

ALLEN COUNTY DRAINAGE BOARD MINUTES REGULAR HEARING

September 24, 2009

9:00 a.m.

PRESENT: LINDA BLOOM, WM. BROWN, NELSON PETERS, ALLAN FRISINGER, DB ATTY: CATHY SERRANO; ACSO: LARRY WEBER

DB. SEC: SHARMAN BULTEMEIER; SEE SIGN-IN SHEET FOR OTHERS PRESENT

The Allen County Drainage Board convened on Thursday September 24th, 2009, following introductory remarks, Mr. Brown asked for approval of the September 10th, 2009 minutes. Mr. Peters moved for approval of the minutes as they were prepared, second by Mr. Brown. Motion carried. Ms Bloom not present for vote.

Approval of Petitions:

(The following reflects a synopsis of action taken by the Allen County Drainage Board during the Hearing. Actual tape recording of the proceedings is available upon request).

1. **Doc. #09-099**, Request from Z.K. Tazian Associates for approval of Stormwater Management Plan for Grabill Country Village located in **Cedar Creek Twp. Sec. 24.**

Following comments and general discussion by the Board, Mr. Frisinger recommended approval as submitted. Mr. Peters made a motion to approve petition as submitted, second by Mr. Brown. Motion carried. Ms Bloom was not present for vote.

2. **Doc. #09-100, Lima Shoaff Drain located in Perry Twp. Sec. 18.** Certification of Construction assessment. Total amount to be collected – \$226,918.41.

Following comments and general discussion by the Board, Mr. Frisinger recommended approval as submitted. Mr. Peters made a motion to approve petition as submitted, second by Mr. Brown. Motion carried.

Ms Bloom joins the meeting.

Other Business:

Eggeman Road Obstruction

Thomas Gallmeyer, representative of Mr. & Mrs. Keith Robertson, told the Board that they were unable obtain a signature from Dr. & Mrs. Stevens.

Mr. Frisinger said that they will probably work towards a regulated Drain north through open property or up through Eggeman Rd.

Ms Bloom told Mr. Frisinger that Highway said that would cost a fortune and the Highway Department is fixing the Aboite Center flooding problem, because it is all within the right-of-way of the road.

Mr. Frisinger explained that the regulated drain proposal was to resolve the whole issue south to north.

Joe Woodward – address 11615 Aboite Center Rd.

Mr. Woodward asked about the flooding on Aboite Center Rd.

Mr. Frisinger explained that the propose drainage system would take care of it.

Time Table – three or four months – have a public hearing – construction spring of 2010.

Ms Bloom: The County has already told them that they can correct that issue, because it is all in the right-of-way. She thought the Robinson's issue was a completely separate issue from the flooding on Aboite Center Road.

Amstutz Road

Public Hearing scheduled for October 22nd, 2009.

Park Place

Mr. Frisinger – Proposal – wetlands are involved. Dealing with the owner and their engineer with regards to encroachment up to within 15 ft of the top-of-bank. He would like for the Board to make a determination prior to getting down to engineering that says on this size drain whether it is this drain or any other drain there is going to be an encroachment attitude set forth that says, "You can only get within X feet."

We need some sort of Board action that says, "You need to come here before you do your engineering to request the encroachment you think is advisable."

Mr. Peters asked if we (Board) are requiring too much easement.

Mr. Frisinger explained to him that 75-foot is statute.

County Wide Stormwater District

Mr. Frisinger explained to the Board that the two million dollars from the County Council would just be a loan that would be paid back as the assessments are repaid by the property owners.

Mr. Frisinger reviewed his finding so far regarding the establishment of a county wide stormwater utility.

The Board would have to decide what to do with the current GDI Fund, what to do with the current 700 plus funds that we got totaling four and a half million dollars. How do you reify with the property that have already paid assessments.

He presented to the Board how Lake County is handling their water quality. They came up with an assessment on all parcels based on land use. In Lake County, strictly for water quality collects 1.2 million dollars per year.

Mr. Brown said that we need to move on something like this.

Mr. Frisinger – Lake County does their on the tax bill. It is collected twice a year, but the fees are monthly. We could do something along this line for both water quantity and water quality.

Mr. Brown asked for this to be put on the agenda for the continuation of the conversation.

Scott Lougheed – address 1017 S. Hadley Road

*Mr. Lougheed asked if the contract for work on Eggeman Road been awarded.
He was told yes.*

Ms Bloom – Ask if we are or are we not going forward with the project that you have engineers and a bid out.

Mr. Frisinger – If they had a separate plan for that smaller fix we would look at that. They were unable to convince Dr. & Mrs. Stevens that that was a good thing. His question now is whether to

build that or to move forward with a regulated drain of construction proposal. Looking at the big picture tends to make more sense. You got the whole watershed involved.

Ms Bloom told him that this would cost a lot of money.

Mr. Frisinger said that he has not received a petition to establish a regulated drain, but the Highway could sign a petition.

Ms Bloom said that the Highway would not because they (Highway) could fix the problem.

Mr. Loughheed – Would like to see both the upper and lower section reconstructed.

Mr. Frisinger – The small fix would resolve Mr. Robinson's issue, but it doesn't meet any long term goals.

Mr. Johnson – Address 12024 Aboite Center Road

Mr. Johnson asked for clarification of the work to be performed.

Mr. Frisinger explained that he had a contractor lined up to perform the work, but it made more sense to move forward with a more comprehensive program than just to deal with one small element of that, which would mean rehearing the Robinson's issue and having it relegated to taking the bigger picture and moving ahead with that.

Mr. Johnson said that he would like to see the problem affecting his property taken care of right of way.

Summary:

Contract will be awarded and work done.

Meeting adjourned.

ALLEN COUNTY DRAINAGE BOARD

Linda K. Bloom, Chairperson

Wm. E. Brown, Vice-Chairperson

Nelson Peters, Secretary

Allan D. Frisinger, Surveyor

Date

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ADA Coordinator at: Human Resources Department, Room 208, 1 East Main Street, Fort Wayne, Indiana 46802, or by telephone at 260-449-7217, TDD 260-44-7881.