

DRAINAGE BOARD MEETING

JUNE 25, 2018

The Rush County Drainage Board met in the Commissioner’s Room of the Courthouse on June 25, 2018 at 10:30 a.m. with the following present: Mark Bacon, Paul Wilkinson, Bruce W. Levi, members; Marvin L. Rees, Surveyor; Shelle Hendrix, secretary. Board Attorney Leigh Morning could not attend. Several landowners were also present.

A motion was made by Levi to approve the minutes from the Special Meeting held on the evening of June 4, 2018 with a 2nd by Wilkinson. The minutes were approved and signed.

A motion was made by Wilkinson to approve the minutes from the previous Drainage Board meeting with a 2nd by Levi. The minutes were approved and signed.

STEWART HOLLOWAY

A motion was made by Wilkinson with a 2nd by Levi to sign a contract with Kevin Peggs Excavating for repairs. The contract was signed.

DAVID CANADY

A motion was made by Levi with a 2nd by Wilkinson to sign the contract with Kevin Peggs Excavating for partial reconstruction. The contract was signed.

GEISE MUTUAL DRAIN

A motion was made by Wilkinson to sign the Findings of Fact with a 2nd by Levi, after Levi asked what the width of the right-of-way would be. The Surveyor responded with 75 feet. Wilkinson amended his motion to stipulate a maximum of 30 foot right-of-way and incurring as little damage as possible to the Stevens property. Geise Attorney, Mr. Lohmeir, addressed the Board and explained the 3 primary criteria have been met and the next step is to sign the Findings of Fact, which then starts the 20 day waiting period before action can be taken. Rees explained that, according to statute, there is a 20 day period once the document is signed to allow for a judicial review to be filed. If this happens, typically no work is done to the drain until it is resolved. Motion carried and the Findings of Fact document was signed. Desmond Stevens asked for a copy of the Findings of Fact, which was given to him after the meeting.

LAWLESS TILE

The Surveyor told the Board he had sent a letter to the tile company and received a phone call this morning from a representative stating the tile was not defective according to their testing. Rees will prepare a letter prior to the next Board meeting.

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

Mark Bacon

Paul Wilkinson

Bruce W. Levi