

**Montgomery County
Drainage Board Meeting**

January 10, 2024

The Montgomery County Drainage Board met on Wednesday, January 10, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Chairman Dave Rhoads, Vice Chairman John Frey, and members Doug Mills & Lance Sennett. Matt Mitchel, secretary, was not present. Present were Tom Cummins, Surveyor, Vicki Emmert, Secretary and Attorney Dan Taylor.

Also, present was Tom Klein and Heather Laffoon, Treasurer.

Reorganization & Swearing in of Members.

John Frey moved, seconded by Doug Mills, to maintain the same officers as in 2023. Motion carried, 4-0.

Attorney Contract

John Frey moved, seconded by Lance Sennett, to retain Dan Taylor of Taylor, Minnette, Schneider & Clutter, P. C. as the Drainage Board attorney for 2024. Motion carried, 4-0.

Approval of Minutes

Doug Mills moved, seconded by Lance Sennett, to approve the December 13, 2023 minutes. Motion carried, 4-0.

Petitions

Joel Tobin #576

Tom Cummins – reporting receiving a petition to attach to the Joel Tobin #576 drain from Larry Bullerdick. The area was displayed with the overhead protector.

John Frey moved, seconded by Doug Mills, to approve the petition to attach to the Joel Tobin #576 from Larry Bullerdick as submitted. Motion carried, 4-0.

George McClain #541

Tom Cummins – reported receiving a petition for a variance from Jordan Burkett for the George McClain #541 drain. Mr. Burkett plans to tear down the existing barn and build a new house. The easement for the drain is seventy-five feet and would like to build the house fifty-three feet from the drain. Mr. Cummins recommends approving the petition.

John Frey – inquired why Mr. Burkett could not just move the ditch.

Tom Cummins – reported it is a legal drain and would have to be done as a reconstruction, the fifty-three feet distance is enough to get in and work if needed.

Doug Mills- inquired if the County has to go in and work on the drain will we have to pay for restoring the landscaping.

Tom Cummins – reported restore as is.

Lance Sennett moved, seconded by John Frey, to approve the petition for variance from Jordan Burkett as submitted for the George McClain #541 drain. Motion carried, 4-0.

Old Business

None

New Business

Tom Cummins- requested the Board schedule assessment hearings for the **William Hawker #522, Claude Moody #583, Needham-Booher #640, Shumaker-White #713 and the Prince Croy #724**. Mr. Cummins inquired if the Board like to hold them at our regular meeting or a special meeting.

Dave Rhoads – inquired will there be a lot of attendance.

Tom Cummins – reported yes, one would be the **Claude Moody #583** and expect a large crowd. The agenda would not be over loaded, two tiles and three open ditches.

John Frey – reported he would be at the State House on February 14, 2024.

Dave Rhoads – reported they should be split up and inquired about timeline for notices to be sent out.

Tom Cummins – reported should have plenty of time.

Dave Rhoads – reported should it be a week later.

Dave Rhoads – inquired about using February 21, 2024 for a special hearing day too.

John Frey moved, seconded by Lance Sennett, to hold the William Hawker #522 and the Claude Moody #583 assessment hearings on Wednesday, February 14, 2024 at 9:30 a.m. at the Montgomery County Government Center. Motion carried, 4-0.

John Frey moved, seconded by Lance Sennett, to hold the Needham-Booher #640, Shumaker-White #713 and the Prince Croy #724 at a special meeting on Wednesday, February 21, 2024 at 9:30 a.m. at the Montgomery County Government Center. Motion carried, 4-0.

Heather Laffoon – inquired if assessments will be for this year or next.

Tom Cummins – reported this year as it still gives us plenty of time to give to the auditor.

Other Business

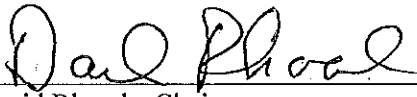
Attorney Day Taylor presented the Board members a handout for training and went over it with the Board.

John Frey and Lance Sennett should go to the Clerk’s office at the Courthouse to be sworn in for their new terms on the Drainage Board.

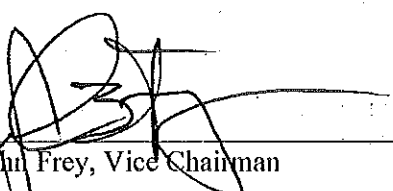
The next meeting will be January 17, 2024 at 9:30 a.m. at the Montgomery County Government Center.

Lance Sennett moved, seconded by John Frey, to adjourn the meeting at 10:12 a.m. Motion carried, 4-0.

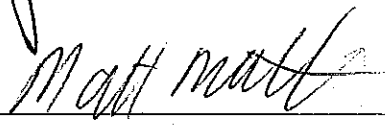
Vicki Emmert,
Recording Secretary



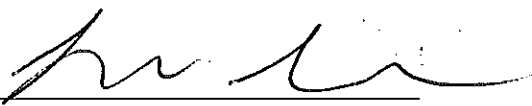
David Rhoads, Chairman



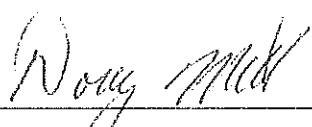
John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member



Doug Mills, Member

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**Montgomery County
Drainage Board Meeting**

January 17, 2024

The Montgomery County Drainage Board met on Wednesday, January 17, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Chairman Dave Rhoads, Vice Chairman John Frey, Secretary Matt Mitted, members Doug Mills & Lance Sennett. Present were Tom Cummins, Surveyor, Vicki Emmert, Secretary and Attorney Dan Taylor.

Also, present was John Binder and Dan Booher, Shane Young, Rex Ballard, Wesley Vickery, Stephanie Campbell and Heather Laffoon, Treasurer.

Hearing

Chrineyance Schenck #506 & Guy Little #534 Assessment Hearing for combined drains.

This information was display on the overhead projector.

Tom Cummins – reported the background for the drains. Historically, the **Chrineyance Schenck #506** and **Guy Little #534** drains, located in Wayne Township, have been separate regulated drains and watersheds, each with their own per acre assessment. The **Chrineyance Schenck #506** watershed encompasses the **Guy Little #534** watershed, as it serves as the outlet; the **Guy Little #534** affected acreage is also assessed for the **Chrineyance Schenck #506**.

Chrineyance Schenck #506

Constructed: 1895
Reconstructed: 1919
Location: T19N R6W; Sections 25, 26, 35, and 36
Watershed Acres 1,235.7 acres
Tile Length: 12,534 feet
Tile Sizes: 15", 18", 19" 20" and 24"
Open Ditch Length: 1,371 feet
Number of parcels: 37

The current assessment is \$4.00/acre with a \$5.00 minimum assessment and collects annually \$4,955.88.
The current maintenance balance is \$6,448.81 and improvement balance of zero

Guy Little #534

Constructed: 1912
Reconstructed: N/A
Location: T19N R6W; Sections 25, 26, 35, and 36
Watershed Acres: 490.36 acres
Tile length: 8,549 feet
Tile Sizes: 7", 8", 12", 15 and 16"
Open Ditch Length: N/A
Number of Parcels: 19

The current assessment is \$6.00/acre with a \$5.00 minimum assessment and collects \$2,951.96 annually. The current maintenance balance is \$12,843.28 and improvement balance of zero.

The Surveyor recommends combining the **Chrineyance Schenck #506** and **Guy Little #534** drains, for all assessment purposes. The soil types and topography are comparable throughout both watersheds. This combination of drains is appropriate to ensure no substantial inequity exists for any landowners. As the **Chrineyance Schenck #506** tile drain serves as the outlet for the **Guy Little #534** tile drains, landowners within the **Guy Little #534** watershed are currently assessed for both drains. This creates an inequity for maintenance assessment as well as any future reconstruction assessments.

The Surveyor recommends a per acre rate of \$5.94, with a \$5.00 minimum, which would collect \$7,315.66 annually.

Currently some landowners pay an assessment for the **Guy Little #534** of \$6.00 per acre and the **Chrineyance Schenck #506** of \$4.00 per acre. For those who pay into both this new assessment recommendation of \$5.94 an acre would be a decrease. The **Chrineyance Schenck #506** landowner's assessment would be an increase of \$1.94 an acre.

The overhead projector was used to display the tributaries.

Tom Cummins – reported the **Chrineyance Schenck #506** drain is scheduled for a proposed reconstruction 2024.

John Frey – inquired if there was any push back.

Tom Cummins – reported no objection letters. Received a call from Randy McCormick about how he would be assessed two different ways; explained how he already was being assessed for two drains. Once explained he was on board with it.

Dave Rhoads – inquired about the two separate maintenance funds what would become of them.

Tom Cummins – reported will combine all the funds from both drains. Recommends leaving the name as the **Chrineyance Schenck #506** with a foot note describing the former Guy Little drain.

Doug Mills – inquired about the tributary.

Tom Cummins – reported tributary one is the **Chrineyance Schenck #506**; many drains have been combined according to old records, described as a footnote.

Dave Rhoads – inquired if there were any landowner comments.

Rex Ballard – inquired about the reconstruction of the **Chrineyance Schenck #506** this year.

Tom Cummins – reported the **Chrineyance Schenck #506** was classified in need of reconstruction for this year. It would be designed combining both drains.

Rex Ballard – inquired about the open ditch.

Tom Cummins – reported the plan would be do away with the open ditch, as it should not be in between two sub surface tiles. Discussed the tile size. No hearing has been set. Plan to hold a hearing in March or April.

Joh Frey moved, seconded by Matt Mitchell, to combine the Chrineyance Schenck #506 and the Guy Little #534 for a total watershed of 1,231.82 acres and a new assessment rate of \$5.94 an acre with a

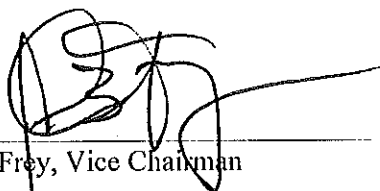
\$5.00 minimum, with an annual assessment collection \$7,323.06. The name of the drain will be Chrineyance Schenck #506. Motion carried, 5-0.

Doug Mills moved, seconded by John Frey to adjourn the meeting at 9:50 a.m. Motion carried, 5-0.

Vicki Emmert,
Recording Secretary



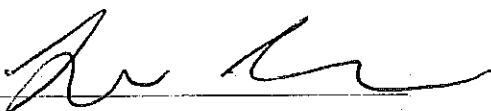
David Rhoads, Chairman



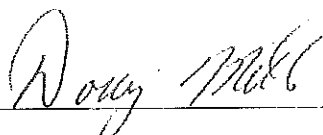
John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member



Doug Mills, Member

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**Montgomery County
Drainage Board Meeting**

February 14, 2024

The Montgomery County Drainage Board met on Wednesday, February 14, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Chairman Dave Rhoads, Vice Chairman John Frey, Secretary Matt Mitchell and members Doug Mills & Lance Sennett. Present were Tom Cummins, Surveyor, Vicki Emmert, Secretary and Attorney Dan Taylor.

Also, present was Steve Hudson, Jeanne Day, Shirley Wilson, Sue Rasmussen, Larry Rasmussen, Roger Azar, Nancy Cox, Stephanie Campbell, Bob Woodkey, Brenda Foster, Corwin and Jerry Perkins, Meredith Manges, Paul Winemans, Diana McCormick, Steve Gray, Becky Shaw, Marc Bonwell and Wayne Shaw.

Approval of Minutes

John Frey moved, seconded by Lance Sennett, to approve the January 10, 2024 minutes. Motion carried, 5-0.

John Frey moved, seconded by Lance Sennett, to approve the January 17, 2024 minutes. Motion carried, 5-0.

Hearings

William Hawker #522 Hearing

Tom Cummins- reported the **William Hawker #522** is in T20N, R4W. Sections 4 & 9 in Madison Township. The current assessment is \$1.66/acre with a \$5.00 minimum. The total collected yearly is \$462.91. The proposed assessment is \$8.33 an acre with a \$5.00 minimum. There are 264.34 acres in the watershed. The overhead projector was used to display information and the area.

Current Maintenance Fund Balance is \$0.00

Current Improvement Fund Balance is (2,123.92)

Current Projected Payoff (in years) 4.6

Proposed Assessment = \$8.33/acre w/\$5.00 min.

Proposed Watershed Acres = 264.34

Proposed Total Annual Assessments = \$2,202.60

Proposed Projected Payoff (in years) = 1.0

The Surveyor recommends increasing the current maintenance assessment to \$8.33/acre with a \$5.00 minimum. This increase will collect the necessary funds to repay the improvement fund in the first year. The annual collections should be adequate for any expected maintenance needs.

Dave Rhoads – inquired if there were any landowners present.

Steve Hudson – reported it looks fair to me.

Dave Rhoads - inquired this should take care of the maintenance and everything that needs to be done.

Tom Cummins – reported based on my knowledge it will be adequate for the annual maintenance. All we have done is repair tile holes and repaired the outlet.

John Frey moved, seconded by Matt Mitchell to increase the assessment rate to \$8.33 an acre with a \$5.00 minimum for the William Hawker #522. Motion carried, 5-0.

Claude Moody Hearing #583

Tom Cummins – reported the **Claude Moody #583** is in T18N, R3W, Section 18 in Walnut Township in the town of Mace. There is 67.74 acres in the watershed. The current assessment rate is \$8.26 an acre with a \$10.00 minimum. Total collected yearly is \$1,042.36. The overhead projector was used to display the information and the area.

Current Maintenance Fund Balance = \$160.55

Current Improvement fund Balance – (26,592.15)

Current Debt to Improvement fund = (26,431.60)

Current Projected Payoff (in years) = 31.11

Additional Expected Expenditures = (\$6,000.00)

Total Debt to Improvement Fund = (\$32,431.60)

Projected Payoff (in years) = 31.11

Proposed Assessment = \$200.00 per parcel

Total Number of Parcels = 75

Proposed Total Annual Assessments = \$15,000.00

Proposed Projected Payoff (in years) = 2.16

The Surveyor recommends raising the current maintenance assessment to the proposed assessment of \$200.00/parcel for 2024, 2025, 2026, this increase will pay back the existing deficit that the drain is currently carrying within the improvement fund, and collect the funds necessary for needed maintenance. The maintenance assessment would then be decreased to the calculated assessment of \$40.00/parcel in 2027, going forward. Used the overhead projector to display the information.

