

Big Cicero Creek Joint Drainage Board
November 18, 2020
Tipton County Courthouse

Members Present: President Brad Bagwell, Mark Heirbrandt, Donnie Lawson, Jordan Brewer, Denny Henderson

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

Secretary: Kristi Hinkle **Attorney:** Steve Holt

Others Present: Jeff Fox, Siavash, Vicky Boyd

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

ESTABLISHMENT OF QUORUM: Quorum established.

MODIFICATIONS TO THE AGENDA: None

APPROVAL OF MINUTES: Mark Heirbrandt motioned to approve the minutes from November 4, 2020 meeting as presented. Jordan Brewer 2nd the motion. Mark=Yes, Dennis=Yes, Jordan=Yes. The motion was approved.

BOARD TO CONSIDER CLAIMS: Kristi presented the claims. Mark Heirbrandt made a motion to approve the claims as presented. Donnie Lawson stated that he was present. Jordan Brewer 2nd the motion. Mark=Yes, Donnie=Yes, Dennis=Yes, Jordan=Yes. The motion was approved.

SURVEYOR REPORT:

- A. **Request to Solicit quotes for Maintenance-2021:** Jason stated that he sent out the provisions for the surveyors to look at. Brad asked if the quotes would be turned in for the board's next meeting. Jason replied yes, they would. Kenton had not report. Ken Hedge had not report.

BOARD ENGINEER REPORT:

- A. **Update on Shelving project:** Siavash introduced Jeff Fox. Jeff Fox stated that they have continued to update and revise their plan set and working on details. Jeff said that they are hoping to have a plan set ready for the permit submittal (here by early next week) in which that they could get applications going next week. Jeff stated that they wrapped up the wetland delineation field work and have the documentation ready for the agency soon. Jeff also stated that they are also coordinating with the geotechnical consultant to get some additional analysis in the field (meeting with the golf course). Jeff said that they will be

staking, boring, and looking to do some drilling probably that first full week of December. Kenton stated that him and Kenny met with Jenny online and went over the seeding recommendations. Kenton also stated that Jenny was making the revisions and would get them back to them for review. President Brad Bagwell asked if May was the earliest, we could get the project started. Jeff replied that that would be a good threshold with regard to getting the permits and agency reviews. Jeff also stated that they will keep the board posted. Brad also asked about when the permits would be applied for. Jeff replied that their goal is to have the applications prepared next week and submitted by the end of this month. Siavash stated that this is the second time for the permits, so hopefully the review would be quicker. Jason had asked if the project could still be bid in March or April, even if the permits were not back yet. Jeff responded that that is correct and would allow contractors to get it on the schedule.

B. Board Business/Comments (Old or New): None.

Attorney Report: Steve had nothing to report. Jason stated that he and attorney Holt are looking at the funding options. Mark Heirbrandt had asked attorney Holt about the bylaws in regard to the board member for Tipton (Commissioner that doesn't have any type of conflict or lives in the watershed). Commissioner Heirbrandt stated that he wanted to make sure that the board was doing what they need to do. Attorney Holt stated that it needs to be a member that does not have ownership interest in real estate in the watershed. Holt also stated that if one doesn't meet qualifications, there as a process which involves the circuit court judge. Holt had asked if there is an existing or incoming Tipton County Commissioner who could meet the requirements. Mark stated that Denny might know. Denny Henderson stated that they do not have any who do not own in the watershed, including the two new ones coming on in January. Denny also stated that they are working on an appointment. Jason stated that they are using the same outline that Steve Holt used in 2014. Jason stated that Denny is here for just participation and continuity since Dr. Mullins had resigned. Jason stated that they should have someone in place for the December meeting. Mark stated that he wanted to be transparent about this. Brad stated that Denny is an interim member. Jason stated that a petition is made to the circuit court, who then appoints three individuals that are not in the watershed. Those three then decide which one of them would serve on the BCC. Denny stated that he has not made any motions. Holt had asked if that petition in 2014 was done by the Tipton County commissioners, Tipton County Drainage Board, or the Big Cicero Drainage Board. Jason replied that it was done by the Tipton County Surveyor (Jason), with discussion with the Tipton County Drainage Board, and that he certified to the court the reasonings why they need the alternate drainage member. Mark had recommended that Attorney Steve Holt check into that and verify everything. Holt and President Brad Bagwell agreed with Mark. Jason stated that it is not Big Cicero's current members that would select the person from Tipton county for Tipton county's representation. Steve Holt agreed with Surveyor Jason. Jason stated he would send the information on this procedure to Holt for his review.

PUBLIC COMMENT: Vicky requested the information from the meeting and the claims as well be emailed to her, since the meeting was conducted by electronic means. Kristi replied that she will send that information to Vicky.

Next Meeting December 16, 2020 at 9:30 am.

ADJOURNMENT: Jordan Brewer motioned to adjourn meeting. Mark 2nd the motion. Meeting adjourned.

BIG CICERO CREEK BOARD:

Brad Bagwell, President

Mark Heirbrandt

Donnie Lawson

Jordan Brewer

ATTEST: _____
Kristi Hinkle, Secretary