

March 27th, 2018

The Hendricks County Drainage Board met in the Commissioners' Room on the first floor of the Hendricks County Government Center. Those present were President Matthew D. Whetstone, 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, Martin Weaver, Mike Starkey, Luke Kahren, Mike Maurovich, Bart Harvey, and Joe Miller.

President Matthew D. Whetstone determined there was a quorum and led the Pledge of Allegiance. Vice President Phyllis Palmer led a prayer for those who wished to participate. President Whetstone called for the first order of business.

RE: IN THE MATTER OF APPROVAL OF MINUTES:

President Whetstone requested a motion with regard to the minutes of the March 13th, 2018 Drainage Board meeting. Member Stan Ryland moved to approve the March 13th, 2018 Drainage Board minutes as amended. Member Jack Maloney seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF BILLS TO BE PAID:

REVIEW FEES

Christopher Burke	\$	7,375.00
Total Review Fees Paid out of General Fund:	\$	7,375.00

Member Jack Maloney moved to approve the Review Fees in the amount of \$7,375.00. Member Bob Gentry seconded the motion. The motion unanimously passed.

DRAIN MAINTENANCE EXPENSES

Mink Excavating	Drain 511 Barnett	\$	1,920.00
	(Acct Balance - \$ -24,170.00)		
Murrain Excavating	Drain 531 Stout Richardson	\$	13,038.85
	(Acct Balance - \$ 95,978.40)		
Total Maintenance Fund Due:		\$	14,958.85

Member Stan Ryland moved to approve the Maintenance Fund bills in the amount of \$14,958.85. Member Bob Gentry seconded the motion. The motion was unanimously passed.

AUDITOR'S REPORT

3-27-18 Auditor's Report

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

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

Temporary Easement Release for the Stratford of Avon Reconstruction

Hendricks County Attorney Greg Steuerwald stated that the temporary easement release the Stratford of Avon Reconstruction had been hand delivered by Hendricks County Deputy Surveyor Cory Gehring to the Youngs. Mr. Gehring stated that Mrs. Danyluk had also requested a release that stated in addition to the general release that if the trees in her portion of the easement died within the next 24 months the county would replace them. President Whetstone moved to add the addendum to the easement release. Member Bob Gentry seconded the motion. The motion was unanimously passed. President Whetstone moved to approve any tree replacement that may be needed due to trees dying within the easement in the next 24 months ending on March 27th, 2020 as a result of the reconstruction work done. Mr. Steuerwald stated he would make the changes and get the release sent out.

RE: HENDRICKS COUNTY SURVEYOR DAVID GASTON:

Rolling Hills Regulated Drain (707) Reconstruction Certification and Assessment Roll

Hendricks County Surveyor David Gaston Presented the Board with the Rolling Hills Regulated Drain (707) Reconstruction Certification and Assessment Roll. Discussion followed. Member Jack Maloney moved to approve the Certification as presented. Member Bob Gentry seconded motion. The motion was unanimously passed. Members Jack Maloney and Bob Gentry requested that an inspector be sent out to the front corner lot of Rolling Hills as it was retaining water and see what the issue was.

Barnett Regulated Drain (511)

Mr. Gaston stated he had been contacted by Justin Coleman. Mr. Coleman wanted to know why the Barnett Regulated Drain (511) project had not been completed. Mr. Gaston stated he informed Mr. Coleman that the first part had been finished and the second part would be completed after the crops were out in the fall. Mr. Coleman stated he would rather they complete the project now and would be ok with any crop loss due to the work. Discussion followed. It was the consensus of the Board to have the Surveyor's Office contact the other parcel owners to see if that would be ok with the request as well. If all parcel owners agreed, then Mr. Gaston was to proceed with getting sealed quotes for the project. If even one of them did not agree then the work would proceed as scheduled for after the crops were out in the fall. Discussion followed.

Elias Lovette Regulated Drain (462) Encroachment Request

Mr. Gaston stated Christopher Beasley had submitted an Encroachment Request for the Elias Lovette Regulated Drain (462). He said Mr. Beasley wants to tear down the existing above ground pool and replace it with an inground pool which would further encroach on the Lovette drain. Mr. Gaston said he had denied the request, but Mr. Beasley wanted to appeal to the Drainage Board. Member Jack Maloney stated that while an above ground pool could be moved if work needed to be done on the Lovette drain an inground pool could not. Member Bob Gentry suggested they move the inground pool to the side of the house where it would not encroach on the drain. Discussion followed. Member Jack Maloney moved to deny the request. Member Bob Gentry seconded the motion. The motion was unanimously passed. The Board requested the Surveyor's Office contact Mr. Beasley and relay their decision. Mr. Gaston said it would be done.

