The members of the Board present were Ms. Christine Altman-President, Mr. Mark Heirbrandt-Vice President and Mr. Steven C. Dillinger-Member. Also present was the Hamilton County Surveyor, Kenton C. Ward and members of his staff: Mr. Steve Baitz, Mr. Gary Duncan, Mr. Andy Conover, Mr. Jerry Liston, Mr. Steve Cash, Mr. Rueben Arvin, Mr. Luther Cline and Ms. Suzanne Mills.

Approve Minutes of April 8, 2019:
The minutes of April 8, 2019 were presented to the Board for approval.

Heirbrandt made the motion to approve the minutes of April 8, 2019, seconded by Dillinger and approved unanimously.

Mud Creek/Sand Creek Drainage Area - Shed Correction:
There were neither landowners present nor objections on file.

The Surveyor presented his report to the Board for approval.

"February 15, 2019
TO: Hamilton County Drainage Board
RE: Mud Creek/Sand Creek Drainage Area

During the updates for the Geist Woods Drainage Shed it was found that the Mud Creek/Sand Creek drainage area also needs updating. Two tracts plus Fishers right of way needs adjustment. These tracts and right of way are as follows:

William B & Vickie J. Toner 13-15-08-04-01-031.000 0.79 acre
Maurice & Jessica Brown 13-15-08-04-01-041.000 0.88 acre
Town of Fishers 96th Street right of way

The adjustment would be as follows:

<table>
<thead>
<tr>
<th>Current area benefited</th>
<th>Proposed Area benefited</th>
<th>Current Assessment</th>
<th>Proposed Assessment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Toner 0.73</td>
<td>0.79</td>
<td>$15.00</td>
<td>$15.00</td>
</tr>
<tr>
<td>Brown 0.00</td>
<td>0.88</td>
<td>$0.00</td>
<td>$15.00</td>
</tr>
<tr>
<td>Town of Fishers 2,745.52</td>
<td>2,745.85</td>
<td>$27,452.20</td>
<td>$27,458.50</td>
</tr>
</tbody>
</table>

The current rates of assessment for the drainage area were set by the Board at hearing on March 26, 2007 per my report to the Board dated January 24, 2007 (see Hamilton County Drainage Board Minute Book 10 page 160). If approved the above assessments will not be collected until 2020.

I recommend the Board set this for hearing on April 22, 2019

Kenton C. Ward, CFM
Hamilton County Surveyor

KCW/pll"

Altman opened the public hearing; seeing no one present Altman closed the public hearing.

Dillinger made the motion to approve the Surveyor’s report, seconded by Heirbrandt and approved unanimously.

"FINDINGS AND ORDER
CONCERNING THE MAINTENANCE OF THE
Mud Creek/Sand Creek Drainage Area

On this 22nd day of April, 2019, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Mud Creek/Sand Creek Drainage Area.

Evidence has been heard. Objections were presented and considered. The Board then adopted the original/amended Schedule of Assessments. The Board now finds that the annual maintenance assessment will be less than the benefits to the landowners and issues this order declaring that this Maintenance Fund be established.
HAMILTON COUNTY DRAINAGE BOARD

Christine Altman  
President

Mark Heirbrandt  
Member

Steven C. Dillinger  
Member

Attest: Lynette Mosbaugh  
Executive Secretary

Heron Hills Drain:
There were neither landowners present nor objections on file.
The Surveyor presented his report to the Board for approval.

"February 15, 2019
To: Hamilton County Drainage Board
Re: Heron Hill Subdivision

Attached is a petition filed by Heron Hills Development LLC along with a non-enforcement request, plans, calculations, quantity summary and assessment roll for the Heron Hills Subdivision to be located in Jackson Township. I have reviewed the submittals and petition and have found each to be in proper form.

