$90.00 for hard surface run-off and home sites. This tile collects \$40,548.60 per year and is on an eight-year collection shut-off. Gordon Gough stated that when we tried to fix it, they stopped the process; if they want to fix it now, they need to do it themselves. Pat Pinkerton said that he is not sure we can do that; this is a legal drain that

they pay into. Mark Bardsley added that we need to send someone out there to see what the problem is and how much to repair, adding that it seems like we are where we were three years ago. Mark stated that he would like for Jim Todd and Raymond Bair to go out there and look and inspect this situation to see the options are; we may need to resurrect the old plan. Mark cannot see doing a couple hundred feet when the other side of State Road 13 is still a problem.

OTHER BUSINESS:

Knotes Tile

Kenny Cates informed the Board that while they do not need any money, there are some holes in it. Kenny added that Barry Keys has fixed them. Mr. Keys does not want paid; he would like to see the maintenance fund balance go up so that they may eventually replace the tile. Pat Pinkerton made a motion to give Barry Keys permission to work in our right of way; seconded by Gordon Gough. Motion carried 4-0.

ADJOURN:

Pat Pinkerton made a motion to adjourn the meeting at 11:35 am; seconded by Gordon Gough. Motion carried with support 4-0.

The next scheduled Drainage Board meeting to be held will be March 30, 2021 at 11:00 am and will be held in the Grant County Council Chambers.

Minutes recorded by Mary R. Weesner

Minutes approved:

Mark Bardsley

Gordon Gough

ABSENT

Richard Cox

Kenny Cates

Pat Pinkerton