

**PULASKI COUNTY DRAINAGE BOARD
SPECIAL MEETING
DECEMBER 12, 2016**

The Pulaski County Drainage Board called a Special Meeting on Monday, December 12, 2016 in the Surveyor's Office in the basement of the Courthouse. The meeting was called to order by Terry Young at 2:40 p.m. Present was Terry Young, Larry Brady, Jenny Keller, Susan Thomas and Craig Kasten.

OPENING OF KOEPKE DITCH BID ESTIMATE - \$14,652.58 10% OVER - \$16,117.83

Jordan Field \$15,000.00
Johns Brothers \$25,000.00

Jenny Keller read through the specs. This project had to be rebid from last month due to an error in the previous specs.

Craig Kasten spoke of a field crossing on the Phil Brown property. There is a 30" culvert in the crossing and he thinks it should be either 48" or 60" since there is a 48" on 200 N and a 60" on 100 N. The 30" is in between the other two pipes.

Jenny stated that this is a private crossing so the landowner has to pay for the increase and a deal could possibly be made with the contractor to change this when he cleans the ditch.

Larry moves to table this portion of concerns/complaints and ask Mr. Murray, DB Attorney to request the landowner to increase this pipe. It will be revisited at the regular Drainage Board meeting on December 19, 2016.

Terry seconded the motion. Motion carried.

Larry made the motion to award the project to Jordan Field for \$15,000.00.

Terry seconded. Motion carried.

With no further business, the meeting was adjourned at 3:50 p.m.

**PULASKI COUNTY DRAINAGE BOARD
DECEMBER 19, 2016**

The Pulaski County Drainage Board met on Monday December 19, 2016 in the Commissioner's Room, third floor of the Pulaski County Courthouse. The meeting was called to order by Terry Young at 2:32 p.m. Present was Larry Brady, Terry Young, Attorney Tim Murray, Jenny Keller, Susan Thomas and Terry Ruff, County Highway. Also present was Wm. Beaver of Beaver Excavating and his son.

WUETHRICH LOWRY

Tim Murray: The standing order is this, if the ditch gets filled in, it gets cleaned out and he gets the bill for it.

Terry Ruff: This will be the third time we've been out there addressing that ditch on 900S.

Terry Young: This is all Judges order. This all came down from Judge Shurn.

Tim Murray: We may be able to file a contempt and ask for sanctions citing him for violating the Judge's orders and ask the Judge to issue some kind of sanctions.

Larry: I would make a motion to have our Attorney for the Drainage Board to review legal actions on said cause number.

Terry: I'll second that. Motion carried.

Terry Ruff: Back to the 30" culvert, the one that we're supposed to swab. The work was never completed, the one that you ordered. I just thought while we were there at 900S cleaning out the road ditch that we could go down and swab that out. Then we can wash our hands of the whole thing. The roads closed, it's cleaned out and the heck with it.

Tim Murray: And then you're done with it. That's it. Close your obligations as a Board. It's been abated and they're on their own.

Larry: Move to have the County Highway go ahead and finish the work on 900S and then to go back in and feather out the 30" tile project.

Terry: I'll second. Motion carried.

OPENING OF BIDS ESTIMATE 10% OVER BIDS/QUOTES

<u>Weldy Branch of the Roberts Ditch</u>	<u>\$13,143.80</u>	<u>\$14,458.18</u>	
DeSabatine Bros. Excavating			\$ <u>10,028.00</u>
Jordan Field Excavating			\$ <u>9,500.00</u> ***
Weaver-Fox			\$ <u>10,400.00</u>
Loehmer Ag			\$ <u>24,750.00</u>
Beaver Excavating			\$ <u>21,090.00</u>

Larry: I move to accept the bid of Jordan Field Excavating for \$9,500.00 on the Weldy Ditch.

Terry: I'll second. Motion carried.

<u>Fox-Raderstorf</u>	<u>\$ 9,194.25</u>	<u>\$10,113.67</u>	
Gutwein Bulldozing			\$ <u>13,400.00</u>
Loehmer Ag			\$ <u>15,800.00</u>
Beaver Excavating			\$ <u>13,550.00</u>

Larry: My motion would be not to accept any of these bids because they exceed the 10% over to seek the resubmitting of bids.