The Maintenance Fund is the primary transaction fund for the **Claude Moody #583**. All collections are deposited in the maintenance fund, and this fund is used to pay invoices for work, hearing notices, etc. If an invoice total exceeds the balance in the maintenance fund, the remainder is paid out of the improvement fund, under the **Claude Moody #583** line item. This debt, carried by the improvement fund, must be paid back as assessments are collected. In some cases, assessments must be raised to ensure the improvement fund is reimbursed in a timely manner, to minimize the impact to the improvement fund.

Tom Cummins – reported the Board has a policy that if a drain’s deficit is more than five years to pay back the improvement fund, than a rate increase is required. The schedule of assessment is \$200.00 per parcel. The drain is in debt \$26,000, due to the cost of removing trees after the reconstruction within the

30 feet of easement. Fifteen trees were removed. The extra \$6,000.00 will go towards open ditch work to dip and redo the spoil on banks and some tree removal. If it were decided to lower the assessment to \$100.00 per parcel per year, it would require a payback of five years and does not recommend any lower.

Dave Rhoads – inquired of landowners if they understood about lowering to \$100.00 for five years instead of three years.

The Board, Surveyor, Lawyer and landowners present were Jeanne Day, Shirley Wilson, Sue Rasmussen, Larry Rasmussen, Bob Woodkey, Corwin and Jerry Perkins, Meredith Manges, Paul Wineman, Diana McCormick, Nancy Cox, Wayne Shaw, Becky Shaw and Steve Gray. Items discussed were the assessment options; work on open ditch; tiles that may have been cut off; side ditches that are too deep to mow; areas where water still stands; septic systems; outlets and keeping them clean; understanding how the maintenance fund is used and collected. Landowners gave updates of issues that are ongoing. Tom Cummins will go out and meet with landowners to solve their issues. A vote was taken of landowners present and they would like to pay \$200.00 for three years.

John Frey moved, seconded by Matt Mitchell, to increase the assessment for 2024, 2025, 2026 to \$200.00 per parcel and then reduce the assessment to \$40.00 for the Claude Moody #583 in 2027. Motion carried, 5-0.

New Business

Tom Cummins – reported on the **Moore's Height #598**. The overhead projector displayed the area. It is located at 300 South and US 231. It serves a subdivision and is 1,200 feet of 8" and 10" tile. Mr. Smith is looking to develop a site encroaching the existing tile. Would like to re-direct the tile around like the Tempur Sealy plant did.

Roger Azar – reported it is currently Ag will need to be re-zoned to commercial. Reported it was not mapped and a 6" plastic tile was found and does not work. Would like to re-route around the proposed site. The design is complete and will ask for a variance. Reported Tom Cummins requested a contractor to locate the tile.

Dave Rhoads – inquired about the 6" tile that was located and will it be replaced with another 6" tile or a larger one.

Roger Azar – reported to change to 12" with mound. Will have to submit for a new legal drain.

Doug Mills – inquired will water go east and is 12" big enough.

Roger Azar – reported believe so, 12" is best.

Matt Mitchell – inquired about outlet to highway. Does it stay open after leaving the highway right-of-way.

Roger Azar – reported no.

Doug Mills – inquired about the 12" in the future, will it be able to handle the detention pond, etc.

Roger Azar- reported he believes so.

Tom Cummins – inquired about tile size.

Roger Azar – reported 12"

John Frey – reported in the rezone some type of buffer and will take that into account when you realign the tile.

Roger Azar – reported yes, stay on developers own tree line and fence.

Tom Cummins – reported Board would have to approve a reconstruction. Can set reconstruction hearing. Would recommend April or May.

Roger Azar – reported banking on Board allows it.

Dave Rhoads – inquired easement and does it get reduced.

Tom Cummins – reported according to code we cannot reduce easements but can allow structures within easement.

Dan Taylor – reported encroachment right of way.

Matt Mitchell – reported like on parking lots.

Dan Taylor – reported drainage easement established by statue.

Roger Azar – inquired should he show the setbacks.

Tom Cummins – reported yes.

Roger Azar – reported to speak with INDOT about the existing access drive.

Tom Cummins – reported a reconstruction hearing could be set for May.

Roger Azar – reported okay.

Doug Mills – reported assumption only as long as they meet all the requirements.

Roger Azar – As soon as they get approval, will begin construction.

Tom Cummins – reported recommending a May meeting.

Roger Azar – confirmed that he is to use existing specifications.

John Frey moved, seconded by Lance Sennett to hold a reconstruction hearing for the Moore's Heights #598 for May 8, 2024 at 9:30 a.m. at the Montgomery County Government Center. Motion carried, 5-0.

Matt Mitchell – inquired about maintenance fund money, has it been assessed.

Tom Cummins – Russ Nelson was Surveyor back then.

Dave Rhoads – inquired if it goes to Larry Smith's pasture.

Tom Cummins – reported on stream and swale and used overhead to display area.

Dave Rhoads – reported old trailer park.

Tom Cummins – reported yes. Inserted dye into the tile and it went nowhere.

Dave Rhoads – reported foresee down the road could create an issue and where will it dump into.

Roger Azar – reported the good news is that landowners won't be assessed.

Marc Bonwell – reported it will be releasing less water than drainage code allows.

Roger Azar – reported Tom Cummins used witching to find tile.

Tom Cummins – reported it either works or does not.

Tom Cummins- reported using the overhead projector where the green line suddenly stops.

Other Business

Tom Cummins – presented the Board transfers for twenty-nine requests from maintenance to improvement, the **Guy Little #534** maintenance to the **Chrineyance Schenck #506** maintenance, maintenance to reconstruction, reconstruction to maintenance and reconstruction to improvement.

Doug Mills moved, seconded by Dave Rhoads, to approve the requests the transfers. Motion carried, 5-0.

Tom Cummins – reported the Drain Account Report reflects transfers approved today, and shows ON & OFF list.

Tom Cummins – reported six drains have met their four-year cap but recommends leaving them on assessment as work is needed on all six. The **George Kendall #529**, the **Rankin Walk-up #579**, **Moore's Heights #598**, **John Coyner #599**, **Moses Maxwell #603** and **Robert Rutan.#624**

Tom Cummins – presented the Board with the 2024 OFF list. There are ninety-three ON and ninety-two OFF.

John Frey moved, seconded by Lance Sennett, to approve the 2024 OFF list. Motion carried, 5-0.

Tom Cummins – reported the rates should be lowered for the **Allie Peterson #549** from \$5.41/acre with a \$5.00 minimum to a new lower rate of \$2.00/acre with a \$5.00 minimum. The **Joseph Ludlow #586** from \$6.21/acre with a \$5.00 minimum to \$3.00/acre with a \$5.00 minimum.

John Frey moved, seconded by Lance Sennett to lower the rates for the Allie Peterson #549 to \$2.00 an acre with a \$5.00 minimum and the Joseph Ludlow #586 to \$3.00 an acre with a \$5.00 minimum. Motion carried, 5-0.

Dan Taylor – presented the Board a handout for training for hearings to read.

Public Comment

None

Tom Cummins – reported there would be three assessment hearings at the February 21, 2024 meeting, the **Prince Croy #724**, **Needham-Booher #640** and the **Shumaker-White #713**.

John Frey moved, seconded by Lance Sennett, to adjourn the meeting at 10:56 a.m. Motion carried, 5-0.

Vicki Emmert,
Recording Secretary

David Rhoads, Chairman

John Frey, Vice Chairman

Matt Mitchell, Secretary

Lance Sennett, Member

Doug Mills, Member

Montgomery County
Special
Drainage Board Meeting
February 21, 2024

The Montgomery County Drainage Board met on Wednesday, February 21, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Chairman Dave Rhoads, Vice Chairman John Frey, Secretary Matt Mitted, members Doug Mills & Lance Sennett. Present were Tom Cummins, Surveyor, Vicki Emmert, Secretary and Attorney Dan Taylor.

Also, present was Dan Crowe, Bill Crowe, Steve Hudson, CK Wilkins, Garrett Luse and Dale Crum.

Minutes

None

Hearings

Needham-Booher #640

Tom Cummins – reported the **Needham-Booher #640** is n T19N, R3W, in Sections 13-15, 21-29, 33 & 34 in Franklin Township. The current assessment rate is \$1.23 an acre with a \$5.00 minimum with 3,978.97 acres in the watershed. The proposed assessment is 44.55 an acre with a \$5.00 minimum. The overhead projected was used to display the information and map.

Current Maintenance Assessment = \$1.23/acre w/\$5.00 minimum assessment

Total Watershed Acres = 3,978.97 acres

Current Total Annual Assessments = \$4,986.28

Current Maintenance Fund Balance = \$2,232.97

Current Improvement Fund Balance = (\$1,405.41)

Current Reconstruction Fund Balance = N/A

Current Debt to Improvement fund = \$0.00

Current Projected Payoff (in years) = N/A

Additional Expected Expenditures = (\$30,000.00)

Total Debt to Improvement fund = (\$30,000.00)

Projected Payoff (in years) = 6.02

Proposed Assessment = \$4.55/acre w/\$5.99 min.

Proposed Watershed Acres = 3,978.97 acres

Proposed Total Annual Assessments = \$18,116.43

Proposed Projected Payoff (in years) = 1.66

The surveyor recommends raising the current maintenance assessment to the proposed assessment of \$4.55/acre w/\$5.00 minimum assessment, this increase will collect the funds necessary for needed maintenance.

The Maintenance Fund is the primary transaction fund for the Needham=Booher drain. All collections are deposited in the maintenance fund, and this fund is used to pay invoices for work, hearing notices, etc. If an invoice total exceeds the balance in the maintenance fund, the remainder is paid out of the improvement fund, under the Needham=Booher line item. This debt, carried by the improvement fund, must be paid back as assessments are collected. In some cases, assessments must be raised to ensure the improvement fund is reimbursed in a timely manner, to minimize the impact to the General Drain Improvement fund.

Proposed calculated maintenance assessment is \$4.55 per acre.

Dave Rhoads – inquired in one and half years it will be back in the black.

Tom Cummins – reported yes, after the work may be able to lower it back down. Regular to extreme maintenance to be done. Does not feel a reconstruction is necessary. Have about a mile of tree removal and de-brushing and bank work is needed.

John Frey moved, seconded by Lance Sennett to raise the Needham-Booher #640 assessment rate to \$4.55 an acre with a \$5.00 minimum with a yearly collection of \$18,116.43. Motion carried, 5-0.

Shumaker White #713

Tom Cummins – reported the Shumaker-White #713 is in T20N, R4W, Sections 4-9, and 16, 17, & 18 in Madison Township. The current assessment is \$2.15/acres with a \$5.00 minimum. The total acres is 1,739.19 with a total annual assessment of 45,198.93. The proposed assessment is \$4.30 an acre with a \$10.00 minimum. The overhead projector was used to display the information and the map.

Current Maintenance Assessment = \$2.15/acre w/\$5.00 minimum assessment

Total Watershed Acres = 1,739.19 acres

Current Total Annual Assessments = \$5,198.93

Current Maintenance Fund Balance = \$1,075.26

Current Improvement Fund Balance = (\$2,821.53)

Current Reconstruction Fund Balance = N/A

Current Debt to Improvement Fund = (\$1,746.27)

Current Projected Payoff (in years) = 0.34

Additional Expected Expenditures = (\$20,000.00)

Total Debt to Improvement Fund = (\$21,746.27)

Projected Payoff (in years) = 4.18

Proposed Assessment = \$4.30/acre w/\$10.00 min

Proposed Watershed Acres = 1,739.19 acres

Proposed Total Annual Assessments = \$10,397.85

Proposed Projected Payoff (in years) = 2.09

The Surveyor recommends raising the current maintenance assessment to the proposed assessment of \$4.30/acre w/\$10.00 minimum assessment. This increase will pay back the existing deficit that the drain is currently carrying within the improvement fund, and collect the funds necessary for needed maintenance.

Proposed calculated maintenance assessment is \$4.31 an acre.

Tom Cummins – reported several drains, drain into the **Shumaker White #713**. **The James Hose #572, George Nichols #546, Rebecca Miller #571 and Brent White #577** all do. The minimum was bumped to \$10.00, as the parcels are small. There were no comments from the landowners.

Doug Mills, moved, seconded by John Frey, to raise the Shumaker-White #713 drain assessment rate to \$4.30 an acre with a \$10.00 minimum. Motion carried, 5-0.

Tom Cummins – reported the **Prince Croy #724** is in T17N, R4W, Sections 6 & 7; T19N, R5W, Section 1; T20N, R4W, Section 31; T20N, R5w, Sections 25 & 36 in Union, Madison and Coal Creek Townships. The current maintenance assessment rate is \$3.31 an acre, with a \$5.00 minimum. The proposed rate is \$10.14 an acre with a \$5.00 minimum. The overhead projector displayed the area and information.

Current Maintenance Assessment = \$3.31/acre w/\$5.00 minimum assessment

Total Watershed Acres = 882.37 acres

Current Total Annual Assessments = \$3,051.45

Current Maintenance Fund Balance = \$7,885.89

Current Improvement Fund Balance = \$0.00

Current Reconstruction Fund Balance = N/A

Current Debt to Improvement Fund = \$0.00

Current Projected Payoff (in years) = N/A

Additional Expected Expenditures = (\$35,000.00)

Total Debt to Improvement Fund = (\$27,114.11)

Projected Payoff (in years) = 8.89

Proposed Assessment = \$10.14/acre w/\$5.00 min.

Proposed Watershed Acres = 882.37 acres

Proposed Total Annual Assessments = \$8,996.78

Proposed Projected Payoff (in years) = 3.01

The Surveyor recommends raising the current maintenance assessment to the proposed assessment of \$10.14/acre w/\$5.00 minimum assessment. This increase will collect the funds necessary for needed maintenance.

Tom Cummins – reported that de-brushing has already be done. It needs tree removal and work on bank. Downstream needs a lot of work on open ditch. Temporary increase of three to four years to lower it down.

Doug Mills – inquired about trees.

Tom Cummins- reported only allowed to remove trees on one side of bank. Cheaper to clean all at once, than go in and clear trees for every obstruction.

John Frey- inquired about a reconstruction.

Tom Cummins – reported just raise maintenance to perform work.

