

DEKALB COUNTY DRAINAGE BOARD MEETING

April 6, 2023

Drainage Commissioners Present:

Bruce Bell, II, Chair
Sandra M. Harrison, Vice-Chair
William L. Hartman, Member
Michael V. Watson, Member
James A. Miller, Member

Others Present:

Glenn Crawford, County Surveyor
Katie Rutan, Surveyor's Office Clerk
Shannon Kruse, Attorney
Troy Bungard, Surveyor's Office Tech

Guests:

Wayne Funk
Jason Holman
Keith Crowl
Bruce Getts
Chris Gaumer
Joe Herendeen

Absent:

Michelle Lassiter, Secr. /Drainage Board Adm

Chair Bruce Bell, II, called the regular meeting of the DeKalb County Drainage Board to order at 8:30 a.m.

APPROVAL OF MINUTES

A motion was made by Mike Watson to accept the Minutes of March 23, 2023, as presented as the standard minutes of the DeKalb County Drainage Board. The motion was seconded by Jim Miller. The motion carried with the correction that Mr. Crawford met with Larry Kummer and not Gensic Engineering, with all voting in favor.

DRAINAGE PLANS

PIETRELCINA ESTATES – COUNTY ROAD 17

Mr. Bell then opened the discussion on the Pietrelcina Estates subdivision plat located on County Road 17, in Section 23 of Butler Township, and within the watersheds of the Ambrose Heitz Tile Drain No. 135-00-0 and the William Snyder Tile Drain No. 164-00-0 and the Cedar Creek Open Drain No. 470-00-0. Mr. Crawford stated the Board had approved the drainage plan for this subdivision on March 16, 2023, and he did not see issues with the drainage plan as approved by the Board.

Mr. Watson explained that the plat had been reviewed by the Plan Commission Plat Committee meeting on Tuesday, April 4, 2023, and a couple of adjoining property owners had some concerns regarding stormwater drainage. Mr. Watson thought it prudent for the Drainage Board to take a second look at the drainage plan to ensure that the stormwater for the plat would be adequately dispersed.

Wayne Funk, 6493 County Road 17, took the podium to explain his concerns. His property was located across the road from the new subdivision. Mr. Funk explained he was concerned about a private drain that runs from the newly platted property to his land. The tile has been broken and plugged and Mr. Funk had to repair it in the past. There was a history of water sitting on Lots one and two of the subdivision. Mr. Funk stated climate change with the increase of heavy rain events had produced increased flooding events in the floodway of Cedar Creek at the back of his property, along with bank erosion. Mr. Funk recommended that a water retention structure be required for the subdivision to slow the runoff rate for the property.

Bruce Getts, 6503 County Road 11A, took the podium to explain that he owned five acres to the west of the subdivision that included a wooded wetland. Before 2018 the wooded area would only have approximately a quarter of an acre of standing water. Mr. Getts explained that a farmer to the south of his land had wanted to run a private tile across his property to tie into the *Ambrose Heitz Tile Drain No. 135-00-0*. Mr. Getts refused the neighbor's request. The neighbor then asked the Drainage Board for permission to run across Mr. Getts' property to tie into the drain, and the Board denied the request based on the state of the tile. The tile was unable to take the additional water. The neighbor to the south then ran a private tile into the wetland which increased the amount of water in the wetlands so that Mr. Getts now had approximately an acre and a half underwater, which was killing trees in the woods. Mr. Getts had pictures of the area. Mr. Getts didn't want the subdivision developer dumping additional water into the wetlands through land grading and/or tiling as it would create more flooding on his property.

Mr. Hartman asked Ms. Kruse what the Indiana Drainage Code stated regarding dumping water into a wetland. Ms. Kruse stated Indiana State Laws didn't permit one landowner to channel their stormwater onto another landowner's property. Mr. Kruse responded that the private tile dumping water on Mr. Getts' property was a civil issue between property owners. Ms. Kruse advised Mr. Getts to hire an attorney to write a letter to the neighboring property owner.

