

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

President Bob Gentry recognized Jessica Norcross.

Ms. Norcross stated that her group would again be applying for the RCPT grant to work in the County watersheds. They will be asking each of their partner groups to write letters of recommendations for the grant proposal. She stated she will be sending each of the board members the information and requested the letters to be expedited due to a short window this year and all materials are required to be turned in by November 11<sup>th</sup>. Discussion followed.

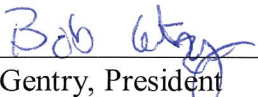
President Bob Gentry recognized Roy Crawford.


Mr. Crawford inquired of Bald Eagles returning to the area.

**ADJOURN:**

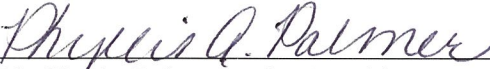
Seeing nothing further before the Board, Vice President Phyllis Palmer moved to adjourn the meeting. Member Jack Maloney seconded the motion. The motion was unanimously approved.


**HENDRICKS COUNTY DRAINAGE BOARD:**

  
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Bob Gentry, President

  
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Matthew D. Whetstone, Member

  
\_\_\_\_\_  
E. Stanley Ryland, Member

  
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Phyllis A. Palmer, Vice-President

  
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Jack P. Maloney, Member

ATTEST:   
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Gary Sowers, Secretary

November 10<sup>th</sup>, 2015

The Hendricks County Drainage Board met in the Commissioners' Room on the first floor of the Hendricks County Government Center. Those present were President Bob Gentry, Vice President Phyllis Palmer, Members Matthew Whetstone, Jack Maloney, and Stan Ryland, Hendricks County Surveyor David Gaston, Hendricks County Deputy Surveyor Bill Hahn, Hendricks County Engineer John Ayers, Hendricks County Treasurer Nancy Marsh, Secretary Gary Sowers, Rob Graham & Cory Gehring Surveyor's Office, Dave Eichelberger, Joe Miller, Carl Camacho, Andy McNeilly, Regan Huff, Sandra Berry, Colin Finch, Jackie Britton, Roy Crawford, Jessica Norcross, Dale Kruse, Martin Weaver and Brett Cating.

President Bob Gentry determined there was a quorum. He then led the Pledge of Allegiance and a prayer for those who wished to participate. Mr. Gentry then called for the first order of business.

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

President Bob Gentry requested a motion with regard to the minutes of the October 13<sup>th</sup>, 2015 Drainage Board meeting. Member Jack Maloney moved to approve the October 13<sup>th</sup>, 2015 Drainage Board meeting minutes as presented. Member Matthew Whetstone seconded the motion. The motion was unanimously approved.

President Bob Gentry requested a motion with regard to the minutes of the October 13<sup>th</sup>, 2015 Drainage Board Business meeting. Member Jack Maloney moved to approve the October 13<sup>th</sup>, 2015 Drainage Board Business meeting minutes as amended. Member Stan Ryland seconded the motion. The motion was unanimously approved.

President Bob Gentry requested a motion with regard to the minutes of the October 27<sup>th</sup>, 2015 Drainage Board meeting. Member Stan Ryland moved to approve the October 27<sup>th</sup>, 2015 Drainage Board meeting minutes as presented. Member Jack Maloney seconded the motion. The motion was unanimously approved.

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

Auditor's Report

Member Stan Ryland moved to approve the Auditor's Report as amended. Member Jack Maloney seconded the motion. Discussion followed. The motion was unanimously approved.

**REVIEW FEES**

Christopher Burke	\$	5,995.00
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<b><i>Total Review Fees Paid out of General Fund:</i></b>	<b>\$</b>	<b><i>5,995.00</i></b>
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Member Stan Ryland moved to approve the review fees in the amount of \$ 5,995.00. Member Jack Maloney seconded the motion. The motion unanimously approved.

