

The Rush County Drainage Board met in the Commissioner's Room of the courthouse on November 28, 2016 at 10:25 a.m. with the following present: Mark Bacon, Paul Wilkinson, Bruce W. Levi, members; Leigh Morning, Board attorney, Marvin L. Rees, Surveyor; Michele Gordon, secretary. Warren Norris, county councilman, was also present.

Minutes of the previous meeting were approved and signed by motion of Wilkinson, with a 2nd by Levi.

Mark Bacon stated the record should reflect that the first meeting for the 2017 calendar year would be held on Friday, January 6, 2017 instead of Monday, January 9, 2017. This was put in the form of a motion by Levi, with a 2nd by Wilkinson. Motion carried.

JOHN WIDAU TILE

A motion was made by Wilkinson, with a 2nd by Levi, to sign the certificate of reconstruction assessments. Motion carried.

CARR/STANLEY TILE

The Surveyor showed the Board pictures of holes in the tile south of the railroad. These were large holes discovered during harvest. The Surveyor suggested a partial reconstruction of the tile south of the railroad to help alleviate some of the drainage concerns. The remainder of the reconstruction could be completed at a later date. He planned on suggesting this idea when the landowners arrived for their meeting with the Board.

PIKE MUTUAL DRAIN – HEARING

The hearing was called to order. Interested landowners present can be found on the list in the file in the Surveyor's office. The Surveyor gave his report which can also be found in the file. The Board determined the blockage in the tile was not intentional based on the Surveyor's findings. The cost to remove the blockages that were discovered came to approximately \$3,847. Landowners within the watershed will be assessed to cover this cost. Bill Pike asked the record show that he objected to the findings that the blockage was not intentional. He felt it was unfair for him to pay the bulk of the assessments. Leigh Morning explained the statute to those who were present stating that assessments to be levied were based on benefit. Arguing began and continued for a while between the landowners. A motion was finally made by Wilkinson, with a 2nd by Levi, to sign the certificate of assessments for the removal of the blockages. Motion carried. Mrs. Shelton thanked the Surveyor and the Board.

CARR/STANLEY TILE

Several landowners were present to discuss the proposed reconstruction of this tile. The Surveyor again explained the potential costs involved with the railroad if this project were to proceed. To eliminate the railroad for the time being, the Surveyor recommended to those present that only a partial reconstruction be done on the lower portion of this tile. A 30" tile would be installed from the outlet up to the railroad. Mr. Veatch, who was unable to attend, had informed the Surveyor that he was not in favor of pursuing a reconstruction at this time. After discussion, the landowners present agreed that they would like to see a total reconstruction be considered. A motion was made by Wilkinson, with a 2nd by Levi, to have the Surveyor proceed with the process of a total reconstruction. Motion carried. Levi then made a motion, with a 2nd by Wilkinson, to sign the contract with the railroad for \$3,500.00. This would allow the Surveyor to proceed with taking elevations along the right-of-way of the railroad. Motion carried.

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

Mark Bacon

Paul Wilkinson

Bruce W. Levi