Dave Rhoads – inquired this is one that was taken off assessment forty to fifty years ago.

Tom Cummins – reported yes, had one landowner who actually kept his area clean over the years.

Dale Crum – inquired this work all open ditch, correct.

Tom Cummins – reported also Mr. Crum is on the **William B McClamroch # 543, which** drains into the **Prince Croy #724** and will pay that assessment too.

Lance Sennett moved, seconded by John Frey, to raise the Prince Croy #724 maintenance assessment rate to \$10.14 an acre, with a \$5.00 minimum. Motion carried, 5-0.

Doug Mills – inquired about only clearing on one side, what about the large trees.

Tom Cummins – reported yes, if they fall into ditch. Lots of Ash trees have died, etc. DNR has a permit process. Some landowners will clear their side on their own.

Dave Rhoads – reported the next meeting would be March 13, 2024 at 9:30 at the Montgomery County Government Center.

Doug Mills moved, seconded by Lance Sennett, to adjourn the meeting at 9:56 a.m. Motion carried, 5-0.

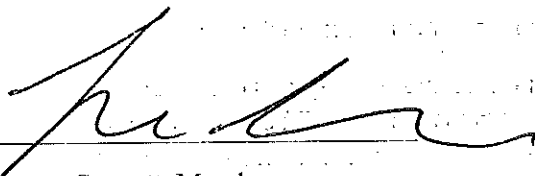
Vicki Emmert,
Recording Secretary


David Rhoads, Chairman

John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member

Doug Mills, Member

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20

Montgomery County
Drainage Board Meeting
March 13, 2024

The Montgomery County Drainage Board met on Wednesday, March 13, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Chairman Dave Rhoads, Secretary Matt Mitchell, and member Lance Sennett. Vice Chairman John Frey and member Doug Mills were not present. Present were Tom Cummins, Surveyor, Vicki Emmert, Secretary and Attorney Tyler Nichols.

Also, present was Brenda Foster, Heather Laffoon and Roger Azar.

Approval of Minutes

Lance Sennett moved, seconded by Matt Mitchell, to approve the February 14, 2024 and February 21, 2024 minutes. Motion carried, 3-0.

Petitions

Tom Cummins – reported receiving a petition for variance from Duke Energy for the **William Linn #580** drain to replace four overhead electric utility poles from wood to metal. Mr. Cummins recommends approving the petition. The overhead projector displayed all the information for all the petitions today.

Dave Rhoads moved, seconded by Lance Sennett, to approve the petition for variance from Duke Energy as submitted for the *William Linn #580* drain. Motion carried, 3-0.

Tom Cummins – reported receiving a petition for variance from Duke Energy for the **Alvin Sparks #554** drain to replace six overhead electric utility poles from wood to metal. Mr. Cummins recommends approving the petition.

Lance Sennett moved, seconded by Matt Mitchell to approve the petition for variance from Duke Energy as submitted for the *Alvin Sparks #554* drain. Motion carried, 3-0.

Tom Cummins – reported receiving a petition for variance from Duke Energy for the **Linn-Himes #533** drain to replace one overhead electric utility pole from wood to metal. Mr. Cummins recommends approving the petition.

Dave Rhoads moved, seconded by Lance Sennett, to approve the petition for variance from Duke Energy as submitted for the *Linn-Himes #533* drain. Motion carried, 3-0.

Tom Cummins – reported receiving a petition for variance from Duke Energy for the **Timothy Lane #602** drain to replace one overhead electric utility pole from wood to metal. Mr. Cummins recommends approving the petition.

Matt Mitchell moved, seconded by Lance Sennett, to approve the petition for variance from Duke Energy as submitted for the *Timothy Lane #602* drain. Motion carried, 3-0.

Tom Cummins – reported receiving a petition for variance from Duke Energy for the **James Harris #715** for ten overhead electric utility poles from wood to metal. Mr. Cummins recommends approving the petition.

Lance Sennett moved, seconded by Dave Rhoads, to approve the petition for variance from Duke Energy as submitted for the James Harris #715 drain. Motion carried, 3-0.

Dave Rhoads – inquired about vacating the **William Linn #580**.

Tom Cummins – reported no, it is the **Isaac Linn #626** drain; the landowners would like to vacate.

Tom Cummins – reported receiving a petition for variance from Lumen Technologies for the **Otis Thompson #708** drain that will cross two lines running fiber optic cable. It would be Tributary 3 and the main.

Roger Azar- inquired if it was a directional bore.

Tom Cummins –reported yes, our lines are six to seven feet deep and they will be running cable at three to four feet deep.

Dave Rhoads moved, seconded by Matt Mitchel, to approve the petition for variance from Lumen Technologies as submitted for the Otis Thompson #708. Motion carried, 3-0.

Tom Cummins – reported receiving a petition to vacate the **Moore's Heights #598** drain from landowners representing more than 10% of the affected acreage. Mr. Cummins recommends holding a vacate hearing at the April 10, 2024 meeting.

Dave Rhoads moved, seconded by Matt Mitchell, to hold a vacate hearing for the Moore's Heights #598 drain on Wednesday, April 10, 2024 at 9:30 a.m. at the Montgomery County Government Center. Motion carried, 3-0.

Old Business

Tom Cummins – reported the original 2024 OFF list included the **James Hose #572**. Surveyor would like to omit it for the 2024 year, as maintenance work is needed, and recommends that the drain be assessed.

Lance Sennett moved, seconded by Matt Mitchel, to accept the revision for the 2024 off list. Motion carried, 3-0.

There was no new business, other business, or public comment.

Lance Sennett moved, seconded by Matt Mitchell, to adjourn the meeting at 9:45 a.m. Motion carried, 3-0.

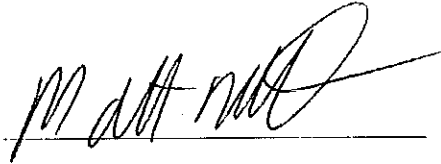
Vicki Emmert,

Recording Secretary

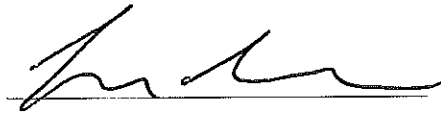


David Rhoads, Chairman

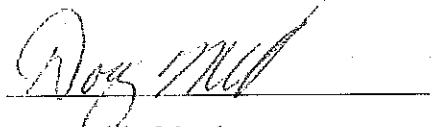
John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member



Doug Mills, Member

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24

Montgomery County
Drainage Board Meeting
April 10, 2024

The Montgomery County Drainage Board met on Wednesday, April 10, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Chairman Dave Rhoads, Secretary Matt Mitchell, members Lance Sennett & Doug Mills. Vice Chairman John Frey was not present. Present were Tom Cummins, Surveyor, Vicki Emmert, Secretary and Attorney Dan Taylor.

Also, present was Heather Laffoon, Larry Smith and Roger Azar.

Approval of Minutes

Lance Sennett moved, seconded by Matt Mitchell, to approve the March 13, 2024 minutes. Motion carried, 4-0.

Hearings

Tom Cummins -- reported on the Moore's Heights #598 petition hearing to vacate drain. It was constructed in 1982, located in T18N, R4W, Section 18, in Union (South) Township. The watershed is approximately 27.18 acres with 1,200 feet of tile ranging in 6" to 10" tiles. There is no open ditch. There are 28 parcels. Current assessment is \$21.88 per acre, with a \$5.00 minimum and collects \$615.53 annually.

Per IC 36-9-27-34 (d), A regulated drain should be vacated when:

- 1. The drain does not perform the function for which it was designed and constructed, or it has become inadequate to properly drain all affected land under current conditions;
 - 2. The expense of reconstruction outweighs the benefits of reconstruction; and
 - 3. The vacation will not be detrimental to the public welfare
- The Moore's Heights drain does not perform the function for which it was designed, as the existing drain is not sized adequately for sub-surface or surface runoff drainage
- 2. The expense of reconstruction outweighs the benefits of reconstruction
 - 3. The vacation will not be detrimental to the public welfare, as there is a plan to reconstruct the lower end, privately, to allow for future development.

Based on this evidence, the Surveyor recommends approving the vacation of the Moore's Heights #598 regulated drain. An aerial map is attached. To display the area, the overhead protector was used. It is located just south of Walmart on US 231 and north of 300 south and serves the Moore's Heights residential subdivision.

Based on reading the minutes and looking in the file there is limited information available. When they wanted to build the subdivision, Mr. Smith already had an existing tile going to the north.

Mr. Smith allowed them to replace the 1,200 feet of tile with plastic for the 27 acres.

After consulting with the engineer on the project it will be best to vacate the watershed and let it be done privately, due to cost.

Doug Mills – inquired if we decide to approve will the private landowner's tiles be cut off.

Tom Cummins – reported no they cannot block off the tiles by the code. Landowners that spoke with Mr. Cummins did not have a problem with the project.

Dave Rhoads – inquired is there room behind of west side can other development be done.

Roger Azar – reported everything to west is a different watershed.

Lance Sennett moved, seconded by Matt Mitchell, to approve the petition to vacate the Moore Heights #598 drain. Motion carried, 4-0.

Roger Azar – inquired if everything was good to go with the plan to use the design that was brought to the Board.

Tom Cummins – reported yes.

Petitions

Tom Cummins – reported using the overhead projector the petition to attach to the **James Harris #715** from James Hackett near New Ross. All the tiling is in the watershed and recommends approving the petition to attach.

Doug Mills – Inquired what the red lines are.

Tom Cummins – reported the red lines are the tiles.

Tom Cummins – reported he essentially verifies that the water is only coming from that watershed when the petitioner comes to him and submits the petition and the drain can handle it. Mr. Cummins can then approve it. Then it is brought to the Board so that it will be recorded in the minutes.

Lance Sennett moved, seconded by Matt Mitchell, to approve the petition to attach to the James Harris #715 from James Hackett as submitted. Motion carried, 4-0.

Dave Rhoads – reported that is the ditch a few years back that Everett Beamish was involved with.

Tom Cummins – reported using the overhead projector some areas are really low and cannot really be drained anywhere. There is tile everywhere in the **James Harris #715**, it has been dipped, and everything is working well.

Old Business

Tom Cummins – reported an update for the **John Gobin 2 #520** reconstruction using the overhead projector to display area. The **John Gobin 2 #520 tributaries 1, 2, and 3** have been reconstructed and all that is left to reconstruct now is the main. The only people who were affected by the tributaries were assessed for reconstructions in the past. Only those who are affected by the main and tributary three will be assessed for this reconstruction.

Doug Mills – inquired what you are calling Tributary 3 was done a few years ago.

Tom Cummins – reported correct.

Tom Cummins – reported if the whole water shed is to be assessed, the hearing process will have to start all over.

Doug Mills – inquired the main is the centerline all the way.

Tom Cummins -- reported correct and used overhead to display area.

Dave Rhoads -- inquired where Wade Bennett's property is.

Tom Cummins -- displayed the area with the overhead projector and discussed it.

Heather Laffoon -- inquired if this impacted the Wilson farm.

Tom Cummins -- reported no.

Dave Rhoads -- inquired about the Murphy place.

Tom Cummins -- used overhead to display area.

Matt Mitchell -- inquired how big the entire watershed is?

Tom Cummins -- reported using the overhead projector to display the whole watershed.

Dave Rhoads -- inquired if the open ditch is assessed.

Tom Cummins -- reported yes.

Dave Rhoads -- inquired what questions the landowners will have.

Tom Cummins -- reported only if the landowners do not agree on how it will be assessed. Only affected will be assessed. In this case, it made sense to assess the tributaries separately.

James Grimes #521 - reconstruction report

Tom Cummins -- reported the **James Grimes #521** is in Madison Township, north of the **Fraleigh-Coleman # 670**. The overhead projector was used to display the area. This reconstruction is to provide its own outlet for the **James Grimes #521**.

The **Francis Hoss #627** is near South Montgomery High School.

Tom Cummins -- reported to the Board our regular scheduled meeting is May 8, 2024, would like to bump it to May 15, 2024 due to reconstruction mailing requirements for the **James Grimes #521**, the **John Gobin 2 #520** and the **Francis Hoss #627**.

Dave Rhoads -- inquired how much of the **Francis Hoss #627** to be replaced. The overhead projector was used to display the area.

Tom Cummins -- reported the main line to be reconstructed.

Dave Rhoads -- inquired about the part across from Bane's is it part of the County project?

Tom Cummins -- reported there is a 5" tile full of sediment.

Doug Mills- inquired if Mr. Cummins had spoken with Bane Equipment yet.

Tom Cummins -- reported no, they will receive a notice like everyone else.

Doug Mills moved, seconded by Land Sennett, to reschedule the May 8, 2024 meeting to May 15, 2024 and hold reconstruction hearings for the John Gobin 2 #520, the James Grimes #521 and the Francis Hoss #627 on May 15, 2024 at 9:30 a.m. at the Montgomery County Government Center, Motion carried, 4-0.

New Business

Tom Cummins – reported none.

Other Business

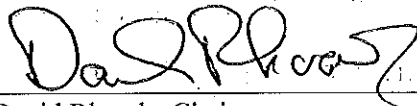
None

Public Comment

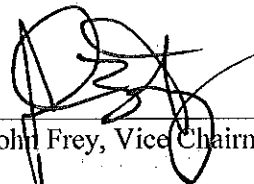
Heather Laffoon – reported the Charles McFarland #545 and the James Wilson #588 reconstruction mailings will go out this Friday from the Treasurer’s office.

Doug Mills moved, seconded by Matt Mitchell, to adjourn the meeting at 10:00 a.m. Motion carried, 4-0.

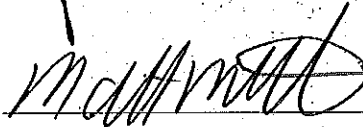
Vicki Emmert,
Recording Secretary



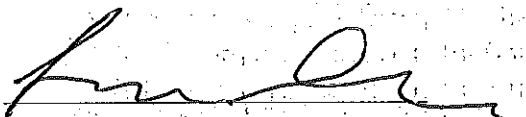
David Rhoads, Chairman



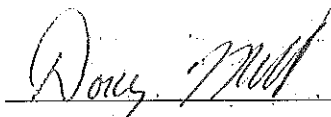
John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member



Doug Mills, Member

**Montgomery County
Drainage Board Meeting
May 15, 2024**

The Montgomery County Drainage Board met on Wednesday, May 15, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. There was no prayer.

