

**December 12<sup>th</sup>, 2017**

The Hendricks County Drainage Board met in the Commissioners' Room on the first floor of the Hendricks County Government Center. Those present were Vice President Phyllis Palmer, Members Bob Gentry, Jack Maloney, and Stan Ryland, Hendricks County Attorney Greg Steuerwald, Hendricks County Surveyor David Gaston, Deputy Surveyor Cory Gehring, Secretary Gary Sowers, Andre Heath and Tiffany Dalton of the Surveyor's Office, Dave Eichelberger, Joe Miller, Carl Camacho, Martin Weaver, Mark Ternet, Kent Dunbar, Kenneth Hammel, Tim Allen, Brian Haggard, Andy Taylor, MD Roan JR, Dale Kruse, Brandon Burke, Jeff Mahan, Greg Ternet, Steve Christian and David Salo.

Vice President Phyllis Palmer determined there was a quorum and led the Pledge of Allegiance. Member Stan Ryland led a prayer for those who wished to participate. Vice President Palmer then called for the first order of business.

**RE: IN THE MATTER OF APPROVAL OF MINUTES:**

Vice President Palmer requested a motion with regard to the minutes of the November 28th, 2017 Drainage Board meeting. Member Jack Maloney moved to approve the November 28th, 2017 Drainage Board meeting minutes as amended. Member Bob Gentry seconded the motion. The motion was unanimously passed.

**RE: IN THE MATTER OF BILLS TO BE PAID:**

**AUDITOR'S REPORT**

Member Stan Ryland moved to approve the Auditor's Report as presented. Member Bob Gentry seconded the motion. The motion was unanimously passed.

**DRAIN MAINTENANCE EXPENSES**

Banning Engineering	723 Stratford of Avon	\$	5,745.00
Christopher Burke Eng.	490 Timothy Quinn	\$	11,081.50
Eco Infrastructure	692 Parks at Prestwick	\$	4,858.50
Eco Infrastructure	761 Woodcreek Farms	\$	1,490.50
Murrain Excavating	415 Roseboom	\$	11,319.00
Dan Nicolaus	563 Auburn Meadows	\$	250.00

**Total Maintenance Fund Due: \$ 66,913.70**

Member Bob Gentry moved to approve the Maintenance Fund bills in the amount of \$66,913.70. Member Jack Maloney seconded the motion. The motion was unanimously passed.

**GENERAL DRAIN IMPROVEMENT FUND LOANS OR EXPENSES**

439 Adam Beaman	Disbursement	\$	1,270.00
480 Martin Hogan	Disbursement	\$	620.00
<b>Total General Drain Improvement Fund Loans or Expenses Due:</b>			<b>\$ 1,890.00</b>

Member Bob Gentry moved to approve the General Drain Improvement Fund Loans or Expenses in the amount of \$1,890.00. Member Jack Maloney seconded the motion. The motion was unanimously passed.

**GENERAL DRAIN IMPROVEMENT RECONSTRUCTION FEES**

Banning Engineering	423 John G. McCord	\$	21,737.50
Banning Engineering	707 Rolling Hills	\$	3,938.78
Banning Engineering	723 Stratford of Avon	\$	7,247.95
Ingram Excavating	707 Rolling Hills	\$	29,434.65
Midwest Paving	723 Stratford of Avon	\$	91,626.90
<b>Total Reconstruction Fees Due:</b>			<b>\$ 153,985.75</b>

Member Bob Gentry moved to approve the General Drain Improvement Fund Reconstruction fees in the amount of \$153,985.75. Member Jack Maloney seconded the motion. The motion was unanimously passed.

**RE: IN THE MATTER OF OLD BUSINESS: PROJECTS**

**MAJOR PLAT (FINAL):**

***S-10-17 (Camden Section 1A) – Avon***

19 Lots on 8.75 acres in Washington Township, S31-T16N-R2E, located on the north side of County Road 100 North approximately ½ mile west of the intersection with the Ronald Reagan Parkway in the Town of Avon. (HWC Engineering) – ***Alfred Cox Regulated Drain (459) is to be Transferred to the Town of Avon on January 1<sup>st</sup>, 2018.***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of S-10-17 (Camden Section 1A) subject to the conditions of the Hendricks County Surveyor’s letter and all the requirements and conditions of the Hendricks County Stormwater Management Handbook. Discussion followed. Member Bob Gentry moved to follow the Surveyor’s recommendation. Member Jack Maloney seconded the motion. The motion was unanimously passed.

