

May 11th, 2021

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 A. Palmer, Members Dennis W. Dawes, Jack Maloney and Stan Ryland, Hendricks County Attorney Greg Steuerwald, Hendricks County Surveyor David Gaston, Chief Deputy Surveyor Tiffany Dalton, Dirk Leonard, Blake Stephenson, Nathaniel Shaffer, Gary Sowers, Greg Ternet, Jason Stewart, Jeremy Keiser, Kevin Sumner, Dale Kruse, Brandon Burke, Kendric Haslett, and David Eichelberger.

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

RE: IN THE MATTER OF APPROVAL OF MINUTES:

President Gentry requested a motion with regards to the minutes of the April 27th, 2021 Drainage Board meeting. Vice President Palmer moved to approve the April 27th, 2021 Drainage Board meeting minutes as presented. Member Jack Maloney seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF BILLS TO BE PAID:

REVIEW FEES

Christopher Burke	\$ 13,207.50
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<i>Total Review Fees Paid out of General Fund:</i>	\$ 13,207.50
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Member Stan Ryland moved to approve the Review Fees in the amount of \$13,207.50. Member Jack Maloney seconded the motion. The motion unanimously passed.

DRAIN MAINTENANCE EXPENSES

Alexander Property Management	Drain 477 William Batz (Joseph Jordan)	\$ 1,000.00
	Acct. Balance \$ -81,526.70	
Alexander Property Management	Drain 633 Glen Elen	\$ 1,000.00
	Acct. Balance \$ 8,442.98	
Banning Engineering	Drain 766 Danville Conservation Club Dam	\$ 5,928.75
	Acct. Balance \$ 9,820.41	
Beechwood Construction	Drain 441 Lorin Ross (John Scott)	\$ 15,558.75
	Acct. Balance \$ 155,765.31	
Morgan County Drainage Board	Drain 546 Mynatt (Lake Ditch)	\$ 2,924.00
	Acct. Balance \$ 4,143.41	
Murrain Excavating	Drain 404 Michael Martin Dugan (Austin Winds)	\$ 1,600.00
	Acct. Balance \$ 7,765.65	
Murrain Excavating	Drain 766 Danville Conservation Club Dam	\$ 3,414.00
	Acct. Balance \$ 6,406.41	
Murrain Excavating	Drain 768 Cardinal Estates	\$ 3,047.18
	Acct. Balance \$ 2,612.82	
Taylor Cooper Excavating	Drain 667 Mannfreds Walk	\$ 5,000.00
	Acct. Balance \$ 5,213.32	

Total Maintenance Fund Due:

\$ 39,472.68

Member Dennis Dawes moved to approve the Maintenance Fund bills in the amount of \$39,472.68. Member Stan Ryland seconded the motion. The motion was unanimously passed.

AUDITOR'S REPORT

May 11th, 2021 Auditor's Report

Vice President Palmer moved to approve the May 11th, 2021 Auditor's Report as presented in the amount of \$39,472.68. Member Dennis Dawes seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF OLD BUSINESS: PROJECTS

MAJOR PLAT (FINAL):

S-06-19 (NWHSC Administration and Maintenance Facility) – Lizton

4 Lots on 5 acres in Union Township, S29-T17N-R1W, located on the northside of West Main Street, Approximately 205 feet west of Church Street in the Town of Lizton. **(RQAW) Lorin Ross Regulated Drain \$100.00/acre Outlet Only.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board Continue **S-06-19 (NWHSC Administration and Maintenance Facility)** for the **final time** to the June 8th meeting of the Drainage Board. Member Jack Maloney moved to follow the Surveyor's recommendation. Member Dennis Dawes seconded the motion. The motion was unanimously approved.

MINOR PLAT (PRELIMINARY & FINAL):

MIP 1134 (Staton) – County

3 lots on 12.49 acres in Eel River Township, S27-T17N-R2W, located on the northeast corner of State Road 75 and County Road 800 North. **(Holloway Engineering) – No Regulated Drain.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary and Final Approval of **MIP 1134 (Staton)** 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 Jack Maloney moved to follow the Surveyor's recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF NEW BUSINESS: PROJECTS

MAJOR PLAT (PRELIMINARY):

S-02-18-P1 (Parkside at Greystone) – Brownsburg

93 lots 43.31 acres in Brown Township, S3-T16N-R1E, located on the southwest corner of County Roads 700 North and 625 East in the Town of Brownsburg. **(HWC Engineering) – Joseph Holloway Regulated Drain \$50.00/lot Outlet Only.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board

grant preliminary Approval of *S-02-18-P1 (Parkside at Greystone)* 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 lot assessment payable to the Joseph Holloway Regulated Drain outlet only. Discussion followed. Member Jack Maloney moved to follow the Surveyor's recommendation. Member Dennis Dawes seconded the motion. The motion was unanimously passed.

