

August 9th, 2022

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, Hendricks County Engineer John Ayers, Blake Stephenson, Nathaniel Shaffer, Gary Sowers, Jim White, Tom & Joan Berkopes, Jeff Banning, Thomas Ollier, Dale Kruse, Jason Coyle, Willard Johnson, Nathan Beach, Steve Pierre, Nathan White, Michael J. Roberts, Jasmine Chong, Amber Chittenden, Joe Miller and David Eichelberger.

President Bob Gentry determined there was a quorum, led the Pledge of Allegiance and 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 July 26th, 2022, Drainage Board meeting. Member Jack Maloney moved to approve the July 26th, 2022; Drainage Board meeting minutes as presented. Member Stan Ryland seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF BILLS TO BE PAID:

REVIEW FEES

Christopher Burke	\$ 10,470.00
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Total Review Fees Paid out of General Fund:	\$ 10,470.00
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Member Dennis Dawes moved to approve the Review Fees in the amount of \$10,470.00. Member Stan Ryland seconded the motion. The motion unanimously passed.

DRAIN MAINTENANCE EXPENSES

Murrain Excavating	Drain 497 Lingerman-Hardin	\$ 39,280.00
	Acct. Balance - \$ -22,071.80	
Landworks Inc.	Drain 441 Lorin Ross (T.R. Leak)	\$ 1,200.00
	Acct. Balance - \$ -476,801.69	

Total Maintenance Fund Due:	\$ 40,480.00
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Member Stan Ryland asked if this was the last claim for the Lingerman Regulated Drain project. Hendricks County Surveyor David Gaston said he believed it was but would check. Member Jack Maloney moved to approve the Maintenance Fund bills in the amount of \$40,480.00 Member Dennis Dawes seconded the motion. The motion was unanimously passed.

AUDITOR'S REPORT

August 9th, 2022 Auditor's Report

Member Stan Ryland moved to approve the August 9th, 2022; Auditor's Report as presented in the amount of \$40,480.00. Member Jack Maloney seconded the motion. The motion was unanimously passed.

RE: IN THE MATTER OF OLD BUSINESS: PROJECTS

MAJOR PLAT (PRELIMINARY):

S-11-22 (INDOT DES. No. 1902063 I-74 Small Structure)

Culvert replacement in Lincoln Township, S1&12-T16N-R1E, located under Interstate 74, approximately 50 feet northwest of County Road 600 in the Town of Brownsburg. **(RQAW) Timothy Quinn Regulated Drain. No assessment recommended as this is an INDOT project.**

Hendricks County Surveyor David Gaston recommended Continuing **S-11-22 (INDOT DES. No. 1902063 I-74 Small Structure)** to the September 13th, 2022, meeting of the Drainage Board. Vice President Phyllis Palmer moved to Continue the project until the September 13th, 2022, meeting of the Drainage Board. Member Dennis Dawes seconded the motion. The motion was unanimously approved.

MINOR PLAT (PRELIMINARY & FINAL):

MIP 1157 (M & KW Investments) – Coatesville

2 Lots on 15.5 acres in Clay Township, S6-T14N-R2W, located at the southwest corner of Phillips and Walnut Streets in the Town of Coatesville. **(Moench Engineering) Coatesville Stormwater Utility.**

MIP 1158 (Rutledge) - County

2 lots on 13 acres in Clay Township, S6/5-T14N-R2W, located on the westside of Masten Road, approximately 1,054 feet north of County Road 600 South. **(Moench Engineering) No Regulated Drain.**

Hendricks County Surveyor David Gaston recommended granting a FINAL Continuance to **MIP 1157 (M & KW Investments)** and **MIP 1158 (Rutledge)** to the September 13th, 2022, meeting of the Drainage Board. Member Jack Maloney moved to grant FINAL Continuance to the projects to the September 13th, 2022, meeting of the Drainage Board. Member Dennis Dawes seconded the motion. The motion was unanimously approved.

MINOR RESIDENTIAL PLAT (PRELIMINARY & FINAL):

MRP 142 (Baker) – County

1 lot on 3.33 acres in Clay Township, S27-T15N-R2W, located on the southside of County Road 300 South, approximately 341 feet east of County Road 550 West. **(Kapur Associates) No Regulated Drain.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary & Final Approval of **MRP 142 (Baker)** 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.

