

REGULAR DRAINAGE BOARD MEETING:

March 21, 2022

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

Dick McIntire, President
Shannon Henry, Member
John Landers, Member
William Whitehead, Member
Tom Borchers, Surveyor
Stan Willis, Inspector/Chief Deputy
Cindy Harty, 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 February 22, 2022 Drainage Board Minutes.

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

NEW BUSINESS:

Partial Vacation of the J.R Stafford Ditch

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

Mr. Borchers stated that the first matter on the Agenda is the partial vacation of the J.R. Stafford Ditch.

Brad Bookout appeared on behalf of Joe Rhetts, Attorney for the Town of Albany. Mr. Bookout stated, "I am here on behalf of Mr. Rhetts and the Town of Albany. Of course, there is a ditch in this area that is not utilized, Joe has prepared the Petition on behalf of the town. The ditch does not perform the function for which it was designed and constructed, and it has become inadequate to properly drain the affected area. Joe is working with the town, as well as myself and Commissioner Henry to try to find some other suitable

drainage options for the area. They are dividing this portion of property into an area where they are going to expand and do some commercial growth in this area, and so they are asking for the vacation. I am just here to answer any questions that you might have. Other than that, I want to keep it short and sweet for you today.”.

Mr. Murphy stated, “I have worked with Mr. Rhetts to prepare a Resolution that I have shared with the Board. It is Resolution 2202-01. If the Board were to grant this, it would be relinquishing its jurisdiction over the portion of the J.R. Stafford Ditch that is within the town limits of the Town of Albany. I believe Albany has also acknowledged that they would then have jurisdiction over the drainage at that point. Before the Board votes, I would inform you that I believe notice was published that this would be a public hearing so we need to provide an opportunity for anyone else here wishing to speak. If anyone wishes to speak on this before there is a motion and a vote, please do so now.” **No one appears or speaks on this subject.**

Mr. Henry stated. “Hearing no one, I will make a motion that we approve the Resolution 2022-01, Vacation of a Portion of the J.R. Stafford Ditch for the Town of Albany. Mr. Whitehead seconded the motion. **Motion passed 4-0.**

Exception to Surveyor’s Right-of-Way In the Lynwood Addition

Mr. Borchers stated that the Coopers purchased a lot in Lynwood Addition. We have a right-of-way for a tile that runs through the back corner of his lot, where he is attempting to build his house. It would encroach on our right-of-way, 20-foot on part of it. I went out and walked it with Angie Moyer, the county engineer, and we came to the same conclusion that if we gave him an exception to build the house that he has provided to us on the typographic survey, that it should not hurt any water flow or the tile. We would also have plenty of room to get in there and work on that tile if necessary. That is what I would suggest.

Mr. Henry moved to approve the request for the exception on this right-of-way. /

Mr. Murphy stated, “I like the term exception. What we are not doing is permanently reducing the right-of-way, but we are doing it for this particular project that he has provided the details about. I think exception would be the right term.”

Mr. Henry stated, “I will make a motion to approve the exception to our right-of-way so this gentleman can build this house in the Lynwood Addition. Mr. Whitehead seconded. **Motion passed 4-0.**

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. Whitehead seconded. **Motion passed 4-0.**

ADJOURNMENT:

The meeting adjourned at 2:39 p.m.

Dick McIntire, President

William Whitehead, Vice President

Shannon Henry, Member

John Landers, Member

Cindy Harty, Recording Secretary