MAJOR PLAT (PRELIMINARY & FINAL):

DPR 482 Amendment (Lane Pittsboro Self Storage Parking) – County

1 lot on 10.1 acres in Middle Township, S35-T17N-R1W, located on the eastside of County Road 150 East approximately, 1,559 feet north of US Highway 136. **(Kruse Consulting) – Roseboom Regulated Drain \$100.00/Acre Outlet Only.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary and Final Approval of *DPR 482 Amendment (Lane Pittsboro Self Storage Parking)* 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 acre assessment payable to the Roseboom Regulated Drain outlet only. Discussion followed. Stan Ryland moved to follow the Surveyor's recommendation with an easement reduction to 40 feet. Member Jack Maloney seconded the motion. The motion was unanimously passed.

MAJOR PLAT (FINAL):

MAP 296 (Timber Ridge Replat lots 2 & 3 Fugate) – County

1 lot on 16.81 acres in Lincoln Township, S10-T16N-R1E, located at the eastern terminus of Timber Ridge Trace, approximately 305 feet east of Green Hills Drive. **(Kimley-Horn)**
No Regulated Drain.

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board Continue *MAP 296 (Timber Ridge Replat lots 2 & 3 Fugate)* to the June 8th meeting of the Drainage Board. Vice President Palmer moved to follow the Surveyor's recommendation. Member Jack Maloney seconded the motion. The motion was unanimously approved.

S-02-18-P1A (Parkside at Greystone 1A) - Brownsburg

24 Lots on 12.01 Acres in Brown Township, S3-16N-R1E, located on the southeast corner of County Roads 700 North and 625 East in the Town of Brownsburg. **(HWC Engineering) Joseph Holloway Regulated Drain \$50.00/lot Outlet Only.**

S-02-18-P1B (Parkside at Greystone 1B) - Brownsburg

25 Lots on 18.40 Acres in Brown Township, S3-16N-R1E, located on the southwest corner of County Roads 700 North and 625 East in the Town of Brownsburg. **(HWC Engineering) Joseph Holloway Regulated Drain \$50.00/lot Outlet Only.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of *S-02-18-P1 (Parkside at Greystone 1A)* and *S-02-18-P1B (Parkside at Greystone 1B)* 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 lot assessment payable to the Joseph Holloway Regulated Drain outlet only. Discussion followed. Member

Stan Ryland moved to follow the Surveyor's recommendation. Member Jack Maloney seconded the motion. The motion was unanimously passed.

S-12-18-5 (Laurelton Section 5)

38 Lots on 12.35 Acres in Lincoln Township, S24-T16N-R1E, located on the northeast side of the roundabout at Northfield Drive and County Road 300 North, in the Town of Brownsburg.

(Weihe Engineers) – Lingerman Hardin Regulated Drain \$50.00/lot Outlet Only.

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of ***S-12-18-5 (Laurelton Section 5)*** 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 lot assessment payable to the Lingerman Hardin Regulated Drain outlet only. Discussion followed. Member Dennis Dawes moved to follow the Surveyor's recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

S-07-20 (INDOT Quinn Bridge) – Brownsburg

Bridge replacement in Lincoln Township, S13-T16N-R2E, located on East Main Street, approximately 183 feet east of East Northfield Drive in the Town of Brownsburg. **(Corradino) Timothy Quinn Regulated Drain no assessment recommended.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of ***S-07-20 (INDOT Quinn Bridge)*** 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 Jack Maloney moved to follow the Surveyor's recommendation. Member Dennis Dawes seconded the motion. The motion was unanimously passed.

MINOR PLAT (PRELIMINARY & FINAL):

MIP 1136 (Richards) – County

3 lots on 20 acres in Brown Township, S18-T17N-R2E, located on the eastside of County Road 1025 East at the eastern terminus of Boone County Road 800 South. **(Kruise Consulting) No Regulated Drain.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary and Final Approval of ***MIP 1136 (Richards)*** 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 Dennis Dawes moved to follow the Surveyor's recommendation. Member Jack Maloney seconded the motion. The motion was unanimously passed.

