

## ALLEN COUNTY DRAINAGE BOARD MINUTES REGULAR HEARING

March 11, 2010

9:00 a.m.

---

PRESENT: WM E. BROWN, LINDA K. BLOOM, NELSON PETERS, ALLAN D FRISINGER; DB ATTY: CATHY SERRANO; BOH: KATHY DOSECK;  
ACSO: LARRY WEBER; DB SEC: SHARMAN BULTEMEIER; SEE SIGN-IN SHEET FOR OTHERS PRESENT

---

*The Allen County Drainage Board convened on Thursday March, 11th, 2010, following introductory remarks, Ms Bloom asked for approval of the February 11<sup>th</sup>, 2010 minutes. Mr. Peters moved for approval of the minutes as they were prepared, second by Ms Bloom. Motion carried. Mr. Brown not present for vote.*

### **Approval of Petitions:**

*(The following reflects a synopsis of action taken by the Allen County Drainage Board during the Hearing. Recorder malfunction and did not record the meeting.) Minutes do not reflex the order the petitions were heard in.*

1. **Doc. #10-022, Bruick Drain located in Milan Twp. Sec. 32.** Petitioner – Enos Graber. Petition for encroachment for the installation of a 4-inch perimeter drain tile to connect into the Bruick Drain Tile.

*Following comments and general discussion by the Board, Mr. Frisinger recommended approval with the caveat receipt of easement required by the Board of Health. Ms Bloom made a motion to approve second by Mr. Peters Motion carried.*

2. **Doc. #10-023, Graham-McCulloch Br. #1 and the D'Andrea Drains located in Aboite Twp. Sec. 24.** Petitioner – Allen County Board of Commissioners. Petition for encroachment for the construction of a 12 foot wide shared-use path for pedestrians, bicycles, and other non-motorized forms of transportation.

*Following comments and general discussion by the Board, Mr. Frisinger recommended approval as submitted. Ms Bloom made a motion for approval, second by Mr. Peters. Motion carried.*

3. **Doc. #10-024, Trier Ditch located in Adams Twp. Sec. 11.** Petitioner – New Haven Parks & Recreation. Petition for encroachment for the construction of a ten foot wide multiuse asphalt trail, 90 foot of new chain link type fence, pipe, catch basin with 12-inch pipe outletting into the Trier Ditch.

*Mike Clendenen – Superintendent of the New Haven Park & Recreation*

*Mr. Clendenen reviewed the project with the board explaining that he did not know how close the trail came to the ditch.*

*Mr. Frisinger warned the board that they may be held liable for any future accidents. Mr. Frisinger recommended approval subject to: Review of location, possible bank stabilization. He told Mr. Clendenen that they would consider waving the fees. Mr. Peters made a motion to approve subject to the Surveyor's recommendations. Motion seconded by Ms. Bloom. Motion carried.*

4. **Doc. #10-025, Bruick Drain located in Milan Twp. Sec. 32.** Petitioners – Enos Graber and Ben Schmucker. Petition for encroachment for the installation of an 8-inch drain tile to connect into the Bruick Drain Tile (1,500 ft) also to connect a t-inch branch drain tile to the proposed 8-inch tile.

*Ben Schmucker – address 12808 Parent Rd. New Haven, IN*

*Rick Slayback – Civil Engineering Services – 8121 Union Chapel Rd.*

*Following comments and general discussion by the Board, Mr. Frisinger recommended approval subject to the receipt and approval of a Stormwater Management Plan with outfall system. Mr. Peters made a motion to approve subject to the Surveyor's recommendations, second by Ms. Bloom. Motion carried.*

5. **Doc. #10-014, Johnson #1 Drain located in Lake Twp. Sec. 15.** Petitioner – Norma J. Greener. Petition to connect into the Johnson #1 Drain with a perimeter drain tile. Deferred from February 11, 2010.

*John Bracht – Servant Design, Inc. – 17133 Friendship Dr.*

*Following comments and general discussion by the Board, Mr. Frisinger recommended approval with the understanding that the drain will need to be reconstructed in future years. Ms Bloom made a motion to approve, second by Mr. Peters. Motion carried.*

**Other Business:**

Information Only: Bid results for Amstutz Road and Witmer No. 2:

Amstutz Road – Wisel Enterprises	\$49,988.00
Witmer No. 2 – Wisel Enterprises	\$38,534.51

*Mr. Frisinger reviewed the contracts with the Board.*

*Mr. Frisinger presented to the Board the Surveyor's Report for the Flatrock Drain. He asked the Board for approval to proceed to Public Hearing with assessments charged to the State Highway Department. Ms Bloom made a motion accepting the Surveyor's recommendations, second by Mr. Peters. Motion carried.*

*There was a general conversation and discussion regarding the WO Lake Drain using Highway funds for needed repairs.*

*There was a general conversation and discussion regarding request to bottom dip the ditch.*

*Meeting adjourned.*

*Allen County does not discriminate because of disability in the admission to, treatment or employment in, its programs or activities. The Human Resources Director has been designated to coordinate compliance with nondiscrimination requirements contained in Section 35.107 of the Department of Justice regulations. Information concerning the provisions of the Americans with Disabilities Act, and the rights provided thereafter, and Allen County's ADA Policy, are available from the ADA Coordinator. Requests for assistance or suggestions on how the County can better meet the needs of those persons with disabilities may be submitted to the 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.*