Chris Gaumer of the DeKalb County Development Services asked what happened when a wetland was shared by multiple property owners. Mr. Gaumer asked what happens when one of the owners sheet-flows water into their own section of the wetland and it ends up affecting the other properties. Ms. Kruse stated that it is similar to when a pond is a share water resource there should be a restrictive covenant addressing the situation, explaining how the wetland was going to be shared and who would be responsible for the maintenance.

Mr. Gaumer explained that the County Plan Commission required restrictive covenants for shared ponds but not for wetlands as wetlands were regulated by the DNR, not the County. Mr. Gaumer explained that this wetland area was on a total of six property owners' lands, so a covenant restriction would not apply to those lots outside of the subdivision. Mr. Gaumer further explained that the county's unified development code did not require a drainage plan for a minor plat of four lots or less. Mr. Gaumer felt that the lots in the Pietrelcina Estates subdivision would not need much if any fill, as each lot was approximately twelve acres in size. Mr. Gaumer stated that for the county to require restrictive covenants regarding wetlands would be pointless since there were regulated by DNR.

Ms. Kruse stated that the Drainage Code did not address wetlands as it was under the authority of the IDNR, IDEM, and Army Corps of Engineers depending not the size of the wetlands. The code did allow for a landowner to create swells on their own land to help direct the water away from areas on their own land. However, according to the Common Enemy Doctrine, they could not channel the water onto a neighboring property.

Mr. Gaumer stated that because of the land contours, he didn't feel the wetlands would be increasing in size. The low area was where the wetlands were currently located, and a small area to the northeast of the current wetlands. He felt that taking the land from agricultural use to residential use would reduce the runoff coefficients. Mr. Bungard stated looking at the contours there was a low area on lot 3.

Mr. Crawford stated that the runoff coefficients for agricultural tilled land were 0.35 cfs (cubic feet per second) vs. grassland being 0.25 cfs. Mr. Crawford further calculated that a twelve-acre lot with a house and 2 acres of grass at 0.25 cfs with the remaining ten acres as tilled land at 0.35 would have

a runoff of 4.07 cfs, vs. the twelve tilled acres at 4.25, which was a significant reduction. The other things to consider would be if the home were to have an open-loop geothermal system or septic perimeter drain, but those would still be a minimal amount to add to the calculations.

Jason Holman from Action Reality stated he was representing subdivision developer, Mr. Westrick. Mr. Holman stated he had spoken with IDEM and DNR regarding the wetlands. He wanted to understand the rules for the wetlands. Both entities told him they felt the impacts from housing would be better and less than the tilled land. Mr. Holman thought this would help the water flow and not add to it. He also stated that Mr. Westrick was willing to fix the private tile located on the property to help alleviate the neighboring properties' water issues.

Mr. Funk stated he was more concerned about the tile function than the amount of water. He stated the water release needed to be controlled.

Mr. Miller asked if tying a private tile into a county-regulated drain was legal. Ms. Kruse explained that if a landowner was paying assessments for a county-regulated drain they were, by code, supposed to have access to tie into that same county-regulated drain. However, if the county-regulated drain was not in good shape then connection to the tile could be denied. Ms. Kruse also explained that if it was denied, then the drain should be placed on the reconstruction list.

Mr. Getts thought the drain had been placed on the reconstruction list in 2018 when the tie-in was denied. Mr. Getts stated this reconstruction needs to be a priority. He explained by County Road 11A the *Ambrose Heitz Drain Lateral 5 Spur 2 Drain No. 135-05-2* tile was completely broken down and has been for 30 years. Mr. Getts stated that the drain should be on the list to be fixed. Mr. Bell stated that the drain was not on the current reconstruction list. Ms. Kruse explained the drain was more likely to be fixed under maintenance and not a full reconstruction. Ms. Kruse suggested pulling the drain file to see what happened and why the connection was denied. Mr. Getts stated that a landowner at one time asked to tie into the tile and he directed them to the Surveyor and they were denied. Troy Bungard said the *Ambrose Heitz Drain Lateral 5 Spur 2 Drain No. 135-05-2* was installed in 1908 and was a 6-inch tile.

