

MINUTES OF THE DEKALB COUNTY DRAINAGE BOARD MEETING OF OCTOBER 22, 2020

Chairman Randall J. Deetz called the regular meeting of the DeKalb County Drainage Board to order at 8:30 a.m., Thursday October 22, 2020. Answering roll call was Randall J. Deetz; Michael E. Krehl; Donald D. Grogg; Jacqueline R. Rowan and William L. Hartman.

ALSO PRESENT: Drainage Board Attorney Shannon E. Kruse; Administrative Assistant Brenda Myers; surveyor staff member Nate Frye.

ABSENT: Surveyor Mike Kline

IN ATTENDANCE: Kevin Heller; Troy Bungard; Rory Walker; Cody Ward; Brad Devries

APPROVAL OF MINUTES: A motion was made by Bill Hartman to approve the Minutes of October 8th, 2020 as standard minutes taken by the DeKalb County Drainage Board, seconded by Jacqueline Rowan, motion carried.

APPROVAL OF CLAIMS: A motion was made by Mike Krehl to approve the claim for the Legal Notice of No Meeting being held on October 15th, 2020 in the amount of \$4.85, seconded by Don Grogg, motion carried.

STATUS ON LETTER FOR F. H. GEE DRAIN NUMBER 429-00-0: Staff member Nate Frye stated that there was no letter prepared. After infield meetings, Mike and Bill wanted to do additional digging on the site.

Chairman Deetz stated that while there may be communication between the surveyor and landowner at this time, the purpose of the letter is to close an issue in order to not only protect the county, but to protect the Surveyors office with the violation of working on a county regulated drain without prior knowledge or permission.

Don Grogg moved that a letter be prepared by the Attorney/Administrative Assistant and signed by the Chairman addressed to the landowner, seconded by Jacqueline Rowan, motion carried.

SURVEYORS REPORT: Nate Frye reported that the Surveyor has added Troy Bungard to his staff and there is a potential candidate for the office position.

UPDATES: The Eric Morris drain; Marvin Walker drain and William Bickel have the field work done; Nate is working on the financials of those projects in order to get those assessed out by the end of the year. Nate met with Ben Parker (Hwy) on the Guy Platter drain and Ben does like the idea of a local detour for an open cut road crossing and has requested that the Board take a harder look at directional boring or a State Route detour which would bring Ohio into the mix and Ohio has not been involved with this project.

Chairman Deetz stated that all of this would have to be approved by the State and questioned if anything has been submitted.

Nate said he has submitted the application to the State.

Mike Krehl questioned when a decision on directional boring would be made, and why not just go with directional boring since all the costs would be less, and just get the project done.

Nate said as soon as he has more detailed cost estimates; one thing in question is how much the detour will cost, the potential damages if there is a local detour, there are a lot of things he is still gathering information on. As for the directional boring he was going to look at the costs on the Eric Morris for a comparison. Nate said that Mike and Jason Hanaway from the State don't agree with him on the directional boring.

Mike Krehl stated that Mike Kline would need to be here in order to discuss this directly with him. It makes more sense to directional bore and get it done.

Chairman Deetz said it needs to be expressed to the State that this project needs to get done, we are ready to go with it and need to push the directional bore as the only option to get this done, protecting our roads is pretty important.

Nate reported that once the Guy Platter is worked out, he will be talking about the Ashley and SR 327 crossing which has to be coordinated with the State as well. Once that is done, he will then begin to finalize the Ora Bohler design. Mike will be working with Troy (*no particular order*) on the reconstructions of the Frank Groscup Jr., the Fritz Bartels drain, Matson 11 reconstruction, and the Sam Pomeroy which may be able to be done by a Consent and Waiver.

Chairman Deetz stated that the Levi Dennison drain (Larry Kummer) has been on the list way before some of these just mentioned and wanted to know where that lies, it needs to be pretty strongly situated on that proposed list.

Mike Krehl stated that we are *still* working on the first five from 2019.

WILLIAM BICKEL DRAIN NUMBER 133-00-0: Mike Krehl reported that the beans are off on this drain now and asked if Mr. Hartman (landowner) has been contacted by the Surveyors office about continuing across his property. Nate said he isn't aware if anyone has spoken to Mr. Hartman.

LECHLEIDNER/SPENCER PRIVATE DISPUTE: Nothing has happened with this situation.

Chairman Deetz stated that when the crops are off this needs to be taken care of.

STEEL DYNAMICS: Present is Cody Ward, MLS Engineering, LLC on behalf of Steel Dynamics who have multiple projects planned for 2021 and into the future and therefore they were asked to analyze their main detention pond as part of the future planning. An as-built survey was done; detention pond B is at capacity and would require improvements for any future development. In working with the DeKalb County Surveyor Office they came up with improvements so detention pond B can handle any future build out. This is a new drainage plan, no one was able to produce the original.

A motion was made by Don Grogg to approve the new drainage plan for Steel Dynamics for their expansion of facilities located at 4500 County Road 4500 County Road 59 as per the plans, specifications and drainage calculations by MLS Engineering, LLC dated September 28th, 2020, subject to any new evidence presented at the DeKalb County Plan Commission meeting and requests the Administrative Assistant to pass this decision of the Drainage Board to the DeKalb County Plan Commission, seconded by Bill Hartman, motion carried.