Board members in attendance were Chairman Dave Rhoads, Vice Chairman John Frey, Secretary Matt Mitchell, members Lance Sennett & Doug Mills. Present were Tom Cummins, Surveyor, and Attorney Dan Taylor. Vicki Emmert, Secretary was not present

Also, present was Darrell Birge, Randy Geswein, John Spitznagel, Steve Wright, John Reeves, Ana Silvia Martinez, Israel Martinez, Stephanie Campbell, Brent Bible, Curt Hudson, Rebecca Scott and Heather Laffoon.

Approval of Minutes

Doug Mills moved, seconded by Matt Mitchell, to approve the April 10, 2024 minutes. Motion carried 5-0.

Hearings

John Gobin 2 #520 Main

Tom Cummins – reported using the overhead projector and handouts to the Board. Mr. Cummins reported the drain was constructed in 1893. This portion of the drain has never been reconstructed. It is located in T20N, R4W, Sections 17, 18, 19, & 20 Township in Madison Twp. The watershed is 317.93 acres; the tile Length: 5,223 ft. The tile Sizes are: 8”, 10”, 12”, & 18”. There is no open ditch. There are twenty-six parcels. Current Assessment is \$4.78/acre, w/\$5.00 min. The drain collects \$1,529.67 annually.

Per IC 36-9-27-34 (b), A regulated drain is in need of reconstruction when:

- (1) it will not perform the function for which it was designed and constructed;
- (2) it no longer conforms to the maps, profiles, and plans prepared at the time when the legal drain was established; or
- (3) topographical or other changes have made the drain inadequate to properly drain the lands affected without extensive repairs or changes

(1) The existing John Gobin 2 (Main) drain does not perform the function for which it was designed because it fails to adequately drain all affected land under its current condition. This failure is evidenced by the lack of adequate drainage in portions of the watershed. The existing tile is failing and undersized.

Based on this evidence, the Surveyor recommends approving the reconstruction of the John Gobin 2 (Main) regulated drain.

DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
Installation of 18" smooth-corr HDPE pipe	1,479	LFT	\$24.00	\$35,496.00
Installation of 15" smooth-corr HDPE pipe	1,315	LFT	\$20.00	\$26,300.00
Installation of 12" smooth-corr HDPE pipe	417	LFT	\$17.00	\$7,089.00
Installation of 10" smooth-corr HDPE pipe	1,099	LFT	\$14.00	\$15,386.00
Destruction of existing tile	4,310	LFT	\$1.00	\$4,310.00
Additional excavation (scalping)	870.37	CYD	\$5.00	\$4,351.85
Installation of 6" Hickenbottom breathers	3	EA	\$500.00	\$1,500.00
Engineering	1 EA		\$16,400.00	\$16,400.00
15% Contingency	1 EA		\$16,624.93	\$16,624.93
Total =				\$127,457.78

Dave Rhoads – inquired if there were any comments from the public.

Anna Martinez – inquired how this would affect us.

Tom Cummins – reported this is a subsurface tile that drains the whole area. Used screen to display the area.

Anna Martinez – inquired about who pays.

Tom Cummins – reported it is a regulated drain and the affected landowners pay for it.

Anna Martinez- reported so we don't have a choice.

Tom Cummins – reported if the Board decides to do it, yes. Explained the procedure for payments.

John Frey moved, seconded by Doug Mills, to approve the reconstruction of the John Gobin 2 #520 for \$127,457.78.

Doug Mills – inquired if this will complete the reconstruction of the **John Gobin 2 #520**.

Tom Cummins – reported yes this is the last tile to be reconstructed.

Motion carried 5-0.

Tom Cummins – reported the next step will be to set a special meeting for the bid letting on May 29, 2024.

John Frey moved, seconded by Doug Mills, to hold a special Drainage Board meeting on Wednesday, May 29, 2024 at 9:00 a.m. at the Montgomery County Government Center to open sealed bids for the John Gobin 2 #520. Motion carried, 5-0.

James Grimes #521 Hearing

Tom Cummins – reported the **James Grimes #521** was constructed in 1898. There is no record that it has ever been reconstructed. It is located in T20N, R4W, Sections 2 & 3 Township in Madison Township. There are 277.9 acres in the watershed. The tile length: 6,101 feet. Tile Sizes are 8", 10", 12", & 15" No open ditch. There are 10 parcels in the watershed. The current assessment is \$5.63 an acre, with a \$5.00 minimum. The drain collects \$1,572.44 annually

Per IC 36-9-27-34 (b), A regulated drain is in need of reconstruction when:

(1) it will not perform the function for which it was designed and constructed;

(2) it no longer conforms to the maps, profiles, and plans prepared at the time when the legal drain was established; or

(3) Topographical or other changes have made the drain inadequate to properly drain the lands affected without extensive repairs or changes

(1) The existing **James Grimes #521** drain does not perform the function for which it was designed because it fails to adequately drain all affected land under its current condition. This failure is evidenced by the lack of adequate drainage in portions of the watershed. The existing tile is failing and undersized, with significant grade issues.

Based on this evidence, the Surveyor recommends approving the reconstruction of the **James Grimes #521** regulated drain.

Description	Quantity	Unit	Unit Price	Amount
Installation of 18" smooth-corr HDPE pipe	4,260	LFT	\$24.00	\$102,240.00
Installation of 15" smooth-corr HDPE pipe	865	LFT	\$20.00	\$17,300.00
Installation of 10" smooth-corr HDPE pipe	665	LFT	\$14.00	\$9,310.00
Destruction of existing tile	5,100	LFT	\$1.00	\$5,100.00
Additional excavation (scalping)	2,449.7	CYD	\$5.00	\$12,248.50
Installation of 6" Hickenbottom breathers	5	EA	\$500.00	\$2,500.00
Gravel road crossing(s)	2	EA	\$5,000.00	\$10,000.00
Engineering	1	EA	\$17,400.00	\$17,400.00
Contingency	1	EA	\$24,879.53	\$24,879.53

Total = \$200,978.03

Breakdown of watershed there are 277.90 acres, with a proposed reconstruction estimate of \$200,978.03
Total Reconstruction Assessment per Acre is \$723.20.

Used overhead to display area and explain.

Public comments:

Randy Geswein – reported from RDG farm there is no problem on his farms and it is too expensive. He does not support it. Inquired why the eight inch is being cut off.

Tom Cummins – reported they are not cutting it off. Just not replacing it.

Randy Geswein – inquired what the balance is in the maintenance account.

Tom Cummins – reported the Board could use up to 75% of the funds available. It is currently in debt for \$15,840.43. Most of that is from the engineering fees. The drain only collects \$1,309.03 a year. It is not out of the ordinary to have a reconstruction cost \$200,000.00. What is out of the ordinary is there is only 277.90 acres in the watershed. Mr. Cummins explained part of the engineering drainage report, and the drainage coefficient. The **Fraley-Coleman #670** had to be reconstructed before the **James Grimes #521** could be reconstructed, as it currently serves as the outlet for the **James Grimes**.

Brent Bible – representing Farmland Reserve Inc. inquired how much maintenance has been done over the last five years and is the watershed accurate.

Tom Cummins – reported there has been no repairs.

Brent Bible – reported he feels it is way oversized and cost prohibitive.

John Frey – inquired so you want to reduce the drainage from a tile from the 1800’s.

Brent Bible – reported I want to request to reduce the proposed size of tile

I am not opposed drainage in general. Very seldom does Farmland Reserve challenge a design. Just needs to be tweaked to make it more acceptable to the majority of the landowners. Seventy percent of landowners do not agree with the cost benefits they will receive. Do a partial reconstruction and the outlet.

Dave Rhoads – reported we have been down that road before.

Doug Mills – reported and it’s off the table.

Brent Bible - reported this is somewhere in the middle and should bear some consideration.

Dave Rhoads – inquired of Tom Cummins what the size of the existing tile is.

Tom Cummins – reported 15”.

Dave Rhoads – inquired so you want to replace the 15” with another 15” not increase it to 18”.

Brent Bible – reported that is correct.

Dave Rhoads – reported we have all been there. How many times if you leave it the same and then landowners want to pattern tile and the tile carries more water then. Should last over one hundred years with the increase in size.

Brent Bible – reported it would still fall in the engineering acceptable range. Don’t have the risk of 1,000 acres being attached. Most is already patterned tile. Inquired about providing a private outlet.

Tom Cummins – reported we could not repair the outlet without doing a reconstruction.

Mr. Bible and Mr. Cummins discussed back and forth about cost and what should have been done with the **Fraleley Coleman #670**.

Brent Bible – reported he has about five acres in the proposed area. Would like to have been better prepared.

Doug Mills – reported it has been on the list for three years. Every year we put out a plan as to what is going to be reconstruct. It’s been out there and to say give time to prepare, we have informed the public as to what our plans are for the next five years.

Brent Bible – inquired how often does that plan change.

Tom Cummins – reported once a year.

Doug Mills – reported generally what is on there is what we do.

John Frey – reported the co-efficient will be addressed with the engineer.

Max Kolb spoke from Banning Engineering

- If we downsize, as requested, the drainage coefficient would be 0.30" and we want 0.375" +
- Many restraints, including connection to **Fraley Coleman #670**
- Current design 0.26" under best conditions, with no deterioration/no sediment
- NRCS recommends. 0.375" - 0.5"
- Costs will rise – a delay may actually be more expensive
- His design has no extras – "slim design"

Steve Wright – reported Vice President of Bane Tara Inc. We have a little over thirty acres and have no problems and think it's too expensive.

John Frey – inquired if 100% of the landowners want to vacate the drain they can.

Tom Cummins – reported that has been the policy of the Drainage Board.

Matt Mitchell – inquired if any landowners have problems in this area.

Tom Cummins – reported yes, the biggest problem is on the east side of road, which is Curt Hudson's property.

Curt Hudson – reported when it was decided to do this with the other drain (**Fraley Coleman #670**) it was decided to do this separately with the five-year plan. We need to continue with that decision. I don't like to spend a lot of money either. Would like to see the project done as planned.

Doug Mills – reported what we have encountered over the years, is usually the majority of the problems is the upper end. We've had this issue before when landowners did not want to pay for a landowner who had seven acres to be able to have the right to drainage. My philosophy and I believe the Board's by law and by code, is that everyone has their property adequately drained. That is the reason for replacing the whole thing. My question to Tom Cummins is we provide an outlet that is the role of the Drainage Board.

Tom Cummins – reported some regulated drains seem arbitrary, especially with tributaries, when considering which tiles are regulated and which are private.

Tom Cummins – reported he considered a tributary for the farm south of main, but he didn't add to the design because of complaints of cost. It would cost about \$8,000.00 – final cost could be more if we have a lot of laterals.

Dave Rhoads – reported he was in favor of adding to the tributary.

Lance Sennett – reported he understands the worries with cost and with \$4.00 corn and the \$723.20 per acre cost.

Tom Cummins – reported with the soils in this County you don't have to see water standing in the field, to have a problem.

Doug Mills – reported he supports the extra tributary if we are going to provide everyone access.

Tom Cummins – reported receiving three objection letters. RDG Properties, Bane Tara Inc, and Annes Prairie Inc. and that the three represent 37% of the affected acres.

John Frey moved, seconded by Doug Mills, to approve the reconstruction of the James Grimes #521 for \$200,978.03 and to add two additional access points. Discussion with Board, Surveyor: to whether

to include the new tributary or not; landowners if we have to pay this much per acre they want an outlet too; Board should stick with their philosophy that everyone has an outlet for agriculture; should Yundt have an outlet too; Surveyor yes. **Motion carried, 5-0.**

Francis Hoss #627

Tom Cummins – reported the **Francis Hoss #627** was constructed in 1910, No record of being Reconstructed: it is located in T17N, R4W, Sections 5, 6, 7, & 8 Township: Scott Twp. Watershed consists of 138.92 acres; the tile length is 3,739 ft. The tile sizes are 5”, 10”, & 12”. The open ditch length is 458 feet. There are 14 parcels. The current assessment is \$4.89 an acre, with a \$5.00 minimum. The drain collects \$684.65 annually.

Per IC 36-9-27-34 (b), A regulated drain is in need of reconstruction when:

- (1) it will not perform the function for which it was designed and constructed; (2) it no longer conforms to the maps, profiles, and plans prepared at the time when the legal drain was established; or
- (3) Topographical or other changes have made the drain inadequate to properly drain the lands affected without extensive repairs or changes

(1) The existing Francis Hoss drain does not perform the function for which it was designed because it fails to adequately drain all affected land under its current condition. This failure is evidenced by the lack of adequate drainage in portions of the watershed. The existing tile is failing and undersized, with significant sedimentation.

Based on this evidence, the Surveyor recommends approving the reconstruction of the **Francis Hoss #627** regulated drain. Project description and estimate is attached.

Description	Quantity	Unit	Unit Price	Amount
Installation of 12”smooth-corr HDPE pipe	719	LFT	\$17.00	\$12,223.00
Installation of 10” smooth-corr HDPE pipe	1,675	LFT	\$14.00	\$23,450.00
Installation of 8” smooth- corr HDPE pipe	313	LFT	\$12.00	\$3,756.00
Destruction of existing tile	2,707	LFT	\$1.00	\$2,707.00
Installation of 6” Hickenbottom breathers	2	EC	\$500.00	\$1,000.00
Paved road crossing @ 700 S	1	EC	\$7,500.00	\$16,400.00
Engineering	1	EC	\$10,055.40	\$10,055.40
			Total =	\$77,091.40

Tom Cummins – reported the total proposed cost is \$77,091.00 with a reconstruction per acre of \$554.93. The screen was used to display the area and Mr. Cummins explain the proposed reconstruction design.

John Frey – inquired about cost of additional tributary.

Tom Cummins – reported it would cost about \$17,000.00 and would be taken out of the 15% contingency and the code allows a change order up to 20% of the total reconstruction estimate.

Dave Rhoads – inquired if there were any landowners present.

John Reeves – reported he has a pond and how will it affect him; and discussed adding a new tributary.

Dave Rhoads – inquired about where the tile would be placed.

Tom Cummins – reported the proposed tributary would cross CR 700 S. and end outside of the county road right-of-way.