Mr. Crawford asked Mr. Funk if the private tile on his property was ever a regulated drain. Mr. Funk responded the tile must have always been private. He has lived there since 1984 and was not sure before that time.

Mr. Miller asked what our options were on this drainage issue. Mr. Crawford suggested, depending on where the house was built, that placing the septic perimeter drain to the west would be better so as not to add more runoff to the wetlands. He also stated the builder may need to rework the private tile. Mr. Hartman stated the county-regulated tile needed to be fixed, and he did not believe the subdivision was the problem. Ms. Kruse responded that the landowners could petition to get the private drain made a regulated drain. Mr. Hartman asked what would be cheaper, to fix the Heitz drain or make the other one a regulated drain. Ms. Kruse explained that would take some digging into why the connection was denied and the plan to repair the drain. Mr. Bell said the Drainage plan was good, but what was needed was to take steps to fix other tiles. All on the Board agreed.

SURVEYOR'S REPORT

Mr. Crawford said Mrs. Lassiter was setting a date for a Joint meeting regarding the *William Bickel Regulated Tile Drain No. 133-00-0*. The Board took time to look at the plans for the Bickel drain as information only.

CONSENT & WAIVER TO VACATE A PORTION OF A DRAIN: JOHN LEASON REGULATED TILE DRAIN NO. 32-00-0 AND JOHN LEASON LATERAL 1 REGULATED TILE DRAIN NO. 32-01-0:

Keith Crawl, a landowner petitioning to vacate the tile portion of *John Leason Drain No. 32-00-0* & the *John Leason Lateral 1 Drain No. 32-01-0* took the podium. He explained that the tiles were no longer draining. He had installed field tile to redirect the water off his fields. He explained that the tiles were solely on his property.

Mr. Crawford asked about the house to the northeast of the tile up on State Road 8. Mr. Crawl responded that the property was owned by his aunt. Mr. Crawford asked if Mr. Crawl's aunt would be affected in any way. Mr. Crawl responded she would not, as she was tied into the new tile he had installed. Mr. Crawford said this vacation did not seem to affect anyone but the landowner. Ms. Kruse ask if Mr. Crawl had the proper paperwork. Mr. Crawl explained that he had copies with the watershed landowners' signatures. Mrs. Rutan stated the original paperwork was in the Surveyor's Office.

Mr. Bell asked Mr. Crawl why he thought the drain was originally put in. Mr. Crawl stated that he thought the tile was installed in the 1950s to drain water off the farm fields. Mr. Crawl stated he had installed a new tile to Fish Creek much deeper to get the water off the field. Mr. Crawl felt the new tile and the vacation of the tile would be better than dipping the open drain.

The Board looked at maps to determine all the landowners in the watershed. Mr. Bungard explained that there were two separate vacations that Mr. Crawl was petitioning for today. Ms. Kruse stated the Surveyor needed to approve the vacations for them to move forward. She asked if Mr. Crawford needed more time to look the vacation over before the Board made a decision. Mr. Crawford stated no as long as the watershed landowners signed off.

Mr. Bell asked if there was money in the drain fund for the *John Leason Drain No. 32-00-0* & *John Leason Lateral 1 Drain No. 32-01-0*. Mr. Crawford stated he felt any funds in the drain accounts should be moved to the open drain account if the tile portions were vacated Mr. Bell also questioned how vacating the drain would affect the new landowner if the land sells. Ms. Kruse read the vacation criteria of the code. She said the Board could wait a week to have all the original documents here to sign off if the board was more comfortable.

