**MINUTES**

**WARRICK COUNTY DRAINAGE BOARD**

**&**

**DEPARTMENT OF STORM WATER**

**July 8, 2019**

Regular Session

Old Historic Courthouse

107 W. Locust St. Suite 303

Boonville, In 47601

812-897-6170

The Warrick County Drainage Board and Department of Storm Water met in regular session with Bob Johnson, President; Dan Saylor, Vice President; Phil Baxter, Surveyor; Steve Sherwood, Director of Stormwater; Aaron Doll, Attorney; and Jennifer Curry, Recording Secretary.

\**Terry Phillippe & Jason Baxter absent for meeting*\*

Present in the audience was Tim Cook, Eric Obermeier, Joe Grassman

**PLEDGE OF ALLEGIANCE:**

President Johnson opened the meeting of July 8,2019 with the Pledge of Allegiance.

**APPROVAL OF MINUTES:**

President Bob Johnson: First, we have the approval of the minutes for June 24, 2019, can we do that without Terry?

Aaron Doll: I mean, you have 2 out of 3 right? Then yes you can.

Commissioner Dan Saylor: I make a motion to approve the minutes of the June 24th meeting.

President Bob Johnson: I will second it. All in favor 2-0

**SISCO REPAIR BUILDING ADDITION-8400 GOLDEN DRIVE NEWBURGH, IN**

President Bob Johnson: Next up we have the SISCO repair building addition 8400 Golden Drive Newburgh, Indiana. If you would please state your name and address.

Tim Cook: My name is Tim Cook with Midwest Contracting, contracting address is 6724 E Morgan Ave, Evansville Indiana.

President Bob Johnson: Okay. Phil are you familiar with this?

Phil Baxter: Yes, Sir. Steve is more than I am but they are wanting to put in retainage, the numbers come out good. Do you agree Steve?

Steve Sherwood: Yes, have you spoke with your design engineer Reggie Heck about the report he submitted?

Tim Cook: Yes.

Steve Sherwood: Basically he’s, and correct me if I am wrong, I am understanding that his report says that the current site needs some retainage because we’re generating a little too much flow in the existing 12-inch pipe that leaves the site, so he is retaining the difference. You are wanting to make a small improvement building at 1,400-square feet if I remember correctly?

Tim Cook: Yes, I believe it is right at 1,900.

Steve Sherwood: The evaluation he was asked to do has basically reveled that the site is discharging an little more water than what the current structure can take it away from the site, so he is proposing an in-ground small area retention basin to capture the surface and release it at a controlled rate. Basically, the calculation’s his engineer submitted meet our standards and it’s my advice for Phil Baxter to recommend approval to the Drainage Board.

President Bob Johnson: Are you okay with that Mr. Baxter?

Phil Baxter: Yes, Sir.

President Bob Johnson: Do you have anything to add?

Tim Cook: Nope, that should be a good summary of it.

President Bob Johnson: Are you (Dan) okay with it?

Commissioner Dan Saylor: Yeah, I am just trying to figure out where this is exactly.

Phil Baxter: South of Schnucks on Bell, Dan.

Steve Sherwood: Behind the strip mall on Golden Drive, basically where Spudz’N Stuff and a few others are over in that facility.

Commissioner Dan Saylor: So, are you next-door to SISCO?

Tim Cook: Yes, SISCO garage there, repair shop.

Commissioner Dan Saylor: Yeah I’m good with it.

President Bob Johnson: Okay, want to make a motion?

Commissioner Dan Saylor: I make a motion for the SISCO drainage plan to be approved.

President Bob Johnson: I will second, all in favor. 2-0

Tim Cook: Thank you Gentleman, and Ma’am.

**ERIC OBERMEIER- MORLEY-5700 GARDNER ROAD CHANDLER, IN**

President Bob Johnson: Next, we have Eric Obermeier with Morley Associates, 5700 Gardner Road Chandler, request partial vacate of Lot 1 in Paradise Estates. Please state your name.

Eric Obermeier: My name is Eric Obermeier with Morley.

President Bob Johnson: Mr. Sherwood is this you again?

Steve Sherwood: Yes, if you would please explain to the Board, you should have a package that describes the vacation if you go to the 4th page of 5 that has the sketch in it..

Eric Obermeier: I have more copies if anybody needs it.

Steve Sherwood: It basically highlights the building to the East was build and encroaches the easement?

Eric Obermeier: Yes.

Steve Sherwood: That is the vacation in question, that still leaves us a sufficient amount of the easement in question still remains active, you are just concerned about the encroachment portion of the easement, is that correct?

Eric Obermeier: Really, we would only be vacating that encroachment portion, yup.

President Bob Johnson: So, it looks like its just sticking up halfway in between it.

Eric Obermeier: Yup, and I brought in a couple copies of the tax card that would actually show that building was there about 5 years before the plat was ever platted as a drainage easement.

Commissioner Dan Saylor: So, why is this coming up now?