I have made a personal inspection of the land described in the petition. Upon doing so, I believe that the drain is practicable, will improve the public health, benefit a public highway, and be of public utility and that the costs, damages and expenses of the proposed drain will probably be less than the benefits accruing to the owners of land likely to be benefited. As per the plans by Stoepelwerth & Associates Engineering, Project No. 75910NC-S1, the drain will consist of the following:

<table>
<thead>
<tr>
<th>Drain Type</th>
<th>Length</th>
<th>Material</th>
</tr>
</thead>
<tbody>
<tr>
<td>12&quot; RCP</td>
<td>128 ft.</td>
<td></td>
</tr>
<tr>
<td>15&quot; RCP</td>
<td>419 ft.</td>
<td></td>
</tr>
<tr>
<td>18&quot; RCP</td>
<td>272 ft.</td>
<td></td>
</tr>
<tr>
<td>21&quot; RCP</td>
<td>303 ft.</td>
<td></td>
</tr>
<tr>
<td>24&quot; RCP</td>
<td>91 ft.</td>
<td>Open</td>
</tr>
<tr>
<td>30&quot; CMP</td>
<td>48 ft.</td>
<td></td>
</tr>
<tr>
<td>36&quot; CMP</td>
<td>78 ft.</td>
<td></td>
</tr>
<tr>
<td>6&quot; SSD</td>
<td>2,102 ft.</td>
<td></td>
</tr>
<tr>
<td>12&quot; SSD</td>
<td>319 ft.</td>
<td></td>
</tr>
</tbody>
</table>

The total length of the drain will be 4,066 feet.

The 6" subsurface drains (SSD) along the north side of lots 2 & 3 and along the east side of lot 2, the 12" SSD in the dry detention facility and the 6" SSD under the road curbs are to be part of the regulated drain. Only the main lines under the curbs and within the easements are to be maintained as regulated drains. Laterals for individual lots will not be accepted as part of the regulated drain.

The length of open drain listed above runs across parcel #03-06-02-00-00-013.301 owned by Eric W. & Jane Nichols is part of the regulated drain.

I have reviewed the plans and believe the drain will benefit each lot equally. Therefore, I recommend each lot be assessed equally. I also believe that no damages will result to landowners by the construction of this drain. I recommend a maintenance assessment of $150.00 per platted lot, $25.00 per acre for common areas, with a $150.00 minimum, and $25.00 per acre for roadways. With this assessment the total annual assessment for this drain will be $1,971.76. I further recommend that the collections for this be set at 8 times the annual assessment. Some tracts assessed to this drain may also be assessed to the Bear Slide Drain at some time in the future.

The dry detention area is not to be considered part of the regulated drain. The maintenance of the pond shall include the inlet, outlet and 12" underdrain as part of the regulated drain. The maintenance of the area including but not limited to sediment removal, and erosion control along the banks and mowing will be the responsibility of the Homeowners Association. The Board will also retain jurisdiction to enforce the storage volume for which the pond was designed will be retained, thereby, allowing no fill or easement encroachments. In the event the Homeowners Association or owner, in the sole discretion of the Board, fails to adequately maintain the required detention capacity, after 30 days written notice to the owner of record, the Board may perform the required maintenance and assess the cost thereof to the owner of record as a special assessment.

The 78 feet of 36" CMP is that which runs under 226th Street south of Lot 1. The ravine at the rear of Lots 6, 7, 5, 8 and 9 is not part of the regulated drain.

Hamilton County Drainage Board
April 22, 2019
The petitioner has submitted surety for the proposed drain at this time. The sureties which are in the form of Irrevocable Standby Letters of Credit from the developer are as follows:

Agent: First Merchants Bank  
Date: August 28, 2018  
Number: 3536300  
For: Storm Sewers  
Amount: $164,700.00  
HCDB-2018-00029

Agent: First Merchants Bank  
Date: August 28, 2018  
Number: 3536394  
For: Erosion Control  
Amount: $33,081.60  
HCDB-2018-00031

Agent: First Merchants Bank  
Date: August 28, 2018  
Number: 3536483  
For: Monumentation  
Amount: $5,640.00  
HCDB-2018-00030

Agent: First Merchants Bank  
Date: August 28, 2018  
Number: 3536343  
For: Sub Surface drains  
Amount: $13,663.20  
HCDB-2018-00028

I believe this proposed drain meets the requirements for Urban Drain Classification as set out in IC 36-9-27-67 to 69. Therefore, this drain shall be designated as an Urban Drain.

