

Big Cicero Creek Joint Drainage Board  
May 27, 2020  
Tipton County Courthouse

Members Present: President Brad Bagwell, Jim Mullins, Scott Shoemaker, Donnie Lawson

Surveyors Present: Jason Henderson, Kenton Ward, Daniel Sheets, Ken Hedge

Secretary: Kristi Hinkle Attorney: Steve Holt

Others Present: Vicky Boyd, Kerry Schoeph, Robert Orr, Jenny Leneashy

**CALL MEETING TO ORDER:** Brad Bagwell called the meeting to order.

**ESTABLISHMENT OF QUORUM:** Quorum established.

**MODIFICATIONS TO THE AGENDA:** None

**APPROVAL OF MINUTES:** Jim Mullins motioned to approve the minutes from April 22, 2020 meeting as presented. Scott Shoemaker 2<sup>nd</sup> the motion. Jim=yes; Scott=yes; and Brad Bagwell=yes. The motion was approved.

**BOARD TO CONSIDER CLAIMS:** Kristi presented the claims. She also asked what to do about the board members that had not made it to the meeting yet. Brad replied that they will wait to motion on the claims until later in the meeting.

**SURVEYOR'S REPORT:**

A. Jason stated that Kenton's office had done a float of the creek. Jason also said that Vanhorn will be doing work orders for the log jams and there is a copy of the report in Brad's folder. Kenton: Float report: Kenton stated that Steve found thirteen places that need to be addressed. Brad asked if there are work orders for those log jams. Jason replied yes and that Vanhorn knows about them and is aware of it.

**BOARD ENGINEERS:**

- A. Siavash stated that he met with Jason, Mayor, and Jim Mullins. They discussed about detention ponds, the west detention pond, and measures to help Tipton county and the city. Siavash also stated that he explained in detail as to why the west detention pond would not be effective. Siavash stated that a review was done for Park 100. Siavash said that they have made some progress with the shelf project and prompted Jenny Leneashy to speak. Jenny L. stated that she is managing the project (shelving project). Jenny stated that Bob Barr and Warren have been to the site. She also stated that they have some strategic locations particularly on the 90 degree bends and some designs that

they know are going to hold up over the long term. She stated the design needs to hold up for long term. She said that they are looking at bank treatments and looking from beginning and end point. Jenny stated that they are formulating some changes along with Jason and are going to present those to the board to make sure with Phase 1 that everyone is on board. Jenny stated that the meeting with Park 100 went well and they might need to more bank stabilization at that location. Jenny also stated that there are some changes and that they want to make sure that it is accurate with the changes as they go forward and there are no surprises along the way. Kenny Hedge and Donnie Lawson reported that they are at the meeting and that they heard Siavash's report and thought that it was good.

#### **BOARD BUSINESS/COMMENTS (OLD OR NEW):**

- A. Park 100 Foods- Wastewater treatment facility:** Kerry Schoeph stated that they are doing a building project and also additional parking for Park 100. He also stated that there are going to be three projects on this site. Kerry stated that they decided the best place for the storage building would be on the north side and partially in the existing detention pond. He also said that he was making sure that there were no conflicts with the city sewer project and the shelving project. Kerry stated that they are adding 30-40 spaces of new parking. He said that they sent the plans to DNR to clearly see where the flood planes are in which they received back from DNR and sent that to CBE and the county surveyor's office. Kerry stated that they know that they are out of the floodway. He said that they worked with the Big Cicero drainage requirements. They also did cross sections as well. Kerry said that they have actually created more storage. He also stated that he has coordinated with other projects that are going on. Kerry stated that he believes the storage and parking are in a good location. Kerry believes that the utilities have been located and won't be disrupted. Siavash stated that the existing detention with existing standards and the encroachment already existed are legacy. Kerry stated that yes they need approval on encroachment of the 75 foot easement. Robert Orr stated that the existing detention pond was put in around 2011. Kenton asked about the 100 year elevation. Kerry replied that it was on their survey and on their DNR submittal which was an 864 ½. Kenton said that the building is at 866.9. Kenton asked if the detention pond is going to be in an easement. Kerry replied that it is. Robert stated that they are expanding on the south and the west of the pond which is not in the easement at all. Kenton stated about a maintenance agreement which it would remain on site and not be filled in. Brad asked Jason and Siavash if there was a requirement for the easement. Siavash replied yes. Kerry asked if there is a document or form that they need to fill out. Siavash replied that he will look into it. Kenton also asked on the storage if there is going to be an as built when it is completed and will that as built be reviewed by Burke to make sure that it meets the requirements. Kerry replied yes that that can be done. Kenton also asked if they require a bond on the pond itself. Kerry asked if they needed a bond. Siavash replied that they do not from Big Cicero. Kerry stated that they are set to go through with the Planning Commission. Brad stated the items that are outstanding which include the bond, the maintenance issue, and the easement. Jason stated it's not a

brand new reconstruction and that they are modifying an existing thing. Jason said that ensuring the modified detention area needs to be part of a motion of course the set of as built of the infrastructure. Jason said that as for the bonding that would be local (City of Tipton). Brad stated that there needs to be a motion for the easement to assure proper maintenance and operation of the detention pond. Jim Mullins made the motion. Scott Shoemaker 2<sup>nd</sup> the motion. Donnie Lawson=yes; Jim Mullins=yes; Scott Shoemaker=yes. The motion was approved. Kerry is asking if they will get a report of the approval sent to them. Jason replied yes. Kenton stated that they need to finish the financial. Brad stated that Mark is not in attendance and that Kristi would need to remove that \$150 deduction for Mark and adjust the numbers accordingly. Brad said that would make the balance \$1,923,337.06. Scott Shoemaker motioned to approve the claims as suggested. Jim 2<sup>nd</sup> the motion. Donnie Lawson=yes; Jim Mullins=yes; Scott Shoemaker=yes. The motion was approved.

**B. Attorney Report (Holt):** Steve Holt has nothing to report.

**PUBLIC COMMENT:** Vicky Boyd asked if Jason and Kristi could send her the copies of all the information that was discussed today and the claims. She asked if they could be emailed. Vicky also asked what an as built was. Brad stated that when the plans do not go as planned you have to have an as built description.

**NEXT MEETING:** Brad stated that the next meeting will be June 24, 2020 at 9:30 am.

**ADJOURNMENT:** Jim Mullins motioned to adjourn. Scott Shoemaker 2<sup>nd</sup> the motion.

Meeting adjourned.

BIG CICERO CREEK BOARD:

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Brad Bagwell, President

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Mark Heirbrandt

\_\_\_\_\_  
Donnie Lawson

\_\_\_\_\_  
Jim Mullins

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Scott Shoemaker

ATTEST: \_\_\_\_\_  
Kristi Hinkle, Secretary