

**PULASKI COUNTY DRAINAGE BOARD**

**SEPTEMBER 19, 2016**

The Pulaski County Drainage Board met on September 19, 2016. The meeting was called to order by President Bud Krohn Jr. at 2:30 p.m. in the Commissioner's Room, third floor of the Pulaski County Courthouse. Present was Bud Krohn Jr., Terry Young, Larry Brady, Attorney Tim Murray, Jenny Keller and Susan Thomas. Also present were representatives from NIPSCO, Christina Svoboda and Peter Thiel.

**NIPSCO**

Peter Thiel: The Town of Francesville has requested three phase electrical service to support their wastewater treatment ponds just east of 1450 west, north of town. They have a gravel road running just north of Mosely Ditch and between the farm field and the drop off at the top of that ditch is about 46 feet which we're concerned that we are within the drainage easement of Pulaski County.

Larry: So you're just asking for permission to go within our easement?

Peter Thiel: Correct.

Larry: I'll move to approve the request from NIPSCO to work within our easement.

Bud: Is this going to be buried?

Peter Thiel: I believe 36-42 inches deep.

Terry: I'll second the motion.

Bud: All in favor. Motion carried.

**WUETHRICH LOWRY**

Jenny: Richard's theory is all the water from Scott is coming over and ponding on him and it can't get away. Jerry Gutwein didn't go up right to the road or culvert. Richard said he stayed away about 300 feet so that's all natural surface water course out in Scott's field.

Larry: He didn't have any crop loss. I've been back there since the crops have been up.

Terry: Deal with it Mr. Lowry.

**HARPSTER-BOB MEYER (IC 36-9-27-66)**

Jenny: Bob Meyer was going to talk to the landowners about that tile project. I have not heard from him so I really don't know what's going on with that.

Tim Murray: The statutes I sent you, you could discern this one of two different ways. If he's going to make this a part of the whole watershed then there has to be notice and a hearing and everybody in the watershed needs to be given the opportunity to come to a hearing. Otherwise, if he wants to do it privately and pay for it, I think it could be done either way but there are procedures involved.

**SECTION CORNER CONTRACT**

Jenny: The section corner contract from Mike Kingman. He has done twenty-three section corners so far. His invoice was \$5104.00 and that comes out of the Surveyor Perpetual Fund. We have him a limit of \$15,000.00. His question is do you want him to continue on until the end of the year.

Larry: We got the money in there and so my vote is to have him work through the end of the year.

Jenny: Up to the \$15,000.00?

Larry: Yes. Then have him start the next year. That would be my motion to continue through the end of the year up to \$15,000.00.

Terry: Second the motion.

Bud: All in favor. Motion carried

**BOGUS – NEW BOARD MEMBER**

Jenny: It's unfortunate that we lost Mr. Sullivan. We are going to have to get a new member for the Bogus Board. I don't know of anybody off hand.

Larry: Pull the list. There are some names on there that we can reach out to.

**LEWIS CROSSING (IC 36-9-27-72)**

Jenny: We were going to send Brian a letter stating that he had 30 days to remove the culvert. The letter did not go out but after talking to Brian, he doesn't know whether he wanted to keep it in or take it out. If he takes it out, can he put in a bridge? Or, if he has to lower it, he wanted to be out there at the time the ditch was being dug. This way it was on grade the first time. Bud mentioned that he doesn't want the crossing in there. If there is to be no crossing, are you guys ok with a bridge?

Bud: I think a bridge would be easier. The culvert always gets filled up with beavers.

Larry: I'm ok with a bridge.

Jenny: If he is adamant about wanting a culvert back in there, what's our standing ground on that if that happens?

Larry: If he goes with the culvert, we wouldn't go with anything less than what is already there.

Jenny: If he were to put in another crossing, let him do it at the time of the maintenance?

Larry: Yes. I move to allow Brian Lewis to place a crossing. If he is to put in a culvert, the culvert cannot be smaller than the current culvert.

Terry: I'll second that.

Bud: All in favor. Motion carried.

### EP THOMPSON

Jenny: Dan reported a washout approximately 500 feet west of the Stelter Ditch. We will get that looked at when crops are out.

### BONNELL DITCH

Jenny: The County Highway lowered that pipe there at the road. Mick Perry wanted that cleaned at that time from east of Base Road to 100 E and they also wanted it two feet lower. The contractor had a heck of a time holding the banks just doing a normal cleaning. I will talk to Weaver/Fox and see if they wanted to give me an estimate on cleaning that section. I don't have any quotes at this time. I'm just worried about the banks sliding. We're not going to know how that goes until we get in there. It could cost more than what the contractor estimates.