Transfer of Regulated Drains to the Town of Avon.

Mr. Gaston stated his office was ready to transfer the funds for the Regulated Drains that the Town of Avon was taking over. Mr. Gaston said that Ryan Cannon was concerned about the removal of funds for the Stratford of Avon reconstruction. Mr. Gaston said they had let Avon know from the beginning that all negative accounts and the reconstruction costs would be removed from the funds before being transferred to the Town. Discussion followed. President Whetstone asked to see a copy of the Resolution concerning the transfer. Mr. Gehring showed the signed resolution on the over-head screen. President Whetstone and Hendricks County Attorney pointed out that on the second page it states be it further resolved that all funds from the corresponding regulated drains will be revised on or before December 31, 2017 based upon the following: (a.) drains with negative balances which must reimburse the monies owed to the General Drain Improvement Fund. Discussion followed Member Jack Maloney moved to transfer the funds to the Town of Avon subtracting the Stratford of Avon Reconstruction costs of \$380,721.28 making the transfer amount of \$1,098,250.57. Member Bob Gentry seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF WISHES TO BE HEARD:

Ronald Reagan Parkway

President Whetstone recognized Mike Starkey. Mr. Starkey stated he would like to thank the county for organizing the meeting last week to discuss the Ronald Reagan Parkway design and water course work. Mr. Starkey said while the parties agreed to disagree he felt it was a productive meeting. He stated he and the other farmers were very concerned about the drainage in the area as their families had been farming the area for a long time. He and Member Jack Maloney invited everyone to drive up to the area and look at how the water is flowing after the big snow melt and rain. President Whetstone stated he believed that all the attending the meeting learned a lot from the presentations and thanked Mr. Starkey and Member Jack Maloney for bring it to the Board's attention.

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

88 Torrey Pine Drive – Erosion Issue

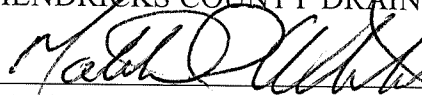
Member Bob Gentry stated he had received a call from Sharon Hobson at 88 Torrey Pine Drive asking for help with an erosion problem behind her house. Mr. Gentry stated the creek behind the house had eroded the bank behind several properties but at Mrs. Hobson's it was only three feet from her foundation. Mr. Gaston explained that unfortunately the creek was not a regulated drain and the subdivision was within the corporate limits of the Town of Brownsburg. Mr. Gentry stated Mrs. Hobson had contacted the Town of Brownsburg and they were unwilling to help. President Whetstone stated he visited the site as well and it was a very deep and winding valley. Mr. Miller stated there were several options for possible fixes to the problem but none of them would be inexpensive a guestimate would put the cost at over \$100,000.00. Mr. Gentry said the parcel owners stated they could come up with about \$25,000.00 but nowhere near the amount Mr. Miller was suggesting. Mr. Miller stated there was a section of the code that did allow for some money to be spent on situations like this, but it would be up to the Board's and Mr. Steuerwald's interpretation as to how much and where the money would come from. President Whetstone stated at this time he felt the Board could help with information, access, and coordination. He suggested having a contractor inspect the area and get a better understanding of the costs involved while at the same time coordinating with the Department of Natural Resources, Indiana Department of Environmental Management and the Army Corp of Engineers. He asked Mr. Gaston and

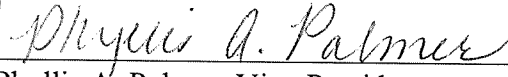
Joe Miller to coordinate these efforts and keep the Board updated as information became available. Discussion followed.

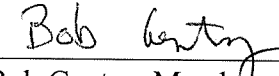
ADJOURN:

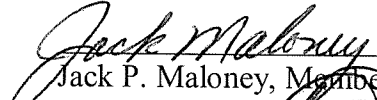
Seeing nothing further before the Board, Member Bob Gentry moved to adjourn the meeting. Member Stan Ryland seconded the motion. The motion was passed unanimously.

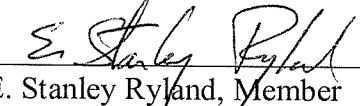
HENDRICKS COUNTY DRAINAGE BOARD:


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