Terry: Second. Motion carried.

<u>Lincoln Leach</u>	<u>\$31,448.52</u>	<u>\$34,593.37</u>	
Johns Bros Tiling & Exc.			\$ <u>34,900.00</u>
Gutwein Bulldozing			\$ <u>37,600.00</u>
Weaver-Fox			\$ <u>35,000.00</u>
Loehmer Ag			\$ <u>39,750.00</u>
Beaver Excavating			\$ <u>47,490.00</u>

Larry: It would be my motion to not accept any of these bids because they exceed the 10% over.

Terry: Second. Motion carried. Re-bid that.

<u>Harpster Ditch</u>	<u>\$12,771.00</u>	<u>\$14,048.10</u>	
Gutwein Bulldozing			\$ <u>23,000.00</u>
Weaver-Fox			\$ <u>14,200.00</u>
Loehmer Ag			\$ <u>17,500.00</u>
Beaver Excavating			\$ <u>25,550.00</u>

Larry: My motion would be not to accept any of these bids exceeding the 10%.

Terry: Second. Motion carried.

Tyler-Weisjahn Ditch

Jenny: Before we open up this Tyler-Weisjahn, Dan didn't have anything in the specs about a couple driveways. Bob DeSabatine brought me his bid and he bumped it up because of the driveways. He was actually going to haul the dirt off.

Tim Murray: You bit it the way it's estimated (in the specs).

Terry: You can't add your options.

Jenny: Treat it as a filter strip. You know we dump the spoin on the filter strip and we don't pay to reseed. If you want it hauled away, then you have to pay for it.

Larry: Right now you have a firm ground to stand on. It was not in the bid this way and that's how I'm doing it.

Tim Murray: They've got to bid the way you're asking them to bid.

<u>Tyler-Weisjahn Ditch</u>	<u>\$17,913.32</u>	<u>\$19,704.65</u>	
Jordan Field Excavating			\$ <u>25,000.00</u>
Loehmer Ag			\$ <u>14,500.00</u>
Beaver Excavating			\$ <u>21,500.00</u>
DeSabatine Bros. Excavating			\$ <u>12,950.00</u> ***

Larry: Move to approve DeSabatine Bros. Excavation bid of \$12,950.00.

Terry: Second.

MOSELY DITCH

Jenny: This Mark Stevens was supposed to be here today on the Mosely. Remember last month on the Mosely we had Mr. Overmyer, Gary, said he had talked to everybody and said that everybody kind of was in agreement to start at the Monon. Well this gentleman evidently is not in that same boat. So he wanted to come express his concerns. The only thing we could have told him was just what we determined last month. We are going to survey it both ways from the Twin Bridges on into Jasper County and from the Monon on and then we will get two estimates and we'll see what that comes in at and we'll see which way we go.

WESTPHAL PETITION (Brian Huber)

Jenny: The Westphal Petition, Tim got back with us on this. This is the response I received when asked about re-routing of the ditch. "When I was Drainage Board lawyer, we wanted to control the process. Meet with the Surveyor, if he approves the contract or etc, that should work. The County needs to keep the drainage maps up to date so if for no other purpose, include him there. If client moves the ditch and neighbor fusses in the future, all damages are will be blamed on him even if it is just rain or a vermin caused problem."

Tim Murray: Washouts, ground hogs, you know stuff like that that can cause ditch damage.

Jenny: Sounds like Jerry Gutwein was going to be the possible contractor. This gentleman, he was paying for that all himself.

Larry: I would make a motion to approve the Westphal petition with a curtesy follow-up of new mapping. Assure the mapping is complete and that the owner is aware that all follow-up actions are of his responsibility, landowner responsibility.

Terry: I'll second the motion. Motion carried.

Jenny: Is that for the rest of his life then that he takes care of that?

Larry: I would say so.

