

ALLEN COUNTY DRAINAGE BOARD

MINUTES for Regular Hearing at 9:30 am

11/10/2011

Present: DB: Linda K. Bloom (not present), Therese Brown, Nelson Peters, Allan Frisinger (non-voting member), Cathy Serrano/Atty;
ACSO: Dawn Rose, Larry Weber. See sign-in sheet for others present.

Call to Order by Therese Brown

Approval of Minutes from 10/27/11

Minutes motioned by: Mr. Peters motioned to approve the minutes from 10/27/11. Mrs. Brown seconded the motion. Motion carried.

Approval of Petitions:

A. PUBLIC HEARING/Reconstruction and PM Fund

Doc 11-045	Located in: PLEASANT TOWNSHIP, SECTION 15
Drain Name: Fox	Subdivision:
Drain #: 17-15-674	Project: General Mills FW Distribution Center
Petitioner: General Mills	Engineer:

Public Hearing for reconstruction of Fox Drain and periodic maintenance. (Follow public hearing procedures)

Motion: APPROVED

Mr. Frisinger recapped surveyors report (attached) and letters of objection sent by p/o's. Estimated reconstruction cost is \$540,000. Allen County would pay \$426,000 and Rockefeller would be assessed \$114,000. In addition, existing periodic maintenance will be raised as follows - commercial/industrial rate of \$30 per acre with agricultural and residential property rate at \$2.50 per acre with \$5 minimum. After reading objection letters, Mr. Frisinger recommended a revised plan to alter the open ditch to a 42" pipe using existing grass channel as an overflow conveyance across Neuenschwander and Sorg parcels. The bid cost of the revised plan was \$456,785.62. \$373,877.61 (County), \$82,908.01 (Rockefeller), not including McFadden damages. The existing agricultural assessment of \$2.50 per acre, \$5 min will remain unchanged. The commercial assessment will be \$30 per acre. Revised plan brought no objections from those in attendance. No damages will be awarded to Neuenschwander or Sorg using the revised plan. Mr. McFadden will receive \$43,750 for purchase of a portion of his property. Mr. Frisinger recommended approval. Mr. Peters motioned to approve reconstruction of Fox Drain. Mrs. Brown seconded the motion. Motion carried.

B.1 ENCROACHMENT

Doc 11-085	Located in: PLEASANT TOWNSHIP, SECTION 6
Drain Name: Wellbaum	Subdivision:
Drain #: 16-01-970	Project: Franklin Electric
Petitioner: Franklin Electric & FW Airport Authority	Engineer: MSKTD

Petition for encroachment within the drainage easement of the Wellbaum (Lower) Drain for stormwater detention and geothermal discharge for Franklin Electric Facility.

Motion: APPROVED SUBJECT TO ACSO review and approval of final plans.
Mr. Frisinger recommended approval subject to review of final plans. Mr. Peters motioned for approval subject to ACSO approval. Mrs. Brown seconded the motion. Motion carried.

Doc 11-117	Located in: PLEASANT TOWNSHIP, SECTION 6
Drain Name: Robinson Brindle	Subdivision:
Drain #: 11-35-664	Project: Franklin Electric
Petitioner: Franklin Electric & FW Airport Authority	Engineer: MSKTD

Petition for encroachment within drainage easement of Robinson Brindle Drain for construction of new headquarters for Franklin Electric.

Motion: APPROVED SUBJECT TO ACSO review and approval of final plans.
Mr. Frisinger recommended approval subject to review of final plans. Mr. Peters motioned for approval subject to ACSO approval. Mrs. Brown seconded the motion. Motion carried.

B.2 ENCROACHMENT

Doc 11-118	Located in: WAYNE TOWNSHIP, SECTION 12
Drain Name: Durnell	Subdivision:
Drain #: 11-12-100	Project: Constitution Hill Office Park
Petitioner: Sharon Howard	Engineer: Doug McComb

Petition for encroachment within the drainage easement of the Durnell Drain for detention pond at future site of Constitution Hill Office Park.

Motion: APPROVED SUBJECT TO
Mr. Frisinger recommended approval subject to approval from ACSO. Mr. Peters motioned to approve subject to receipt of more information. Mrs. Brown seconded the motion. Motion carried.

B.3 ENCROACHMENT

Doc **11-116**
Drain Name: Otto Knoblauch
Drain #: 10-35-110
Petitioner: Rex E. Coomer

Located in: MAUMEE TOWNSHIP, SECTION 35
Subdivision:
Project:
Engineer:

Petition for encroachment within the drainage easement of the Otto Knoblauch Drain to replace culvert.

Motion: APPROVED SUBJECT TO receipt of petition and fees.
Mr. Frisinger recommended approval subject to receipt of petition and fees. Mr. Peters motioned for approval. Mrs. Brown seconded the motion. Motion carried.

C. ESTABLISHMENT of PM Fund/Set Hearing Date

Hawthorne Park Estates

Doc **11-098**
Drain Name: Janus Hawthorne Estates
Drain #: 02-26-230
Petitioner: Union Chapel Development

Located in: PERRY TOWNSHIP, SECTION 26
Subdivision: Hawthorne Park Estates
Project:
Engineer:

Petition to designate a mutual or private drain as a legal drain and establish periodic maintenance.

Motion: Hearing date set for January 26, 2012
Mr. Frisinger recommended setting date for hearing Jan 26, 2012. Mr. Peters motioned for approval of hearing date. Mrs. Brown seconded the motion. Motion carried.

Meeting was adjourned at 10:20

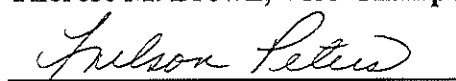
ALLEN COUNTY DRAINAGE BOARD



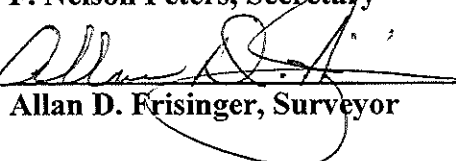
Linda K. Bloom, Chairperson



Therese M. Brown, Vice-Chairperson



F. Nelson Peters, Secretary



Allan D. Frisinger, Surveyor

12/8/11
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 34.107 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 260-449-7881.