RE: IN THE MATTER OF NEW BUSINESS: PROJECTS

MAJOR PLAT (PRELIMINARY):

MAP 753 (Fox Creek) – County

122 lots on 115.2 acres in Liberty Township, S6-T14N-R1E, located on the westside of County Road 400 East, approximately 1,609 feet south of US Highway 40. **(Banning Engineering)** *Create a new Regulated Drain to be called Fox Creek Arm of Lakewood Estates Regulated Drain \$100.00 per lot.*

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary Approval of **MAP 753 (Fox Creek)** 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 newly created Fox Creek arm of the Lakewood Estates Regulated Drain. President Gentry recognized Mr. James Ollier. Mr. Ollier stated he was concerned with the erosion/silt control on the project and the amount of water that would be entering the pond at Lakewood Estates. Mr. Gaston and Mr. Eichelberger explained that discharge from Fox Creek's Ponds would be controlled and limited to the amount stated in the Hendricks County Stormwater Ordinance. Mr. Gaston stated the Clean Water Department would be monitoring the project from start to finish and the project contractors would not be allowed to cause additional silting into the Lakewood ponds. President Gentry recognized Mr. Thomas Berkopes. Mr. Berkopes asked if there was any chance that one of the pond walls would give way causing an emergency flood into Lakewood. Mr. Jeff Banning of Banning Engineering said the ponds would be excavated down and no dam would be needed so there was no chance of a pond wall failing. Vice President Palmer stated she was concerned about flooding and erosion after doing work on the Phillip's property downstream. Mr. Gaston stated there would be little chance of additional flooding and erosion due to the controlled release rates on the ponds. Discussion followed. Member Jack Maloney moved to follow the Surveyor's recommendation. Member Dennis Dawes seconded the motion. The motion was passed on a 4-1 vote with Vice President Palmer voting against the motion.

MAJOR PLAT (PRELIMINARY & FINAL)

DPR 508 (Hawkeye Storage) – County

1 lot on 32.18 acres in Marion Township, S5-T15N-R2W, located on the northside of US Highway 36 Approximately 1,525 feet west of State Road 75. **(Kruse Consulting)** *Conrad McVey Regulated Drain \$100.00 per acre assessment Outlet Only.*

Hendricks County Surveyor David Gaston recommended Continuing **DPR 508 (Hawkeye Storage)** to the September 13th, 2022, meeting of the Drainage Board. Member Dennis Dawes moved to Continue the project until the September 13th, 2022, meeting of the Drainage Board. Member Stan Ryland seconded the motion. The motion was unanimously approved.

S-15-21-W (Northfield Drive Business Park West) – Brownsburg

1 lot on 31.42 acres in Lincoln Township, S4-T16N-R1E, located on the northwest corner of US Highway 136 and West Northfield Drive in the Town of Brownsburg. **(Cripe Engineering)** *Joseph Holloway Regulated Drain \$100.00 per acre assessment Outlet Only.*

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Preliminary and Final Approval of *S-15-21-W (Northfield Drive Business Park West)* 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 Joseph Holloway Regulated Drain. Discussion followed. Member Dennis Dawes moved to follow the Surveyor's recommendation. President Gentry seconded the motion. The motion was unanimously passed.

MAJOR PLAT (FINAL)

S-03-21-BR (County Road 700 Reconstruction) – Brownsburg

2 bridges crossing the Timothy Quinn and Mary A. Gibbs Regulated Drains, in Brown Township, S1&36, 2&35, T16&17N-R1E, located under County Road 700 North between Abor Springs Drive and Olive Wood Drive in the Town of Brownsburg. **(WSP) Timothy Quinn and Mary A. Gibbs Regulated Drains no assessment.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of *S-03-21-BR (County Road 700 Reconstruction)* 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 Jack Maloney asked if there were going to be any direct inlets to the Quinn and what were the dimensions of the bridge. Mr. Nathan Beach of WSP USA stated there would be no direct inlets and the bridge would be a 3-sided structure, 18 feet wide and 6 feet tall. Member Dennis Dawes moved to follow the Surveyor's recommendation. Member Stan Ryland seconded the motion. The motion was unanimously passed.

S-26-97-15 (Northridge 15) – Brownsburg

2 lots on .639 acres in Lincoln Township, S3-T16N-R1E, located on the northeast side of Morningside Drive, approximately 890 feet southeast of West Northfield Drive in the Town of Brownsburg. **(Benchmark Consulting) Joseph Holloway Regulated Drain \$100.00 per lot assessment Outlet Only.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of *S-26-97-15 (Northridge 15)* 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 Joseph Holloway Regulated Drain. Discussion followed. Member Dennis Dawes moved to follow the Surveyor's recommendation. Member Jack Maloney seconded the motion. The motion was unanimously passed.

