

# REGULAR DRAINAGE BOARD MEETING:

May 21, 2018

**President, William Whitehead, called the meeting to order. Members present at the meeting were the following:**

William Whitehead, President  
Clarence Hensley, Vice President  
Shannon Henry, Member  
Dick McIntire, Member  
John Landers, Member  
Tom Borchers, Surveyor  
Stan Willis, Inspector/Chief Deputy  
Brandon Murphy, Attorney  
Cindy Harty, Recording Secretary

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

## **APPROVAL OF MINUTES:**

**Mr. Whitehead** entertained a motion for the approval of the April 16, 2018 Drainage Board Minutes.

**Mr. Henry** moved for approval. Motion seconded by Mr. Landers. **Motion passed 5-0.**

## **OLD BUSINESS:**

### **HOLT DITCH**

**Mr. Murphy** stated Mark McKinney, Attorney for the Sanitary District, is coming to the meeting, and will be present shortly. A short recess is taken.

The meeting reconvened. **Mr. Murphy** stated that at the last Board meeting a request from the Sanitary District as far as their plans for the Holt Ditch was introduced, and also raised was an

issue with Carrington Woods, which has been pending a while. Mr. Murphy stated that he believed he and Mr. McKinney have reached an agreement on the issue, and he asked Mr. McKinney to come forward. Mr. Murphy stated that they have submitted to the Sanitary District claims that were paid by the county in the sum of \$47,785.22, and they are going to attempt to reach a memorandum of understanding with the Sanitary District on how to deal with these issues in the future. Mr. Murphy stated he believed the Sanitary District had agreed to reimburse the amount the county paid, and take this area into their jurisdiction, and he stated that he would let Mr. McKinney speak on the matter.

**Mr. Mark McKinney, Attorney for the Sanitary District**, approached and stated that there is a very specific statutory process the Sanitary District has to go through in order to adopt sewer, whether it be sanitary or storm sewer like this. Mr. McKinney stated that from his conversations with the Board, they are going to address this issue at the next Sanitary Board meeting, which is Wednesday, and they have agreed to adopt that particular storm sewer and reimburse the drainage funds. Mr. McKinney stated that Mr. Murphy would have to tell him what fund it is going to go into. Mr. McKinney stated, "Whatever fund it is suppose to go in, the Muncie Sanitary District will reimburse that fund with the understanding that they are going to reach this memorandum of understanding so that in the future, we know exactly how it will be handled moving forward, if there is going to be any financial contribution from the county to the Sanitary District or not, depending on what the regulated drain is that may or may not be involved."

**Mr. Murphy** stated that he believed this would be an example of a time that would not and should not be the Board's involvement, but there are probably other circumstances that could affect both the Sanitary District and the Drainage Board in the future, and that is what they are making sure we have a process that can be followed. Mr. Murphy stated, "So given that, I think it would be appropriate to consider the Sanitary District's request on the Holt Ditch at this time." Mr. Murphy asked if the Board had any questions.

**Mr. Whitehead** asked the Board what was their pleasure.

**Mr. Henry** moved to approve the request including Mr. McKinney and Mr. Murphy's recommendations. Mr. Hensley seconded the motion. **Motion passed 5-0.**

## **NEW BUSINESS**

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

**Mr. Borchers** stated that there is no new business to present.

**MAINTENANCE CLAIMS:**

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

**Mr. Hensley** moved to approve the claims as submitted. Mr. Henry seconded. **Motion passed 5-0.**

**ADJOURNMENT:**

The meeting adjourned at 2:41 p.m.

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William Whitehead, President

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Clarence Hensley, Vice President

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Shannon Henry, Member

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Dick McIntire, Member

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John Landers, Member

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Cindy Harty, Recording Secretary