### SECTION CORNER PROPOSAL

Jenny: It's a proposal for adding the section corner layer on our Think Map from WTH. The estimated cost was \$7,000.00 initially. That doesn't include the scanning and getting it to them. We would be able to scan the documents and send it over to WTH. RB can help me with that so we can get it to WTH. We have \$10,000.00 in our budget for Professional Services. My question is, are you ok with me if we told WTH to go ahead with this and take the \$7,000.00 out of Professional Services?

Larry: I would so move that as a motion

Terry: I'll second that motion.

Bud: All in favor. Motion carried.

### PLAT BOOKS

Jenny: The plat books that we went with, out of twenty, we've only sold seven this year. Are you wanting to do plat books next year?

Larry: I have no problem moving forward if he's willing to wait until after the November elections. You almost have to wait until January because the e-mails or phone numbers may be different. We may leave this conversation to the next group of Commissioners coming in.

### FLOODING IN FRANCESVILLE

Larry: It's not really a concern of ours any longer but Todd's, The Patio flooded out again. I need to get ahold of the State again. Whether it's us or the Town of Francesville, somehow people need to get together and figure out a fix action.

Jenny: The last I heard, the State was supposed to be out there. I don't know that they've done anything.

### FRAIN TILE

Jenny: I'm still waiting for Jay to get back with me as when we can meet.

Larry: Do we want to think about getting someone else? This is a project that's going to go on and on. Maybe we need to sit down with a professional, someone who can designate the time and energy to figure out a correct direction.

Jenny: Nobody knows where the main is, where all the laterals are coming in.

Larry: People with a camera need to come and start mapping it out. I think it's going to require a more in depth study. I feel it needs to be property addressed so everyone has a full picture of what is needed, what's there and estimated cost so that a hearing can be held. I'll make a motion to seek out a qualified engineering firm to give us a complete picture for the Frain Tile.

Jenny: Who else do you guys recommend?

Larry: United, Wessler and Banning

Terry: I'll second the motion.

Bud: All in favor. Motion carried.

### CLAIMS

A	\$ 50.00	Indiana Farm Bureau	Drainage School	32500	School, mtgs & seminars
B	7,722.50	Arborchem	Spray chemicals	50100.000	GDI
C	5,104.00	JCLSS (Mike Kingman)	Section corners	50100.000	Surveyor Corner Perpetuation Fund (1202)
D	2.49	Standard Auto Parts	Washer fluid	22100	Gas, oil etc
E	234.29	Howards Marathon	Gas for spray truck	22100	Gas, oil etc
F	591.65	DeSabatine Bros	Eastwood Park Tile	50100.000	GDM
G	50.14	DeGroot Technology	Shredder	24200	Hardware & small tools

Larry: I move to approve the claims as presented.

Terry: Second the motion

Bud: Motion carried.

### MINUTES

Larry: I move to approve the minutes as presented.

Terry: Second.

Bud: Motion carried.

### RAILROAD PROPERTY

Larry: Mr. Kolish and the railroad property?

Jenny: We were going to ask Lisa Sommers. Lisa says there would have to be a ...

Tim Murray: Quiet Title Action or you would have to wait ten years and a day.

Jenny: Buyer would have to wait ten years and a day to have or transfer good title on a railroad taxed property.

Tim Murray: Or a Quiet Title Action. Either way, I think you'd have to have a legal description. The statute says you have to provide a survey. The Statute says that the County, Municipality or the Government Agency putting it up for tax sale has to provide the legal description for it if it does not have one. That's where we are today.

#### **MONON DITCH**

Jenny: Tim for you on the Monon. Did you get my e-mail about that Letter of Credit?

Tim Murray: The use restriction is to be used for that and nothing else. It's a one-time distribution and you only get one distribution.

Jenny: So they can't get partial payments?

Tim Murray: Nope. The bank is the one who told me that.

#### **ADJOURNMENT**

Larry: I'll make a motion to adjourn the meeting.

Terry: Second.

Bud: Motion and second. Motion carried. Meeting adjourned at 3:18 p.m.

#### PULASKI COUNTY DRAINAGE BOARD

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BUD KROHN JR., CHAIRMAN

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TERRY YOUNG, MEMBER

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LARRY BRADY, MEMBER

SUSAN THOMAS  
Drainage Board Secretary