Marilee Pearson inquired how many parcels are affected.

Surveyor reports 14 parcels in the watershed.

John Frey moved, seconded by Doug Mills, to approve the reconstruction of the Francis Hoss #627 for \$77,091.40 with the additional tributary. Matt Mitchell abstained from voting. Motion carried, 4-0.

John Fred moved; seconded by Lance Sennett, to include the James Grimes #521 and the Francis Hoss #727 at the special Drainage Board meeting on Wednesday, May 29, 2024 at 9:00 a.m. at the Montgomery County Government Center to open sealed bids for the reconstructions. Motion carried, 5-0.

Petitions

James Hose #572

Tom Cummins – reported receiving a petition from Darrell Birge to attach to the **James Hoss #572** drain. The screen was used to display the area. Mr. Cummins explained the area. My recommendation would be to approve the petition and revise the watershed.

Darrell Birge – reported need to make a change for it to flow into the open ditch, due to utilities.

Tom Cummins – reported there is a gas line and approves of changing the map to where the water flows.

John Frey moved, seconded by Dave Rhoads, to accept the James Hoses #572 petition from Darrell Birge with the revisions to the watershed that were stated and for the map be amended to outlet into the open ditch due to gas line in area. Motion carried, 5-0.

Old Business

James Hose #572

Dan Taylor – reported each of you received a copy of Birge settlement agreement and recommend approving the release.

John Frey moved; seconded by Lance Sennett, to approve the settlement agreement and release of the Birge case. Motion carried, 5-0.

Chrineyance Schenck #506 reconstruction report

Tom Cummins – reported receiving the **Chrineyance Schenck #506** engineering report with an estimated cost of \$711,560.37 with an estimated cost of \$77.65 an acre. Mr. Cummins would like to set the hearing for June 20, 2024 at 9:30 a.m. Mr. Cummins recommends changing the date of our regular meeting of June 12, 2024 to June 20, 2024. This will time to get the notices out to the landowners.

Doug Mills – reported he will not be able to attend.

Matt Mitchell moved, seconded by Doug Mills, to move change the June meeting to Thursday, June 20, 2024. Motion carried, 5-0.

Dave Rhoads moved, seconded by Lance Sennett, to hold a reconstruction hearing for the Chrineyance Schenck #506 on Thursday, June 20, 2024 at 9:30 a.m. at the Montgomery County Government Center. Motion carried, 5-0.

Fred Maxwell #585

Tom Cummins – reported receiving the Fred Maxwell #585 engineering report with an estimated cost of \$208,380.47 with an estimated cost of \$370.24 an acre. The Fred Maxwell #585 consists of 562.82 acres. Mr. Cummins recommends holding the hearing at the June 20, 2024 meeting.

John Frey moved, seconded by Lance Sennett, to hold the reconstruction hearing for the Fred Maxwell #585 on Thursday, June 20, 2024 at 9:30 a.m. at the Montgomery County Government Center. Motion carried, 5-0.

New Business

None

Other Business

None

Public Comment

Per Dan's Notes

Darrell Birge – reported twelve years ago, the Board allowed Curt Hudson to connect. Need to disconnect him and get him back to his own watershed. He wants permission to take it out.

Darrell Birge- reported twelve years ago, that the Board allowed Curt Hudson, to jump watersheds. Put a 12-inch smooth tile into a 10-inch cement tile. We lose anywhere from an acre to four acres a year because of excess water. Has received different stories on who gave permission for Mr. Hudson to do this. Mr. Hudson now wants to do put in another tile and the Board will then have Steve Hudson at the meetings. I want to take it out with no cost to the Board.

Dan Taylor – reported just let him make his comments.

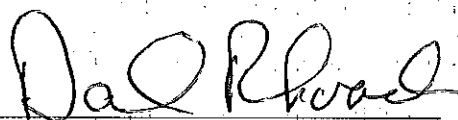
Dave Rhoads – reported it will be decided at a later date at another meeting.

Next meeting will be May 29, 2024.

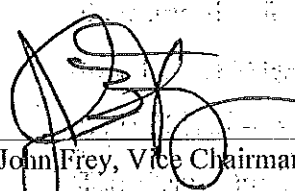
John Frey moved, seconded by Dave Rhoads to adjourn at 11:00 a.m. Motion carried, 5-0.


Vicki Emmert,

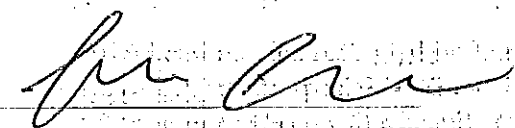
Recording Secretary

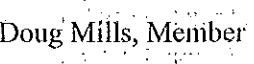


David Rhoads, Chairman


John Frey, Vice Chairman


Matt Mitchell, Secretary


Lance Sennett, Member


Doug Mills, Member

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**Montgomery County
Drainage Board Meeting**

May 29, 2024

The Montgomery County Drainage Board met on Wednesday, May 29, 2024, at 9:00 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Chairman Dave Rhoads, members Lance Sennett & Doug Mills. Vice Chairman John Frey and Secretary Matt Mitchell and were not present. Present were Tom Cummins, Surveyor, Vicki Emmert, Secretary and Attorney Dan Taylor.

Also, present was Chloe Maxwell, Jacob Arthur, Shawn Young and Tom Klein.

Sealed Bid Openings

John Gobin 2 #520

Tom Cummins – reported receiving two bids.

Arthur Excavation	\$90,420.11
JJC Excavating	\$72,811.95

James Grimes #521

Tom Cummins – reported receiving two bids.

Maxwell Farm Drainage	\$153,538.50
JJC Excavating	\$108,490.45

John Gobin 2 #520

Tom Cummins – reported receiving two bids.

Arthur Excavation	\$67,933.50
JJC Excavating	\$50,679.07

Mr. Cummins took a brief recess to confer with the attorney Dan Taylor to look over the bids.

John Gobin 2 #520

Tom Cummins – reported the bid for the **John Gobin 2 #520** from JJC Excavating did not contain a 5% bid bond and was not responsive to the bid packet. . Mr. Cummins recommends awarding the bid to Arthur Excavation for \$90,420.11.

Dave Rhoads moved, seconded by Lance Sennett, to award the John Gobin 2 #520 reconstruction project to Arthur Excavation for \$90,420.11. The JJC Excavating bid was not responsive to the bid packet. Motion carried, 3-0.

Francis Hoss #627

Tom Cummins – reported the bid for the **Francis Hoss #627** from JJC Excavating did not contain a 5% bid bond and was not responsive to the bid packet. Mr. Cummins recommends awarding the bid to Arthurs Excavation for \$67,933.50.

Lance Sennett moved, seconded by Dave Rhoads, to accept Arthur Excavation’s bid for the Francis Hoss #627 for \$67,933.50. The JJC Excavating bid was not responsive to the bid packet. Motion carried, 3-0.

James Grimes #521

Tom Cummins – reported the bid for the **James Grimes #521** from JJC Excavating did not contain a 5% bid bond and was not responsive to the bid packet. Mr. Cummins recommends awarding the bid to Maxwell Farm Drainage for \$153,538.50.

Doug Mills moved, seconded by Dave Rhoads, to award the James Grimes #521 to Maxwell Farm Drainage for \$153,538.50. The JJC Excavating bid was not responsive to the bid packet. Motion carried, 3-0.

Dave Rhoads – inquired what the date is for completion of the reconstructions.

Tom Cummins – reported September 1, 2024.

Old Business – None

New Business – None

Other Business -None

Public Comment


Dave Rhoads – inquired of Tom Klein if he had any comments.

Tom Klein – report none.


Doug Mills moved, seconded by Lance Sennett to adjourn the meeting at 9:22 a.m. Motion carried, 3-0.

Vicki Emmert,

Recording Secretary



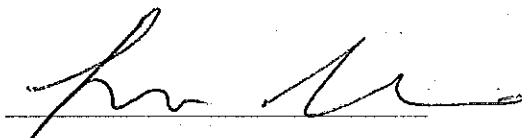
David Rhoads, Chairman



John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member

Doug Mills, Member

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**Montgomery County
Drainage Board Meeting**

June 20, 2024

The Montgomery County Drainage Board met on Thursday, June 20, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Chairman Dave Rhoads, Vice Chairman John Frey, Secretary Matt Mitchell, and member Lance Sennett. Member Doug Mills was not present. Present were Tom Cummins, Surveyor, Vicki Emmert, Secretary, Max Kolb-Banning Engineering, and Attorney Tyler Nichols.

Also, present was Wesley Vickery, Rex Ballard, Ed Stephens, Terry A Stephens, Mary Jane Meadows, Brenda Foster, John Binder, Darlene Dusek, Allen Dusek, Heather Laffoon, and Stephen Crum.

Approval of Minutes

John Frey moved, seconded by Matt Mitchell, to approve the minutes of the May 15, 2024 regular meeting and the May 29, 2024 special meeting. Motion carried, 4-0.

Reconstruction Hearings

Chrineyance Schenck #506

Tom Cummins reported the **Chrineyance Schenck #506** was constructed in 1895 and reconstructed in 1919. It is located in T19N, R6W, Sections 25, 26, 35 & 36 in Wayne Township. There are 1,221.68 acres in the watershed. The tile length is 21,083 feet. The tile sizes are 7", 8", 12", 15", 16", 18", 19", 20" and 24". The open ditch is 1,371 feet in length. There are 37 parcels. The Current assessment is \$5.94 an acre, with a \$5.00 minimum and collects \$7,263.88 annually. The screen was used to display information and map.

Per IC 36-9-27-34 (b), A regulated drain is in need of reconstruction when:

- (1) it will not perform the function for which it was designed and constructed.
 - (2) it no longer conforms to the maps, profiles and plans prepared at the time when the legal drain was established; or
 - (3) topographical or other changes have made the drain inadequate to properly drain the lands affected without extensive repairs or changes
- (1) The existing **Chrineyance Schenck #506** drain does not perform the function for which it was designed because it fails to adequately drain all affected land under its current condition. This failure is evidenced by the lack of adequate drainage in upstream portions of the watershed.
- (2) The existing drain does not conform to the maps, profiles, and plans prepared at the time when the legal drain was established due to the conversion from tile to open ditch in the middle of the drain and watershed.

Based on this evidence, the Surveyor recommends approving the reconstruction of the **Chrineyance Schenck #506** regulated rain.

Descriptions	Quantity	Unit	Unit Price	Amount
Installation of 36" smooth-corr HDPE pipe	800	LFT	\$50.00	\$40,000.00
Installation of 30" smooth-corr HDPE pipe	1,205	LFT	\$44.00	\$53,020.00
Installation of 24" smooth-corr HDPE pipe	1,971	LFT	\$30.00	\$59,130.00
Installation of 21" smooth-corr HDPE pipe	7,639	LFT	\$28.00	\$213,892.00
Installation of 18" smooth-corr HDPE pipe	4,245	LFT	\$24.00	\$101,880.00
Installation of 12" smooth-corr HDPE pipe	1,671	LFT	\$17.00	\$28,407.00
Installation of 10" smooth-corr HDPE pipe	1,336	LFT	\$14.00	\$18,704.00
Destruction of existing tile	18,867	LFT	\$1.00	\$18,867.00
Additional excavation (scalping)	5,959.63	CYD	\$5.00	\$29,798.15
Paved road crossings(s)	2	EA	\$7,500.00	\$15,000.00
Gravel road crossings(s)	2	EA	\$5,000.00	\$10,000.00
Installation of 6" Hickenbottom breathers	13	EA	\$500.00	\$6,500.00
Engineering	1	EA	\$23,550.00	\$23,550.00
15% Contingency	1	EA	\$92,812.22	<u>\$92,812.22</u>
Total				\$711,560.37

There are 1,221.66 acres in the watershed with the estimated reconstruction cost of \$582.44 an acre for a total cost of \$711,560.37.

Tom Cummins – inquired of the Board if there were any questions.

There was none.

Tom Cummins – reported The Guy Little #534 is now part of the Chrineyance Schenck #506. One of the issues to address is the tile that runs into an open ditch then back into another tile. The amount of acres we are trying to drain exceeds the capacity of the tiles, resulting in a lower drainage coefficient.

Mr. Cummins recommends approving the reconstruction.

Dave Rhoads – inquired about tile size of the 18”.

Tom Cummins – reported the existing is 15” and used the screen to explain the area.

Randy McCormick – inquired is there a plan for the open ditch.

Tom Cummins – reported the tile would be to the east of the open ditch, there are no plans to fill it in. Just install new tile and destroy old tiles. The surface water structures are not part of the regulated drain.

Randy McCormick – reported still have surface water. Pointed out issues with the screen map to Surveyor and Board.

Tom Cummins – reported still have surface water.

John Frey – inquired of the engineer his thoughts of removing the structure.

Max Kolb - reported it could be done with no issues.

Randy McCormick – inquired about a hole.

Tom Cummins – reported it is a private tile and who ever owns it should repair it.

Dave Rhoads – reported this is a fairly large project.

Dave Rhoads – inquired what the time frame is for reconstruction.

Tom Cummins – reported completion date of October 1, 2024, currently working with INDOT to open cut road instead of boring.

Dave Rhoads – inquired about moving forward for bids in July.

Tom Cummins – reported yes if approved. Bid letting would be at the July 10th meeting.

Randy McCormick – inquired if you would be going through crops.

Dave Rhoads – reported yes, said yes loss of crop but completing in summer is less compaction.

John Frey moved, seconded by Matt Mitchell, to approve the reconstruction of the Chrineyance Schenck #506 for \$711,560.37. Motion carried 4-0.

John Frey moved, seconded by Dave Rhoads, to open sealed bids for the reconstruction of the Chrineyance Schenck #506 on Wednesday, July 10, 2024 at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, IN. Motion carried, 4-0.

Randy McCormick – inquired about deadlines to pay it off.

Tom Cummins – reported the procedure to pay for the reconstructions. Recommends paying off early to avoid paying the 10% interest, required by code.

Randy McCormick – inquired if projected prices could be lower.

Tom Cummins – reported the numbers should be pretty accurate. Have no idea how many laterals that may need to be connected.

