

August 14th, 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, Hendricks County Engineer John Ayers, Deputy Surveyor Cory Gehring, Secretary Gary Sowers, Tiffany Dalton and Mitch Reynolds of the Surveyor's Office, Dave Eichelberger, Carl Camacho, Martin Weaver, Bob Staton, Joy Bosse, Mike Starkey, Mike Maurovich, David Holt, Eric Wathen, Dale Kruse, Larry Summers, Carry Summers, Steve Christian, and Graham Youngs.

President Matthew D. Whetstone determined there was a quorum and led the Pledge of Allegiance. Member Stan Ryland led a prayer for those who wished to participate. President Whetstone then 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 July 24th, 2018 Drainage Board meeting. Member Jack Maloney moved to approve the July 24th, 2018 Drainage Board meeting minutes as presented. Member Bob Gentry seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF BILLS TO BE PAID:

DRAIN MAINTENANCE EXPENSES

Arthur's Excavating	Drain 511 John T. Barnett	\$	26,825.00
	(Acct Balance \$ -30,509.94)		
Banning Engineering	Drain 404 Michael Martin Dugan	\$	410.00
	(Acct Balance \$ 1,154.77)		
Banning Engineering	Drain 408 Richard D. Plummer	\$	820.00
	(Acct Balance \$ -1,218.72)		
Banning Engineering	Drain 475 John W. Lackey	\$	351.72
	(Acct Balance \$ -1,594.22)		
Banning Engineering	Drain 477 William Batz	\$	610.00
	(Acct Balance \$ -4,947.29)		
Banning Engineering	Drain 632 Gilbert Woods	\$	125.00
	(Acct Balance \$ 5,786.73)		
Banning Engineering	Drain 647 Hidden Valley	\$	252.50
	(Acct Balance \$ -283.50)		
Murrain Excavating	Drain 490 Timothy Quinn	\$	23,342.50
	(Acct Balance \$ 804,564.92)		
Murrain Excavating	Drain 511 John T. Barnett	\$	25,500.00
	(Acct Balance \$ -30,509.94)		
Murrain Excavating	Drain 590 Clermont Lakes	\$	6,275.00
	(Acct Balance \$ 160,632.16)		

Murrain Excavating	Drain 761 Woodcreek Farms (Acct Balance \$ 43,298.82)	\$ 5,095.95
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Total Maintenance Fund Due:		\$ 89,607.67
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Member Bob Gentry moved to approve the Maintenance Fund bills in the amount of \$ 89,607.67
Member Jack Maloney seconded the motion. The motion was unanimously passed.

GENERAL DRAIN IMPROVEMENT RECONSTRUCTION FEES

Mink Excavating	723 Stratford of Avon	\$ 5,800.00
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Total Reconstruction Fees Due:		\$ 5,800.00
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Member Stan Ryland moved to approve the General Drain Improvement Fund Reconstruction fees in the amount of \$5,800.00. Member Bob Gentry seconded the motion. The motion was unanimously passed.

AUDITOR'S REPORT

August 14th, 2018 Auditor's Report

Vice President Phyllis Palmer moved to approve the August 14th, 2018 Auditor's Report as presented. President Whetstone seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF OLD BUSINESS: PROJECTS

MAJOR PLAT (PRELIMINARY & FINAL):

Ronald Reagan Parkway (Segment 1A & 1B) – County

Located in Brown Township S36-T17N-R1E, Lincoln Township S1-T16N-R1E and S6&7 T16N-R2E generally located from County Road 600 North to County Road 1000 North.
(American Structurepoint, Inc.) – ***Multiple Regulated Drains***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary & Final Approval of Ronald Reagan Parkway (Segment 1A & 1B) subject to the conditions of the Hendricks County Surveyor's letter. Discussion followed. Member Bob Gentry requested that all of the farm tiles be identified before the work begins. Discussion followed. Vice President Phyllis Palmer moved to follow the Surveyor's recommendation. Member Stan Ryland stated he could not support this project. Discussion followed. Member Jack Maloney stated, per a previous discussion citing a statutory conflict, he had been told he must recuse himself and in doing so, he felt he was not able to represent the people of his area. Discussion followed. President Whetstone seconded the motion. The motion was passed on a 3-1-1 vote with Member Stan Ryland voting against and Member Jack Maloney recusing himself.

