

**ALLEN COUNTY DRAINAGE BOARD MINUTES  
REGULAR HEARING**

July 8, 2010

9:00 a.m.

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PRESENT: DB: WM E. BROWN, NELSON PETERS, ALLAN D. FRISINGER; BOH: KATHY DOSECK; ACSO: JOE MAGSAM; DB SEC. SHARMAN  
BULTEMEIER; NO ONE ELSE WAS PRESENT

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*The Allen County Drainage Board convened on Thursday July 8th, 2010, following introductory remarks, Mr. Brown asked for approval of the June 24th, 2010 minutes. Mr. Peters moved for approval of the minutes as they were prepared, second by Mr. Brown. Motion carried.*

**Approval of Petitions:**

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

1. **Doc. #10-073, J.C. Felger Tile located in Lake Twp. Sec. 16.** Petitioner – Roy Greener and Mark Haudenschild. Petition to connect a four-inch perimeter drain and encroach within the drainage easement by 35-feet for septic field. Private Septic System.

*Following comments and general discussion by the Board, Mr. Frisinger recommended approval subject to the following conditions: Installation of an inlet access structure submitted for approval. Inspection of the connection before petition will be released as approved. Mr. Peters made a motion to approve petition with the stipulation that the inlet access structure be provided and the appropriate inspections occur, second by Mr. Brown. Motion carried.*

2. **Doc. #10-074, J.C. Felger Tile located in Lake Twp. Section 16.** Petitioner – Benjamin MacDonald. Petition to connect a six-inch perimeter drain tile into the drain. Private Septic System.

*Following comments and general discussion by the Board, Mr. Frisinger recommended Approval subject to the following conditions: Structure at the point of connection to the tile with an access lid. Inspection of the connection before petition will be released as approved. Mr. Peters made a motion to approve petition with the provision that the structure be installed for access to allow for the appropriate inspections, second by Mr. Brown. Motion carried.*

3. **Doc. #10-076, Lamle Branch Tile located in Lake Twp. Section 1.** Petitioner – Stephen K. Harris Jr. Petition to connect a six-inch perimeter drain tile into the drain. Private Septic System.

*Following comments and general discussion by the Board, Mr. Frisinger recommended approval subject to the following conditions: Receipt of recorded offsite easement, stabilization of ditch bank at point of entry. Inspection of the connection before petition will be released as approved. Mr. Peters made a motion to approve petition with the stipulation of the bank stabilization encased with rip-rap, receipt of offsite easement to the east and inspection of installation, second by Mr. Brown. Motion carried.*

4. **Doc. #10-077, Welbaum Drain located in Pleasant Twp.** Petitioner – Fort Wayne – Allen County Airport Authority. In conjunction with the reconstruction and extension of an interior access road at Fort Wayne International Airport, the Authority is proposing to install two structures: A dry detention basin and a storm sewer network sized for detention. A formal vacation request of the Welbaum will be filed upon completion of construction.

*Following comments and general discussion by the Board, Mr. Frisinger recommended approval subject to review and approval by the Allen County Surveyor's Office. Mr. Peters made a motion to approve petition subject to review and approval by the Allen County Surveyor's Office, second by Mr. Brown. Motion carried.*

**Other Business:**

*(The following reflects a synopsis of discussion items. Actual tape recording of the proceedings is available upon request.)*

*Mr. Frisinger reviewed contract proposal from the local INDOT on the Flatrock Creek Drain. They want the Board to enter into an agreement stipulating that we have to have a contract let by a specific date. We have no control over that until the Corp gives us a release. We have the DNR release to work in a flood way, but when the Corp tells us to go, we can put it out to bid. - - -*

*Discussion regarding acquiring the land currently owned by Mr. Sorg.*

*Discussion on project on West County Line – Cypress Point north of 14. When you come off their entry way, the first lot is okay but everything that parallels the ditch and the road is inside the floodway. We told them that they need a permit from DNR to work in the floodway. You cannot plow or common areas in the floodway. Your stormwater management facility has to be above the base flood elevation.*

*Mr. Brown – Would like to have a conversation at Drainage Board whether or not they should be asking the Surveyors in Allen County to show the statutory easements on the survey. Currently if somebody buys a piece of property and they don't know that a story easement exists - - -*

*Mr. Frisinger said that a Surveyor should show all statutory easements now.*

*Mr. Brown would like this on the next Drainage Board Hearing –*

*Update on drains paralleling county's highways.*

*Mr. Frisinger told the Board that he is moving forward, his crew is now locating all taps all the outfalls. They are going to go ahead and let the bids. There will be potentially some bank restoration.*

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*Mr. Brown asked if or when we have bank slides, who will responsible for the work, would the Surveyor's Office have the work done and then bill highway, or would highway do the work? He asked Mr. Frisinger if he felt comfortable that he had the authority of the Board of Commissioners to pay for those cost.*

*Mr. Frisinger thought so.*

*Mr. Brown didn't*

*Mr. Brown explained the situation to Mr. Peters*

*Mr. Peters asked if there has been discussion with highway*

*Mr. Frisinger that is why he asked how much money is available for maintenance work.*

*Mr. Brown there needs to be funds available in their 2011 budgets. The Highway Director understands that he needs to have a reserve plugged into his budget to take care of this problem. We need a number. What should we plug in \$200,000 - - -*

*Mr. Frisinger Half million*

*Mr. Frisinger explained that his crew is going through the ditches with handheld GPS they are tying down the outfalls into the ditch, any bank slides that are there, length, width and depth.*

*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.