

BIG CICERO JOINT
DRAINAGE BOARD
Wednesday, November 22, 2017 @ 9:30
First Floor Conference Room

Members Present: President Mark Heirbrandt, Byron Loveless, Scott Shoemaker, Jim Mullins, Brad Bagwell

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

Attorney: Steven Holt

Others Present: Bob Edinger, Hayley Bradfield, Jim Leffler, Ron Oyler, Matt Cline, Doug Church, Chad Bruner, Andy Wert, Melissa Cunyngham, Michael Terry, Brent Snow, Vicky Boyd, Scot VanHorn, Jeff Redman, Keith Hoover, Scot Gasho, Steve Niblick, Wyatt Johnson

President Mark Heirbrant called the meeting to order.

Jason Henderson requested to remove item 7 C from the agenda.

Minutes:

President Heirbrandt presented the minutes from the September 20, 2017 meeting. Brad Bagwell made a motion to approve the minutes for September 20, 2017 as presented. Scott Shoemaker 2nd the motion. With no further discussion, the motion passed.

Claims:

Brad Bagwell presented the claims in the amount of \$17,118.10, including members. Jim Mullins made a motion to approve the claims. Scott Shoemaker 2nd the motion. With no further discussion, the motion passed.

Surveyor's Report:

Tipton County Surveyor Jason Henderson requested board approval to advertise for 2018 maintenance bids. Brad Bagwell made a motion allowing Tipton County Surveyor Jason Henderson to advertise for public bids for 2018 maintenance contractors. Jim Mullins 2nd the motion. With no further discussion, the motion passes.

Board Engineer Report: None

Board Business (Old or New):

Jason Henderson solicited quotes for a clean up project along Cicero Creek south and east of 300 South. Secretary Heather Terry presented board attorney Steve Holt with three sealed quotes. Jason read specifics to the project and stated he investigated the site. Attorney Holt opened and read all three quotes. He stated all three quotes were in order and complete.

Xtreme Excavating: \$14,800.00

Redman Excavating: \$31,117.00

VanHorn Excavating: \$12,913.00

Jason suggested approving the lowest quote. Brad Bagwell made a motion to approve VanHorn Excavating for this clearing project in the amount of \$12,913.00. Byron Loveless 2nd the motion. With no further discussion, the motion passed.

Board member Byron Loveless announced that he would be resigning from the board immediately due to health issues. Byron stated he had enjoyed most of his time on his various boards and would miss it, and it's been educational, but his health needs to take precedence. President Heirbrandt stated he will miss Byron. Byron stated he is not backing out he has to put his health first. Jason Henderson also shared his thanks.

Doug Church of Church Church Hittle & Antrim, 118 S Independence St, Tipton approached the board on behalf of Love's Travel Plaza. Doug introduced his associates present with him. Mr. Church presented the board with a variance plan in order to conform to the Tipton ordinance that governs drainage on this site. Brad Bagwell asked if there are any specific areas of concern for the variance. He stated Love's was notified of issues with the current drainage plan and wants to make it right. Mr. Church stated there is no issue on this site for drainage and are comparable to adjacent sites. Jason Henderson stated the local standards are not as stringent as the BCC standards. The design, the storage and the release standards are all met. Attorney Holt stated the variance was complete and in order. Byron Loveless asked Tipton County Plan Director, Steve Niblick to speak on the matter. Steve stated that permits are issued for construction from his office, not highway and not surveying and not drainage and not health department. The other offices had already given their green light for their requirements. Brad Bagwell made a motion to approve the variance as presented by Mr. Church. Jim Mullins 2nd the motion. With no further discussion the motion passed.

Surveyor Henderson requested board approval for attorney Steve Holt to provide documents and representation to the courts for current litigation. The board was presented with an Agreement for Services which included pricing. Brad Bagwell made a motion to approve BCC board attorney Steve Holt permission to act on the boards behalf. Scott Shoemaker 2nd the motion. With no further discussion the motion passed.

Next meeting:

The next BCCJDB meeting will be Wednesday, December 13, 2017 at 10:30. Ken Hedge stated there will not be Boone County board representation at this meeting do to their drainage board not meeting until after the 13th.

Public Comment:

President Heirbrandt noted there will be no comment from the board about any litigation.

Tipton county resident Bob Edinger, 1484 N 700 E, Tipton. Bob spoke to thank Byron for his service to this board and the counties it represents. He wished him well.

Vicky Boyd, Tipton Tribune, asked for the attorney fees as per the agreement. President Heirbrandt stated they are \$300 / hr – Attorney Holt, \$200 / hr – associate, and \$130 / hr – paralegal.

Brad Bagwell made a motion to adjourn. Byron Loveless , for his final meeting, 2nd the motion to adjourn. With no further discussion, the meeting adjourned.

BIG CICERO CREEK BOARD:

Mark Heirbrandt

Byron Loveless

Jim Mullins

Scott Shoemaker

Brad Bagwell

ATTEST: _____
Heather Terry

The above minutes were approved at a regular meeting of the Big Cicero Creek Joint Drainage Board. The signatures were intentionally omitted to preserve privacy. Signed copies are available in the Tipton County Surveyor's Office, 1st floor of the Tipton County Courthouse.

