

# REGULAR DRAINAGE BOARD MEETING:

December 18, 2023

**President, Dick McIntire, called the meeting to order. Members present at the meeting were the following:**

Dick McIntire, President  
Jamie Swoboda, Vice President  
Shannon Henry, Member  
John Landers, Member  
William Whitehead, Member  
Tom Borchers, Surveyor  
Brandon Murphy, Attorney  
Jennifer Licht, Recording Secretary

**President, Dick McIntire,** opened the meeting by welcoming the audience and inviting them to participate in the pledge of allegiance.

## **APPROVAL OF MINUTES:**

**Mr. McIntire** entertained a motion for the approval of the November 21, 2023 Drainage Board Minutes.

**Mr. Whitehead moved** for approval. Motion seconded by Mr. Henry. **Motion passed 4-0.**

## **NEW BUSINESS:**

### **Reduction of Right- of- Way**

**Mr. McIntire** addressed Mr. Borchers and asked if he had any new business to present to the Board today.

**Mr. Borchers** states, Jennifer Roth at ATWELL LLC, representing Country Side Estates located at the corner of Fusion Rd and Macedonia. We have the Isaac Lennox Ditch that runs behind that to the North. They are building more units and putting in some roads. Jennifer is requesting a reduction of right- a- way seventy-five 75 to thirty 30 feet which is standard in a lot of these neighborhoods and I don't see any problem reducing it.

**Mr. Henry** states, if you look at number two (2) it says it is agreed that the Delaware County

Drainage Board will not object to the placement of permanent improvements beyond such distance, I think we want that to say “we will object” am I wrong on that?

**Mr. Whitehead**, what is that saying, Brandon?

**Mr. Brandon** states, that’s saying beyond the thirty (30) feet. I understand that we may want to put a provision in there that says specifically, that within the thirty (30) feet nothing shall be permitted. My suggestion is under #3 we have an amendment stating “the drainage board does object to placement of any improvement within the thirty 30-foot amended right- of- way”. If that’s acceptable.

**Mr. Henry** states, I will make that motion. Mr. Whitehead seconded. **Motion passed 5-0**

**Mr. Murphy** states, we now need to have a motion and a second on the amendment then we have to vote on it as amended.

**Mr. McIntire**, entertained a motion for approval of the reduction of right away.

**Mr. Henry** states, I will make a motion we accept the reduction of right- of- way on the regulated drain with the amendment. Mr. Whitehead seconded. **Motion passed 5-0**

#### Drainage Board Meeting Schedule 2024

**Mr. McIntire**, entertained a motion for approval of the drainage board schedule for 2024.

**Mr. Whitehead, moved** for approval. Motion seconded by Mr. Swoboda. **Motion passed 5-0**

#### **OLD BUSINESS:**

**Mr. McIntire** addressed Mr. Borchers and asked if he had any old business to present to the Board today.

**Mr. Borchers** stated, not at this time.

#### **MAINTENANCE CLAIMS:**

**Mr. McIntire entertained** a motion for the approval of the maintenance claims as presented.

**Mr. Henry moved** to approve the claims as submitted. Mr. Swoboda seconded. **Motion passed 4-0.**

## **ADJOURNMENT:**

The meeting adjourned at 2:35 p.m.

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Dick McIntire, President

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Jamie Swoboda, Vice President

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William Whitehead, Member

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Shannon Henry, Member

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John Landers, Member

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Jennifer Licht, Recording Secretary