I recommend that upon approval of the above proposed drain that the Board also approve the attached non-enforcement request. The request will be for the reduction of the regulated drain easement to those easement widths as shown on the secondary plats for Heron Hills as recorded in the office of the Hamilton County Recorder.

I recommend the Board set a hearing for this proposed drain for April 22, 2019.

Kenton C. Ward, CFM  
Hamilton County Surveyor  
KCW/pll"

Altman opened the public hearing; seeing no one present Altman closed the public hearing.

Heirbrandt made the motion to approve the Surveyor’s report along with the non-enforcement for Heron Hills Subdivision, seconded by Dillinger and approved unanimously.

"FINDINGS AND ORDER  
CONCERNING THE MAINTENANCE OF THE  
Heron Hills Drain

On this 22nd day of April, 2019, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Heron Hills Drain.

Evidence has been heard. Objections were presented and considered. The Board then adopted the original/amended Schedule of Assessments. The Board now finds that the annual maintenance assessment will be less than the benefits to the landowners and issues this order declaring that this Maintenance Fund be established.

HAMILTON COUNTY DRAINAGE BOARD

Christine Altman  
President

Mark Heirbrandt  
Member

Steven C. Dillinger  
Member

Attest: Lynette Mosbaugh  
Executive Secretary  "
Long Branch Drain - Waterfront of West Clay Section 5A Arm:

There were neither landowners present nor objections on file.

The Surveyor presented his report to the Board for approval.

February 20, 2019

To: Hamilton County Drainage Board

Re: Long Branch Drain, Waterfront of West Clay Section 5A Arm

Attached is a petition filed by Paul Shoopman Home Building Group, along with a non-enforcement request, plans, calculations, quantity summary and assessment roll for the Waterfront of West Clay Section 5A Arm, Long Branch Drain to be located in Clay Township. I have reviewed the submittals and petition and have found each to be in proper form.

I have made a personal inspection of the land described in the petition. Upon doing so, I believe that the drain is practicable, will improve the public health, benefit a public highway, and be of public utility and that the costs, damages and expenses of the proposed drain will probably be less than the benefits accruing to the owners of land likely to be benefited. The drain will consist of the following:

15" RCP 136 ft.  
18" RCP 130 ft.  
21" RCP 314 ft.

The total length of the drain will be 2,056 feet.

The subsurface drains (SSD) to be part of the regulated drain are those located under the curbs and those main lines in rear yards. Only the main SSD lines which are located within the easement or right of way are to be maintained as regulated drain. Lateral SSDs for individual lots will not be considered part of the regulated drain. The portion of the SSD which will be regulated other than those under curbs are as follows:

Curbline SSD in Streets:  Rear Yard SSDs:

<table>
<thead>
<tr>
<th>Street</th>
<th>Curbline SSD</th>
<th>Rear Yard SSD</th>
</tr>
</thead>
<tbody>
<tr>
<td>Prairie Falcon Drive</td>
<td>No SSDs</td>
<td>No SSDs</td>
</tr>
<tr>
<td>Stone Lake Drive</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The retention pond (existing lake located in Common Area Block "E") is not to be considered part of the regulated drain. The maintenance of the pond shall include the inlet and outlet as part of the regulated drain. The maintenance of the pond shall include the retention of the compensation area, after 30 days written notice to the owner of record, the Board may perform the required maintenance and assess the cost thereof to the owner of record as a special assessment.