RE: IN THE MATTER OF NEW BUSINESS: PROJECTS

MAJOR PLAT (PRELIMINARY):

MAP 643/18 PUD 20 S-21-2000 (The Parks @ Prestwick Phase IX & X) – County

12 lots on 20.53 acres in Washington Township, S8-T15N-R1E, located 2,149 feet east of County Road 400 East, at the northern terminus of Foxboro Drive. (Banning Engineering)

Parks at Prestwick Regulated Drain (692) - \$100.00/Lot.

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary Approval of MAP 643/18 PUD 20 S-21-2000 (The Parks @ Prestwick Phase IX & X) 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 \$100.00 per lot assessment payable to the Parks at Prestwick Regulated Drain (692). Member Bob Gentry moved to follow the Surveyor's recommendation. Members Jack Maloney and Stan Ryland seconded the motion. The motion was unanimously passed.

MAJOR PLAT (FINAL):

S-8-07 (Pace Motor Sports Park Secondary Plat Lots 5 & 6) – Brownsburg

2 lots on 7.77 acres in Lincoln Township, S13-T16N-R1E, located at the southwest corner of Motor Sports Way and County Road 900 East in the Town of Brownsburg. (Kruse Consulting)

Timothy Quinn Regulated Drain (490) - \$50.00/Acre

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of S-8-07 (Pace Motor Sports Park Secondary Plat Lots 5 & 6) 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. Vice President Phyllis Palmer seconded the motion. The motion was unanimously passed.

S-08-18 (Pittsboro Drinking Water System Improvements Phase 2) – Pittsboro

1 lot on 7.9 acres in Middle Township, S30-T17N-R1E, located on the north side of Interstate 74 and the east side of County Road 400 East. (RQAW) – ***Roseboom Regulated Drain (415)***

100.00/Lot (Requesting waiver for Drainage Board application fees)

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of S-08-18 (Pittsboro Drinking Water System Improvements Phase 2) 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 \$100.00 per lot assessment payable to the Roseboom Regulated Drain (415). Member Bob Gentry moved to follow the Surveyor's recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

MINOR PLAT (PRELIMINARY & FINAL):

MIP 1096/18 (McGovern Construction) – County

3 lots on 27.83 acres in Marion Township, S6-T15N-2W, located on the south side of County Road 100 North, approximately 2,546 feet east of North Putnam County Road. (Kruse Consulting) – ***No Regulated Drain.***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary & Final Approval of MIP 1096/18 (McGovern Construction) subject to the conditions of the Hendricks County Surveyor's letter, all the requirements and conditions of the Hendricks County Stormwater Management Handbook. Member Bob Gentry moved to follow the Surveyor's recommendation. Vice President Palmer and Member Stan Ryland seconded the motion. The motion was unanimously passed.

MIP 1097/18 (Branscum) – County

2 lots on 6.65 acres in Clay Township, S6-T14N-1W, located on the west side of County Road 200 West, approximately 528 feet north of County Road 571 South. (Kruse Consulting) – ***No Regulated Drain.***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary & Final Approval of MIP 1097/18 (Branscum) 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 Bob Gentry moved to follow the Surveyor's recommendation. Vice President Palmer seconded the motion. The motion was unanimously passed.

MINOR RESIDENTIAL PLAT (PRELIMINARY & FINAL):

MRP 093/18 (Branscum) – County

1 lot on 2.5 acres in Liberty Township, S8-T14N-R1W, located on the south side of County Road 600 South, approximately 643 feet east of County Road 200 West. (Kruse Consulting) – ***No Regulated Drain***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary & Final Approval of MRP 093/18 (Branscum) 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 Bob Gentry moved to follow the Surveyor's recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

MRP 094/18 (Hostetler) – County

1 lot on 4.67 acres in Brown Township, S5-T16N-R2E, located on the north side of County Road 650 North, approximately 623 feet west of Eagle Crossing Boulevard. (Hause Engineering) – ***Branches Regulated Drain (575) - \$100.00/Lot***

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary & Final Approval of MRP 094/18 (Hostetler) 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 \$100.00 per lot assessment payable to the Branches Regulated Drain (575). Member Bob Gentry moved to follow the Surveyor's recommendation. Member Stan Ryland 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:

None cited.