Mr. Bell ask the Board if they were ready to make a motion or wait for the original documents. Mr. Hartman stated he was ready

FINDINGS OF FACT FOR VACATION OF A PORTION OF A DRAIN

NAME OF DRAIN: JOHN LEASON TILE

NUMBER: 32-00-0

1. The petitions previously filed for this drain are admitted into evidence.
2. That consent to the vacation of the drain and a waiver of the public hearing has been signed by the affected landowners and is hereby admitted into evidence.
3. That the Surveyor's report with maps and drawings to the Board is received as evidence and approved by the Board, and the facts therein are found to be true.
4. That no further evidence is required for the Board to make a decision.
5. That all timely objections, if any, have been heard, discussed, replied to by the Surveyor, and ruled on by the Board.
6. That the Board has jurisdiction of this drain under the Indiana County Drainage Board Cod.

7. That the drain does not perform the function for which it was designed and constructed.
8. That the drain has become inadequate to properly drain all lands affected under the present conditions.
9. The expense of the reconstruction does outweigh the benefits to be derived from it.
10. The vacation will not be detrimental to the public welfare.
11. The DeKalb County Highway is not adversely affected by the vacation.
12. When the drain is vacated it will not be abandoned by landowners that adversely affect other landowners.
13. The sanitation under public health control will not be adversely affected by the vacation.
14. That the Administrative Assistant of the Board shall publish the notice of the Board's Final Order as required by the Indiana County Drainage Board Code.
15. That the Final Order Form of the Board is approved for this drain.

FINAL ORDER OF VACATION OF THE
JOHN LEASON REGULATED TILE DRAIN NUMBER 32-00-0

The DeKalb County, Indiana Drainage Board (hereinafter referred to as "Board") now renders its Final Order on the request to vacate the John Ketcham Lateral 1 Drain, the same being formerly Number 32-00-0 in the records of the Surveyor of DeKalb County, Indiana.

After due consideration of all the reports, evidence, testimony, and other information presented through the course of this proceeding, the Board now enters its FINDINGS:

1. Date of Filing. That the request herein was filed with the Surveyor of DeKalb County (hereinafter referred to as "Surveyor") pursuant to I.C. 36-9-27-37, on January 9, 2023, and was requested by the following: Keith and Wanda Crowl, Jerry and Arlene Crowl, Tyler Martin, and Timothy M. Wappes of Wappes Farms, LLC.
2. Jurisdiction. That prior to the date of these Findings, the existing drain was a regulated drain and within the jurisdiction of this Board, pursuant to I.C.36-9-27-15.
3. Report of Surveyor. That the Board referred the request herein to prepare a report pursuant to I.C.36-9-27-37 (which incorporates applicable provisions of I.C.36-9-27-49 regarding a Surveyor's Report), which was filed and presented to this Board on April 6, 2023, in the Derald D. Kruse Commissioner's Court, 2nd Floor DeKalb County Courthouse, Auburn, Indiana.
6. Objections Filed. None filed.
7. Evidence Concerning Objections. No objections were filed.
8. Meeting. A meeting in connection with said vacation was held on April 6, 2023, at 8:30 a.m. in the Derald D. Kruse Commissioners Court, 2nd Floor DeKalb County Courthouse, Auburn, Indiana, at which objections, if any, to said petition were heard, evidence was had and considered, the proposed vacation was explained, and the following landowners were present: Keith
9. Disposition of Objections. No objections were filed.
10. Amendments to Surveyors Report. Upon the record developed, no amendments were made by the Board to the report of the Surveyor.

11. Vacation and Reclassification. That said portion of the John Leason Lateral 1 Regulated Tile Drain Number 32-01-0 should be vacated, and thereby no longer be classified as a regulated drain under the jurisdiction of the Board.

12. Vacation Justification. Pursuant to I.C.36-9-27-37 and I.C. 36-9-27-34(d), the Board finds that the drain is vacated for the following reasons:

1. This drain no longer performs the function for which it was designed and constructed.
2. The expense of reconstruction outweighs the benefits to be derived therefrom; and
3. The abandonment thereof will not be detrimental to the public welfare.