I have reviewed the plans and believe the drain will benefit each lot equally. Therefore, I recommend each lot be assessed equally. I also believe that no damages will result to landowners by the construction of this drain. I recommend a maintenance assessment of $65.00 per platted lot, $10.00 per acre for common areas, with a $65.00 minimum, and $10.00 per acre for roadways. With this assessment the total annual assessment for this drain will be $946.80.

The petitioner has submitted surety for the proposed drain at this time. The sureties which are in the form of a Performance Bond are as follows:

Agent: Bond Safeguard Insurance Company  
Date: September 20, 2018  
Number: 5053191  
For: Storm Sewers & Sub-Surface Drains  
Amount: $66,681.00

I believe this proposed drain meets the requirements for Urban Drain Classification as set out in IC 36-9-27-67 to 69. Therefore, this drain shall be designated as an Urban Drain.

I recommend that upon approval of the above proposed drain that the Board also approve the attached non-enforcement requests. The request will be for the reduction of the regulated drain easement to those easement widths as shown on the secondary plats for Waterfront of West Clay Section 5A as recorded in the office of the Hamilton County Recorder.
I recommend the Board set a hearing for this proposed drain for April 22, 2019.

Kenton C. Ward, CFM
Hamilton County Surveyor

Altman opened the public hearing; seeing no one present Altman closed the public hearing.

Heirbrandt made the motion to approve the Surveyor’s report along with the non-enforcement for Waterfront of West Clay Section 5A, seconded by Dillinger and approved unanimously.

"FINDINGS AND ORDER
CONCERNING THE MAINTENANCE OF THE
Long Branch Drain,
Waterfront of West Clay Section 5A Arm

On this 22nd day of April, 2019, the Hamilton County Drainage Board has held a hearing on the Maintenance Report and Schedule of Assessments of the Long Branch Drain, Waterfront of West Clay Section 5A Arm.

Evidence has been heard. Objections were presented and considered. The Board then adopted the original/amended Schedule of Assessments. The Board now finds that the annual maintenance assessment will be less than the benefits to the landowners and issues this order declaring that this Maintenance Fund be established.

HAMILTON COUNTY DRAINAGE BOARD

Christine Altman
President

Mark Heirbrandt
Member

Steven C. Dillinger
Member

Attest: Lynette Mosbaugh
Executive Secretary

Ellis Barker Drain, Lindley Clearing Project - Quote:
The Surveyor stated this is a quote from a contractor for grinding the debris that’s been created by the clearing on the Ellis Barker Ditch. The quote is for $38,000.00. They will bring in a tub grinder, grind it all up and haul it all away since we can’t burn and bury. The contractor is Tri-State Forestry Services, Inc.

Heirbrandt asked this is the Surveyor’s recommendation?
The Surveyor stated yes. We looked for others and this was the only quote we received.

Heirbrandt made the motion to accept the quote from Tri-State Forestry Services, Inc. in the amount of $38,000.00 for grinding debris on the Ellis Barker Drain, seconded by Dillinger and approved unanimously.

Hearing Requests:
The Surveyor asked the Board to set the following items for hearing on May 28, 2019: Elwood Wilson Drain, County Farm Arm, Field Drive and Cumberland Road Roundabout Reconstruction; Little Eagle Creek Drain, 156th Street Extension; and Anchorage Drain, Partial Reconstruction.

Altman asked how many property owners will be affected on the Anchorage Drain?
The Surveyor stated I believe it’s eight.

Altman asked at $77,000.00?
Heirbrandt stated yes, it’s split between the City of Fishers, the County and the homeowners.

The Surveyor stated we’re asking for the bids for the 13th of May, those are on the street. We’ve been talking about what if, what if, what if and my thought is let’s find out and that way two weeks before the hearing we’ll have the hard numbers and then at the hearing we can get it all addressed and by that time Fishers will have also told us how much they would put into it.

Heirbrandt stated and then the remainder would go to the homeowners.

