MARSHALL COUNTY DRAINAGE BOARD

REGULAR MEETING

January 21, 2025

The Marshall County Drainage Board met for a regular meeting on Tuesday January 21, 2025 at 8:30am in the Commissioner's Room of the Marshall County Building, 112 W Jefferson St. Plymouth, IN. Board members present were: Stanley Klotz, Vice President; Jesse Bohannon, Adam Faulstich, and David Stults. Also present were Craig Cultice, County Surveyor; Sean Surrisi, Board Attorney; Angie Kibbe, Drainage Board Secretary. The meeting was opened in due form and the following business was considered. The Drainage Board meeting is streaming live and is available for live view at: www.co.marshall.in.us.

REORGANIZATION OF THE BOARD MEMBERS

Mr. Klotz starts by stating that this being a new year and with new members on the board, they need to establish a temporary chairperson to start the meeting. **Mr. Stults motion to make Mr. Klotz chairperson to start the meeting seconded by Mr. Bohannon, motion carried 4-0.** Mr. Klotz addresses the board telling them that they need to appoint a member as the president. Mr. Glingle who is absent today has been on the board a few years. Mr. Klotz spoke with Mr. Glingle and Mr. Glingle volunteered to take on the presidency, along with that the representative for the Kankakee River-Yellow Basin Development Commission. **Mr. Stults motion that Mr. Glingle be president of the drainage board with Mr. Klotz being vice president and that in Mr. Glingle absence Mr. Klotz can sign and represent the Drainage Board, seconded by Mr. Bohannon. Motion carried 4-0.**

APPOINTMENT OF THE DRAINAGE BOARD ATTORNEY

Mr. Bohannon motioned to appoint Mr. Surrisi as the Drainage Board attorney, seconded by Mr. Stults. Motion carried 4-0.

APPOINTMENT OF THE DRAIANGE BOARD SECRETARY

Mr. Stults motion to appoint Angie Kibbe as the Drainage Board secretary, seconded by Mr. Faulstich. Motion carried 4-0.

APPOINTMENT FOR JOINT BOARDS

Board members were given a list of joint drainage boards from 2024 and with discussion, the boards and appointments are as follows;

Starke-Marshall Joint Board: **House Ditch**: Two representatives; Bohannon and Klotz.

Marshall-Pluaski-Starke Joint Board: **Zechiel-Chapman Ditch**: One representative; Bohannon.

Starke-Marshall- St. Joseph- LaPorte Joint Board: **Robbins 4 County**: One representative; Faulstich .

Fulton-Marshall Joint Board**: G. Wilson Ditch**: Two representatives; Stults and Bohannon .

Kosciusko-Marshall Joint Board: **S Sechrist**: Two representatives; Stults and Faulstich .

Marshall -St. Joseph- Elkhart Joint Board: **Yellow River**: One representative; Klotz .

Marshall-Fulton Joint Board: **Dora Fairchild**: Two representatives; Stults and Bohannon .

Kankakee River- Yellow River Basin Development Commission: The appointments are made by the Marshall County Board of Commissioners. The recent appointments were made for a four-year term from July 1, 2021 through June 30, 2025. Mr. Cultice shall serve on the Commission, Mr. Glingle shall serve on the Technical Advisory Committee. **Mr. Stults motions to approve appointed members to joint drainage boards as presented, seconded by Mr. Bohannon. Motion carried 4-0.**

GARRETT THARP/VARIANCE ON THE EMMA MISHLER DITCH

Mr. Garrett Tharp of 5981 Quince Rd, Plymouth came before the board to discuss a request for a variance. Mr. Tharp is requesting a variance of 68 feet to install a Presby Mound System for his new home build. Mr. Cultice provided visual diagrams of the layout of Presby Mound System to the Emma Mishler Ditch. Mr. Cultice also showed a video of the land's layout. Mr. Cultice continues that Mr. Tharp is also requesting a driveway along the ditch that is within the drainage maintenance easement. Mr. Cultice feels that the driveway would not cause any problems but recommends to the board that in future, if maintenance is done on the ditch, the drainage board will not be liable for damages to the driveway. **Mr. Stults motions to allow a variance reduction to 68 feet to allow the septic system to be put in, seconded by Mr. Bohannon. Motion carried 4-0. Mr. Stults adds to motion that any damage to the septic system if maintenance work is done on the ditch, will be at the property owner's expense. Mr. Bohannon seconds, motion carried 4-0.** Mr. Klotz asked Mr. Tharp about the driveway. Mr. Tharp states that the driveway was already there, his family has owned the property for 50 years and thinks it might have been grandfathered in. Mr. Tharp was planning on just using the stone driveway for the future build instead of making a new driveway. Mr. Tharp explains that he understands that if the county needs to access the ditch and any damage done to the driveway is at his expense. **Mr. Bohannon motioned to allow the driveway within the easement with the stipulation that the drainage board will not be liable if damage occurs during maintenance on the ditch. Mr. Faulstich second the motion, motion carried 4-0.**

