

ALLEN COUNTY DRAINAGE BOARD MINUTES

for Regular Meeting and/or Public Hearing at 9:30 am on: **5/25/2017**

Present: DB: Therese Brown, Nelson Peters, MJ Klinker, Linda K. Bloom, Mark R. Rekeweg, Jeff Sorg (non-voting member), DB Atty/Charity Murphy, ACSO: Larry Weber, Joe Magsam, Cheryl Zurbrugg. See sign-in sheet for others present.

Call to Order:

Approval of Minutes: The minutes from 5/11/17 were approved with a motion from Nelson Peters and a second from MJ Klinker, voted on and approved.

Approval of Petitions:

RECONSTRUCTION/BID AWARD

Doc #: 16-211 Located in: LAFAYETTE Township, Section 9, 10, 17

Project: Dennis No.2 /Reconstruction Drain Name: Dennis No.2

Street: Winters Road Sec: Drain #: 16-11-760

Petitioner: ACHD/Bill Hartman Plan Designer: Engineering Resources, Inc.

Action Requested: Approval of the Bid Award for the Dennis No.2 Drain Reconstruction project.

Motion: **APPROVED**

Minutes of Mtg: Jeff Sorg stated that the bids were reviewed by his office along with Charity Murphy and everything seems to be in order and recommended the award go to Wisel Enterprises in the amount of \$325,554.35 Nelson made a motion to approve the bid award to Wisel Enterprises Doc #16-211, second from Linda Bloom, voted on and motion carried.

SEPTIC SYSTEM & ENCROACHMENT

Doc #: 17-142 Located in: SPRINGFIELD Township, Section 19

Project: Private Residence/13711 Cuba Rd Drain Name: Oberholtzer

Street: 13711 Cuba Road Sec: Drain #: 04-32-400

Petitioner: Leah Lengacher Plan Designer: Servant Design Inc.

Action Requested: Petition for Encroachment within the drainage easement of the Oberholtzer Drain for the septic field 42' from top of bank and for the perimeter drain outlet for private septic system on Cuba Road.

Motion: **APPROVED**

Minutes of Mtg: Jeff Sorg recommended approval and said this is 42' away from the drain and doesn't pose any kind of problem in the maintenance of the drain. Linda Bloom moved to approve Doc #17-142 for Oberholtzer Drain encroachment and outfall, second by Nelson Peters, motion carried.

ENCROACHMENT

Doc #: 17-150 Located in: SPRINGFIELD Township, Section 32

Project: Private Residence/11002 Cuba Rd Drain Name: Joseph Amstutz

Street: 11002 Cuba Road Sec: Drain #: 04-31-400

Petitioner: Jesse Lengacher Plan Designer:

Action Requested: Petition for Encroachment within the drainage easement of the Joseph Amstutz Drain to construct a barn 42' from top of bank of drain on Cuba Road.

Motion: **APPROVED**

Minutes of Mtg: Jeff Sorg said we have no problem with them staying back 42' from top of bank and recommended approval. Nelson Peters motioned to approve Doc #17-150 for Joseph Amstutz encroachment for a barn 42' from top of bank, second by Linda K. Bloom, motion carried.

Other Business . . .

Doc #: 17-151 Located in: Township, Section

Project: Understanding Drainage Code/Obstructions Drain Name:

Street: Sec: Drain #:

Petitioner: Charity Murphy Plan Designer:

Action Requested: Presentation from Charity Murphy, DB Attorney on Obstructions.

Motion: **DISCUSSION**

Minutes of Mtg: Charity Murphy, Drainage Board Attorney presented a power point on Understanding Drainage Code on Obstructions. Charity thought this would be good to have today since we have an Obstruction Hearing coming up and we also have had a few citizen complaints regarding the type of obstructions. The presentation lasted 30 minutes and followed Drainage Code for Obstructions under Section 27.4. One important note was that the filing fee for an obstruction petition is for administration and handling of it, the Surveyor investigates to see if there is an obstruction or not and writes a report. Charity also stated that if it is determined not to be an obstruction through the Drainage Board, the people can still pursue it through civil court.

Other Business . . .

Doc #: 17-149 Located in: EEL RIVER Township, Section 12

Project: Discussion/Obstruction/3815 McComb Rd Drain Name:

Street: 3815 McComb Road Sec: Drain #:

Petitioner: Gary & Renee Landis Plan Designer:

Action Requested: Request from property owner at 3815 McComb Road to ask questions to the Board and the Board's Attorney.

Motion: **NO ACTION**

Minutes of Mtg: *Jeff Sorg said the property owners are not here today but said he went to the site yesterday on McComb Road and visited with the person whose flow is blocked and Jeff thinks this might be able to be worked out without the Board's involvement. Jeff said he is going to talk to adjacent property owner and see if he will quit putting dirt in and blocking the other guy's pond outfall. Jeff felt he will cooperate.*

Other Business . . . Public Comment

Doc #: 17-156 Located in: Township, Section

Project: Drain Name:

Street: 9608 Wayne Trace Sec: Drain #:

Petitioner: Jamie Bultemeier Plan Designer:

Action Requested: Public comment request.

Motion: **DISCUSSION**

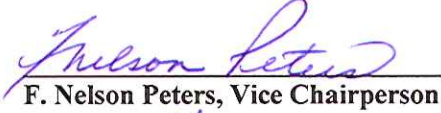
Minutes of Mtg: *Jamie Bultemeier/9608 Wayne Trace came forward to address the Board about a neighbor concern. Jamie said he will be creating a waterway with NRCS this summer on his land and his neighbor has concerns about a mound that was placed on Jamie's land before he bought it but the neighbor said he was going to complain about it to the Surveyor's Office and fill out an obstruction petition, so Jamie wanted to give the Board a heads up about what he is doing and had some questions for the Board since they were talking about obstructions today. Jeff asked how close to the regulated drain is the work you are going to be doing? Jamie said it was 800' to 1000' away. Jeff Sorg asked Jamie to call the Surveyor's Office when he is going to start the project. Jamie said he will share the drawings with Jeff also.*

Meeting was adjourned at 10:23 am

ALLEN COUNTY DRAINAGE BOARD:

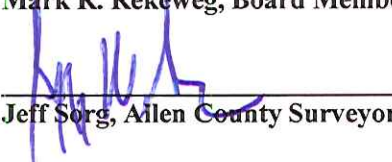

Theresa Brown, Chairperson

Linda K. Bloom, Board Member


F. Nelson Peters, Vice Chairperson

Mark R. Rekeweg, Board Member


M.J. Klinker, Secretary


Jeff Sorg, Allen County Surveyor

6/8/2017
Date Signed

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, 200 E. Berry, Suite 380, Fort Wayne, Indiana 46802, or by telephone at 260-449-7217, TDD 260-449-7881.