

## **MORGAN COUNTY DRAINAGE BOARD**

*July 1, 2019*

*8:30 A.M.*

Drainage Board members present were: Ryan Goodwin, Kenny Hale and Norman Voyles. Also present were Terry Brock (Surveyor), Bill Dials, (Stormwater Coordinator), Deb Verley (Executive Assistant), and Dale Coffey, (County Attorney).

*Pledge*

*Prayer*

### **Green Meadows**

Terry Brock, Morgan County Surveyor, handed out a copy of the Drainage Code for each board member. Mr. Brock stated that the Surveyor's Office was notified of a drainage problem on a side ditch along a road in Green Meadows. The ditch floods the road when the ditch is full. He and Larry Smith, Morgan County Highway Engineer, have walked the whole system. There are problems in the system with blowholes. Houses are getting water in the basement and yards are staying wet. The development was built in the 1990s when there was no planning and zoning and no drainage plans were ever approved. It is not a regulated system and there will be a lot of work involved if the county is to take it in as a regulated drain. Mr. Brock referenced Indiana Code 36-9-27.19 Mutual Drain Conversion to Regulated Drain. There are two options for the county to take it in – every landowner must petition the Drainage Board, or a single owner may petition. Mr. Brock stated that as it stands now, the Drainage Board has no jurisdiction except the side ditches; it is not a natural surface water course. Mr. Brock stated that in order to move forward, the landowners would have to petition the Drainage Board and he would be happy to help with the petition if they come to his office. Once the petition is received, the board has 20 days to set the meeting.

Ryan Goodwin stated that all landowners that benefits from a regulated drain pay a ditch assessment. Those funds are managed by the Drainage Board and this gives them jurisdiction and a source of funds to fix problems.

Mr. Brock stated that a driveway covered one of the culverts and the Highway Department plans to open that up.

There were several questions and comments from unidentified members of the public.

### **Ditch Maintenance Fund**

Terry Brock stated that at the last meeting, the board discussed starting the process of putting an assessment on the rest of the regulated ditches. Mr. Brock contacted Joe Miller of Banning Engineering to obtain a quote and it should be ready for the next meeting.

### **Obstruction Removal Update**

Bill Dials, Morgan County Stormwater Coordinator, stated that at the last Drainage Board meeting, a petition to remove an obstruction was brought against Mr. McCloud off Baltimore Road for an undersized culvert in an unnamed waterway. Mr. Brock had to remove himself due to a conflict of interest so they needed to bring in someone to determine if the waterway was impeded. Jessica Hartman with CECOM Company out of Greencastle, who is also the new engineer for Monrovia, is conducting a hydrology study for the stream, so she will provide a report at the August 5<sup>th</sup> Drainage Board meeting. The hearing for the removal of the obstruction will be held at the August 5<sup>th</sup> meeting.

### **Burkhart Ditch**

Bill Dials stated that at the last Drainage Board meeting, Mr. Balzer notified the board that there was a bank failure and water was flowing across his property. Mr. Dials notified landowners that the Surveyor's Office would be on their property to inspect the project. Mr. Dials has not compiled a scope of work, as the property was under water.

### **Stormwater Coordinator Update**

Mr. Dials stated that they spray program was delayed due to the weather, but has been completed. He has not yet inspected the areas sprayed.

Mike Buis from the Mill Creek/Lake Ditch area has again requested removal of a log jam. One log jam has been removed and Mr. Buis obtained a quote for \$7,000 to remove another log jam that is 100 yards downstream from the previous log jam. Mr. Buis was asked to appear at the meeting, but was not present. The trees are coming from Mill Creek, but are hampering the flow of Lake Ditch. Mr. Brock felt that the landowner should appear before the board to discuss the issue.

Terry Brock stated that a new law went into effect today that regards MS4. Mr. Dials stated that the new law requires that when someone sends in a new project for drainage review, the project must be reviewed within 10 days. Mr. Dials stated that normally this isn't a problem unless the submittal is incomplete.

Another law regards stop work orders; an order cannot be issued unless there is a 72 hour notice. However if the discharge is causing harm to or polluting a stream, then the illicit discharge ordinance may be used.

They must also have a certified or trained professional do the drainage review. Mr. Dials meets the new criteria and is able to do the reviews.

#### **Surveyor Update**

Terry Brock stated that the Rule 13 and Rule 5 rules are changing. This affects the MS4 area and any construction in the county. The Surveyor's Office will have to redo their ordinances, education will change, and the cost will be between \$25,000 and \$50,000. They will need to change all their forms by the end of next year.

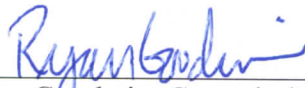
#### **I69 INDOT**

No submittal.

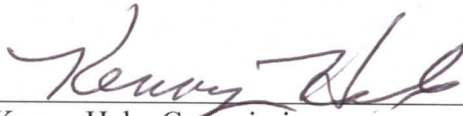
#### **Adjournment**

Kenny Hale made a motion to adjourn the meeting. Motion seconded by Ryan Goodwin. Motion carried 3-0.

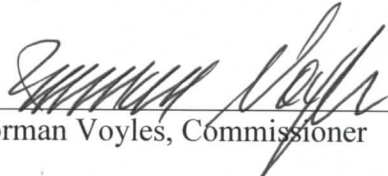
#### MORGAN COUNTY DRAINAGE BOARD



Ryan Goodwin, Commissioner



Kenny Hale, Commissioner



Norman Voyles, Commissioner

ATTEST:

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Terry Brock, Morgan County Surveyor