Altman asked is there anything we can do just to give them a letter on the bids? Before the meeting if the bids come in good and we find out what Fishers’ split is it might mitigate the hearing.

Heirbrandt stated I’d love to.

Altman stated lets see what we can do with Fishers as soon as those bids come in and see what their cut will be.

The Surveyor stated Duncan and I have been keeping them in the loop. Duncan sent out an email when we sent the bids out and then I sent a follow up email explaining what my thought process was and why we’re doing it that way. I had one guy say “thanks for the info, it was helpful”.

Altman stated I just think it would be helpful because we’re sending this letter out and they’re going to look at a dollar amount.

Howard stated that’s the problem, you’ve got two weeks between the bid time and the public hearing. You have to give them a not to exceed number to make the public hearing valid and if that’s overstated you’re going to create an uprising and I’m wondering if you wouldn’t want to have four weeks between so you have time to fine tune the numbers.

The Surveyor stated I’ve already explained that to them in an email.

Howard stated okay, so they know it.

The Surveyor stated yes. I wanted to prepare them when they got the notice.

Heirbrandt stated we may have to remind them again.

Altman stated if I’m a homeowner and I see $77,000.00 I’m going to panic.

Heirbrandt stated right, they’re going to flip out.

Altman stated those few homeowners so maybe we could attach a note to this saying the bids will come in and we will let you know how it will be allocated as promptly as possible, hopefully before the hearing.

The Surveyor stated I’ve already sent that one out.

Altman stated just attach it to this as a reminder. People may forget the details, but I think that would helpful.

Dillinger asked what is the issue on Field Drive and Cumberland Road?

The Surveyor stated we are going to vacate the section of drain that goes north from a structure on the school property or what used to be school property, it’s now right of way that Noblesville has purchased. There was an inlet right beside the barn that they tore down and that’s all right of way now. That old tile we’re just going to vacate across that new roadway. Noblesville is going to put in a new inlet at the end of it and that will be construction.

Dillinger stated I hope they make that roundabout big enough because that has a lot of traffic.

Heirbrandt made the motion to set these items for hearing on May 28, 2019, seconded by Dillinger and approved unanimously.
2020 Drainage Board Meeting Dates:
The Surveyor presented the 2020 Drainage Board meeting dates to the Board for approval.

2020 Drainage Board Meetings
The meetings will be held in the Commissioners Court in the Government and Judicial Center.

Hearings will be held the second meeting of the month

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Monday</td>
<td></td>
</tr>
<tr>
<td>January 13</td>
<td>12:00 PM</td>
</tr>
<tr>
<td>January 27</td>
<td>9:00 AM</td>
</tr>
<tr>
<td>February 10</td>
<td>12:00 PM</td>
</tr>
<tr>
<td>February 24</td>
<td>9:00 AM</td>
</tr>
<tr>
<td>March 9</td>
<td>12:00 PM</td>
</tr>
<tr>
<td>March 23</td>
<td>9:00 AM</td>
</tr>
<tr>
<td>April 13</td>
<td>12:00 PM</td>
</tr>
<tr>
<td>April 27</td>
<td>9:00 AM</td>
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<tr>
<td>May 11</td>
<td>12:00 PM</td>
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<tr>
<td>Tuesday</td>
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<tr>
<td>May 26</td>
<td>9:00 AM</td>
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<tr>
<td>Monday</td>
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<tr>
<td>June 8</td>
<td>12:00 PM</td>
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<tr>
<td>June 22</td>
<td>9:00 AM</td>
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<tr>
<td>July 13</td>
<td>12:00 PM</td>
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</tr>
<tr>
<td>August 10</td>
<td>12:00 PM</td>
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<tr>
<td>August 24</td>
<td>9:00 AM</td>
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<tr>
<td>Monday</td>
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</tr>
<tr>
<td>September 14</td>
<td>12:00 PM</td>
</tr>
<tr>
<td>September 28</td>
<td>9:00 AM</td>
</tr>
<tr>
<td>October 12</td>
<td>12:00 PM</td>
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<tr>
<td>October 26</td>
<td>9:00 AM</td>
</tr>
<tr>
<td>Monday</td>
<td></td>
</tr>
<tr>
<td>November 9</td>
<td>12:00 PM</td>
</tr>
<tr>
<td>November 23</td>
<td>9:00 AM</td>
</tr>
<tr>
<td>Monday</td>
<td></td>
</tr>
<tr>
<td>December 14</td>
<td>12:00 PM</td>
</tr>
</tbody>
</table>

