

Drainage Board met in their regular meeting place in the Rush County Courthouse on November 23, 2009 at 10:05 a.m. with the following present: Marvin L. Cole, T.H. Barnes, Ken Masters, members; Leigh Morning, Drainage Board attorney; Marvin L. Rees, Surveyor; Michele Gordon, secretary.

Minutes of the previous meeting were approved by motion of Barnes, with a 2nd by Masters. Minutes of the Special Meeting held on November 20, 2009 were approved by motion of Masters, with a 2nd by Barnes.

RUSH COUNTY STORM DRAINAGE POLICY

A motion was made by Barnes, with a 2nd by Masters, to approve a waiver to the policy for the Dwain and Linda Kuhn property. Motion carried.

DAVID CANADY TILE

A motion was made by Masters, with a 2nd by Barnes, to sign the contract with Wenning Excavating and Drainage. Motion carried.

WAITS/WRIGHT TILE

Rathburn Excavating has completed all of the work that he can do at this time. He is just waiting for INDOT to do their portion of the project.

EVA FRAZEE TILE

The Surveyor presented his report which can be found in the file in his office. He is recommending a reconstruction of a portion of the tile and outlet with an estimated expense of \$62.00 per acre. A motion was made by Barnes, with a 2nd by Masters, to set a hearing for Tuesday, July 6, 2010 at 10:30 a.m. Motion carried.

GEORGE MULL OPEN & CULLEN/GREGG TILE

The Board was reminded of the upcoming hearings for these two drains on December 7, 2009 starting at 10:30 a.m.

A motion was then made by Barnes, with a 2nd by Masters, to recess until 10:29 a.m.

The meeting reconvened at 10:29 a.m. and the first order of business was to open the quotes for the CHARLES MEYER OPEN DRAIN. The following quotes were received:

Rathburn Excavating	\$3,281.00
Gettinger Excavating	\$4,400.00
R L Coon Excavating	\$4,975.00
Owens Excavating	\$6,475.00

A motion was then made by Barnes, with a 2nd by Masters, to accept the quote from Rathburn Excavating. Motion carried.

MANILLA OPEN – HEARING

The purpose of this hearing was to combine the Inlow & Messmore Open Drains and name the drain the Manilla Open; to establish a maintenance fund at a recommended \$2.00 per acre; and then to proceed with needed maintenance work. Several landowners from the town of Manilla were present and their questions were answered. One letter of remonstrance had been received from the Manilla Faith Community Church. A motion was then made by Masters, with a 2nd by Barnes, to combine the drains and name the drain the Manilla Open and to set the maintenance assessments at \$2.00 per acre. Motion carried.

There are landowners in Shelby County who would like for maintenance work to also be done on their portion of the drain. A meeting will be called in the future to discuss including Shelby County. Taylor Summerford, Shelby County Surveyor and Kevin Nigh, Shelby County Commissioner were present at the Manilla Open hearing so they are aware of this request.

SENOUR GROUP

A motion was made by Barnes, with a 2nd by Masters, to set the maintenance assessments at \$5.00 per acre for a period of 3 years. Motion carried.

JOHN F MILLER TILE

A motion was made by Barnes, with a 2nd by Masters, to set the maintenance assessments at \$5.00 per acre for a period of 3 years. Motion carried.

JAMES S E HILLIGOSS TILE

A motion was made by Barnes, with a 2nd by Masters, to set the maintenance assessments at \$5.00 per acre for a period of 5 years. Motion carried.

There being no further business to come before the Board, a motion to adjourn was made by Barnes, with a 2nd by Masters. Motion carried.

Marvin L. Cole

T.H. Barnes

Ken Masters