Eric Obermeier: This land owner just wants to right the wrong here and try to buy that portion or somehow get it, the first step is to vacate the easement because nothing can happen until that easement no longer exist under the building.

President Bob Johnson: What is in the building?

Eric Obermeier: It is a detached garage, just a car.

Commissioner Dan Saylor: Steve, Phil, what is your…

Steve Sherwood: I don’t have any problem with it, its not effecting any drainage that I am aware of, I have not been to the site, but it appears that the building was built over the property line and in order as you said, this is the first issue that needs to be resolved. Apparently the land the building sits on he is willing to sell it to him, the effected portion, to do away with the encroachment so to speak, but the first part has to happen to this vacation of the easement that is highlighted in that package.

Eric Obermeier: Yes. I have full sizes of the plat as well because on the plat you can tell that every lot line they just put easements down every lot line and not one or the other or every other, every lot line got the same easement and per the contours on there, there’s really not a swale in that.

Steve Sherwood: I guess my only other question is are there any active utilities in this easement, and if so have they released their sign off?

Eric Obermeier: I got letters from the utilities in the area that state they have no issues.

Steve Sherwood: Does this go before the APC after it goes through here so they will address that later tonight at the 4 o’clock meeting.

Eric Obermeier: We aren’t on schedule yet with them, we just need this then the put together the application.

Aaron Doll: Application and notices with all that, okay.

Phil Baxter: I am familiar with the area, there is nothing there as far as a swale or ditch.

Commissioner Dan Saylor: So, you two gentleman are okay with this?

Phil Baxter: Yes

Steve Sherwood: Yes.

Commissioner Dan Saylor: Okay, so I make a motion to vacate the utility easement and drainage easement per the plat, Lot 1 in Paradise Estates.

President Bob Johnson: I will second.

President Bob Johnson: All in favor? 2-0

**CLAIMS:**

President Bob Johnson: No claims?

Jennifer Curry: Nope

President Bob Johnson: Anything else?

**OTHER BUSINESS**

President Bob Johnson: Any other business?

Steve Sherwood: I just have the one item, we have a twin culvert replacement that we are looking at Robinson Road in the Little Red Creek legal drain, it has an active 75-foot temporary, or rather top of bank typical legal drain easement on both sides, they’re twin 7-foot diameter corrugated metal pipes they are starting to go bad, grading a hole in the roadway we need to replace the structure, we were notified by the foreman to look at it. We are looking at replacing it with a single steal tank car cylinder of adequate size capacity and length, just wanted to let you know that’s moving forward along those line I have not had a chance to speak with Phil Baxter regarding it, it may be a conversation with Jason, but we are moving forward and wanting to get it in the record that we need to replace that and that it is in a legal drain.

President Bob Johnson: Okay.

Steve Sherwood: It should not restricted it at anymore capacity than what’s already, we are going to make it equal size or make it larger than what’s already there. We are running calculations to verify the capacity and what structure we plan to put in will be sufficient accordingly.

President Bob Johnson: Is that up in Pigeon Township?

Phil Baxter: Yes.

Steve Sherwood: Yes.

President Bob Johnson: Okay.

Steve Sherwood: East of SR-161 South of SR-168.

President Bob Johnson: Alright, I guess I will turn it over to Stormwater.

**STORMWATER DEPARTMENT**

Steve Sherwood: Thank you Mr. President. I just have informational items for the Commissioner’s tonight, Robert’s Ridge Road a drainage improvement project we are replacing a trench grate across a concrete street at the cul de sac at the western end of Robert’s Ridge Road in South Broadview Estate Subdivision, I put out a drainage improvement plan we are assisting the Highway Department and Stormwater with this one project, we are going to replace the drain with just a typical street inlets and pipe so we don’t have to worry about the grate falling in and then we are going to outlet it at the western end of the cul de sac and eliminate the 12-inch pipe that goes to the lake, the water will make it to the same area eventually. This is the less expensive of the two options and the land owners are good with what we are proposing to do because he’s starting to get holes in the 12-inch pipe its about 270-feet in length from the current trench green to the lake. We will have a pre-bid meeting on site July 11th, I have sent out specifications last Wednesday, July 3rd to six area contractors to do business with Stormwater, bids will be due by 4:00P.M. July 19th, we should have bids ready to open and review at our next meeting on July 22nd. Last item I have information is just a follow up on the Tanglewood Ditch public hearing, as you know the Lochmueller Group put on a while back the public response period has come and gone he’s gotten three written responses, he will be presenting that information to the Board and we will look at follow up information on how to proceed accordingly. Joe, do you have anything for the Board this evening?

Joe Grassman: No, I don’t have anything.

Steve Sherwood: That is all the business I have, Sir.

President Bob Johnson: Anything Phil?

Phil Baxter: No, thank you.

**MOTION TO ADJOURN:**

Commissioner Dan Saylor: I make a motion to adjourn.

President Bob Johnson: Second. All in favor. 3-0 (*Terry Phillippe absent for meeting*)