NOW, THEREFORE, IT IS ORDERED, by the Drainage Board of DeKalb County that:

- a. The Findings of Fact are adopted by the Board as true and accurate for this proceeding;
- b. The report of the Surveyor filed herein shall be adopted with copies attached hereto and made a part hereof by this reference;
- c. The John Leason Lateral 1 Tile Drain, Number 32-01-0 described in the Surveyors Report shall be and is hereby vacated and is no longer classified as a regulated drain as defined under the 1965 Indiana Drainage Code, as amended;
- d. Public announcement of said Order is hereby made at the said meeting on this vacation;
- e. The Administrative Assistant of the Board is directed to cause notice of this action to be published immediately in a newspaper of general circulation throughout DeKalb County, Indiana, which notice shall identify the drainage proceedings and state the Findings and Order of the Board have been filed and are available for inspection in the office of the Surveyor of DeKalb County, all in accordance with and pursuant to I.C.36-9-27-37 (b) and 36-9-27-52 (i).
- f. If judicial review of the Findings and Order of the Board is not requested pursuant to I.C.36-9-27-106 (b) through I.C.36-9-27-108, within twenty (20) days from the date of publication of the aforesaid notice, the Findings and Order shall become conclusive.


Jim Miller moved to approve the vacation and to accept the Consent and Waive, with the County Surveyor's recommendation to vacate the *John Leason Lateral 1 Regulated Tile Drain No. 32-01-0*, and to approve the Findings of Fact, instructing the Administrative Assistant to have the Final Order of Vacation published in the local newspaper. Sandy Harrison seconded the motion, and the motion carried.

Dated at Auburn, this 6th day of April 2023.

DEKALB COUNTY DRAINAGE BOARD



, Bruce Bell II, Chairman



Sandra M. Harrison, Vice-Chairman



William L. Hartman, Member



Michael V. Watson, Member



James A. Miller, Member

There being no further business, this portion of the public meeting adjourned at 9:40 a.m.


Bruce Bell, II, Chairman


Michelle Lassiter, Secretary

FINDINGS OF FACT FOR VACATION OF A DRAIN

NAME OF DRAIN: JOHN LEASON LATERAL 1 TILE

NUMBER: 32-01-0

16. The petitions previously filed for this drain are admitted into evidence.
17. That consent to the vacation of the drain and a waiver of the public hearing has been signed by the affected landowners and is hereby admitted into evidence.
18. That the Surveyor's report with maps and drawings to the Board is received as evidence and approved by the Board, and the facts therein are found to be true.
19. That no further evidence is required for the Board to make a decision.
20. That all timely objections, if any, have been heard, discussed, replied to by the Surveyor, and ruled on by the Board.
21. That the Board has jurisdiction of this drain under the Indiana County Drainage Board Cod.
22. That the drain does not perform the function for which it was designed and constructed.
23. That the drain has become inadequate to properly drain all lands affected under the present conditions.
24. The expense of the reconstruction does outweigh the benefits to be derived from it.
25. The vacation will not be detrimental to the public welfare.
26. The DeKalb County Highway is not adversely affected by the vacation.
27. When the drain is vacated it will not be abandoned by landowners that adversely affect other landowners.
28. The sanitation under public health control will not be adversely affected by the vacation.
29. That the Administrative Assistant of the Board shall publish the notice of the Board's Final Order as required by the Indiana County Drainage Board Code.
30. That the Final Order Form of the Board is approved for this drain.

FINAL ORDER OF VACATION OF THE

JOHN LEASON LATERAL 1 REGULATED TILE DRAIN NUMBER 32-01-0

The DeKalb County, Indiana Drainage Board (hereinafter referred to as "Board") now renders its Final Order on the request to vacate the John Ketcham Lateral 1 Drain, the same being formerly Number 32-01-0 in the records of the Surveyor of DeKalb County, Indiana.