**RE: IN THE MATTER OF NEW BUSINESS: PROJECTS**

**MINOR RESIDENTIAL PLAT (PRELIMINARY & FINAL):**

***MRP 082/17 (Somrak) – County***

1 lot on 3.73 acres in Lincoln Township, S17-T16N-R2E, located on the west side of North Raceway Road approximately 110 feet south of County Road East 450 North. (Kruse Consulting) – ***No Regulated Drain***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of MRP 082/17 (Somrak) subject to the conditions of the Hendricks County Surveyor’s letter, all the requirements and conditions of the Hendricks County Stormwater Management Handbook, and the existing drainage tile that runs from west to east across the subject tract be replaced with cooperation from the property owner to the west. Member Bob Gentry moved to follow the Surveyor’s recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

***MRP 083/17 (Branscum) - County***

1 lot on 2.95 acres in Clay Township, S6-T14N-R1W, located on the west side of County Road South 200 West approximately 1,758 feet south of County Road West 500 South. (Civil Engineering Consultants) – ***No Regulated Drain***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of MRP 083/17 (Branscum) subject to the conditions of the Hendricks County Surveyor’s letter, all the requirements and conditions of the Hendricks County Stormwater Management Handbook, and Hendricks County Engineering’s approval of Mr. Branscum’s outlet request. Member Jack Maloney moved to follow the Surveyor’s recommendation. Member Bob Gentry seconded the motion. The motion was unanimously passed.

***MRP 084/17 (Arbuckle) – County***

1 lot on 2.143 acres in Washington Township, S3-T15N-R1E, located on the south side of County Road East 100 North approximately 512 feet west of North Avon Avenue. (Banning Engineering) – ***Woodridge Regulated Drain (762) \$50/Lot outlet only***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of MRP 084/17 (Arbuckle) subject to the conditions of the Hendricks County Surveyor’s letter, all the requirements and conditions of the Hendricks County Stormwater Management Handbook, and a swale to be constructed along the west property line per the Banning Engineering design plans, and a \$50.00 per lot assessment payable to the Woodridge Regulated Drain (762). Member Jack Maloney moved to follow the Surveyor’s recommendation. Member Bob Gentry seconded the motion. The motion was unanimously passed.

**MAJOR PLAT (FINAL):**

***#3091 (Old Dominion Freight Line Expansion) – Brownsburg***

1 lot on 18.19 acres in Lincoln Township, S12-T16N-R1E located on the west side of East Northfield Drive approximately 2,200 feet north of East U.S. Highway 136 in the Town of Brownsburg. (Kimley Horn) – ***Timothy Quinn Regulated (490) - \$50/Acre***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of #3091 (Old Dominion Freight Line Expansion) subject to the conditions of the Hendricks County Surveyor's letter, all the requirements and conditions of the Hendricks

County Stormwater Management Handbook, and a \$50.00 per acre assessment payable to the Timothy Quinn Regulated Drain (490). Member Bob Gentry moved to follow the Surveyor's recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

***S-1-10 (Reagan Crossing Property)- Avon***

1 lot on 9.65 acres in Washington Township, S5-T15N-R2E located on the west side of County Road North 1050 East (Shiloh Road), approximately 356 feet south of County Road East 100 North in the Town of Avon. (Freeman Development) - ***Alfred Cox Regulated Drain (459) is to be Transferred to the Town of Avon on January 1<sup>st</sup>, 2018.***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of S-1-10 (Reagan Crossing Property) subject to the conditions of the Hendricks County Surveyor's letter and all the requirements and conditions of the Hendricks County Stormwater Management Handbook. Member Stan Ryland moved to follow the Surveyor's recommendation. Member Bob Gentry seconded the motion. The motion was unanimously passed.

**RE: INTRODUCTION OF OTHER BUSINESS OR ADDITIONAL DISCUSSION BY COUNSEL, STAFF OR PUBLIC:**

**RE: HENDRICKS COUNTY ATTORNEY GREG STEUERWALD:**

**Stratford of Avon Regulated Drain**

Hendricks County Attorney Greg Steuerwald stated he was working on the MOU for Stratford of Avon and would present it to the Board when it was finished. Discussion followed.

**RE: HENDRICKS COUNTY SURVEYOR DAVID GASTON:**

**Reimbursement for Inspector Time Spent on Regulated Drains**

Hendricks County Surveyor David Gaston stated, per the County Council request, he had sent reimbursement claims for Inspector Time Spent on Regulated Drains to the Auditor's Office for processing. Discussion followed.

**Stratford of Avon Regulated Drain**

Mr. Gaston informed the Board sealed quotes for the Stratford of Avon secondary project were opened on December 7<sup>th</sup>, 2017, as requested by the Drainage Board, in the presence of Hendricks County Chief Deputy Surveyor Cory Gehring, Inspector Tiffany Dalton, Drainage Board Secretary Gary Sowers, and himself. They were as follows:

Murrain Excavating                      \$ 103,500.00

JR Bowling                                 \$ 93,525.00  
Via Excavating                            \$ 101,872.00

Mr. Gaston and Mr. Gehring recommended JR Bowling's quote of \$93,525.00 to Hendricks County Drainage Board President Matthew Whetstone. President Whetstone accepted JR. Bowling's quote and asked Mr. Gaston to proceed.

**Timber Bend Regulated Drain**

Mr. Gaston informed the Board that the geotechnical engineer would be proceeding with the resistivity testing at the Taulman property at 2195 Laurel Leaf Lane in Timber Bend, per his conversation with Board President Matthew Whetstone. The Board's consensus was to proceed with the testing. The Board requested that the results of the testing be emailed to them as soon as they were available.