Fred Maxwell #585 Hearing

Tom Cummins – reported the Fred Maxwell #585 was constructed in 1905 then reconstructed in 1982. It is located in T18N, R5W, Sections 5, 6, 7 & 8 in Ripley Township. There are 562.82 acres in the watershed. The length of tiles is 8,792 feet consisting of 8", 10", 12" & 15". The open ditch is 2,721 feet. There are 61 parcels. The current assessment is \$3.73 an acre with a \$5.00 minimum and collects annually \$2,165.97.

Per IC 36-9-27-34 (b), A regulated drain is in need of reconstruction when:

- (1) it will not perform the function for which it was designed and constructed.
- (2) it no longer conforms to the maps, profiles and plans prepared at the time when the legal drain was established; or
- (3) topographical or other changes have made the drain inadequate to properly drain the lands affected without extensive repairs or changes

- (1) the existing **Fred Maxwell #585** drain does not perform the function for which it was designed because it fails to adequately drain all affected land under its current condition. This failure is evidenced by the lack of adequate drainage in upstream portions of the watershed.
- (2) The existing drain does not conform to the maps, profiles, and plans prepared at the time when the legal drain was established due to the upper end being cut off from the downstream main.

Based on this evidence, the Surveyor recommends approving the reconstruction of the **Fred Maxwell #585** regulated drain. The screen was used to display information and maps.

Description	Quantity	Unit	Unit Price	Amount
Installation of 15" smooth-corr HDPE pipe	2,048	LFT	\$20.00	\$40,960.00
Installation of 12" smooth-corr HDPE pipe	2,610	LFT	\$17.00	\$44,370.00
Installation of 10" smooth-corr HDPE pipe	2,037	LFT	\$14.00	\$28,518.00
Installation of 8 "smooth-corr HDPE pipe	1,550	LFT	\$12.00	\$18,600.00
Destruction existing tile	8,245	LFT	\$1.00	\$8,245.00
Additional excavation (scalping)	1,811.48	CYD	\$5.00	\$9,057.41
Paved road crossing	1	EA	\$7,500.00	\$7,500.00
Installation of 6" Hickenbottom breathers	7	EA	\$500.00	\$3,500.00
Engineering	1	EA	\$20,450.00	\$20,450.00
15% Contingency	1	EA	\$27,180.06	\$27,180.06
Total				\$208,380.47

The total acres in watershed is 562.82 with a proposed reconstruction estimate of \$370.24 an acre.

Alan Dusek – inquired about his 13 acres across from CR 500 and the fencerow.

Tom Cummins – reported has been in contact with a few of his neighbors, and we can run a tributary across the fencerows to provide an outlet for affected parcels.

Terry Stevens – inquired how many bids do you normally receive.

Tom Cummins – reported two county bids and sometimes we receive bidders outside of the county.

Terry Stevens – inquired when the reconstruction will begin.

Tom Cummins – reported if we bid in July, main construction in August, depending on who gets the job. October 1, 2024 is the completion date.

Mary Mills – inquired about location of work on her property.

Tom Cummins – reported new tiles and breather to the south.

Ed Stephens – inquired is there money in maintenance?

Tom Cummins – reported 75% of maintenance fund could be used towards reconstruction. A lot has been spent out of maintenance to try to get it working. Currently no money in maintenance. The drain is currently carrying a deficit of approximately \$10,000.

John Frey moved, seconded by Dave Rhoads, to approve the reconstruction of the Fred Maxwell #585 for \$208,380.47. Motion carried, 3-0. Lance Sennett abstained from voting.

John Frey moved, seconded by Matt Mitchell, to open sealed bids for the Fred Maxwell #585 on Wednesday, July 10, 2024 at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, IN. Motion carried, 3-0. Lance Sennett abstained from voting.

Other Business

Tom Cummins – presented the Board with the 2024 Drain Classification Report and Long Range Plan. The list includes drains in need of maintenance and drains in need of a reconstruction. The Long Range Plan gives the time frame when the work will be completed.

John Frey -- inquired will it be published.

Tom Cummins – reported it will be on the County’s website.

John Frey moved, seconded by Matt Mitchell, to approve the 2024 Drain Classification Report and the Long Range Plan. Motion carried, 4-0.

Old Business

None

New Business

Tom Cummins – presented the Board a letter of support for SWCD: Last year they applied for an IDEM 319 grant but did not get it. They feel confident they will this year.

John Frey moved, seconded by Matt Mitchell, to support the SWCD project. Motion carried, 4-0.

Public Comment

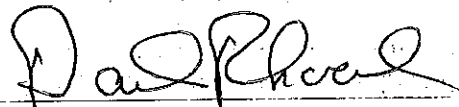
None

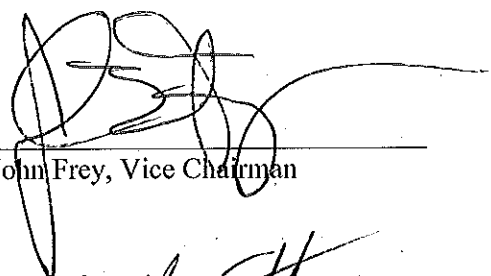
Dave Rhoads – reported the next meeting will be July 10, 2024 at 9:30 a.m. at the County Government Center at 1580 Constitution Row, Crawfordsville, IN.

John Frey moved, seconded by Lance Sennett, to adjourn the meeting at 10:08. Motion carried, 4-0.

Vicki Emmert,

Recording Secretary

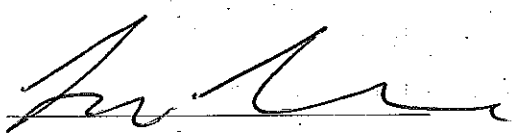

David Rhoads, Chairman



John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member

Doug Mills, Member

**Montgomery County
Drainage Board Meeting**

July 10, 2024

The Montgomery County Drainage Board met on Wednesday, July 10, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. There was no prayer.

Board members in attendance were Chairman Dave Rhoads, Vice Chairman John Frey, Secretary Matt Mitchell, members Lance Sennett & Doug Mills. Present were Tom Cummins, Surveyor, and Attorney Dan Taylor. Vicki Emmert, Secretary was not present

Also, present was Randy McCormick, Ben Cody, Bart Maxwell, Chloe Maxwell, Ed Stephens, Chadd Cassida, Jacob Arthur, Brenda Foster, and Stephanie Summitt Campbell.

Approval of Minutes

John Frey moved, seconded by Doug Mills, to approve the June 20, 2024 minutes as submitted. Motion carried 5-0.

Sealed Bid Openings

Chrineyance Schenck #506 Reconstruction

Surveyor Tom Cummins- reported receiving one bid from Maxwell Farm Drainage. The bid was \$82,500 for Phase I and \$619,987.63 for Phase II. After reviewing the bid for compliance with the solicitation for bids, Cummins recommended the bid from Maxwell Farm Draining be approved for Phase I and Phase II.

Dave Rhoads – inquired what the completion date is.

Tom Cummins – reported October 1, 2024.

Randy McCormick landowner – reported he will have cows out in pasture and will have to move them from one pasture to another. Mr. McCormick also, inquired about a structure to be removed, he reported it is not necessary to remove it and inquired about excess dirt to level off an area where the surface drain is, would help a lot. He has lost many calves since 1972.

Tom Cummins and Bart Maxwell agreed to meet with Mr. McCormick at the site prior to commencement of the project to address Mr. McCormick's concerns and answer questions.

John Frey moved, seconded by Matt Mitchell, to award the Chrineyance Schenck #506 reconstruction project to Maxwell Farm Drainage for Phase I for \$82,500.00 and Phase II for \$619,987.63. Motion carried, 5-0.

Fred Maxwell #585 Reconstruction

Surveyor Tom Cummins – reported receiving one bid from Arthur Excavation. The bid was \$155,840.00 for Phase I and \$155,019.44 for Phase II. After reviewing the bid for compliance with the solicitation for bids, Cummins recommended that the bid from Arthur Excavation be approved.

(2)

John Frey moved, seconded by Matt Mitchell, to award the Fred Maxwell #585 reconstruction project to Arthur Excavating for Phase I \$155,840.00 and Phase II for \$155,019.44.

Ed Stephens, landowner- inquired about the re-connection of private laterals and the estimated costs of the project.

Tom Cummins – reported the private laterals would be re-connected and estimated cost of the Phase II reconstruction is \$160,750.41. Phase I will be paid by INDOT.

Motion carried, 4-0. Lance Sennett abstained.

Other Business

A. Drain Transfer Fund Requests

Surveyor Tom Cummins - requested that certain funds be transferred. First, he requested that funds from **Funds without drains #400** in the Improvement funds be transferred to Maintenance funds for the **Charles McFarland #545** and **Richard Virts #560** in the amount of \$3,500 each, for a total of \$7,000. Second, Cummins requested that Maintenance funds in several drains (see report for detail) be transferred to Improvement. The total transfer for these drains is \$82,459.91.

John Frey moved, seconded by Lance Sennett, to approve the transfer requests. Motion carried 5-0.

Old Business – none

New Business

Samuel Marsh #639 – Joint Drain – Request for Waiver from Tippecanoe County to Allow Montgomery County to Conduct Assessment Hearing.

Surveyor Tom Cummins reported - the **Samuel Marsh #639** drain has a negative balance in the improvement fund (\$9,370.31) and that ongoing work is needed for this drain. The maintenance assessment is \$0.56 per acre and is insufficient to cover the costs of the maintenance of the drain. Most of the watershed is in Montgomery County, and he recommended that the Board formally request a waiver from the Tippecanoe Drainage Board in order to allow Montgomery County's Drainage Board to conduct a hearing to raise the assessment. The screen was used to display the area. Discussion of the regulated drain and the tributaries were discussed too, which has nothing to do with raising the assessment currently. It was mentioned for future reference.

John Frey – inquired how many landowners are in the watershed.

Tom Cummins – reported last schedule of assessment from 2011. Around thirty-five parcels and estimates twenty to twenty five landowners. The majority of landowners are in our County.

John Frey moved, seconded by Doug Mills, to approve the request for a waiver from Tippecanoe County for the Samuel Marsh #639 to hold an assessment hearing. Motion carried 5-0.

Doug Mills – reported his thought was to make it the most simple and fair.

Dave Rhoads – inquired how much money in maintenance.

Tom Cummins – reported after transfers to improvement it will have a zero balance in Maintenance. The \$720.79 in maintenance will be transferred to the improvement fund. In the red (\$9,370.31).

Doug Mills – inquired how many acres in watershed.

Tom Cummins – reported 1,366.98 acres

Dave Rhoads – reported Drainage School is August 28, 2024. Will need to let Vicki Emmert know by July 17th if you plan to attend. Virtual attendance registration date is August 22, 2024. Fifty dollars for Farm Bureau members and \$100.00 nonmember.

Dan Taylor – reported he watched it last year and they are not Drainage Board friendly. They had a person discuss the Birge case when it was not over yet and did not present both sides of the case. Was not happy about the discussion and relayed it to Mark Smith.

Public Comment

Bart Maxwell- inquired how the Board handles the financial disclosures submitted with bids.

Tom Cummins and Attorney Dan Taylor responded.

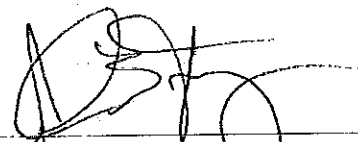
Dave Rhoads – reported the next meeting will be August 14, 2024 and he will not be able to attend.

John Frey moved, seconded by Doug Mills, to adjourn at 10:05 a.m. Motion carried, 5-0.

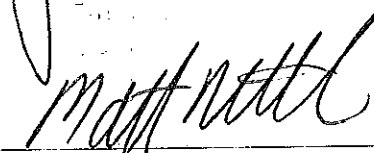
Vicki Emmert,

Recording Secretary

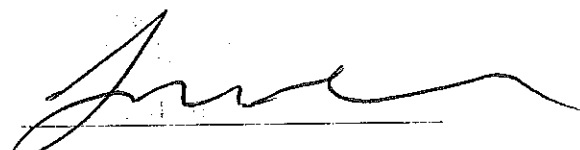
David Rhoads, Chairman



John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member

Doug Mills

Doug Mills, Member

**Montgomery County
Drainage Board Meeting**

August 14, 2024

The Montgomery County Drainage Board met on Wednesday, August 14, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Vice Chairman John Frey, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were Vice Chairman John Frey, Secretary Matt Mitchell, members Lance Sennett & Doug Mills. Chairman Dave Rhoads was not present. Present were Tom Cummins, Surveyor, and Attorney Dan Taylor. Vicki Emmert, Secretary was not present

Also present was Frank James, Brenda Foster and Stephanie Campbell.

Approval of Minutes

Lance Sennett moved, seconded by Matt Mitchell, to approve the July 10, 2024 Drainage Board minutes. Motion carried, 4-0.

Board Policy

Tom Cummins – reported in 2016 created a policy to add 5% to reconstruction assessments. Mr. Cummins feels that it is no longer necessary to add the 5% extra to the schedule of assessments as the drains are no longer in the red like they used to be. The code still requires 10% interest to be paid, if reconstruction is paid back in installments. Most landowners have been paying advanced payments and now the drains are in the black. Any excess money from a reconstruction goes back into their maintenance account. Mr. Cummins would like the Board to suspend the rules and rescind the February 1, 2016 Board policy.

John Frey – inquired with Attorney Dan Taylor if he was okay with this.

Dan Taylor -- reported yes he agrees that the financials are in order and it is not necessary now.

Doug Mills moved, seconded by Lance Sennett, to suspend the rules today in order to add this to the agenda as an action item and vote on the issue. Motion carried, 4-0.

Doug Mills moved, seconded by Lance Sennett, to rescind the policy, effective immediately. Motion carried, 4-0.

Old Business

John Gobin 2 #520 Reconstruction

Tom Cummins – reported using the screen to display the information there was a change order for the John Gobin 2 #520 reconstruction. The contract change order consists of the following.

Quantity	Unit	Description	Rate	Amount
40	LFT	18" smooth-corr HDPE pipe	\$22.00	\$800.00
480	CYD	Additional excavation	\$3.00	\$1,438.00
12	EA	4" & 6" laterals	\$500.00	\$6,000.00

1	EA	10" lateral	\$1,000.00	\$1,000.00
1	EA	15" lateral	\$1,500.00	\$1,500.00
			Total \$10,818.89	

The reconstruction of the **John Gobin 2 # 520** was approved at an estimate of \$127,457.78; the bid was \$90,420.11 and the contractors invoice is for \$101,239.00. The engineering fee is \$16,400.00 and the cost of advertising is \$89.65. The change order is \$10,818.89, which is 8.49% of the total estimated reconstruction. The total loan amount is \$117,728.65.