After due consideration of all the reports, evidence, testimony, and other information presented through the course of this proceeding, the Board now enters its FINDINGS:

1. Date of Filing. That the request herein was filed with the Surveyor of DeKalb County (hereinafter referred to as "Surveyor") pursuant to I.C. 36-9-27-37, on March 15, 2023, and was requested by the following: Keith E. and Wanda L. Crowl, Jerry E. and Arlene J. Crowl, Brent

E. and Rebecca A. Collins, Terry K. and Janalee J. Ulm, Ruth E. Crawl, Jason Weaver, and Leonard Moughler for Moughler Brothers, Inc.

2. Jurisdiction. That prior to the date of these Findings, the existing drain was a regulated drain and within the jurisdiction of this Board, pursuant to I.C.36-9-27-15.
3. Report of Surveyor. That the Board referred the request herein to prepare a report pursuant to I.C.36-9-27-37 (which incorporates applicable provisions of I.C.36-9-27-49 regarding a Surveyor's Report), which was filed and presented to this Board on April 6, 2023, in the Derald D. Kruse Commissioner's Court, 2nd Floor DeKalb County Courthouse, Auburn, Indiana.
6. Objections Filed. None filed.
7. Evidence Concerning Objections. No objections were filed.
8. Meeting. A meeting in connection with said vacation was held on April 6, 2023, at 8:30 a.m. in the Derald D. Kruse Commissioners Court, 2nd Floor DeKalb County Courthouse, Auburn, Indiana, at which objections, if any, to said petition were heard, evidence was had and considered, the proposed vacation was explained, and the following landowners were present: Keith Crawl.
9. Disposition of Objections. No objections were filed.
10. Amendments to Surveyors Report. Upon the record developed, no amendments were made by the Board to the report of the Surveyor.
11. Vacation and Reclassification. That said portion of the John Leason Regulated Tile Drain Number 32-00-0 should be vacated, and thereby no longer be classified a regulated drain under the jurisdiction of the Board.
12. Vacation Justification. Pursuant to I.C.36-9-27-37 and I.C. 36-9-27-34(d), the Board finds that the drain is vacated for the following reasons:
 1. This drain no longer performs the function for which it was designed and constructed.
 2. The expense of reconstruction outweighs the benefits to be derived therefrom; and
 3. The abandonment thereof will not be detrimental to the public welfare.

NOW, THEREFORE, IT IS ORDERED, by the Drainage Board of DeKalb County that:

- a. The Findings of Fact are adopted by the Board as true and accurate for this proceeding;
- b. The report of the Surveyor filed herein shall be adopted with copies attached hereto and made a part hereof by this reference;
- c. The John Leason Tile Drain, Number 32-00-0 described in the Surveyors Report shall be and is hereby vacated and is no longer classified as a regulated drain as defined under the 1965 Indiana Drainage Code, as amended;
- d. Public announcement of said Order is hereby made at the said meeting on this vacation;
- e. The Administrative Assistant of the Board is directed to cause notice of this action to be published immediately in a newspaper of general circulation throughout DeKalb County, Indiana, which notice shall identify the drainage proceedings and state the Findings and Order of the Board have been filed and are available for inspection in the office of the Surveyor of DeKalb County, all in accordance with and pursuant to I.C.36-9-27-37 (b) and 36-9-27-52 (i).
- f. If judicial review of the Findings and Order of the Board is not requested pursuant to I.C.36-9-27-106 (b) through I.C.36-9-27-108, within twenty (20) days from the date of publication of the aforesaid notice, the Findings and Order shall become conclusive.

Mike Watson moved to approve the vacation and accept the Consent and Waive, with the County Surveyor's recommendation to vacate the *John Leason Regulated Tile Drain No. 32-00-0*, and to approve the Findings of Fact, instructing the Administrative Assistant to have the Final Order of

Vacation published in the local newspaper. Bill Hartman seconded the motion, and the motion carried.

Dated at Auburn, this 6th day of April 2023.

