

GRANT COUNTY DRAINAGE BOARD

401 South Adams Street
Marion, Indiana 46953

The Grant County Drainage Board meeting was held August 10, 2021 in the Grant County Council Chambers. Mark Bardsley, Chairman, called the meeting to order at 11:02 a.m. Other members present were Gordon Gough, Pat Pinkerton, Richard Cox, Kenny Cates and Grant County Surveyor Jim Todd.

APPROVAL OF MINUTES:

Richard Cox made a motion to approve the July 27, 2021 minutes as presented; seconded by Pat Pinkerton; motion carried 4-0, Kenny Cates abstained since he was not at the July 27th meeting.

APPROVAL OF CLAIMS:

Jim Todd read the claim as follows:

CLAIMS

Cook Excavating \$1,650.00 Brumfield-Minnick; \$41,654.21 in the fund

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

OLD BUSINESS:

Little Crane Pond – Approval of resolution

There is nothing new to report.

Hummel Creek

Jim Todd informed the Board that he and Mary Weesner has spoken with attorney Joe Leone regarding Hummel Creek. He stated that Mr. Leone

agreed that we need to give Mr. Ott a time frame to remove the obstruction. Jim added that maybe they could use our permits as they are getting ready to be approved, we are just waiting for the DNR permit. The IDEM and the USACE permits have already been approved and issued. Jim Todd stated the Matt Mead would have to supervise the project under the guidelines of our permits. He said that our attorney, Joe Leone, stated that we would need to send a letter with the time frame that we need the work to be completed. Mr. Ott will need to restore the wetlands and they will need to work on construction mats. When they take that out, they will need to take out all of the concrete fill out and restore that bank with rip rap.

Mark Bardsley stated that we need to authorize Matt Mead and Joe Leone to create the document that will grant our approval as long as Mr. Ott follows our conditions. Jim Todd informed the Board that our attorney advised him that the Board might want to go ahead with the bid process. Pat Pinkerton asked what case was dismissed; Mark Bardsley informed him that we had asked for relief to go in on his private property to do the necessary work. Kenny Cates inquired about the monies spent to this point; Mark Bardsley informed him that after the judgement, we can recover the costs. Kenny Cates made a motion to authorize Joe Leone and Matt Mead to create the document and time frames in which Mr. Ott has to accomplish the task under all of our permit specifications; Seconded by Pat Pinkerton. Motion carried with support 4-0 with Richard Cox abstaining due to owning land in the Hummel Creek water shed.

Crane Pond – Debra Keefe/Marion Utilities

Mark Bardsley stated that Debra Keefe came to the Commissioners and asked for more relief. Mark added that he met with the City of Marion's attorney, Mr. Conner last Thursday. He added that Mr. Conner is once again making sure the Marion Utilities are satisfied. Mark Bardsley said that if we go to a 36" and they buy all the materials and the Highway Department does all of the install that Ms. Keefe would do the general upkeep and sign a Hold Harmless agreement. The previous hold up was due to her attorney not wanting the Hold Harmless; Mark Bardsley informed her that if we are doing what her engineer says, then she would need to sign the Hold Harmless. City attorney, Mr. Conner is working on

the Hold Harless agreement. Pat Pinkerton stated that this would be running across property, Jim Todd added that Ms. Keefe has an agreement with that landowner. Mark Bardsley asked if we need to initiate this through the Drainage Board since they talked about bringing that into the tributaries; Pat stated that the easement will need to be to the county. Jim Todd added that if the Highway Department put this in, it will be put in as a mutual drain and then we could have a hearing and make it a county drain. Jim stated that he is not sure how they will get an easement on a mutual drain; Mark Bardsley stated that he will have Mr. Conner or Drainage Board attorney Kyle Persinger research this issue. Mark Bardsley feels that if they petition a private/mutual drain to be annexed in, it becomes forced in. Jim Todd feels that this just needs to be adopted into the Crane Pond drain.

NEW BUSINESS:

There is no new business

OTHER BUSINESS:

There is no other business

ADJOURN:

Kenny Cates made a motion to adjourn the meeting at 11:23 a.m.; seconded by Richard Cox. Motion carried with support 5-0. The next scheduled Drainage Board meeting to be held will be August 31, 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

Richard Cox

Kenny Cates

Pat Pinkerton