

**CASS COUNTY DRAINAGE BOARD PUBLIC HEARING**  
**#80 Powell Tile**  
**Bethlehem & Harrison Township, Cass Co.**  
**September 4, 2012**

The Cass County Drainage Board held a Public Hearing #80 Powell Tile, on at 2:30 p.m. in Room 203 of the Cass County Government Building. Those in attendance were members: Dave Arnold, Jim Sailors, Gene Powlen, Attorney John Hillis, Surveyor Jenny Clark, and Secretary Cindy Howard.

Dave Arnold called the hearing to order.

**SURVEYOR'S REPORT**

The purpose of this hearing is to set out the total estimated costs and work required for the reconstruction of this drain. The report was given by Jeff Healey of Banning Engineering. Dave Arnold made a motion to approve the report. Jim Sailors 2<sup>nd</sup>; Motion passed. Gene Powlen did not vote due to possible conflict.

**WRITTEN OBJECTIONS OR COMMENTS FILED**

Larry E. & Carole J. Maroney – Presented by George Stevenson

Bob Barrett – Presented by Jeff Healey of Banning Engineering

Andrew S. Hubenthal – Presented by Jeff Healey of Banning Engineering

**PUBLIC COMMENTS**

Herd Crimmins 967 E. 900 N. Lucerne, IN, explained his concerns if the project is not done. The tile will continue to have problems. Ben Yantis 1440 Yantis Bld. Logansport, IN, a land owner in the water shed, spoke up to let the board know that he feels that the tile will continue to deteriorate if something is not done. Max Elliot 9528 N. St. Rd. 17, Lucerne, IN, had a concern for the little over 2 acres that his family farm has in the watershed. After discussion, that acreage will not be assessed in the assessment for the watershed.

**ACTIONS OF THE BOARD**

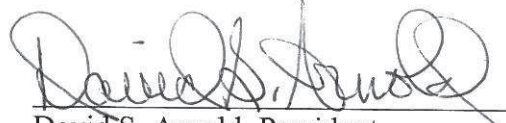
After much discussion Jim Sailors made a motion to adopt the Schedule of Assessments, accept the rate of \$502.00 per acre and \$5.00 minimum, over a 5 year period and the 1<sup>st</sup> installment to begin May 2013. Dave Arnold 2<sup>nd</sup>; Motion passed. Gene Powlen did not vote due to possible conflict.


**FINDINGS AND ORDER OF THE BOARD**

Jenny Clark read the legal notice of Findings and Order of the Board. Jim Sailors made a motion to adopt the Findings and Order of the Board. Dave Arnold 2<sup>nd</sup>; Motion passed. Gene Powlen did not vote due to possible conflict.

**ADJOURNMENT**

Jim Sailors made a motion to adjourn. Gene Powlen 2<sup>nd</sup>; Motion passed.

  
David S. Arnold, President

  
Cindy D. Howard, Secretary