MIP 1137 (Laporte) – County

1 Lot on 2.50 acres in Guilford Township, S23-14N-R1E, located on the northside of East Hendricks County Road, approximately 2,405 feet west of State Road 267. **(Kruise Consulting) No Regulated Drain.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary and Final Approval of ***MIP 1137 (Laporte)*** 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 Dennis Dawes moved to follow the Surveyor's recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

MINOR RESIDENTIAL PLAT (PRELIMINARY & FINAL):

MRP 126 (Redmond) – North Salem

1 lot on 2.15 acres in Marion Township, S30-T16N-R2W, located on the westside of Clay Road, Approximately 3,548 feet north of County Road 200 North. **(Kruse Consulting)**

Oscar Higgins Regulated Drain (474) \$100.00/lot Outlet Only.

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary and Final Approval of ***MRP 126 (Redmond)*** 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 Oscar Higgins Regulated Drain outlet only. Discussion followed. Vice President Palmer moved to follow the Surveyor's recommendation. Member Jack Maloney 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:

DPR 491 S-11-07-3 (Westpoint Business Park, Block 1 Building 3)

Hendricks County Surveyor David Gaston informed the Board that the Joint Morgan and Hendricks County Board had approved DPR 491 S-11-07-3 (Westpoint Business Park, Block 1 Building 3). The Board thanked him for the update.

McLane Hunt Higgins Regulated Drain

Mr. Gaston stated his office had received 4 sealed quotes for the McLane Hunt Higgins Regulated Drain project. President Gentry asked they be opened and read aloud. The quotes were as follows:

Alexander Contractors	\$24,325.82
Beechwood Construction	\$34,316.00
Taylor Cooper Excavating	\$35,000.00
MurRAIN Excavating	\$37,700.00

After evaluation, Chief Deputy Tiffany Dalton recommended Alexander Contractors as they had the lowest responsible quote at \$24,325.82. Discussion followed. Member Jack Maloney moved to follow the recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

Hendricks Power – Cardinal Estates Regulated Drain

President Gentry stated there had been an issue with Hendricks Power and the Cardinal Estates Regulated Drain. He told Mr. Gaston he could briefly describe what happened. Mr. Gaston stated that his office had been called by a parcel owner in Cardinal Estates and informed that Hendricks Power had punctured the regulated drain with their line boring machine (Mole). Upon investigation it was found that they had indeed punctured

the drain and had been working in the Regulated Drain Easement without a permit. He issued a stop work order and called in Murrain Excavating to fix the drain as an emergency repair was necessary. He then fined Hendricks Power \$5,000.00 for working in the Regulated Drain Easement without a permit and damaging the drain. He also sent them a bill for \$3,047.18 which was the cost for the repair of the drain.

Chief Deputy Tiffany Dalton stated she met with Hendricks Power earlier last year in the surveyor's office and went over with them the requirements for working in a Regulated Drain Easement as she had just experienced the same issue with Hendricks Power working within the RDE and they had not followed the permitting process and they stated they would comply, but for some reason Hendricks Power had chosen not to on this occasion. She stated she wants Hendricks Power to work with the surveyor's office as all other utility companies do and it's as simple as a phone call asking if there are regulated drains in the area, they are planning to do work in. She said the surveyor's office is willing to go out and locate drains to prevent damage being done to drains that are paid for by taxpayers in Hendricks County. Discussion followed.

President Gentry asked Mr. Greg Ternet of Hendricks Power if he would like to speak. Mr. Ternet said he agreed that his company had dropped the ball on requesting a permit but felt the fine was excessive and asked the Board to waive it. Discussion followed. Member Dennis Dawes moved to waive the fine. Member Jack Maloney stated that Mr. Gaston had made his point with the fine and that he and his office should "play nicely in the sandbox with everyone else." Mr. Maloney then seconded the motion. The motion was passed on a 4-0-1 vote over the objection of the Surveyor's Office staff. (Member Stan Ryland abstained as he is on the board of Hendricks Power).

RE: IN THE MATTER OF WISHES TO BE HEARD:

None cited.

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

ADJOURN:

Seeing nothing further before the Board, Member Jack Maloney moved to adjourn the meeting. President Gentry seconded the motion. The motion was passed unanimously.

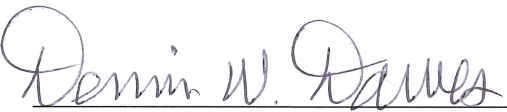
HENDRICKS COUNTY DRAINAGE BOARD:



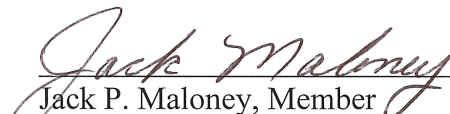
Bob Gentry, President



Phyllis A. Palmer, Vice President




Dennis W. Dawes, Member



Jack P. Maloney, Member



E. Stanley Ryland, Member

ATTEST: 

Gary W. Sowers II, Secretary