Doug Mills – inquired how long the landowner has to make payments.

Tom Cummins – reported after the reconstruction, it is one year before the bill is due and then an optional five years to make payments.

Tom Cummins – recommends approved the contract change order, the final payment to contractor, and the final schedule of assessments.

Lance Sennett moved, seconded by Matt Mitchell, to approve the contract change order for the John Gobin 2 #520 reconstruction. Motion carried, 4-0.

Doug Mills moved, seconded by Matt Mitchell, to approve the contractor payment and the final schedule of assessments for the John Gobin 2 #520 reconstruction. Motion carried, 4-0.

James Grimes #521 Reconstruction

Tom Cummins – reported using the screen to display the information there was a contract change order for the **James Grimes #521** reconstruction. The change order consists of the following.

Quantity	Unit	Description	Rate	Amount
49	LFT	18" smooth-corr HDPE pipe	\$22.00	\$1,078.00
8	LFT	15" smooth-corr HDPE pipe	\$20.00	\$160.00
62	LFT	12" smooth-corr HDPE pipe	\$18.00	\$1,116.00
865	LFT	8" smooth-corr HDPE pipe	\$15.00	\$12,075.00
800	LFT	Destruction of existing tile	\$3.00	\$2,400.00
36	EC	6" Laterals	\$500.00	\$18,000.00
4	EC	8" laterals	\$750.00	\$3,000.00
1	EC	10" laterals	\$1,000.00	\$1,000.00
			Total	\$39,729.00

The reconstruction of the **James Grimes #521** was approved at an estimate of \$200,978.03; the bid was \$153,538.50 and the contractors invoice is for \$193,267.50. The engineering fee is \$17,400.00 and the cost of advertising is \$90.55. The change order is \$39,729.00, which is 19.77% of the total estimated reconstruction. The loan amount is \$210,780.05.

Brenda Foster – inquired if the project was done.

Tom Cummins – reported yes.

Matt Mitchell moved, seconded by Doug Mills, to approve the change order, the contractor payment and the final schedule of assessment for the James Grimes #521 reconstruction. Motion carried, 4-0.

Francis Hoss #627

Tom Cummins – reported using the screen to display the information there was a contract change order for the **Francis Hoss #627** reconstruction. The change order consists of the following.

Quantity	Unit	Description	Rate	Amount
83	LFT	8" smooth-corr HDPE pipe	\$12.50	\$1,037.50
28	LFT	6" smooth-corr HDPE pipe	\$12.50	\$350.00
10	EC	4" & 6" laterals	\$500.00	\$5,000.00
1	EC	8" laterals	\$1,000.00	\$1,000.00
1	EC	10" laterals	\$1,000.00	\$1,000.00
Total				\$8,387.50

The reconstruction of the **Francis Hoss #627** was approved at an estimate of \$78,239.10; the bid was \$67,933.50 and the contractors invoice is for \$76,321.00. The engineering fee is \$16,400.00 and the cost of advertising is \$87.73. The change order is \$8,387.50, which is 10.72% of the total estimated reconstruction. The loan amount is \$92,808.73.

Doug Mills – inquired about the tributary.

Tom Cummins – reported it was added to the bid prior to the reconstruction.

Doug Mills moved, seconded by Lance Sennett, to approve the change order, the contractor payment and the final schedule of assessment for the Francis Hoss #627 reconstruction. Motion carried, 4-0.

Other Business

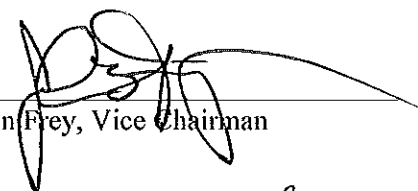
Tom Cummins – reported there was a revision of the July 10, 2024 Drain Fund Transfer request as there was a claim made between the time the paper was created and the time of the approval. The Fred Maxwell #585 maintenance transfer was \$1,425.23 and the revised transfer is \$1,388.46.

Doug Mills moved, seconded by Matt Mitchell, to approve the revision of the July 10, 2024 Fred Maxwell #585, drain fund transfer request. Motion carried, 4-0.

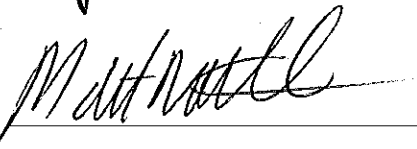
Doug Mills moved, seconded by Matt Mitchell to adjourn the meeting at 9:49 a.m. Motion carried, 4-0.

Vicki Emmert,
Recording Secretary

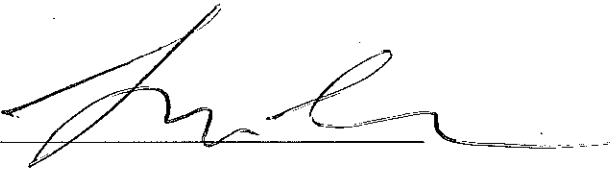
David Rhoads, Chairman



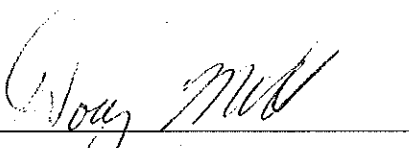
John Frey, Vice Chairman



Matt Mitchell, Secretary



Lance Sennett, Member



Doug Mills, Member

**Montgomery County
Drainage Board Meeting
September 11, 2024**

The Montgomery County Drainage Board met on Wednesday, September 11, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were, Dave Rhoads Chairman, Vice Chairman John Frey, Secretary Matt Mitchell, members Lance Sennett & Doug Mills. Present were Tom Cummins, Surveyor, and Attorney Dan Taylor. Vicki Emmert and Jenna Foster secretaries.

Also present was Brenda Foster and Heather Laffoon.

Approval of Minutes

John Frey moved, seconded by Lance Sennett, to approve the August 14, 2024 Drainage Board minutes. Motion carried, 5-0.

Old Business

Chrineyance Schenck #506

Tom Cummins -- reported there were two change orders for the **Chrineyance Schenck #506**. The first was work completed by Maxwell Farm Drainage. The screen was used to display the area.

Tom Cummins -- reported the second change order was for engineering completed by Banning Engineering for the geotechnical investigation.

Chrineyance Schenck #506 the Board approved the final reconstruction cost breakdown, as submitted.

The loan request will be for \$712,936.16

John Frey -- reported to have a main that was in so dire need of repair and the average per acre of \$583.57 is really good.

Tom Cummins -- Used the screen again to display the area; what was old and what was new.

Tom Cummins -- reported there were not a lot of unknowns.

Tom Cummins -- recommended the Board approve the change orders, final payment to the contractor, and the final schedule of assessments.

John Frey moved, seconded by Doug Mills, to approve the Chrineyance Schenck #506 change orders in the amounts of \$63,776.00 and \$5,500.00, the final payment to Maxwell Farm Drainage and the final schedule of assessments.

Dave Rhoads -- reported walking with Bill McCormick in the east pasture of the **Chrineyance Schenck #506** and the **William Shelley #706** and was uneasy about both drains. **Motion carried, 5-0.**

Other Business

Tom Cummins – recommended the Board hold landowner information meetings in October for the **Roy Harper #592, Edward Berry #593** and the **Joseph Conway #700**, to discuss future reconstruction. The drains were partially reconstructed previously and are scheduled on the Long Range Plan. Landowner input is needed to determine future phases of reconstruction.

Dave Rhoads – inquired if we could hold the landowner meetings in November instead of October, due to harvest.

Tom Cummins – recommended meeting in October, to allow sufficient time for surveying and engineering.

Dave Rhoads – reported he was concerned for harvest and the landowners involved with attendance.

Doug Mills moved, seconded by Matt Mitchell, to hold landowner informational meetings for the Roy Harper #592, Edward Berry #593, and the Joseph Conway #700 on October 9, 2024 at the Montgomery County Government Center at 9:30 a.m. Motion carried, 5-0.

New Business

Tom Cummins – introduced Jenna Foster, who is in training to replace Vicki Emmert.

Tom Cummins – reported he has had a couple of interviews for the drainage tech position but nothing solid yet.

John Frey – reported seeing the City has a bid for reconstruction of the **William Shelley #706**.

Dave Rhoads – reported it is possibly for a Dollar General Store.

Public Comment

Heather Laffoon – inquired of Tom Cummins when the assessment notices would be sent out for the reconstructions?

Tom Cummins – reported the last three reconstructions have been sent to the Auditor, and payment is due in June of 2026.

Tom Cummins – inquired if Heather Laffoon would like to be copied on the e-mail information to the Auditor.

Heather Laffoon – reported yes.


Dave Rhoads – clarified that the loan was from Tri County Bank.

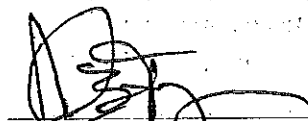
Tom Cummins – reported they were the only one to submit rates.

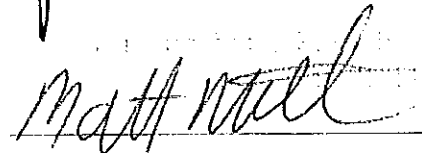
The next meeting will be October 9, 2024.

John Frey moved, seconded by Matt Mitchell, to adjourn the meeting at 9:53 a.m. Motion carried, 5-0.

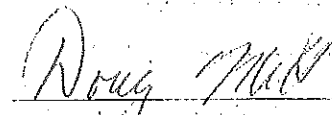
Vicki Emmert,
Recording Secretary


David Rhoads, Chairman


John Frey, Vice Chairman


Matt Mitchell, Secretary

Lance Sennett, Member


Doug Mills, Member

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Montgomery County
Drainage Board Meeting
October 9, 2024

The Montgomery County Drainage Board met on Wednesday, October 9, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were, Dave Rhoads Chairman, Vice Chairman John Frey, Secretary Matt Mitchell, & Doug Mills. Member Lance Sennett was not present. Present were Tom Cummins, Surveyor, and Attorney Dan Taylor. Vicki Emmert.

Also present was Joe Enlow, Sue Pensinger, Nance Dice, Paul Smith, Brian Verhey, Dottie Rose, Richard Inskeep, Heather Laffoon, Robert Hall, Everett P. Morrison, Zach Haley, Karon Smith, Brenda Foster, Ed Graham, Scott Brady, and Vickie Sparks.

Approval of Minutes

John Frey moved, seconded by Lance Sennett, to approve the September 11, 2024 Drainage Board minutes. Motion carried, 4-0

Landowners Meetings

Roy Harper #592

Dave Rhoads – reported we have three informational meetings today. The purpose of this meeting is to give everyone a heads-up of possible reconstructions of these three drains.

Tom Cummins – reported all three drains you see on the agenda, remain on the long-range, reconstruction plan. All three drains have been partially reconstructed. The landowners informational meeting today is to discuss and determine if further work is required on the drains. The **Roy Harper #592** drain is located in North Union Township, which includes the town of Garfield. The screen was used to display the area while Mr. Cummins explained the area. The red line is the tile installed in the first reconstruction. The green line is the original tile still in place. Last completed reconstruction was in 2016. The Cain's had discussed vacating the remaining original file, but now report it should remain a regulated drain.

Nance Dice – reported she lives on 500 East between Cain and Mennen. The County Highway Dept. came out and cleaned part of the road-side ditch.

Nance Dice – inquired about the cost of the new tile.

Tom Cummins – reported that estimates are not available yet. This is only an informational meeting to begin the process of defining the potential project.

Nance Dice – reported cannot see that she has written a check for any assessments.

Tom Cummins – reported maintenance assessments are paid along with your property taxes and reconstructions are a special assessment.

Vickie Sparks – reported the area has already been worked on and does not work correctly now and why do you want to do more.

Tom Cummins – reported the new tile is working. There is stormwater runoff but that is a separate issue.

Tom Cummins – recommends moving forward with the investigation and engineering for a reconstruction of the upstream reach of the **Roy Harper #592**.

Dave Rhoads – inquired who owns most of the ground.

Tom Cummins – reported Cains own the majority of the upstream acreage and used the screen to show area.

Doug Mills – inquired if it because it is undersized, shallow, repair problems.

Tom Cummins – reported is more than likely all three and is off grade and new tile would be deeper.

Doug Mills moved, seconded by John Frey, to move forward with the Roy Harper #592 investigation.

Tom Cummins – reported he wanted to clarify the plan is for reconstruction in 2025.

Motion carried, 4-0.

Edward Berry #593

Tom Cummins – reported the **Edward Berry #593** drain is located in Wayne and Ripley Townships. The screen was used to display and explain the issues. It is on the 2025 schedule for reconstruction. The red lines are the tiles that were replaced in the first phase and the green lines are the original tiles. Reported most of the engineering was done for the first reconstruction in 2018. Two of the tributaries are not functioning properly.

John Frey – inquired about the four road crossings.

Tom Cummins – reported yes, unless we can combine the tributaries. There is a lot of tree growth. The tiles are 12”.

Doug Mills – inquired in the southern portion of the watershed, do the landowners have access to the tiles and who owns it.

Tom Cummins – reported the Mills own those sections.

Tom Cummins – reported there is tile there, just not regulated.

John Frey – inquired if North of Division Rd will have access.

Tom Cummins – reported yes. Old tiles are probably not working. Received no notices from landowners. Several landowners were present.

John Frey – inquired engineers will access the area.

Tom Cummins – reported one of those tributaries was probably installed because one of the others was failing.

Dave Rhoads – inquired who owns the property at the ponds.

Tom Cummins – reported Lafayette Bank & Trust. Mr. Cummins reported he actually went back and listened to the old minutes to prepare for today.

Dave Rhoads – inquired how many acres in the watershed.

Tom Cummins – reported 726.56 acres.

Dave Rhoads – reported visiting the area in 2016 and followed the path. Back then, the Mills part was cow pasture.

Tom Cummins – reported they now farm it.

Doug Mills – inquired how many acres in the **Roy Harper #592** watershed.

Tom Cummins – reported 236.72 acres.