**Mary A. Gibbs Regulated Drain**

Mr. Gaston informed the Board that the Mary A. Gibbs Regulated Drain project was moving along well but there was an issue under the railroad on the Gary Maloney property. Mr. Gaston stated Mr. Gehring had further information. Mr. Gehring stated on one side of the railroad there was a root ball issue and on the other side it was compacted by dirt, probably caused by an incorrectly hooked up lateral. He informed the Board that Eco Infrastructure would be called in to attempt jetting the drain.

**RE: IN THE MATTER OF WISHES TO BE HEARD:**

**Money & Jordan Arm 1 Regulated Drain**

Vice President Palmer recognized Mr. Mark Ternet. Mr. Ternet, through his narrative, indicated that ever since the new project across County Road 400 East was built, the Money & Jordan Arm 1 was unable to clear the water in a reasonable amount of time. Inspector Andre Heath stated he had videoed a portion of the drain and could not find any issues. He stated he would continue to investigate, but it may be that the drain is too small to handle the current water flow. It was the consensus of the Board to have the Surveyor's Office continue to investigate and come back to the Board with a recommendation as soon as possible.

**Barnett Regulated Drain Easement**

Vice President Palmer recognized Mr. Kent Dunbar. Mr. Dunbar stated he had been issued a building permit for a barn by the Hendricks County Planning and Building Department. He started building his barn and was presented with a Stop Work Order from the Surveyor's Office because he was building the barn inside the Barnett Regulated Drain easement. He stated the Planning and Building Department did not tell him, nor did they have any information on the regulated drain easement for the Barnett Regulated Drain that runs through his property, so he had no way of knowing that the barn was set inside the Barnett Easement. Mr. Gaston informed the Board, that while the Barnett Drain was on the plot plan that Mr. Dunbar used to show the Planning and Building Department where he was going to build his barn, unfortunately the Lewis Engineering plot plan he used to draw his proposed barn on did not delineate the location of the 75-foot easement. However, since Mr. Dunbar drew the plans for the barn, he was responsible for locating the easement and placing it on the new drawing for the barn. Mr. Dunbar was asked to fill out an Encroachment Request and Hold Harmless Agreement at no cost to

rectify the situation. Mr. Dunbar stated he was uncomfortable signing the documents and felt that reducing or moving the easement would be a better option. Discussion followed. Hendricks County Attorney Greg Steuerwald stated that since the Board would be allowing Mr. Dunbar to continue building the barn with some accommodation, it would be okay to lift the Stop Work Order at this time. Member Bob Gentry moved to follow Mr. Steuerwald's recommendation. Member Jack Maloney seconded the motion. The motion was unanimously approved. Discussion followed. Member Bob Gentry moved to table the discussion until the December 26<sup>th</sup> meeting of the Drainage Board. Mr. Dunbar stated he might not be able to make it since he works in Chicago and would have to take days off to attend. Discussion followed. Member Jack Maloney seconded the motion. The motion was unanimously passed.

**RE: INTRODUCTION OF OTHER BUSINESS OR ADDITIONAL DISCUSSION BY COMMISSION MEMBERS:**

**Appointments**

Vice President Palmer stated that Mr. Maloney's term of appointment was up at the end of the year and he had stated he would like to remain on the Board if it was the will of the Commissioners. Vice President Palmer stated that the appointment for the position would be made at the Hendricks County Commissioner's meeting on the 26<sup>th</sup> of December.

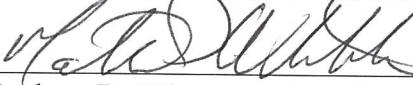
**Drainage Board Meeting Time**

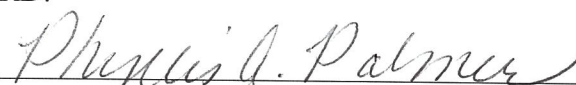
Mr. Gaston asked the Board if they would consider moving the Drainage Board meeting to the 11:00 hour after the Commissioner's meeting as they seemed to need longer than one hour to hear all that needs to be accomplished during the meeting. The Board stated they would take it under advisement.

**ADJOURN:**

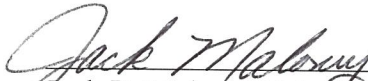
Seeing nothing further before the Board, Member Stan Ryland moved to adjourn the meeting. Member Bob Gentry seconded the motion. The motion was passed unanimously.

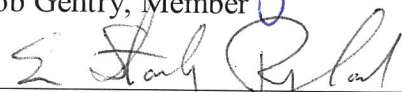
HENDRICKS COUNTY DRAINAGE BOARD:


  
Matthew D. Whetstone, President

  
Phyllis A. Palmer, Vice-President

  
Bob Gentry, Member

  
Jack P. Maloney, Member

  
E. Stanley Ryland, Member

ATTEST:   
Gary W. Sowers II, Secretary