

MORGAN COUNTY DRAINAGE BOARD

*January 7, 2008
11:45 A.M.*

DRAINAGE BOARD MEMBERS PRESENT WERE: NORMAN VOYLES (Commissioner), JEFF QUYLE (Commissioner), BRIAN GOSS (Commissioner), TERRY BROCK (Surveyor), and PETE FOLEY (County Attorney).

REORGANIZATION

Jeff Quyle made a motion to appoint Norman Voyles as the Chairman of the Morgan County Drainage Board. Seconded by Brian Goss. Motion carried 2-0. Norman Voyles abstained. Jeff Quyle made a motion to appoint Brian Goss as the Vice Chairman of the Morgan County Drainage Board. Seconded by Norman Voyles. Motion carried 2-0. Brian Goss abstained.

STARLIGHT LEASING

Brian Moench, Moench Engineering, requested final approval of the erosion control plan for Starlight Leasing for the proposed gravel pit on SR 37. Mr. Moench stated that preliminary approval was granted in November and additional documentation was requested. Mr. Moench stated that they have submitted the documentation and fulfilled all the requirements. Tim Rodgers, Morgan County Surveyor's Office, stated that they have reviewed the erosion control plan and all the requirements have been satisfied. Bette Conway, Morgan County Surveyor's Office, stated that according to IDEM, when a mineral extraction facility does an expansion, IDEM does not require a Rule 5 permit for erosion control on the expansion area; however, the Mineral Extraction Ordinance requires the permit. Ms. Conway stated that this is a new facility, but wanted the Board to be aware that the county ordinance supercedes the state's requirements. Jeff Quyle made a motion to approve the erosion control plan as submitted and approved by the Surveyor's Office. Seconded by Brian Goss.

Cecelia Hemphill informed the Board that she would be filing an injunction this afternoon based on safety issues, acceleration/deceleration lanes, and the design of the road. Motion carried 3-0.

MARTIN MARIETTA MATERIALS – Waverly Plant Expansion

Tim Rodgers stated Martin Marietta proposes to expand their existing dredge operation and have submitted an erosion control plan. As stated earlier, IDEM does not require an existing facility to do that, but the county Stormwater Ordinance does. Mr. Rodgers stated that this facility is used as one of the model operators for the county and recommended approval of the erosion control plan. Mr. Rodgers stated that Martin Marietta is working to obtain a special use permit through the Board of Zoning Appeals, but this does not impact the erosion control permit. Terry Brock stated that this is property that is just to the south of the existing operation; they are mining new ground. Jeff Quyle made a motion to approve the erosion control plan for Martin Marietta. Seconded by Brian Goss. Motion carried 3-0.

PIPELINE REQUIREMENT ORDINANCE

Larry Smith, Morgan County Engineer, requested that an ordinance similar to the Pipeline Requirement Ordinance be enacted to set depth standards for construction of pipelines under roadways. Mr. Smith stated that he would submit a proposed ordinance to the county attorney. Brian Goss made a motion to approve the ordinance. Seconded by Jeff Quyle. Motion carried 3-0.

LEGAL SERVICES CONTRACT

Pete Foley stated that the contract sets a fee of \$130.00 per hour for any litigation the Drainage Board might be drawn into. Basic meeting preparation and meeting attendance would be included in the annual contract with the Board of Commissioners. Jeff Quyle made a motion to approve the legal services contract with the county attorney. Seconded by Brian Goss. Motion carried 3-0.

STORMWATER COORDINATOR REPORT

Bette Conway, Morgan County Stormwater Coordinator, stated that they had pollution prevention and illicit discharge training in November and this fulfilled the requirements of the Rule 13 permit. Ms. Conway stated that this was well attended by county staff. Ms. Conway stated that she had a meeting with the IDEM Rule 13 coordinator and she felt that the coordinator understands the challenges the county faces in funding the state mandates under Rule 13. Ms. Conway stated that she will be working in house to renew the permit, which must be done by September of 2008. Ms. Conway stated that the coordinator was excited by the rain garden

projects that have been implemented in the county and asked her to be on a committee promoting rain gardens at IDEM's annual meeting.

Ms. Conway stated that they will be sending their Stormwater Ordinance to IMAA (Indiana Mineral Aggregate Association). They will incorporate the requirements onto their website. They also discussed reclamation plans and Ms. Conway would like to implement something that is consistent with what the industry is asking.

There is one pending stop work order for a subdivision that has not installed perimeter drains. Ms. Conway is working to prepare the annual report that is due to be sent to IDEM the first part of February.

MINERAL EXTRACTION UPDATE

Tim Rodgers stated that he attended Rule 5 training in December. Hydraulic Press Brick is working to satisfy the Stormwater Ordinance requirements and will be working on the Mineral Extraction Ordinance requirements for their new expansion facility. The Board complimented the staff of the Surveyor's Office on the job that they are doing.

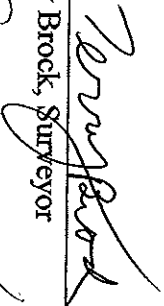
OBSTRUCTION REMOVAL

Terry Brock stated that certified letters have been mailed twice regarding removal of an obstruction and they have been refused. They were then sent via regular mail. Pete Foley recommended that the letters be served by the Sheriff.

ADJOURNMENT

Brian Goss made a motion to adjourn. Seconded by Jeff Quyle. Motion carried 3-0.

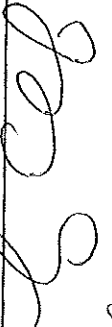
MORGAN COUNTY DRAINAGE BOARD



Terry Brock, Surveyor



Norman Voyles, Commissioner



Jeff Quyle, Commissioner



Brian Goss, Commissioner

ATTEST:



Brenda Adams, Morgan County Auditor