ADDENDUM TO ORIGINAL PLAN WHITEMAN-AEP SUBSTATION: Present is Brad Devries, Engineer with Wightman & Associates, who are the civil engineers who are working on a site on County Road 31 on behalf of American Electric Power for the expansion of their Dunton Lake Station located at 3147 County Road 68. There is an existing site on the east side of the gravel pad and in 2014 they installed a lay-down yard; what they are looking to do is to replace that lay-down yard with additional sub-stations. As part of that project, in 2014 they felt this would all handle what they had built but now they need additional security measures onsite so two fences will be installed, so they will be expanding 30' to the north, west and south. The detention pond will be made a foot to

a foot and a half deeper than what currently exists to handle the expanded gravel areas; the outlet will remain the same, just more volume in the detention pond.

Mike Krehl moved to approve the drainage plan for the Addendum to the Original Plan for American Electric Power for their expansion of their Dunton Lake Station located at 3147 County Road 68 as per the plans, specifications and drainage calculations by Wightman & Associates, Inc., dated September 17th, 2020, subject to any new evidence presented at the DeKalb County Plan Commission meeting and requests the Administrative Assistant to pass this decision of the Drainage Board to the DeKalb County Plan Commission, seconded by Bill Hartman, motion carried.

GEORGE MATSON LATERAL 11 DRAIN NUMBER 73-11-0: Present is Rory Walker, Walker Farms on behalf of M & P Walker Farms on the Walker Family Corp. on Lateral 11 to the Matson. Rory stated that he has been in talking to the surveyor and he would like to get the ball rolling on this drain while bringing the Board up to speed about why they want to do it. There was a portion of the Matson that was recently cleaned, they didn't gain a lot on the outlet but they can lower the outlet approximately 18" by visually looking at it and by his calculations this is an 11,000 acre watershed but that hasn't been engineered by the surveyor's office yet. Rory carried a petition around and had it signed in 2016 to get this fixed. There are blow outs and water running causing washouts, this drain tile is way overloaded. The vision is to rebuild a portion starting at the ditch to relieve pressure in three points. A Consent and Waiver was questioned but it's a large watershed. There currently is over \$50,000.00 in the maintenance fund. Rory would like to see a hearing held so all landowners can be aware of the project and cost. Rory doesn't want to see this become an Ora Bohler situation where it's years and years of nothing being done, it's a headache and frustrating, the support for getting that done changes every one to two years.

Chairman Deetz stated that what he has heard in the past is that the Ora Bohler drain is 'all but engineered' and Nate said that was correct. Randy said it should not be tough to finish the Ora Bohler and get it to the finish line.

Nate Frye said for the Matson drain it is a relatively simple engineering project.

Rory said he talked to Mike (Kline) in February of 2014 on this drain and he was supposed to get back with him and here we are in 2020, so it's typical of what it takes to get something to a hearing and this is fourth, fifth or sixth down the line still. Mike has given his outside crew permission to come out and shoot grade, so Nate could take a look at it and size it. Rory found a map that he had gotten years ago that has all the grade shots on it. In riding along the Matson ditch banks recently those banks are terrible for no seeding; the seeding didn't take and it is washing badly through the Bowman's.

PLAN COMMISSION PETITION – THE LAST HURRAW MINOR ONE-LOT SUBDIVISION: Jerry Teders, Tri-County Land Surveying was not present so the report was given on his behalf by Surveyors Office staff member Nate Frye.

This plat is in the watershed of the *Charles Sharp Regulated Tile Drain Number 130-00-0* and *Fish Creek* which is a non-regulated creek. The plat does not appear to exceed the threshold set by the Drainage Board for additional drainage improvements. This development shall not block off-site drainage across the site. Storm water from this lot shall be directed onto the parent tract and not onto adjoining tracts. This report is subject to any additional information submitted at the Plan Commission hearing.

A motion was made by Don Grogg to accept the report of the Surveyor concerning the drainage, subject to any new evidence presented at the Plan Commission

meeting and requests the Administrative Assistant to pass this decision of the Drainage Board to the Plan Commission, seconded by Bill Hartman, motion carried.

PLAN COMMISSION PETITION – TIMBER WOODS MINOR SUBDIVISION: Jerry Teders, Tri-County Land Surveying was not present so the following report was given on his behalf by Surveyors Office staff member Nate Frye.

This plat is in the watershed of the *Jacob Varner Regulated Open Drain Number 10-00-0*. The plat does not appear to exceed the threshold set by the Drainage Board for additional drainage improvements. This development shall not block off-site drainage across the site. Storm water from this lot shall be directed onto the parent tract and not onto adjoining tracts. This report is subject to any additional information submitted at the Plan Commission hearing.

A motion was made by Jacqueline Rowan to accept the report of the Surveyor concerning the drainage, subject to any new evidence presented at the Plan Commission meeting and requests the Administrative Assistant to pass this decision of the Drainage Board to the Plan Commission, seconded by Bill Hartman, motion carried.

There being no further business, meeting adjourned.

Randall J. Deetz, Chairman

Brenda F. Myers, Administrative Assistant