**DRAIN MAINTENANCE EXPENSES**

Banning Engineering	Drain 461 Haynes	\$	705.00
	(Acct Balance - \$ -74,861.11)		
Banning Engineering	Drain 463 Hayes	\$	1,485.00
	(Acct Balance - \$ -57,593.88)		
Banning Engineering	Drain 496 Henry Parker	\$	870.00
	(Acct Balance - \$ -2,680.04)		
Banning Engineering	Drain 501 Hornaday	\$	1,260.00
	(Acct Balance - \$ -205,590.19)		
Banning Engineering	Drain 503 French	\$	802.50
	(Acct Balance - \$ -173,449.86)		
Banning Engineering	Drain 511 Barnett	\$	1,875.00
	(Acct Balance - \$ -205,839.26)		
Banning Engineering	Drain 526 Brown	\$	1,965.00
	(Acct Balance - \$ -81,247.99)		
Banning Engineering	Drain 527 William Hill	\$	2,100.00
	(Acct Balance - \$ -79,496.56)		
Banning Engineering	Drain 529 Bulion	\$	705.00
	(Acct Balance - \$ -93,978.06)		
Banning Engineering	Drain 537 Trotter	\$	705.00
	(Acct Balance - \$ -120,798.82)		
Banning Engineering	Drain 580 Cambridge	\$	1,170.00
	(Acct Balance - \$ -33,912.92)		
Banning Engineering	Drain 602 Creek by the Woods	\$	360.00
	(Acct Balance - \$ -29,969.07)		
Banning Engineering	Drain 606 Crosswind Estates	\$	540.00
	(Acct Balance - \$ -540.00)		
Banning Engineering	Drain 708 Royal Acres	\$	855.00
	(Acct Balance - \$ -855.00)		
Banning Engineering	Drain 709 Rudgate in the Woods	\$	645.00
	(Acct Balance - \$ -11,683.46)		
Banning Engineering	Drain 735 Tilden Terrace	\$	900.00
	(Acct Balance - \$ -8,882.12)		
Banning Engineering	Drain 741 Vista Park	\$	510.00
	(Acct Balance - \$ -6,918.56)		
Banning Engineering	Drain 746 Wellington Ridge	\$	495.00
	(Acct Balance - \$ -9,248.95)		
Beechwood Construction	Drain 441 Ross (442 Minnie Tucker)	\$	1,800.00
	(Acct Balance - \$ -913,408.54)		
Beechwood Construction	Drain 558 Ashford Estates	\$	7,560.00
	(Acct Balance - \$ 8,974.82)		
Beechwood Construction	Drain 758 Windfield	\$	2,500.00
	(Acct Balance - \$ 10,293.38)		
Beechwood Construction	Drain 760 Windridge	\$	2,500.00
	(Acct Balance - \$ -2,500.00)		
Carlton Excavating	Drain 511 Barnett	\$	2,403.00
	(Acct Balance - \$ -206,367.26)		

Carlton Excavating	Drain 688 Oaks of Avon (Acct Balance - \$59,487.19)	\$ 893.00
Carlton Excavating	Drain 701 Prestwick (Acct Balance - \$ 176,876.86)	\$ 1,333.00
Eco Infrastructure	Drain 606 Crosswind Estates (Acct Balance - \$ -2,950.00)	\$ 2,950.00
Mink Excavating	Drain 658 Lakewood Estates (Acct Balance - \$9,640.56)	\$ 7,960.00
Murrain Excavating	Drain 756 Willow Bend (Acct Balance - \$ -6,757.24)	\$ 7,400.00
Murrain Excavating	Drain 471 Mercer (Acct Balance - \$ 81,004.06)	\$ 16,500.00
Murrain Excavating	Drain 761 Woodcreek (Acct Balance - \$ 42,100.13)	\$ 2,900.00
Williams Creek Mgmt.	Drain 483 Nash Trucksess (Acct Balance - \$ 140,996.76)	\$ 3530.00
Williams Creek Mgmt.	Drain 489 Wilson Lateral (Acct Balance - \$ 241,748.99)	\$ 1,170.00

**Total Maintenance Fund Due: \$ 79,346.50**

Member Matthew Whetstone moved to approve the Maintenance Fund bills in the amount of \$79,346.50.  
Member Jack Maloney seconded the motion. The motion was unanimously approved.

**GENERAL DRAIN IMPROVEMENT TRANSFERS TO MAINTENANCE FUNDS**

Drain 441	Ross	\$ 1,800.00
Drain 461	Haynes	\$ 705.00
Drain 463	Hayes	\$ 1,485.00
Drain 496	Henry Parker	\$ 870.00
Drain 501	Hornaday	\$ 1,260.00
Drain 503	French	\$ 802.50
Drain 511	Barnett	\$ 4,278.00
Drain 526	Brown	\$ 1,965.00
Drain 527	William Hill	\$ 2,100.00
Drain 529	Bulion	\$ 705.00
Drain 537	Trotter	\$ 705.00
Drain 508	Cambridge	\$ 1,170.00
Drain 602	Creek by the Woods	\$ 360.00
Drain 606	Crosswind Estates	\$ 3,490.00
Drain 708	Royal Acres	\$ 855.00
Drain 709	Rudgate in the Woods	\$ 645.00
Drain 735	Tilden Terrace	\$ 900.00
Drain 741	Vista Park	\$ 510.00
Drain 746	Wellington Ridge	\$ 495.00
Drain 756	Willow Bend	\$ 6,757.24
Drain 760	Windridge	\$ 2,500.00

**Total Transferred out of General Drain Improvement Fund: \$ 34,357.74**

Member Jack Maloney moved to approve the transfer of \$34,357.74 from the General Drain Improvement Fund to the Maintenance Funds. Member Matthew Whetstone seconded the motion. The motion was unanimously approved.