STEVEN MILLER/ FENCE VARIANCE ON THE HARLEY BROCK DITCH

Mr. Miller of 7781 Elm Rd. Bourbon comes before the board to request a variance on the Harley Brock Ditch. Mr. Cultice reminds members that this is a continuation from the Drainage Board meeting in November 2024. Mr. Miller constructed a fence within the maintenance easement

of the ditch without approval from the Drainage Board. Mr. Cultice shows pictures of the fence and the proximity to the Harley Brock ditch. Mr. Cultice also shows pictures of maintenance work being currently done on the Dausman ditch as an example of the need for variances. The spoils from cleaning this ditch, is approximately 3-4 feet in depth and from top of bank to edge of spoil is about 40 feet wide and once the spoil is level it will take up 50 feet. Mr. Miller informs the board that he removed the fence after the November meeting per the board. He also states that the other side of the ditch is open for access to do maintenance and he would like to put the fence back up where he had it. Mr. Miller stated it is frustrating to give up that much of his pasture. Mr. Klotz asked Mr. Cultice for his opinion on this, Mr. Cultice reports he did some research and the last time there was a request for a variance on a ditch, it was on the Mattingly. Ditch. The board granted a variance of 50 feet in that case. Mr. Klotz states that it's been the board's policy not to go less than 50 feet, they have but on rare occasions. Mr. Klotz states to the board that decisions made will possibly set a precedent for the next guy. Mr. Miller suggests he put a gate within the fence to help with maintenance if needs to be done. Mr. Miller also brings up that at the last meeting a 40-foot variance was brought up and if that was still an option. Mr. Klotz states that the last meeting a lot was said and he is sticking with 50-feet. Mr. Bohannon agrees with Mr. Klotz. **Mr. Bohannon motions to allow the reduction in the maintenance from 75 feet to 50 feet, seconded by Mr. Faulstich. Motion carried 4-0.**

ROBERT GOO/EMMA KUNTZ

Mr. Robert Goo of 4152 West Shore Dr. Bremen comes before the board to request that the board investigate a culvert that is on his property. Mr. Cultice presents pictures of the Emma Kuntz ditch, the culverts and the channel that Mr. Goo's property is on. Mr. Goo apologizes to the board for missing the November meeting. Mr. Goo continues to tell the board he bought the property 3 years ago and the vegetation in the picture that Mr. Cultice provided was not there at that time. He was cleaning some of his property and stepped close to the channel and his feet sank 3 feet in the sediment of the channel. He was not aware of how shallow the channel was. He says the channel is nothing but mud for 25 feet out. He has seen sand and sediment coming out of the culvert from the Emma Kuntz ditch to the channel. He states he feels that the channel should be taking the ditch water directly to the lake and not into the channels. He doesn't know when the culvert was put in or by who. He thought the county put the culvert in but heard last year that it was not the county's culvert, and he doesn't know what to do or if the board could help him get it cleaned out. Mr. Klotz asked Mr. Cultice about the culverts and if the culverts are private, if they are private then there is nothing the County can do. Mr. Cultice replies that he did talk to some of the property owners to see if they knew anything about the culverts and no one knows the origin. A Research of records in the surveyor's office did not yield any relevant information. Someone from the Lake of Woods was attending one of the meetings and thought the culverts were put in to help the water flow from the channel to the lake. Mr. Cultice continues to state the waters from the fields are having to get through and pass a 48" and a 24" pipe before it is getting to the lake. He believes that these culverts are creating an obstruction and disrupting the flow to the lake. Mr. Klotz asked Mr.

