

The Rush County Drainage Board met in the Commissioner's Room of the Rush County courthouse on January 11, 2016 at 10:45 a.m. with the following present: Mark Bacon, Paul Wilkinson, members; Leigh Morning, Board attorney; Marvin L. Rees, Surveyor; Michele Gordon, secretary. Bruce W. Levi was absent.

Minutes of the previous meeting could not be signed and will be presented at the next meeting.

JOHN WISSING TILE

No interested landowners were present and the Surveyor stated he had received no written objections. A motion was made by Wilkinson, with a 2nd by Bacon, to vacate the portion of the county tile located on the B & J Foltz Farm property. Motion carried and the Final Order was signed.

REORGANIZATION

A motion was made by Wilkinson, with a 2nd by Bacon, to nominate Mark Bacon as chairman of the Board. Motion carried. The next motion was made by Bacon, with a 2nd by Wilkinson, to nominate Wilkinson as vice-chairman of the Board. Motion carried.

16th STREET

The Surveyor informed the Board of a meeting that will be held on Thursday, January 21, 2016 at 1:00 p.m. at the City offices to discuss drainage in this area.

JOHN WIDAU TILE

Interested parties present were Verlin Custer, Craig Custer, James Ramsey and David Hiner. Verlin Custer stated he had discovered the tile manufacturer recommended four foot of cover over their tile in order to guarantee their product. The Surveyor stated he did not agree with this statement. Mr. Custer then asked if the Board would reconsider moving the new tile completely out of the side ditch in order to provide better drainage since crossing the road did not seem to be an option. He stated all he wants is to get the new tile installed before Spring. Bacon then stated this issue would have to be continued until after the scheduled hearings.

BRANAM-WISSING-KENDALL TILE – HEARING

No interested landowners were present and the Surveyor stated he had received no written objections. A motion was made by Wilkinson, with a 2nd by Bacon, to set the maintenance assessments at \$2.00 per acre. Motion carried and the Final Order was signed.

GEORGE F MULL TILE – HEARING

No interested landowners were present and the Surveyor stated he had received no written objections. A motion was made by Wilkinson, with a 2nd by Bacon, to set the maintenance assessments at \$5.00 per acre. Motion carried and the Final Order was signed.

JOHN LAWLESS TILE

No interested landowners were present and the Surveyor stated he had received no written objections. A motion was made by Wilkinson, with a 2nd by Bacon, to set the maintenance assessments at \$2.00 per acre. Motion carried and the Final Order was signed.

A motion was then made by Wilkinson, with a 2nd by Bacon, to close the hearings. Motion carried.

JOHN WIDAU TILE

Discussion resumed on the reconstruction of this tile. The discussion involved moving the tile out of the side ditch and into the landowners fields, which is what the contractors who had viewed the project suggested doing. Leigh Morning stated the reason they were still planning on installing the new tile in the side ditch was because of the wetlands issue on the Hiner property. Dave Hiner was asked if he had ever received a determination and he stated there is no wetlands issue on his property. He did still object to the tile being moved because that would increase the county right-of-way and he did not want that. Morning stated the right-of-way could actually be set at any distance determined by the Board. A motion was then made by Wilkinson, with a 2nd by Bacon, to proceed with the tile reconstruction by moving the new tile north of its present location in the side ditch and not change the current right-of-way on the Hiner property. The right-of-way would be set at a 75 foot distance on both sides of the new tile location everywhere else. Motion carried.

There being no further business to come before the Board a motion to adjourn was made by Bacon, with a 2nd by Wilkinson. Motion carried.

Mark Bacon

Paul Wilkinson