

**ALLEN COUNTY DRAINAGE BOARD  
REGULAR HEARING**

**February 10, 2011**

**9:00 a.m.**

Present DB: Therese M. Brown, F Nelson Peters, Allan D. Frisinger; ACSO: Larry Weber, Dawn Rose;  
Drainage Board Attorney: Cathy Serrano; See sign in sheet for others present.

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**Call to Order:** Vice Chairperson, Therese M. Brown

**Approval of Minutes:** January 27, 2011

*Mr. Peters moved to approve the minutes of January 27, 2011. Mrs. Brown seconded the motion. Motion carried. Ms. Bloom was not present for vote.*

**Approval of Petitions:**

*(The following reflects a synopsis of action taken by the Allen County Drainage Board during the meeting. Actual audio recording available upon request.)*

- 1. Doc #11-008, Graham McCulloch #1 (Drain #16-06-660), located in Aboite Township, Sec 24.** Petitioner – The Board of Commissioners of Allen County. Petition is requesting permission for construction activities for earth grading related to the development of a park/trailhead site.

*Mr. Frisinger recommended approval. Mr. Peters moved to approve the petition. Mrs. Brown seconded the motion. Motion carried.*

- 2. Doc #11-009, Aboite Township, Sec 26.** Request from Miller Land Surveying for approval of Stormwater Management Plan for Ultimate Care Community.

*Mr. Frisinger recommended approval. Mr. Peters moved to approve the petition. Mrs. Brown seconded the motion. Motion carried.*

- 3. Doc #11-010, Roy Delagrang (Drain #02-26-290).** Petitioner, the City of Fort Wayne, is requesting permission to install a Sanitary Sewer Interceptor. Location is northeast side of Fort Wayne in Perry Township.

*Mr. Frisinger recommended approval. Mr. Peters moved to approve the petition. Mrs. Brown seconded the motion. Motion carried.*

4. **Doc #11-011**, Certification of Assessment for Periodic Maintenance for **Hamilton Meadows Sec III and IV**. Assessment set at \$25.00 per unit.

*Mr. Frisinger clarified that assessments are levied on new developments for lots that eventually will have homes built on them. The assessments are for future maintenance costs and will include the offsite Hamilton Meadows-Crawford Drain which is an overflow swale area on an adjacent property owned by Gary Probst. Mr. Frisinger further explained that once the lots are sold and ownership is transferred to a homeowner, they would then become responsible for the assessment; adding that assessments provide a maintenance fund that will be available as repairs become necessary. After further discussion including a possible need for a future study analyzing assessments becoming more of a county wide utility drain bill, Mr. Frisinger recommended approval. Mr. Peters moved to approve the petition. Mrs. Brown seconded the motion. Motion carried.*

#### Other Business:

##### **Set Hearing Dates for the following Obstruction Petitions:**

1. **Doc #10-158** – Petitioner Charles Emehiser
2. **Doc #11-001** – Petitioner Joseph Main
3. **Doc #11-003** - Petitioner Bill Hartman/ACHD

*Mr. Frisinger recommended hearing dates to be set on March 24, 2011 for Doc #10-158, Doc #11-001 and Doc #11-003. Following comments and a general discussion regarding the steps that take place leading up to the hearing, Mr. Nelson made a motion to approve. Mrs. Brown seconded the motion. Motion carried.*

*There was further discussion pertaining to the Drainage Board's request for the acceptance of bids on the Cedar Springs project including an explanation of the process that takes place when bids are solicited and accepted and who benefits from the bidding process.*

*Attorney Cathy Serrano brought the board up to speed regarding Mr. Fuelling and his desire to be paid for work that he had performed on a drain, without prior approval from the Surveyor's Office and she confirmed that Mrs. Brown had an appointment with him along with his attorney that very afternoon at 2:30. Mrs. Brown requested Mr. Frisinger attend the meeting as he had more knowledge of what has already transpired. He agreed to be present.*

Meeting adjourned.

ALLEN COUNTY DRAINAGE BOARD

  
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Linda K. Bloom, Chairperson

  
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Therese M. Brown, Vice-Chairperson

  
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F. Nelson Peters, Secretary

  
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Allan D. Frisinger, Surveyor

03/10/2011  
Date

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.