

**PULASKI COUNTY DRAINAGE BOARD MEETING**  
**MARCH 19, 2018**

The Pulaski County Drainage Board met on Monday March 29, 2018 in the Community Room at the Pulaski County Highway Garage. The meeting was called to order by President Kenny Becker at 10:30 a.m.

Present was Kenny Becker, Jerry Locke, Mike McClure, Attorney Tim Murray, Jenny Keller and Susan Thomas. Also present was Maurice Loehmer, Glenn Abbett from Abbett Farms, Alex Leuck and Stanley Boehning.

**STEIN DITCH**

Jenny: Glenn Abbett/Key Argo LLC wants to put a culvert in on the Stein so that the Monon can't back up into the Stein.

Glenn Abbett: What we are proposing is that we put a culvert at the end of this with a flap on it. When it comes up it floods our field but it also floods the road.

Mike: That's 300 S?

Glenn Abbett: Yes. It gets bad enough that it floods 300 and can close it.

Jenny: It would be considered a private crossing so it would be up to him. He just wants permission to put it in since it's a maintenance ditch. Basically like any installation or repair and upkeep, it would fall back on him.

Mike: I make a motion to give him permission to do it according to code and everything that could be involved in it, as long as he does it right and takes care of it.

Jerry: Second.

Kenny: I've got a motion and second. Motion carried.

Mike: Use your own good judgement on what you think for rip rap.

**LUNSFORD**

Maurice Loehmer: I've got a spreadsheet of the records of spraying. There has been spraying done here at the bottom. 2014 and 2016 are the records that you have of when there was spraying done on the ditch. The records are not clear of where the spraying has occurred.

Mike: Was the reason the spraying wasn't done because the crops were there?

Jenny: That's what Dan said, that he didn't get it sprayed because of that. Maurice said that from this point forward, don't worry about the crop. Spray it, if we run over crop that's okay at least through him.

Maurice Loehmer: I do have a picture of what we got. They look like black locust. I do understand that there could be uncontrolled circumstances of not being able to get in there.

Mike: How long of a stretch is this?

Maurice: Approximately 1000 feet. The ditch assessment has paid for spraying and I don't feel right ending up with where the pivot can't pass. That pivot has been in there for 19 years. We're not getting results for what we're paying for.

Kenny: How tall are those trees?

Maurice Loehmer: Well they are at least 10 feet. It's been going on for an extended amount of time.

Mike: To get them out now, you will need to take a hoe down there. That's beyond spraying.

Maurice Loehmer: I would propose a hoe with a cutter.

Kenny: You wanting us to pay to have them cut off?

Maurice Loehmer: Yes that would be my request.

Kenny: We'll get estimates and get back with you.

Jenny: Now for future, you said that we can go through crop if necessary to spray. Now is that any of your ditches or just this one?

Maurice Loehmer: That is any of my ditches and I probably need to come down and look at which ditches are in question so I can have that on record. Don't worry about the crop.

Jenny: On our end, I would probably have you sign something.

**SPRAYING**

Jenny: A couple of things I do want to touch on with the spraying. We maybe average 3 hours a day of spraying. You figure two fills a day, that's two wasted hours. Lunch hour, that's three hours. I don't know how to speed up the process.

Kenny: He could go to any one of the fertilizer companies and fill his tank. If he doesn't want to do that, I'm sure when the fertilizer season is over, you could go to any one of the Farm Bureau or CFS out here and they'll give him a ball. He could have that ball filled up out here and turn that pump on and it wouldn't take him no tile at all to fill.

Mike: If he won't do that, we ought to get a 1,000 gallon tank and I'll donate it. We'll fill it full of water here and all he's got to do is pump it off and it will take him three minutes.

Kenny: If he would pull into like CFS, they could fill that in like five minutes. I've talked to them before and they said yes, have him stop.

Jenny: I'd like to, before this spray season, get something in place.

**MUD CREEK/SMALL TILE**

Jenny: Al Newman came in requesting the Small Tile be taken off maintenance with Mud Creek. We were actually going to reconstruct the Small Tile. (2015) The Small Tile is in the same watershed as the Mud Creek. That was the big thing.

Someone even hired an attorney. After that hearing, nothing. Not a sound from anybody. Now we get all this water and everybody wants to know what's going to happen. Wilbur Martindale came in and he always gets all that water in his back yard and by his shed. He asked what we were going to do about it and I said, I tried to reconstruct it for you and got shot down. Wilbur said he was going to contact his lawyer, contact Gutwein.

Kenny: What is Gutwein going to do for him?

Jenny: Help him get his tile constructed. I did contact DeSabatine to go out there and jet it. They did. There is no more water standing back behind him or Fagan. If they want to separate watersheds, somebody is going to have to come in and get a petition requesting, go get signatures, come before you guys and get it approved. We'd have to have hearings, engineers, everything.

#### **JOHN BROWN LYDETTT TILE**

Jenny: Bill Malchow had come in and there was a lot of water sitting there at Oak Grove parking lot and behind in Bill's field. I went ahead and called DeSabatine and ask if there was something that you can do? As of Friday, you can see Malchow still has a lot of water. Over here at Oak Grove, the parking lot, it's gone. You can see that the water is getting away.

#### **NIMZ DITCH**

Rob Girton called and would like this cleaned. We put this on the list to survey so we will try to get at least fall.

#### **SHRADER DITCH**

Jenny: Joe Crist reported a slide on ditch. He also reported that the Allen's keep throwing leaves in the ditch and wants to know if we could send them a letter for throwing their leaves over into the ditch. I did have DeSabatine go out and fix a washout.

Sue: I didn't think the leaves were actually in the ditch.

Kenny: If they are on the bank, I don't think it would hurt anything.