The first meeting of each month is for administrative purposes. The deadline for items to be placed on the agenda will be 12:00 PM the Wednesday prior to the meeting.

Possible Executive Session to follow each meeting
Approved by Drainage Board April 22, 2019

Altman stated we’ll probably address in Commissioner’s meeting what we will do in December.

Heirbrandt made the motion to approve the 2020 Drainage Board meeting dates, seconded by Dillinger and approved unanimously.

News Letter – Releases from Point Source to Groundwater (EPA):
The Surveyor stated this is a press release from EPA on groundwater. Some people are trying to tie groundwater into the Surface Water and Clean Water Act and EPA has come out and said “no, they don’t apply, but there’s others that do apply”.

Central Indiana Water Study:
The Surveyor stated the Central Indiana Water Study kickoff is April 29, 2019 at Fort Harrison State Park.

Altman asked what do you expect that to be?

The Surveyor stated I’m not sure. I’m going to it just to observe and protect our interests.

Altman stated so we’re not sure exactly what they’re proposing?

The Surveyor stated not really. I’ll let you know what I find out.
**Indiana Water Summit:**

The Surveyor stated I put a reminder on your table of the Indiana Water Summit for August 14 and 15. I got this on email over the weekend.

Altman stated we all did. It’s two disparate dates on things going on. Is there anything more important than the other?

The Surveyor stated August 14\textsuperscript{th} is in the evening and that’s usually a speaker. The 15\textsuperscript{th} is the actual summit. For last year the first meeting was Sunday and the second meeting was Monday and it was a Drainage Board Monday so I couldn’t attend, but I did go down for the speaker who was a very good speaker. It was the officiant who wrote the book on water problems around the world. Interesting speaker.

**Service Advisory Board:**


Altman stated I take it they had quorum issues. So the first time they had a quorum to approve minutes was March 19, 2019?

The Surveyor stated it was actually the April meeting last week.

Altman stated you’re right because they approved March 19\textsuperscript{th}.

The Surveyor stated there are a lot of entities that do not have people attend. Some of those entities have not appointed somebody to attend.

Altman asked is this statutory or just an association?

The Surveyor stated it wasn’t statutory it was just an association.

Altman stated I would suggest that you take back to your people since you’re our appointment that something needs to be done with the configuration so people who don’t attend over a period of time drop off or don’t appoint.

The Surveyor stated one of those is Westfield.

Altman stated well it’s their choice.

Heirbrandt asked who is that?

The Surveyor stated I forget who used to come for Westfield, but they haven’t been there for three years or so.

Heirbrandt stated let me know who that is.

The Surveyor stated the mayor has to appoint.

Heirbrandt stated I’ll say something to him.

Altman stated I would suggest that you send a letter out when you get a quorum.

The Surveyor stated we talked about that at the meeting last week and David George is getting with Sam Robinson who’s the attorney for the Board and Jeff (Dieterlen) and get together with some of these people and try to motivate them to appoint.

Altman stated if you actually have business to be conducted and nobody shows up; right now it was just approval of minutes. I would suggest you work on whatever association rules you have and adjust them so you don’t have quorum issues.

The Surveyor stated Beech Grove is another one, the guy from Brownsburg used to attend and he retired.

Howard stated you might want to take those rules and bylaws and a quorum would be defined in the majority of the seats that are filled. You have to have some way to continue to function because they’re not sending anybody they’ve advocated their input anyway and just reduce the quorum.

