

Henry County Drainage Board

Henry County Office Building
1201 Race Street, Suite 216
New Castle, Indiana 47362
765.529.4802

Joel Magiera-Chair
Donald Cross-Vice Chair
Stephen L. Rust-Surveyor
Elizabeth A. Willey-Drainage Board Secretary

Ed Yanos-Commissioner
Paula Chapman-Member
Randy Maloyed-Member

The Henry County Drainage Board met Wednesday, March 8, 2017 at 9:00 a.m. in Suite 117 of the Henry County Office Building, 1201 Race Street, New Castle, Indiana 47362, with the following members present: Joel Magiera, Chair, Don Cross, Vice Chair, Paula Chapman, Member, Randy Maloyed, Member, Elizabeth A. Willey, Drainage Board Secretary and Bruce Atkinson, GIS Administrator.

Public Presence: John Harter, landowner and Sheldon Dyne from Pritchett Backhoe.

The meeting was called to order by Joel Magiera, Chairman.

The 2017 sealed tile bids were opened and reviewed by the board. After much discussion, Mr. Maloyed made a motion to award the bid to Pritchett's Pipe LLC. Mr. Cross seconded the motion. Motion carried. Ms. Chapman suggested that changes in the board's policy should be discussed for the 2018 tile bids by adding a line item for the larger reconstruction projects, which would enable county savings by purchasing material at a retail price instead of a factory price.

Mr. Magiera called for a recess to conduct the advertised #565 Thomas Kerr legal hearing.

The Thomas Kerr legal hearing was called to order: Ms. Willey presented the board with Mr. Rust's Periodic report. There are 33 parcels in the watershed with 555.41 benefitted acres, 8 parcels to be assessed at a \$25.00 minimum rate and the remainder assessed at \$6.00 per acre with a total annual assessment of \$3,423.68. The current fund balance is \$7,850.50. Ms. Willey reported to the board that 17 letters were mailed on February 02, 2017 and that legal advertisement was done with the Courier Times on February 24, 2017. There were two inquiries made to the Surveyor's office and one objection letter from Phillip Jester. Mr. Jester's property was encumbered through the extension of the watershed. Mr. Jester feels that his parcel has a large low area with standing water and that the new assessment would not benefit him unless something could be done with the standing water. The board suggested that Mr. Rust meet with Mr. Jester in an attempt to resolve his situation.

Mr. Maloyed made the motion to raise the assessments and to extend the watershed, as presented to the board. Ms. Chapman seconded the motion. Motion carried.

Mr. Cross made the motion to adjourn the hearing and resume the regular scheduled board meeting. The motion was seconded by Mr. Maloyed. Motion carried.

Mr. Magiera called the regular scheduled board meeting to order.

Mr. Magiera presented to the board copies of the 2017 Annual Contractor's bid spreadsheet with copies of the contractor's cost sheet available. Mr. Magiera asked for a motion to award, as per Mr. Rust's recommendations, the following contractors for county projects for the year 2017: Pritchett Backhoe, Drainage Construction, Crossroad Constructions, Fred's Excavating and Powell's Excavating. Mr. Cross made the motion to award the county contracts to the above recommended contractors, Ms. Chapman seconded the motion. Motion carried.

Mr. Magiera presented to the board the February 8, 2017 minutes. Mr. Cross made the motion to accept the minutes as presented, Ms. Chapman seconded the motion. Motion carried.

Mr. Magiera presented to the board the following claims:

Drainage Maintenance Fund #2700					
#551	Veach Post	Fred's Excavating	#1861	Proposal #1615 Martin Family	\$21,250.00
#506	Mary Brandon	Powell's Excavating	#712512	Exploratory Dig SR236 Morin / Yarberry	\$ 3,628.00
#537	FW Murray	Powell's Excavating	#712513	Exploratory Dig Thornburg #013-00114-00	\$ 1,450.00
#501	Nelson Allen	Powell's Excavating	#712514	Exploratory Dig Conwell #001-02024-00	\$ 715.00
#550	Herbert Van Winkle	Courier Times	#60823040	legal ad #2017-02	\$ 29.42
#565	Thomas Kerr	Courier Times	#60824017	legal ad #2017-03	\$ 34.24
#566	Adam Kendall	Powell's Excavating	#712519	Reconstruction Painter Family #010-04106-00	\$9,600.00
#537	FW Murray	Dagues Supply	#87619	Exploratory Dig Thornburg #013-00114-00	\$63.75
#537	FW Murray	Dagues Supply	#87621	Exploratory Dig Thornburg #013-00114-00	\$13.43
March Totals					\$36,783.84

General Improvement Fund #1158					
#551	Veach Post	Fred's Excavating	#1858	Baker Reconstruction	\$ 12,963.00
#566	Adam Kendall	Powell's Excavating	#712519	Painter Reconstruction	\$6,000.00
#506	Mary Brandon	Powell's Excavating	#212524	Exploratory Dig SR236 Morin	\$700.00
March Totals					\$19,663.00

Mr. Maloyed made the motion to approve the claims as presented. Ms. Chapman seconded the motion. Motion carried.

Mr. Rick Harter approached the board with concerns that he was not properly notified of a reconstruction project that was currently in progress on the #551 Veach Post Watershed, Sec. 10, Twp. 18, Range #9. Ms. Willey presented the board with a copy of Mr. Harter's notification letter dated January 31, however Mr. Harter was in Florida and did not receive his notification. Mr. Harter expressed concerns that the work that was being done would be fruitless unless we lowered the highway culvert 3 feet and extended the project to the outlet. Mr. Magiera advised that Mr. Harter's concerns would be relayed to Mr. Rust and that Mr. Rust would contact him in the following week in an attempt to resolve Mr. Harter's concerns.

The board was presented with a request from Josh Masters for reimbursement to clean the open ditch on the Randy Russell property. The board denied reimbursement as per board policies.

Ms. Willey advised the board that Michael and Cheryl York had completed the hold harmless paperwork for the Nathan Foster Legal Drain.

The board was presented with four landowner's requests to connect private drains to county legal drains. Roxanne Parker and Dennis Crum (#548 JH Thompson Legal Drain), Elaine Surface (#558 Huber Martin McFarland) and Brandon King (#510 CL Cook). Mr. Maloyed made the motion to approve the requests, Ms. Chapman seconded the motion. Motion carried.

At the request of the Commissioner's Office the board was presented with an invoice to Pritchett's Backhoe for damage repair reimbursement, caused by a highway project on 300S in 2004. The board denied the invoice and referred the invoice back to the Commissioners, indicating that the work that was performed was not a drainage issue but was the result of a highway project.

Ms. Willey presented to the board the Classification Report and Maintenance Report and requested a hearing for the assessment and extension of the #539 Wm Ohara Legal Drain #2017-04. The board set the hearing for April 12, 2017 @ 9:30 a.m.

With no other business to come before the board and no public comments, Joel Magiera, Chairman, adjourned the meeting.

Dated this 8th day of March 2017.

Henry County Drainage Board

Joel Magiera-Chair

Donald Cross – Vice Chair

Ed Yanos – Commissioner

Paula Chapman-Member

Randy Maloyed – Member

Attest: _____
Elizabeth A. Willey, secretary