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

**MAJOR PLAT FINAL;**

Hendricks County Surveyor David Gaston recommended the following projects be continued to the December 8<sup>th</sup> Drainage Board meeting.

***MAP 737/15 – DPR/448 (Crossroads Commerce Park)***

213.7 acres in Sections 35 & 36, Township 14 North, Range 1 West, Liberty Township, located on the west side of SR 39, southwest of the Interstate 70 and SR 39 Interchange. (Snelling Engineering, LLC) ***70 West Commerce Park Regulated Drain (554) \$100/Acre***

***S-24-02 (A request to extend the Cedar Bend Regulated Drain in the Town of Avon)***

A request to extend the Cedar Bend Regulated Drain in order to maintain the proposed detention pond located on 1.21 acres in Section 22, Township 15 North, Range 1 East, Washington Township (a proposed re-plat of Lot 30 in Cedar Bend in the Town of Avon), located south of Scarlet Oak Drive and west of Cedar Bend Court. (Banning Engineering) ***Cedar Bend Regulated Drain (584).***

***S-18-03 (Birch Run Sec 4 @ Wynne Farms) Town of Brownsburg***

50 Lots on 19 acres in Section 25, Township 16 North, Range 1 East, Lincoln Township, located on the east side of County Road 800 East, between County Road 300 North and County Road 200 North. (Banning Engineering) ***J.F. Lingerian Regulated Drain (499) \$100/Lot.***

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

**MAJOR PLAT (FINAL);**

***S-15-15 (Brownsburg Elementary Parking and Improvements)***

1 lot on 0.47 acres in Section 11, Township 16 North, Range 1 East, Lincoln Township, located on the north side of Tilden Drive at 340 Stadium Drive in the Town of Brownsburg. (Veridus Group) ***Wilson Lateral Regulated Drain (489) \$50/Lot-Outlet only.***

Member Matthew Whetstone moved to accept the Hendricks County Surveyor's recommendation to continue the above listed projects to the December 8<sup>th</sup>, Drainage Board meeting. Member Jack Maloney seconded the motion. The motion was unanimously approved.

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

***MRP 056/15 (Fisher)***

1 lot on 2.15 acres in Section 36, Township 14 North, Range 1 West, Liberty Township, located on the south side of County Road 1000 South ½ mile east of County Road 100 East. (Kruse Consulting) ***No Regulated Drain.***

Dale Kruse presented the drainage design for MRP 056/15 (Fisher). Mr. Gaston stated based on the review of this project, he recommended the Hendricks County Drainage Board grant final approval of MRP 56/15 (Fisher) 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. Vice President Phyllis Palmer moved to approve MRP 056/15 (Fisher). Member Matthew Whetstone seconded the motion. The motion was unanimously approved.

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

**MIP 1068/15 (Pierson) COUNTY**

2 lots on 16.6 acres in Section 21, Township 16 North, Range 1 West, Center Township, located on the north side of County Road 350 North and 0.2 miles west of North Washington Street. (Kruse Consulting) **Lot 1 \$216.63/Lot 2 \$105.15/Lot-Swain Regulated Drain.**

Dale Kruse presented the drainage design for MIP 1068/15 (Pierson). Mr. Gaston stated based on the review of this project, that he recommended that the Hendricks County Drainage Board grant final approval of MIP 1068/15 (Pierson), subject to the conditions of the Hendricks County Surveyor's letter and all the requirements and conditions of the Hendricks County Stormwater Management Handbook and assessments of \$216.63 for Lot 1 and \$105.15 for Lot 2 payable to the Swain Regulated Drain. Discussion followed. Vice President Phyllis Palmer moved to approve MIP 1068/15 (Pierson). Member Matthew Whetstone seconded the motion. The motion was unanimously approved.

