

CASS COUNTY DRAINAGE BOARD MEETING
August 1, 2011

The Cass County Drainage Board held their regular scheduled meeting August 1, 2011 at 2:30 p.m. in room 203 of the Cass County Government Building. Those in attendance were members: Dave Arnold, Jim Sailors, Gene Powlen, Attorney John Hillis, Surveyor Jenny Clark, and Secretary Becky Tocco.

Dave Arnold called the meeting to order.

Gene Powlen made a motion to approve the minutes for July 5, 2011. Jim Sailors seconded; motion passed.

Gene Powlen made a motion to approve the minutes for Public Hearing #68 Lutz Wendling Davis Open on June 5, 2011. Jim Sailors seconded; motion passed.

EXPENSE CLAIMS

CCS – 0726 #106 Jacob Clary for \$862.86; \$7726.03 in maintenance fund

CCS – 0727 #121 Indian Creek for \$2160.52; (\$27,909.69) in maintenance fund

Jim Sailors made a motion to approve all claims; Gene Powlen seconded. Motion passed.

OLD BUSINESS

A. Conwell Moss – Joint Board with Howard County; Jackson Township, Cass County

Jenny, Jim and Dave met with Howard County and it was decided that we need to proceed with forming a joint board. There was much discussion about who would be in charge, as well as how many acres were owned by each county. Jenny believes we have no need to regulate the 640' portion of Howard County's tile, as it drains to Howard County. Either they can extend the Charles Miller or we do a tributary to the Conwell.

It was suggested that we request to have Greg Lake set and run a meeting; Jenny will call to arrange a date for September.

B. Noah Simmons – Bethlehem Township

Banning Engineering has requested postponement of a public hearing for this until he can have input from a landowners meeting. There is a currently a meeting scheduled on August 3rd at 4:00 for the landowners. It was decided to set a date for November 7, 2011 for the public hearing.

C. Willow Brook Ranch - Marion Pullen

Marion Pullen, 8845 S CR 1000 E, Galveston, IN was present to discuss the issue of his dumping of debris in the ditch. He asked if anyone had been out to look at the ditch. Jenny had has been out a couple of times and has taken pictures, which she provided for the board and Mr. Pullen to look over. Marion claims it was never a regulated drain 30 years ago. He claims the concrete slabs in the ditch are to stabilize the walls so it won't collapse and they are not blocking the flow of water. He claims the tile is washed out and it is the problem. Jenny had the original site plans for the subdivision as well as minutes from the March 16, 1981 Cass County Planning Commission to review as well. Mr. Pullen wanted to know who made the complaints. He was told it was from multiple parties. He offered to show everyone on the board the problem areas personally. He said he will not put anything more in the ditch. John Hillis expressed his concern of a conflict of interest if the Commissioners were to look at the area personally. If in the future there was a later issue brought forth for a

possible obstruction hearing, the Board would be the ones to hear it, too. It was decided that Jenny would meet with Mr. Pullen and report back next month.

D. Lairy Tile #104 – Clay Township

Jenny took pictures of work being done in the area by Blackman's. As they cleared they found many tile pieces that had been dug up. They are going to dig an open ditch to allow for drainage into the existing ditch. There is plenty of fall (3') for drainage at the open ditch. After the County gets a new culvert installed, they will move on to 350 North and check their drainage problems.

E. Work Order #4 Shackleford Open and Tile#123 – Clay Township

Ed Waters, 809 E CR 200 North, was present to give a report of his findings as well as what he thinks should or could be done to help with the problem near 450 East and 200 North. There are several holes that are 6" round and 4' deep. It needs attention as soon as possible. Julie Hildebrand's property has fence line right on top of the tile. She would have to replace it after the project was done and place somewhere else.

Jim Sailors made a motion to proceed with this repair as soon as possible; Gene Powlen seconded. Motion carried.

F. Indian Creek #121

The attorney for this joint ditch has resigned. There is a meeting on August 9th, 2011. John Hillis was asked if he wanted to take over; he declined.

NEW BUSINESS

A. Powell Tile #80 – Bethlehem & Harrison Township

Several landowners want the work started as soon as we can. Banning Engineering submitted a quote for the engineering of the reconstruction of this tile. We have been collecting for 3 years and if we do not start using it, the assessment for the project will stop in a year or two. We need to start at the Gault ditch, through a couple of landowners; we need a minimum of 24" sized tile. As of today, we should have enough money to get through the first phase of work. We should have a landowner meeting with Banning, also.

Jim Sailors made a motion to accept the report from Banning Engineering. Gene Powlen seconded. Motion carried.

PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

Gene Powlen made a motion to adjourn; Jim Sailors seconded; motion passed.

David S Arnold, President

Rebecca Tocco, Secretary