

October 25<sup>th</sup>, 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, Blake Stephenson, Nathaniel Shaffer, Gary Sowers, Lin & Penny Paul, Tim Stump, Kathryn McDonald, and Dick Robertson.

President Bob Gentry determined there was a quorum and 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 October 11<sup>th</sup>, 2022, Drainage Board meeting. Member Dennis Dawes moved to approve the October 11<sup>th</sup>, 2022; Drainage Board meeting 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 | \$16,855.00 |
|-------------------|-------------|

|   |                           |
|---|---------------------------|
| <b><i>Total Review Fees Paid out of General Fund:</i></b> | <b><i>\$16,855.00</i></b> |
|---|---------------------------|

Member Dennis Dawes moved to approve the Review Fees in the amount of \$16,855.00. Member Stan Ryland seconded the motion. The motion was unanimously passed.

**DRAIN MAINTENANCE EXPENSES**

|                       |                              |              |
|-----------------------|------------------------------|--------------|
| Alexander Contractors | Drain 717 Starkey            | \$ 11,687.28 |
|                       | Acct. Balance - \$8,034.03   |              |
| Murrain Excavating    | Drain 490 Timothy Quinn      | \$ 17,200.00 |
|                       | Acct. Balance - \$598,607.30 |              |

|                                    |                     |
|------------------------------------|---------------------|
| <b>Total Maintenance Fund Due:</b> | <b>\$ 28,887.28</b> |
|------------------------------------|---------------------|

Member Stan Ryland moved to approve the Maintenance Fund bills in the amount of \$28,887.28. Member Jack Maloney seconded the motion. The motion was unanimously passed.

**AUDITOR’S REPORT**

October 25<sup>th</sup>, 2022 Auditor’s Report

Member Jack Maloney moved to approve the October 25<sup>th</sup>, 2022; Auditor’s Report as presented in the amount of \$28,887.28. Member Dennis Dawes 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:**

**Drainage Board 2023 Meeting Schedule**

Hendricks County Surveyor David Gaston presented the Board with the 2023 meeting schedule for their review and action. Discussion followed. Vice President Phyllis Palmer moved to approve the schedule as presented. Member Dennis Dawes seconded the motion. The motion was unanimously passed.

**James Phillips Regulated Drain project**

The Board was informed 3 sealed quotes had been received for the James Phillips Regulated Drain project. President Gentry requested they be opened. The quotes were as follows:

|                        |              |
|------------------------|--------------|
| MurRAIN Excavating     | \$ 39,750.00 |
| Beechwood Construction | \$ 48,000.00 |
| Alexander Contractors  | \$160,223.15 |

After reviewing the quotes Inspector Blake Stephenson recommended MurRAIN Excavating as they had the lowest responsible quote at \$39,750.00. Discussion followed. Member Dennis Dawes moved to follow the recommendation. Member Jack Maloney seconded the motion. The motion was unanimously passed.

**Crystal Springs Regulated Drain Project**

The Board was informed that while all contractors on the Surveyor's Office list had been notified of the project only 1 sealed quote had been received for the Crystal Springs Regulated Drain project. President Gentry requested for it to be opened. The quote was as follows:

|                    |              |
|--------------------|--------------|
| MurRAIN Excavating | \$ 21,850.00 |
|--------------------|--------------|

After reviewing the quote Inspector Dirk Leonard recommended MurRAIN Excavating as they had the lowest responsible quote at \$21,850.00. Discussion followed. Member Dennis Dawes moved to follow the recommendation. Member Jack Maloney seconded the motion. The motion was unanimously passed.

**MIP 1163 Maloney**

Mr. Gaston stated he had finished his research on the Michael Martin Dugan Regulated Drain as the Board requested to see if the Regulated Drain extended as far down as the MIP 1163 Maloney project that came through the Drainage Board at the October 11<sup>th</sup>, 2022, meeting. Mr. Gaston stated after reviewing all the relevant data his expert opinion was the drain ended at the intersection of Whitelick Creek and did not extend to the Maloney project property. Discussion followed. President Gentry moved to remove the Dugan Regulated Drain assessment from MIP 1163 Maloney. Member Dennis Dawes seconded the motion. The motion passed on a 4-0-1 vote with Member Jack Maloney recusing himself. Hendricks County Attorney Greg Steuerwald

said we need to come up with a way to note these types of changes in the minutes where they previously occurred, and the Board agreed and said it would be discussed at a later date.

### **Wheel Machine**

Mr. Gaston stated he should have all the information he needs to start forming technical standards for the Wheel Machine by next Monday October 31<sup>st</sup>. He will then setup an appointment with Member Stan Ryland to write the standards. The Board thanked him for the update.

### **ARP Grant**

Hendricks County Chief Deputy Surveyor Tiffany Dalton informed the Board that 3 million dollars of ARP Grant funds recently re-applied for to be used for the regulated drains had been denied and wanted the Board to be aware of some very angry property owners that may come to the Board in the future. Member Dennis Dawes stated that the State had determined that the Ronald Reagan Parkway project was a priority and awarded 20 million dollars for the continuation of the project, but it was also determined that an additional 3 million dollars would be needed for drainage. Member Dawes said there may be additional funds available at a later date for the regulated drains.

### **Reassessment Hearing For: Preston Estates Regulated Drain**

President Gentry opened the Public Meeting for the Preston Estates Regulated Drain. He asked if any written remonstrances had been received. Mr. Gaston informed the Board none were received. He then asked if anyone wished to speak on the issue. President Gentry recognized Lin and Penny Paul. Mrs. Paul stated they wanted to thank the Board for all the work that had been done to rectify the flooding in Preston Estates and they understood that the money needed to be paid back but wished it could be done in a more gradual manner. The Board expressed their concern with the large increase in assessment from \$10.00 a year to \$200.00 per year, however it needed to be at that level for the debt to be paid off in a 20-year term. The Board did inform the Paul's that once the debt had been paid off and the funds in the account reached 4 times the needed amount for yearly maintenance, the assessment could be suspended. President Gentry recognized Mr. Tim Stump. Mr. Stump stated he was thankful for all the work that had been done, but his yard still floods in heavy storm events. He said that when the work along the road was done, they cut off 2 old farm tiles and did not reconnect them, so the water backs up onto his property and floods his basement. Mr. Gaston said he would speak with John Ayers and Curt Higginbotham as that area was done by the County Highway Department and is not a legal drain in the Road Right of Way. Mr. Stump also said that the Collins Drain south of the interstate needed to be cleaned out. Mr. Gaston stated he would work with the new developer to clean that area up. President Gentry recognized Kathryn McDonald. Mrs. McDonald said she was a neighbor of Mr. Stump and her backyard also flooded. Mr. Gaston said he would work with the highway department to see what could be done. President Gentry asked if anyone else wished to speak, no one else came forward. Vice President Palmer moved to close the public meeting. President Gentry seconded the motion. The motion was unanimously passed. Discussion followed. Member Dennis Dawes moved to raise the Preston Estates Regulated Drain assessment to \$200.00 per year effective January 1<sup>st</sup>, 2023. Member Jack Maloney seconded motion. The motion was unanimously approved.

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

None cited.

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


**Member Jack Maloney**

Member Jack Maloney thanked Mr. Gaston for all his research and work on the Michael Martin Dugan Regulated Drain.

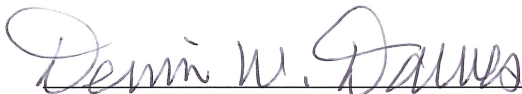
**ADJOURN:**

Seeing nothing further before the Board, Vice President Palmer 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