**RE: REMOVAL OF OBSTRUCTION HEARING: (Clermont Heights)**

President Gentry opened the public meeting and asked Hendricks County Surveyor David Gaston for his recommendation. Mr. Gaston stated that he had investigated the petition for removal of obstruction. He did not believe that the petition met the requirements of Indiana Code 36-9-27.4 and recommended the Board deny the petition. In addition, he recommended that this drainage problem be presented to the Hendricks County Board of Commissioners for a solution since the highway department does drain the county road into this drainage way. Member Matthew Whetstone asked Hendricks County Engineer John Ayers to bring this matter before the Commissioners. Mr. Ayers stated he would. Discussion followed. Vice President Phyllis Palmer moved to follow the Surveyor's recommendation to deny the obstruction request and bring the matter before the Commissioners. Member Jack Maloney seconded the motion. The motion was unanimously approved.

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

None Cited

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

**Request for Additional time to pay Reconstruction Costs**

Hendricks County Surveyor David Gaston stated that Kimberly Van Buskirk and John Schindler had respectively requested additional time to pay back their reconstruction loans for Starkey Subdivision and Northern Acres. Mr. Gaston then introduced Hendricks County Treasurer Nancy Marsh. Mrs. Marsh stated that although the construction was certified and the fees were established in 1994, they did not go on record for the tax roll until 2004. She didn't know why a correction had not been made, as she was not in office at the time. She stated that the owners had been notified of the costs nearing \$8,000.00 with interest and penalties,

and unfortunately there was nothing within the Indiana Code to help in this situation. Discussion followed. Member Matthew Whetstone moved to table this discussion until Mrs. Marsh and Mr. Gaston could meet and discuss the issue with Hendricks County Attorney Greg Steuerwald. Vice President Phyllis Palmer seconded the motion. The motion was unanimously approved.

#### Robards Regulated Drain - Stilesville request

Mr. Gaston stated that his office had conducted a thorough investigation of the Robards Drain, requested by the Town of Stilesville, and found that the natural surface waterway is not obstructed. Therefore, he recommended no additional work should be done by the Drainage Board. Discussion followed. Member Stan Ryland moved to accept the Surveyors recommendation regarding the Robards Regulated Drain. Member Jack Maloney seconded the motion. The motion was unanimously approved.

#### Hysong Regulated Drain – Update

Mr. Gaston stated a Joint Board meeting was held in Crawfordsville and the Board decided to move forward with the re-assessments of the Hysong Regulated Drain based on the engineering study by Vester and Associates. He then stated a meeting is planned for December 7<sup>th</sup> in Crawfordsville at the Public Library starting at 9 a.m.

#### Mill Creek and School Branch Watershed Study Estimates

Mr. Gaston inquired of the Drainage Board if a decision could be made regarding funding for the studies by Christopher Burke and Bob Barr on the School Branch Creek and Mill Creek Watersheds. Discussion followed. Member Matthew Whetstone moved to deny funding for the studies. Member Jack Maloney seconded the motion. The motion was unanimously approved.

#### Regional Conservation Partnership Program Request

President Gentry recognized Jennifer Norcross of the Hendricks County Soil and Water Conservation District. Ms. Norcross asked the Board if they had reviewed the Regional Conservation Partnership Program request she had submitted. Discussion followed. It was the consensus of the Board that no money was available to contribute to the program.

#### Stratford of Avon – Mediation Meeting

Mr. Gaston stated that the judge for this case had instructed both sides to go to mediation in the Stratford of Avon lawsuit. The mediator has all of March 2016 available. Mr. Gaston asked the Board who they wanted to attend the mediation. It was the consensus of the Board that County Attorney Greg Steuerwald attend the mediation on their behalf. Mr. Gaston then recommended that the Board give Mr. Steuerwald directions on what they were comfortable agreeing to. Discussion followed. The Board agreed to take Mr. Gaston's recommendation under advisement and make a decision closer to the hearing date.

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


None Cited



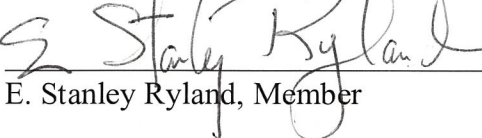
**ADJOURN:**

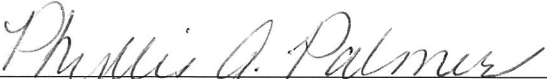
Seeing nothing further before the Board, Vice President Phyllis Palmer moved to adjourn the meeting. Member Matthew Whetstone seconded the motion. The motion was approved unanimously.

**HENDRICKS COUNTY DRAINAGE BOARD:**


  
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Bob Gentry, President

  
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Matthew D. Whetstone, Member

  
\_\_\_\_\_  
E. Stanley Ryland, Member

  
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Phyllis A. Palmer, Vice-President

  
\_\_\_\_\_  
Jack P. Maloney, Member

ATTEST:   
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Gary Sowers, Secretary