Altman asked an entire year’s worth of work, was there anything important in all that?

The Surveyor stated we’ve got a study going on with Purdue on turf management and looking for a turf to develop for drought conditions. Citizen’s feels when we do have the drought, because it’s coming, if there’s a new turf to suggest to developers to start using that would greatly reduce their water use for irrigation. What was interesting, Dr. Bigalow, who’s in charge of it at Purdue, came and talked to us and one of the places they’re getting the grass seeds or the new turf is the pioneer cemeteries.

Altman stated well they’re natural plants.

The Surveyor stated they haven’t been touched sometimes in 100 years.
Non-enforcements:
Cash presented a non-enforcement request for the Elwood Wilson Drain filed by Indiana-American Water Company, Inc. for parcel #11-07-31-00-00-010.000 for a water main. The Surveyor’s Office recommends approval.

Heirbrandt made the motion to approve the non-enforcement request presented, seconded by Dillinger.

Altman stated on these types of utilities when we let them in we probably ought to put timeframes if we need them to move when they’ll be moved otherwise we move them. Especially with utilities because we’ve just had such problems with utilities on responsiveness. Do you think we’re covered already under the non-enforcement language?

The Surveyor stated he didn’t know.

Howard stated let’s put that on our work list because the utilities get bigger and consolidate more and more. You’ve got one run out of Charlotte, NC. That’s a good heads up. I don’t know that you want to be moving electric lines or telecommunications, but at least it gives you a hammer.

Altman stated they just use contractor’s anyway. They don’t have their own crews I don’t know why we can’t when they don’t get out of the way we just don’t do it and back charge them.

The Surveyor stated on Duke Energy I’ve got a woman’s name out of the Charlotte office that I met at NACO. I’ve used her a couple of times.

Howard stated those relationships come and go and the property rights issues continue forever. Let’s think about that on the non-enforcement and get some type of a waiver language.

Altman stated we started doing it in Highway. I don’t know if we kept up with it, but when we put them in there we have dates on when they have to get it out by.

Heirbrandt stated you almost have to anymore with the way the utilities are.

Altman stated especially with all the leverage downtown.

The Surveyor asked who at Highway would have that language.

Altman stated we built it into our agreement.

Howard stated check with Tim (Knapp) and maybe Dave (Lucas).

The motion had been made and seconded to approve the non-enforcement request and approved unanimously.

Liston presented a non-enforcement request for the Wheeler & Wheeler Drain, Arbor Grove Arm filed by Karel and Linda Hanhart for parcel #10-11-08-00-08-046.000 for a fence. The Surveyor’s Office recommends approval.

Heirbrandt made the motion to approve the non-enforcement request presented, seconded by Dillinger and approved unanimously.

Liston presented a non-enforcement request for the Williams Creek Drain, Jackson’s Grant Arm filed by Jonathan and Kathleen Polivka for parcel #17-09-34-00-10-043.000 for a fence. The Surveyor’s Office recommends approval.

Heirbrandt made the motion to approve the non-enforcement request presented, seconded by Dillinger and approved unanimously.

Spills:
White River - Duncan stated the Logan Street Bridge Project had an oil leak from one of their pile drivers. The oil is vegetable based and biodegradable. When I was notified IDEM, County and EMA was already on site. Since it was in the White River, which is not a regulated drain and since it appeared to be non-hazardous material we did not respond.

Thorpe Creek Drain, Martha Ford Arm Reconstruction – Change Order No. 2:
Liston presented Change Order No. 2 to the Board for approval.

"April 16, 2019

TO: Hamilton County Drainage Board

RE: Thorpe Creek Drain, Martha Ford Arm Reconstruction

Change Order # 2

The following is an addition to the Thorpe Creek Drain, Martha Ford Arm Reconstruction contract being done by Hoosier Pride Excavating.