DEKALB COUNTY DRAINAGE BOARD



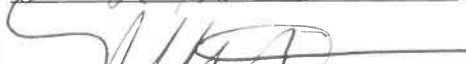
Bruce Bell II, Chairman



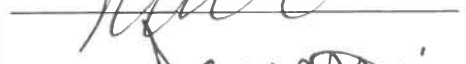
Sandra M. Harrison, Vice-Chairman



William L. Hartman, Member



Michael V. Watson, Member



James A. Miller, Member

There being no further business, this portion of the public meeting adjourned at 9:40 a.m.



Bruce Bell, II, Chairman



Michelle Lassiter, Secretary

DISCUSSION

Mr. Crawford stated that he would be working on the plans for the reconstruction of the *Fred Groscup South Drain No. 352-80-0* in Garrett.

The Board reviewed a letter from Julie and Davis Hiron that was sent to the DeKalb County Plan Commission regarding the drainage plan for the AEP Hamilton Substation. Included with the letter were the Drainage Boards approval letter, and the Field Inspector's report.

Mr. Crawford stated the property owners next to the AEP substation believe the substation was causing draining issues and would like AEP to rectify the problem. Mr. Crawford explained the construction of the AEP substation was not complete so it was hard to determine if there was a problem due to the substation. Mr. Crawford also stated there seemed to be serious drainage issues before the construction of the substation even started and the property owners should wait until the substation was completed to determine if there was an increase in water. He further added that the substation retention pond has not been fully completed.

Mrs. Harrison stated the standpipe had an issue before the construction of the substation.

Mr. Bell observed the approval had the condition that AEP would fix any draining issues.

Mr. Crawford read the Surveyor's drainage report and stated that Mike Kline, the former County Surveyor, had AEP collect more water than was required.

Mr. Bungard stated there was no county tile in the area and Mr. Crawford agreed that the standpipe was on private tile.

Mr. Hartman asked about the emails, Mrs. Lassiter forwarded, on the drainage issue by the Garrett Vet Clinic. He asked if the issue could be a highway drain. Mr. Hartman stated that the area had always flooded and not because of the new vet clinic.

Mr. Crawford stated that there were no county-regulated drains in the area but there could possibly be issues with the city storm sewers.

Mr. Miller asked who was complaining about the water the clinic or neighbors. Mr. Hartman stated the neighbors were getting water, not the clinic.

Mr. Crawford read the email from Milton Otero, the Garrett City Planner, and thought it might be a city stormwater issue.

The Board looked at maps to see if they could easily reach a county-regulated drain to which a connection could be made.

Mr. Hartman asked about the elevation of land to the road. He also questioned the depth of the tile to the west. Mr. Crawford was not sure that a connection was possible with that drain, due to the drain's location.

Mr. Bell asked if this was a new issue.

Mr. Hartman responded no but nobody knows where the water should go.

Mr. Bungard stated that Mrs. Lassiter requested to get info from Mr. Otero regarding the city's storm sewers and maps.

Mr. Crawford was not sure how to help especially until the clinic was completed. He was going to reach out to INDOT to see if it was their jurisdiction.

Ms. Kruse informed the Board she would be gone on April 27, 2023, and June 15, 2023.

Mr. Watson stated he would be gone the following Thursday, April 13, 2023.

Mr. Bell asked if anyone was interested in serving on the Cedar Creek Committee mentioned in the email sent out by Mrs. Lassiter. Mr. Bell stated he would be interested in serving on the committee if no one else was willing. Mr. Miller stated there should be some representation from the Board and everyone agreed that Mr. Bell should be the Board's representative on the Committee.

Mr. Hartman asked if there was a county-regulated drain near 5913 County Road 7. Mr. Bungard brought up the maps and stated there were no county-regulated tile drains near the property but north of the property was the *John Wilderson Lateral 5 Drain No. 204-05-0*. Mr. Bungard stated if there was a tile on the property it was private.

There being no further business or discussion, Mr. Bell thanked everyone for attending the meeting and declared the meeting adjourned at 10:01 a.m.


Bruce Bell, II, Chairman


Michelle Lassiter, Secretary