S-12-22-1 (Westbrook Section 1) - County/Lizton

59 lots on 26.27 acres in Union Township, S29-T17N-R1W, located on the westside of State Road 39, approximately 311 feet south of US Highway 136. **(Banning Engineering) Lorin Ross (Minnie Tucker) Regulated Drain \$100.00 per lot assessment Outlet Only.**

Hendricks County Surveyor David Gaston recommended the Hendricks County Drainage Board grant Final Approval of *S-12-22-1 (Westbrook Section 1)* 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 Lorin Ross Regulated Drain. Discussion followed. Member Dennis Dawes moved to follow the Surveyor's recommendation. 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:

Hickory Ridge and Hadley Hills Regulated Drains – Vacation review

Mr. Gaston stated that after the last Drainage Board meeting to vacate the Hickory Ridge & Hadley Hills Regulated Drains, Mr. Mark Riffey called his office and said that he was strongly opposed to vacating both drains since his home is on the upper end of the drain on lot 7 of Hickory Ridge Estates. Mr. Gaston told Mr. Riffey that he would bring the drains back before the Board for re-consideration. Mr. Gaston said he asked Mr. Riffey if he had received notification of the Vacation Hearing and Mr. Riffey said he did receive the letter of vacation 2 weeks prior to the Drainage Board meeting. President Gentry asked Hendricks County Attorney Greg Steuerwald if the Board had the authority to Un-Vacate the drains and what the ramifications of that decision would be. Mr. Steuerwald said the Board had the authority but wanted to do some research on the details of that action. Vice President Palmer moved to Table the request to the next Drainage Board meeting. President Gentry seconded the motion. The motion was unanimously approved.

Danville Conservation Club Regulated Drain – Bid awarding

Hendricks County Surveyor David Gaston reminded the Board that two bids had been received for the Danville Conservation Club Dam Regulated Drain project. Those bids were from Smock Fansler Corporation in the amount of \$97,521.17 and JS McCullough Excavating in the amount of \$151,655.20. He stated that Joe Miller of Banning Engineering has reviewed both bids and is ready to make a recommendation. Mr. Miller recommended Smock Fansler corporation as they had the lowest responsible bid at \$97,521.17. Discussion followed. Member Dennis Dawes moved to follow the recommendation. Member Stan Ryland seconded the motion. The motion was unanimously approved.

Friendswood Regulated Drain

The Board was informed that although the scope of work for the Friendswood Regulated Drain project was sent to all the contractors on the Surveyor list, only one contractor showed up for the walk through and only one quote was received. That quote was from Murrain Excavating in the amount of \$13,750.00. After reviewing the quote Inspector Leonard said he would recommend proceeding with Murrain Excavating. Discussion followed. Member Dennis Dawes moved to follow the recommendation. Member Stan Ryland seconded the motion. The motion was unanimously approved.

Morgan & Hendricks County's Joint Drainage Board meeting – Smyrna Ready Mix Concrete

Mr. Gaston stated that Banning Engineering had submitted the Smyrna Ready Mix Concrete plant project to both the Hendricks County and Morgan County Drainage Boards. He said this project would require a Joint Board meeting and he would let the Joint Board members know when the date was set.

RE: IN THE MATTER OF WISHES TO BE HEARD:

None cited.

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

James Phillip Village – KNA – Pioneer Village

Member Dennis Dawes stated he was at the Pioneer Village (PKA James Phillips Village) meeting last night and the developer's representative stated she had spoken with Hendricks County Surveyor David Gaston about the Building site and its drainage. She said that Mr. Gaston stated there would be no problem with drainage at the site. Mr. Gaston stated the following to the Board:

"What I told them was what I've told everybody regarding this site. They are near the Phillips Drain which is an open ditch and which is adequate, but they still have to comply with the ordinance. I told them I am a little concerned at the southeast corner of the site which drains into Whispering Winds Subdivision (Later corrected to Crosswinds Estates Subdivision). We are not even at preliminary stage, but we are only at zoning, so I am not sure what they're going to do there. We have not seen any plans or details on the project yet. I also told the developer that the northeast corner floods off the site floods the underpass at the CSX Railroad (County Road 1000 North) once or twice a year. The entire Northeast corner of the site is in a flood zone (pulled up the GIS map so everyone can see the flood zones) it's in Flood Zone A. We just had a TAC meeting with the developer and John Ayers, and I told them about this flooding issue. They said they were going to get an easement across the county road and take a ditch to the North and I told them we'd have to see the details of it to see what they are going to do. I also told them we had a lot of drainage problems with the Windfield subdivision at the Southwest corner of the project site. A few years ago, the Drainage Board had Clark Dietz Engineering do some drainage analysis and proposals to help elevate the flooding within this subdivision as it relates to the Phillips Regulated Drain. But I told them that if they comply with the Drainage Ordinance then great, they just have to comply with our ordinance. So that's what I have told everybody."

ADJOURN:

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


HENDRICKS COUNTY DRAINAGE BOARD:



Bob Gentry, President



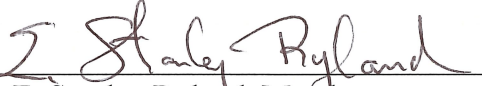
Phyllis A. Palmer, Vice President



Dennis W. Dawes, Member



Jack P. Maloney, Member



E. Stanley Ryland, Member

ATTEST: 

Gary W. Sowers II, Secretary