Hamilton County Drainage Board
April 22, 2019
1. Additional 174 Ton of Rip Rap for Channel Stabilization $ 6,933.90

Total Cost of Change Order # 2 $ 6,933.90

Engineer’s Estimate $208,615.75

Contractor’s Bid $150,438.00

Total Cost of Change Orders # 1 and # 2 $ 25,883.90

Total Reconstruction Cost $176,321.90

**The Project is being paid out of the Thorpe Creek Drain Fund.**

Submitted By

Jerry L. Liston
Inspector

Dillinger made the motion to approve Change Order No. 2 for the Martha Ford Reconstruction, seconded by Heirbrandt and approved unanimously.

The Surveyor stated I don’t know if you’ve seen this project, but a group of women thanked me for the work done on this drain.

**Construction Updates:**

Thorpe Creek Drainage Area, Martha Ford Arm Relocation - Liston stated the only thing that needs to be done is the final grading. We’re waiting on weather.

Thorpe Creek Drainage Area, John Underwood Arm Reconstruction - Liston stated this is generating a lot of dirt.

**Surety Acceptance:**

Liston stated that at this afternoon’s Commissioners meeting the Board would be accepting the following sureties: Performance Bond No. 30060972 in the amount of $735,885.00 for the William Krause Drain, Krause Drain Reconstruction Phase 3; Payment Bond No. 30060972 in the amount of $735,885.00 for the William Krause Drain, Krause Drain Reconstruction Phase 3; Performance Bond No. 30060973 in the amount of $192,568.90 for the Thistlewaite Drain, California Street Arm Extension; Payment Bond No. 30060973 in the amount of $192,568.90 for the Thistlewaite Drain, California Street Arm Extension.

**Construction Updates (Continued):**

Cool Creek Park Bank Stabilization Project - Cline stated the contractor submitted the plants and trees to be planted to the landscape architect who has approved those. The landscaper is getting that together and should be out there this week.

Altman asked and those plants have been reviewed by the Parks Department?

Cline stated yes.

Thistlewaite Drain, California Street Arm Extension - Conover stated the contractor has started work on this project. The latter part of last week they were rained out.

William Krause Drain, Reconstruction Phase 3 - Conover stated as soon as the weather is good the contractor can move forward on this project.

**Pending Asbuilts:**

William Krause Reconstruction Phase 1 - Conover stated we’re still waiting to get this project closed due to weather.

William Krause Reconstruction Phase 2 - Conover stated we’re still waiting to get this project closed due to weather.

**Pending Final Report:**

Windemere Pond Reconstruction - Cline stated it’s my understanding we just need the document from Howard and we’ll be done.

Howard stated I’m still waiting for the certified document to come back.

**Items Pending:**

Ream Creek Reconstruction - The Surveyor stated I talked to the City of Carmel on what we have proposed. They asked that the pipe be increased to a 48” from the 36” we proposed. We’re working on redoing that plan now.

Altman asked so they’re going to contribute with the additional cost?

The Surveyor stated we are going to assess them for the road drainage.

Altman stated so it will be indirectly recouped.
The Surveyor stated yes.

W. S. Burnau Arm of the F. M. Musselman Drain – The Surveyor stated we’re going to be meeting with the people on that.

Taylor Creek – The Surveyor stated I need to get with Kay Hartley on this.

**Executive Session:**
Altman stated we need to move Exec to the first of the agenda if there is any matter you have to take action on otherwise it will be delayed until a special meeting.

**William McKinstry - Lake Stonebridge:**
Heirbrandt asked the Surveyor have you ever heard back from the contractor?

The Surveyor stated I have not.

Heirbrandt asked should I send an email to them and copy everybody again?

The Surveyor stated why don’t you and I wonder if we just keep pounding them every week.

Dillinger made the motion to adjourn, seconded by Heirbrandt and approved unanimously.

Christine Altman – President

Lynette Mosbaugh
Executive Secretary