RE: HENDRICKS COUNTY SURVEYOR DAVID GASTON:

John Barnett Regulated Drain

Hendricks County Surveyor David Gaston asked Chief Deputy Surveyor Cory Gehring to give an update on the John Barnett Regulated Drain project. Mr. Gehring stated the dipping of the drain was done. They were just waiting on the third culvert to be delivered and the project would be complete. Mr. Gaston stated he had received a complaint from Mr. Justin Coleman. Mr. Coleman was upset that the contractor had removed spoils that were temporarily placed within the 75-foot easement on his property without his permission. Mr. Gaston said that Mr. Gehring explained to Mr. Coleman that they were spoils from the drain and could be used anywhere on the drain. Discussion followed.

Timothy Quinn Regulated Drain Update-INDOT's 56th Street plans

Mr. Gaston asked Inspector Tiffany Dalton to give an update on the Timothy Quinn Regulated Drain project. Inspector Dalton stated she met with INDOT and went over the plans for the Quinn Regulated Drain project going under 56th Street. She was told they would be presenting the revised plans at an INDOT meeting later this year for the Quinn Regulated Drain that was incorrectly installed under Interstate 74 by INDOT. Discussion followed.

RE: IN THE MATTER OF WISHES TO BE HEARD:

David Holt, Heritage Hill / New England Way Drive

President Whetstone recognized Mr. David Holt. Mr. Holt stated he was appealing a denied encroachment request. He had requested a 6-foot encroachment on the Heritage Hill/New England Way Regulated Drain easement to put in an inground pool. He stated he would be willing to cut that back to a 4-foot encroachment if that would help. President Whetstone asked Mr. Gaston for his recommendation. Mr. Gaston stated after having Mr. Gehring perform a site visit, he would still recommend denying the request because of the conditions of the slope and angle of the pipe. He said if we had to go in to work on the drain, there would be a very high risk of damaging the pool. Mr. Holt stated he would be willing to accept all of the risk and cost of any damage done to the pool if work

needed to be done on the drain. President Whetstone asked Hendricks County Attorney Greg Steuerwald if the Encroachment and Hold-Harmless document could be written to include that statement. Mr. Steuerwald said it could. Mr. Gaston asked if the Drainage Board decided to approve the encroachment, if the document could also include the requirement to video the drain before and after the pool is constructed to make sure it is still functioning properly. Mr. Gehring stated that if the pool was approved to be put in, the contractor would have to enter the property from the front on the east side of the house and must put down steel plates to protect the drains running through the front yard. Discussion followed. President Whetstone moved to approve the four-foot encroachment request with the caveat that the home owner assumes all the risk and cost if there are damages to the County drain due to installation of the pool and/or if necessary maintenance or reconstruction of the drain causes damages to the pool. Further the owner agrees to pay for videoing of the drain before and after the construction of the pool. Member Jack Maloney seconded the motion. The motion was unanimously passed.


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

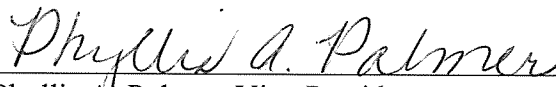
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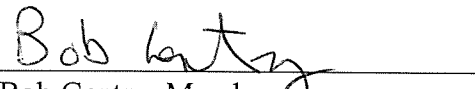
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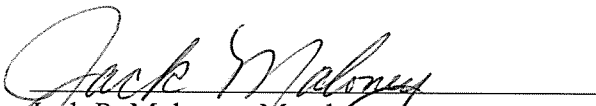
Seeing nothing further before the Board, Member Bob Gentry moved to adjourn the meeting. Vice President Phyllis Palmer seconded the motion. The motion was passed unanimously.

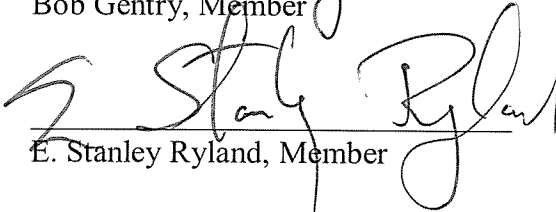
HENDRICKS COUNTY DRAINAGE BOARD:


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