SWINGLE DITCH (Glen Thompson)

Jenny: Glen Thompson had reported a washout. Dan went out and looked at it and his report said that there was a surface drain there that he thought was too small. I wrote Glen a letter and said that we determined that the cause of the problem was the surface drain and that we recommend a bigger size. It was determined at that time that we would pay for the fill. At that time, the Swingle was getting cleaned on up further. We didn't go down that far so the washout repair got missed. The agreement was that we would only pay for the contractor being there getting the dirt out of the ditch to fill in the washout. Glen calls me this morning. He is not going to replace the surface drain. The ditch is on maintenance. Normally we do repair washouts but this one was caused from that surface drain which ditches do not pay for surface drains. So you want him to replace that surface drain and then we'll just pay for the contractor being in there getting the dirt out of the ditch and that's it? Any remaining dirt he pays for?

Larry: That would be my motion.

Terry: I'll second that. Motion carried.

LIGE HARP (Glen Thompson)

Jenny: Glen Thompson knew the Lige Harp was coming up for cleaning and had asked if a branch off of 900S could be cleaned at the same time. I dug through this file, he swears back in 1983 that this was put on maintenance. The only thing in the minutes stated that yes he wanted this branch cleaned. And only in the minutes does it say along 900S. It does not say anything about going north and east. I did contact Brad Ward over at White County and asked if they had any records over there. His response to that was "I went back to my legal descriptions and can't find any that cover that stretch of drain." . So I just want it on record that in my research and all the minutes and everything, White County has nothing that that part that goes up north and east is not maintained with the Lige Harp. Just along 900S.

Larry: So moved.

KOLISH RR PROPERTY

Jenny: On the Kolish RR property, I went ahead and asked Jim Milligan, could you please look at this and give me an estimate of what you think it's going to cost to survey this. With the last one, the payment came out of the Commissioner's fund. Are you guys still in agreement with that?

Larry: It would be my motion to pay it out of the Commissioner's fund.

Terry: I'll second the motion. Motion carried.

ROBERTS DITCH

Jenny: The Roberts Ditch Fred Kasten was in and wanted to know what the specifications were in putting in a private crossing on the Roberts Ditch re: Panhandle Pathway. I told him the same size that is upstream and downstream, throughout the ditch. I said, since it's regarding the Panhandle Pathway, you need to come before the Drainage Board.

KOEPKE DITCH

Jenny: The Koepke Ditch, Craig Kasten reported issues with a private crossing on Phil Browns property.

Larry: Incorrect size pipe. My thoughts, you say that on such a such a date, it was determined that there's a private tile that is an inappropriate size and that you've got to go down to the size of the ditch of the tiles that're there. We could remove it and it would be up to them to put it back, at their expense at the setting, the right size and everything. Invite them to the next Board meeting and have them discuss it.

SIGNING OF CONTRACTS

Jenny: Contracts to sign. The Lige Harp and the Bruce Lake Outlet.

Larry: Move to approve the signing of contracts.

Terry: I will second. Motion carried

CLAIMS

A	\$ 180.00	Farm & Home Publishers	Plat books	33200	Printing & Advertising
B	77.70	Howards Marathon	Gas	22100	Gas, oil etc.
C	275.00	Gutwein Bulldozing	Antrim	50100.000	GDM
D	700.00	DeSabatine Bros	Ligard Br of Moon	50100.000	GDM
E	3,500.00	DeSabatine Bros	Jordan Ditch	50100.000	GDM

Larry: I will make the motion to approve the claims as presented.

Terry: Second. Motion carried

MINUTES

Larry: I will make the motion to approve the minutes as presented.

Terry: Second. Motion carried

ADJOURNMENT

Larry: Larry: As an outgoing comment for the record, I thoroughly enjoyed my ten year here on the Drainage Board. I have learned a lot of valued information. I want to express my gratitude to Jenny and Sue and our Attorney Tim Murray for their mentorship throughout this whole process. I'm going to miss it.

Terry: I will echo that. It's been good working with you guys. Thank you for everything.

Larry: Motion to adjourn.

Terry: Meeting adjourned at 3:45 p.m.

PULASKI COUNTY DRAINAGE BOARD

BUD KROHN JR.

KENNY BECKER

JERRY LOCKE

SUSAN THOMAS
Drainage Board Secretary