#### **WELTZIN DITCH**

Jenny: Dean Good reported that there were trees in the ditch. Fran Fox gave me an estimate of \$300.00. I gave him the go ahead and get them out. He has got that done.

#### **MOSELY MAIN**

Jenny: Gary Overmyer reported three areas where there are stalk-jams from the flood. Jerry Gutwein is actually cleaning that ditch so I pointed that out to Jerry so I'm sure that will all be taken care of as he cleans.

#### **ED FRAIN TILE**

Jenny: Rick Green reported a sink hole on the school property, south of the Football Field. DeSabatines will fix this. Wayne Westphal was in last week. I'll just give you a brief history. Wayne came in with the prior Board and he wanted a new tile ran. Kind of out behind the houses where it runs up there, so it would catch Kochers, come around there at the school and then tie into the catch basin that is there along 100 S. I kept saying that everyone in the watershed should not pay for that. At the time, (April-October 2016) the Board approved that but nothing ever happened. Looking at the assessment, we only have 189.669 total benefitted acres. Everything is at \$4.00, even the lots. We get less than \$2,000.00 a year on this tile. Sometime this summer I would at least like to propose an informal hearing. Invite everybody in the watershed to talk about raising the rate. We will kind of get some proposed rates and invite the public and see what we can come up with.

#### **MAYS DITCH**

Jenny: Darrell Gudeman came in. Darrell farms for Neunenschwander. The Mays Ditch is right off of 500 N. All the tile are underwater. (looking at map) Neunenschwander has the first parcel and then back behind there, Brad Goble has that. Brad has planted a bunch of pine trees right along the ditch bank. There is only \$20.00 in the fund and it only benefits 243 acres at \$ .56 an acre. Darrell wants it cleaned.

Kenny: well maybe we ought to have a hearing and raise the rate on it if they want to get it cleaned.

Jenny: Since Darrell doesn't actually own it, should that come from Neunenschwander?

Kenny: You mean them petition to clean it?

Jenny: Yes.

Mike: They (landowners) are the ones paying it.

Kenny: If you had a hearing, they would get the letter to come anyway.

Tim Murray: Neunenschwander would do it or they would have to, in writing, authorize Darrell to do it.

Mike: Yes because that is taxation without representation.

#### **BUDD FISHER**

Jenny: We let the Budd Fisher out and Weaver-Fox was the successful bidder. Ed Cotner had come into the office and he absolutely does not want the contractor in Kyle Cotner's yard.

Kenny: Well what about that culvert there at Kyle's driveway? Is it going to need to be dipped on both sides of that?

Jenny: They said it's good.

Kenny: I just don't want him coming back in and say it's holding water back.

#### **G.W. THOMPSON**

Jenny: Ron Mitchell reported a washout north of highway 14 and east of 200 E. He would also like the ditch cleaned. We will put the ditch on the list to survey. Dan did go out there to look at the washout and I did send Mitchell a letter and told him that Dan feels that the washout was caused by his private tile. So until his private tile gets fixed, we'll do what we need to do to fix the washout but he needs to get his tile fixed. He was going to have DeSabatine do some private tiling anyway. I talked to Bob and told him, if you go out there that's strictly on him. I told Bob too, since he wants this cleaned, that if it's not bad we won't even touch the washout. I don't feel we should be spending a lot of money on it now if we are going to clean it. I have not heard back from Mitchell yet.

**AGNEW DITCH**

Jenny: Don Housinger reported that the tile on 400 is almost full and the water will not go down. He also wants that branch looked at. We've cleaned this two years in a row and I think it has to do with all that grass. I want to talk to the chemical rep to see if there's any kind of chemical that will go down to the root just to kill it.

**STEIN DITCH**

Jenny: Don Housinger reported water backing up from 1100 W to 325 S. This is also on the list to survey.

**R.W. GROSS (section corners)**

Jenny: Here is the actual contract. The only thing I don't like about this is "The fee will be invoiced monthly as work progresses and due upon receipt. Any outstanding fee not paid within 30 day of invoicing will be subject to a finance charge of 18%".

Kenny: I'd put sixty days.

Jenny: He does have it in there that the cap is \$10,000.00 for this calendar year of 2018. We do have a little over \$19,000.00 in the fund right now.

**INDIAN CREEK**

Discussion on Indian Creek. Kenny will bring it up at the next Indian Creek meeting.

**STANLEY BOEHNING**

Stanley Boehning: How do you keep grass out of the ditch?

Kenny: That's what I was talking to Jenny about.

(Misc. talk on grass in ditches. Jenny will contact Starke County to see what they use.)

**CLAIMS**

A	\$ 7,000.00	Gutwein Bulldozing	Pelsey (partial payment)	50100.000	GDM
B	\$ 300.00	Fox Excavating	Weltzin Ditch	50100.000	GDM
C	\$ 3,175.00	Johns Brothers Tiling	Lincoln Leach	50100.000	GDM
D	\$ 5,000.00	Jordan Field	Slonaker	50100.000	GDM
E	\$ 4,500.00	Jordan Field	Fritz Warnock	50100.000	GDM

Jerry: I'll make a motion to approve the claims as presented.

Mike: I'll second it.

Kenny: We have a motion and second. Motion carried

**MINUTES**

Mike: Motion to approve the minutes as presented.

Jerry: Second.

Kenny: Motion and second, motion carried.

**ADJOURNMENT**

Mike: I'll make a motion to adjourn.

Jerry: Second.

Kenny: I have a motion and second to adjourn. Meeting adjourned at 11:48 a.m.

PULASKI COUNTY DRAINAGE BOARD

\_\_\_\_\_  
KENNY BECKER

\_\_\_\_\_  
JERRY LOCKE

\_\_\_\_\_  
MIKE MCCLURE

SUSAN THOMAS  
Drainage Board Secretary