

**MORGAN COUNTY DRAINAGE BOARD**

*May 7, 2007  
12:00 P.M.*

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

**SAND CREEK KNOLL**

Terry Brock stated that he has concerns with Sand Creek Knoll and since no one was present to represent them, suggested tabling the issue. Mr. Brock stated that this is the final drainage approval. Jeff Quyle made a motion to table the issue. Seconded by Norman Voyles. Motion carried 3-0.

**HOMESTEAD IV**

Sean Downey, Schneider Corporation, was present to request conditional approval for Homestead IV's final drainage plan. This 66-lot development is in the Momrovia buffer zone off of SR 39. Terry Brock stated that Homestead I, II, and III have already been approved. Mr. Brock stated that there are some comments regarding erosion control issues that need to be addressed before they start moving dirt. Mr. Brock recommended approving the plan on the condition that the permit would not be issued until all the comments are met. Brian Goss made a motion to approve the plan on the condition that the erosion control comments are met. Seconded by Jeff Quyle. Motion carried 3-0.

**SPRINGMILL**

Terry Brock presented a letter from his office, complaints from neighbors, and an obstruction removal complaint for this issue. Mr. Brock stated that this is in Mooresville's jurisdiction, but obstruction complaints regarding a natural surface watercourse are filed in the Surveyor's Office. Mr. Brock stated that the subdivision is on the west side of Rooker Road across from Neil Armstrong School. Mr. Brock stated that there is not an obstruction to the watercourse, but there is major erosion in the subdivision. Mr. Brock has sent copies of the complaints to Joe Belkman, the MS4 coordinator in Mooresville, and Tim Currans, Town of Mooresville attorney. Mr. Brock stated that his findings are that there is no obstruction, but there is major erosion and he drafted a letter asking the town for any help that they can provide to resolve the issue. Mr. Brock stated that he has a VHS tape showing the area and some of the issues that the complainants are facing and it is available in his office.

Mr. Brock stated that the letter he presented stated his findings; there is no obstruction and it is not in the Drainage Board's jurisdiction. Mr. Brock recommended drafting a letter to the Town of Mooresville asking for their help since this area has been annexed into the town.

A member of the audience asked if their last recourse would be to take them to court. She stated that the town has not helped them and she was frustrated. Mr. Brock asked that she give them time to draft the letter and to try to help them. Mr. Brock stated that IDEM has also been contacted and is in correspondence with his office. Mr. Brock stated that he would stay in contact with the Town of Mooresville.

The unnamed audience member showed pictures of the area as it looked when they first moved in and the way it looked two years later.

Jeff Quyle suggested also talking to the councilman for their district and getting this item on the agenda for the town council. Members of the audience stated that they had already been to the town council and they told them they had a problem.

Pete Foley stated that the Drainage Board is limited in what they can do or can compel someone to do. Mr. Foley stated that the issue seems to be increased volume rather than an obstruction. An audience member stated that the flow has been altered to direct water onto the subdivision rather than into the creek. Mr. Foley stated that the board is willing to write a letter to the Town of Mooresville, but it could be that their only option might be to pursue this civilly and encouraged the audience members to seek legal counsel.

Brian Goss made a motion to approve the Surveyor's findings of no obstruction and to authorize Mr. Brock to draft a letter to the Town of Mooresville indicating that there are signs of erosion. Seconded by Jeff Quyle. Motion carried 3-0.

## STORMWATER COORDINATOR REPORT

Bette Conway, Morgan County Stormwater Coordinator, handed out a list showing her activities during the past month. Ms. Conway stated that there had been erosion control permit reviews, drainage complaints, and inspections. Ms. Conway stated that she has been in contact with Hydraulic Press Brick and will be making an on-site inspection soon. Patriot Materials has been working on the problems that were brought to their attention. Rockmakers is ready to send their paperwork to the Surveyor's Office.

Ms. Conway stated that they are now entering the third year of the five-year Rule 13 permit. Ms. Conway stated that she would like to address some of the items that have not been addressed regarding this permit.

Ms. Conway asked about establishing a non-reverting fund for the MS-4 money that they have collected for educational purposes. Brenda Adams stated that she would help in setting up this fund through the Auditor's Office and the Council.

Ms. Conway stated that Johnson County Soil and Water is doing a study of the Indian Creek Water Shed and they have grant monies available for educational programs in Morgan County and they will be taking advantage of that.

### BEAVER DAM

Terry Brock showed pictures of a beaver dam that was in Nutter Ditch. Mr. Brock stated that they tore the dam out, but he inspected the area the other day and the beaver is rebuilding it. Mr. Brock asked for permission to hire someone to solve the beaver problem. Hendricks County has a person who is licensed through the state to trap beavers out of season. Norman Voyles made a motion to grant permission. Seconded by Brian Goss. Motion carried 3-0.

### SARTER DITCH

Mr. Brock stated that he would need to hire someone to remove the tree from the ditch.

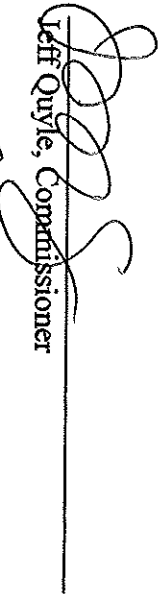
### ADJOURNMENT

Jeff Quyle made a motion to adjourn. Seconded by Brian Goss. 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