Dave Rhoads – inquired of landowners if there were any comments.

Everett Morrison – reported on the last reconstruction the property marker was taken out on the Northwest corner. Inquired if it could be replaced.

Tom Cummins – reported we could go back in and replace it.

Everett Morrison – reported that would be great.

Brian Verhey - inquired using the screen to display the area. The red lines are tiles that have been replaced and the green are the original lines. If there were any plans for cleaning road ditches.

Tom Cummins – reported no. Would discuss with the engineer about possibly extending the tributary.

Brian Verhey - reported the pipe under the road has been replaced; other landowners concerned about erosion; inquired if lift station by hog barns was still in place.

Tom Cummins – reported no.

Dave Rhoads – inquired of the tile size.

Tom Cummins – reported all three tributaries are 12”, according to the records.

Tom Cummins – reported will have the County Highway Department check out the road ditch.

Joe Enlow – reported it pools east of the culvert.

Doug Mills – reported when a tile comes up to a County Rd, the tile always crosses the road, to give the other individual access within reason.

Robert Hall – inquired if the schedule of assessment of landowners could be put on screen.

Tom Cummins – reported this schedule of assessments was approved for the first phase of reconstruction. Any property that has changed hands would not show on this schedule. Will create a new one for the next phase.

John Frey moved, seconded by Matt Mitchell, to move forward with the investigation of the Edward Berry #593. Motion carried, 4-0.

Joseph Conway #700

Tom Cummins – reported the **Joseph Conway #700** is in Coal Creek Township. The screen was used to display the area. It was partially reconstructed in 2018. Tributary 4 was one of the worst problems and needs a lot of input from landowners.

Dick Inskip – reported that he appreciates the work that is done now and the difference is night and day. His concern is lack of notice last time and of losing crops. Would like more notice to plan ahead better in future.

Doug Mills – reported it would be best to plant an early harvest bean crop.

Dick Inskip – reported if he could be notified in March or April, it would help.

Tom Cummins – reported that is why we're planning early for next year.

Dick Inskip – inquired when do you plan to know.

Tom Cummins – reported will try to have meeting in March.

Doug Mills – inquired if all the tributaries will be replaced.

Tom Cummins – reported likely just the worst ones. They are not always deep enough.

Doug Mills – reported if you plan to pattern tile, you should let Tom Cummins know early on.

Tom Cummins – reported will be going out after harvest to check the fields for tile holes etc. May have to do in phases because of cost.

Sue Pensinger – reported she was representing her mother in law, and inquired about the blue line.

Tom Cummins – reported blue line represents the regulated open ditch; currently doing maintenance only and dealing with some erosion on the banks and checking for obstructions.

Dave Rhoads – reported the assessment maintenance fund pays for open ditch work.

Sue Pensinger – inquired what the farm field drains into.

Tom Cummins – reported the other part is not in the watershed.

Sue Pensinger – reported the family has lived here for twenty-two years. Has always worked to have clean waterways, and inquired what the plans for future further work are.

Tom Cummins – reported no plans to work on the west side. Culvert under State Rd 25. Mr. Cummins reported if they were to come out and work, a letter would be sent to landowners beforehand.

John Frey moved, seconded by Doug Mills, to move forward with the investigation of the Joseph Conway #700.

Tom Cummins – reported he would like to clarify in the **Joseph Conway #700** there is 3,014.46 acres which helps to lower the cost, with more acreage to assess.

Dave Rhoads – inquired if Phil Rice has a tributary on his property that needs to be re-done.

Tom Cummins – reported Phil Rice does not farm that area, but spoke with Russ Hutchinson who says it is okay. Investigating that area to make sure it is working well.

Dave Rhoads – reported there are many tributaries. Do not want to do phase reconstructions.

Tom Cummins – reported there are six tributaries. The screen was used to display the area and explained the tributaries and what is regulated.

Doug Mills – inquired about tributary going east, should it be regulated.

Tom Cummins – reported a hearing is required, to vacate a regulated tile.

Dave Rhoads – inquired about if Mr. Cummins has a time frame when all the tributaries were established.

Tom Cummins – reported Mr. Rhoads may come in at look at files; we have paper maps that are old and drawn in pencil. We do have records when it was done. Most of the parcels have changed hands over the years.

Matt Mitchell – inquired how many feet of tile for each drain. Surveyor gave the footage totals for each drain.

Tom Cummins – reported the **Joseph Conway #700** has 46,282 feet of regulated drain; in 2018, 8,380 feet of new tile was installed in first phase of reconstruction.

Motion carried, 4-0.

Tom Cummins – thanked the landowners for coming today.

Old Business

Fred Maxwell #585 Reconstruction

Tom Cummins – reported still waiting on a response from INDOT, regarding one of the road crossings.

Tom Cummins- reported there were two change orders for the **Fred Maxwell # 585** and explained the changes. The first was work completed by Arthur's Excavation & Farm Drainage, for a total of \$41,595.00.

Dave Rhoads – asked to have the map brought up to display the area.

Tom Cummins – reported the green line is the new tile. Phase II is completed. Phase I is not completed with INDOT.

John Frey moved, seconded by Doug Mills, to approve the change order for the Fred Maxwell #585 for \$41,595.00 to Arthur's Excavation & Farm Drainage. Motion carried, 4-0.

Tom Cummins – reported the second change order is from Banning Engineering. The change order is for the costs of the geotechnical investigation that Banning Engineering performed for the **Fred Maxwell #585**.

John Frey moved, seconded by Matt Mitchell, to approve the change order for the Fred Maxwell #585 for \$5,000.00 to Banning Engineering. Motion carried, 4-0.

Tom Cummins – reported the final contractor payment, for the **Fred Maxwell #585** reconstruction Phase II, is \$196,614.44.

John Frey moved, seconded by Matt Mitchell, to approve the final payment for the Fred Maxwell #585 reconstruction Phase II for \$196,614.44. Motion carried, 4-0.

Tom Cummins – reported the drain will be kept on the agenda for approval of the final schedule of assessments.

New Business

Tom Cummins – announced that this would probably be the last Drainage Board meeting for Vicki Emmert, who is retiring at the end of October. Would like the Board to join him in thanking Vicki for the last 16 years of service.

The Board thanked her for her service.

Vicki Emmert – replied thank you.

Public Comment

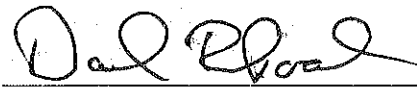
None

Dave Rhoads – reported the next Drainage Board meeting would be November 13, 2024.

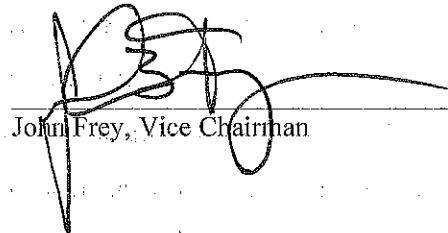
John Frey moved, seconded by Doug Mills, to adjourn the meeting at 10:40 a.m. Motion carried, 4-0.

Tom Cummins,

Surveyor



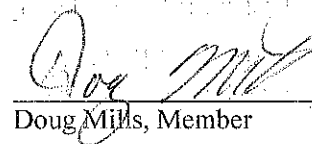
David Rhoads, Chairman



John Frey, Vice Chairman

Matt Mitchell, Secretary

Lance Sennett, Member



Doug Mills, Member

Montgomery County
Drainage Board Meeting
November 12, 2024

The Montgomery County Drainage Board met on Wednesday, November 12, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads, followed by the Pledge of Allegiance, called the meeting to order. Vicki Emmert gave the prayer.

Board members in attendance were, Dave Rhoads Chairman, Vice Chairman John Frey, Lance Sennett, and Doug Mills. Secretary Matt Mitchell was not present. Present were Surveyor Tom Cummins, Drainage Tech Breanne Deaver and Attorney Dan Taylor.

Also present was Preston Evans and Brenda Foster.

Approval of Minutes

John Frey moved, seconded by Doug Mills, to approve the revised October 9, 2024 Drainage Board minutes. Motion carried, 3-0, with Lance Sennett abstaining.

Old Business

Chrineyance Schenck #506 - Reconstruction

Tom Cummins – reported the final contractor payment, for the **Chrineyance Schenck #506** reconstruction, Phase I, is \$82,500.00.

Doug Mills moved, seconded by John Frey, to approve the final payment for the Chrineyance Schenck #506 reconstruction, Phase I, in the amount of \$82,500.00. Motion carried, 4-0.

Fred Maxwell #585 – Reconstruction

Tom Cummins – reported the final contractor payment, for the **Fred Maxwell #585** reconstruction, Phase I, is \$166,360.00.

John Frey moved, seconded by Doug Mills, to approve the final payment for the Fred Maxwell #585 reconstruction, Phase I, in the amount of \$166,360.00. Motion carried, 4-0.

Tom Cummins – presented the final schedule of maintenance and reconstruction assessments for the **Fred Maxwell #585 reconstruction**, and recommended approval of the Board.

John Frey moved, seconded by Doug Mills, to approve the final schedule of maintenance and reconstruction assessments for the Fred Maxwell #585, as submitted. Motion carried 3-0, with Lance Sennett abstaining.

New Business

None

Public Comment

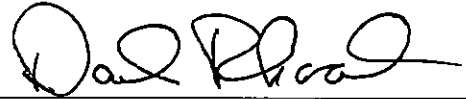
Brenda Foster reported that Dave Foster, contractor, is retiring. The Surveyor and Board thanked and congratulated him for his years of service, repairing drainage for the County.

Dave Rhoads – reported the next Drainage Board meeting would be December 11, 2024.

Doug Mills moved, seconded by Lance Sennett, to adjourn the meeting at 9:38 a.m. Motion carried, 4-0.

Tom Cummins,

Surveyor



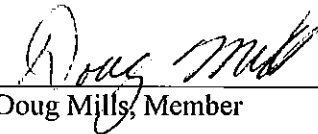
David Rhoads, Chairman

John Frey, Vice Chairman



Matt Mitchell, Secretary

Lance Sennett, Member



Doug Mills, Member

Montgomery County
Drainage Board Meeting
December 11, 2024

The Montgomery County Drainage Board met on Wednesday, November 12, 2024, at 9:30 a.m. at the Montgomery County Government Center at 1580 Constitution Row, Crawfordsville, Indiana.

Chairman Dave Rhoads called the meeting to order, followed by the Pledge of Allegiance.

Board members in attendance were, Dave Rhoads Chairman, Doug Mills, and Secretary Matt Mitchell. Present were Surveyor Tom Cummins and Attorney Dan Taylor.

Also present was Ethan Redmon, Treasurer Heather Laffoon, and Stephanie Campbell.

Approval of Minutes

Doug Mills moved, seconded by Matt Mitchell, to approve the December 11, 2024 Drainage Board minutes. Motion carried, 3-0.

Petitions

Tom Cummins – reported receiving a petition for variance from the Board of Public Works and Safety for the William Epperson #622 drain to install a new sub-surface water main, along Nucor road. Surveyor recommends approving the petition.

Doug Mills moved, seconded by Matt Mitchell, to approve the petition for variance from the Board of Public Works and Safety, on the William Epperson #622. Motion carried 3-0.

Tom Cummins – reported receiving a petition for variance from the Board of Public Works and Safety for the Jennings-Miller #616 drain to install a new sub-surface water main, along Nucor road. Surveyor recommends approving the petition.

Doug Mills moved, seconded by Matt Mitchell, to approve the petition for variance from the Board of Public Works and Safety, on the Jennings-Miller #616. Motion carried 3-0.

Tom Cummins – reported receiving a petition to attach from Mr. Craig Lawrence, on the Claude Moody #583 drain to connect a 4” septic perimeter tile. Surveyor recommends approving the petition.

Doug Mills moved, seconded by Matt Mitchell, to approve the petition to attach from Mr. Craig Lawrence, on the Claude Moody #583. Motion carried 3-0.

Tom Cummins – reported receiving a request from INDOT, to extend the approved variance petition #2023004, on the Harrison Doyle #617. Generally, these petitions are good for one year, but INDOT has pushed this project and is scheduled to begin in September of 2025 with a completion date of September of 2026.

Dave Rhoads moved, seconded by Matt Mitchell, to approve the petition extension request from INDOT on the Harrison Doyle #617 for the approved petition #2023004. Motion carried 3-0.

New Business

David Rhoads recommended setting the Board's 2025 meeting schedule on the second Wednesday of each month, at 9:30 am. Outgoing Commissioner Frey will be replaced, and a new Commissioner will sit on the Board after the first of the year.

Dave Rhoads moved, seconded by Doug Mills to maintain the current Board schedule in 2025, and meet on the second Wednesday of the month at 9:30 am at the Government Center. Motion carried 3-0.

Surveyor reported that a new Indiana law requires that our meetings are live-streamed online, on YouTube, starting on July 1, 2025.

Treasurer Laffoon recommended that in the future, the Board continue to invite the County Treasurer to the Board meetings, as they answer a lot of questions from landowners regarding drainage and assessments. The Board agreed.

Tom Cummins – Submitted a drain fund transfer request to the Board; total transfers of \$33,673.22 to be moved from maintenance to improvement, \$69,628.79 to be moved from reconstruction to improvement, and \$36,070.54 to be moved from reconstruction to maintenance.

Doug Mills moved, seconded by Matt Mitchell, to approve the drain fund transfer request, as submitted by the Surveyor. Motion carried, 3-0.

Tom Cummins – presented the current Drain Listing Report, showing the drain fund balances reflecting the transfers approved today. This report is for information only and doesn't need approval by the Board.

Public Comment

Attorney Dan Taylor mentioned that retention of members is paramount to the Board's success.

Dave Rhoads – reported the next Drainage Board meeting would be January 8th, 2025.

Doug Mills moved, seconded by Matt Mitchell, to adjourn the meeting at 10:01 a.m. Motion carried, 3-0.

Tom Cummins,

Surveyor



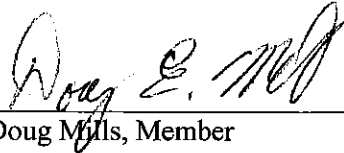
David Rhoads, Chairman

Vacant, Vice Chairman



Matt Mitchell, Secretary

Lance Sennett, Member



Doug Mills, Member



Jake B. Bland
member