Surrisi that by law the county can't touch anything private. Mr. Surrisi states the county cannot without the property owner's approval and he further asks who the culverts belong to. Mr. Goo states that the 24" culvert is on his property and the 48" culvert is on his neighbor's property. Mr. Faulstich suggests closing off the culverts. Mr. Goo would like to be able to fish on the lake, but he cannot access the lake from his property. Marvin Houin of 7563 Plymouth Goshen Trail Bremen is in attendance, and he comes up before the board. Mr. Houin states that with the county having 75 feet easements on the county ditches, that with these culverts in the easements that the county has the right to move the culverts. Mr. Surrisi replies that he believes the easement intent is to be able to access the ditch not to be excavating for other reasons. Mr. Houin replies that if this was a tree obstructing the ditch they would remove it, these culverts are hindering the ditch flow. Mr. Houin tells Mr. Cultice that the board just spent a lot of money clearing the ditch out and if the culverts are hindering the flow, it can't keep the sediment from building back up again. Mr. Houin believes the culverts were installed back in the 60s. Mr. Houin also believes the culverts were put in for the driveways of the property to the northeast of Mr. Goo's home. Mr. Houin states if that is the fact that the culverts belong to those property owners, if he must maintain his culverts in his fields then the driveway owners should have to maintain the culverts. Mr. Klotz asked Mr. Cultice what he thinks the DNR would say in this situation, Mr. Cultice replies he is not sure what they would say. Mr. Cultice continues that he knows under the drainage code that if the board feels there is an obstruction to the county ditch the board has the right to remove the obstruction or in this case cap it off. Mr. Stults makes a motion to cap off the culverts or remove culverts, due to the effects they are having on the ditch. Mr. Klotz asked Mr. Cultice if there was money in that fund to do the work. Mr. Cultice responded by asking for the removal or the cap. Mr. Bohannon suggested trying to cap it since it would probably be the less expensive approach. Mr. Klotz in return states that maybe he has Mr. Cultice investigate both options first and bring it back before the board. **Mr. Stults changes motion to have Mr. Cultice look at options and prices to take care of both culverts and bring them before the board, seconded by Mr. Bohannon. Motion carried 4-0.**

DRAINS TO BE ACTIVE AND NON-ACTIVE FOR 2025

Mr. Cultice presented the board with an assessment report with his recommendation of the ditches that should be activated and not to be activated for collection in 2025. The ditches that are recommended not to be activated have sufficient fund balances per state statute. The remaining ditches that have funds balance below the statute shall be on collection in 2025. **Mr. Bohannon motion to approve the assessment report as presented to the board, seconded by Mr. Faulstich. Motion carried 4-0.**

ALAN YOUNG/PETITION FOR MAINTENANCE ON THE GALL UNSICKER

Board members were given a petition to increase assessment for maintenance on the Gall-Unsicker Watershed by Mr. Alan Young. Mr. Cultice tells the board that this watershed has struggled to keep a balance, and the watershed is in need of maintenance work. This watershed is a joint drain with Kosciusko County. If the board accepts the petition, Mr. Cultice will put together a surveyor report and bring it back before the board for review. If the board finds a raise in assessment is required, the board will set a public hearing. **Mr. Bohannon motions to accept the petition, seconded by Mr. Faulstich. Motion carried 4-0.**

MINUTES

Mr. Stults moved, seconded by Mr. Klotz, to approve November 18, 2024 minutes. Motion carried 4-0.

PUBLIC COMMENT

No public comment.

ADJOURNMENT

With no further business to come before the board, **Mr. Stults motions to adjourn the meeting, seconded by Mr. Bohannon. Motion carried 4-0.**

MARSHALL COUNTY DRAINAGE BOARD

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Randy Glingle, President

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Stanley Klotz, Vice-President

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Jesse Bohannon, Board Member

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David Stults, Board Member

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Adam Faulstich, Board Member

Attest: _____

Angie Kibbe, Drainage Board Secretary

MARSHALL COUNTY DRAINAGE BOARD

REGULAR MEETING

February 17, 2025

The Marshall County Drainage Board met for a regular meeting on February 17, 2025 at 8:30am in the Commissioner's Room of the Marshall County Building, 112 W Jefferson St. Plymouth, IN. Board members present were: Stan Klotz, Vice President; Board Members; David Stults, Jesse Bohannon, and Adam Faulstich. Also present were Craig Cultice, County Surveyor; Sean Surrisi, Board Attorney; Angie Kibbe, Drainage Board Secretary. Absent today President Randy Glingle. The meeting was opened in due form and the following business was considered. The Drainage Board meeting is streaming live and is available for live view at: www.co.marshall.in.us.

VARIANCE REQUEST/PIDCO DITCH

Scott Johnson with Hoosier Racing Tire Corp. came before the board to make the variance request. Mr. Cultice presents the board with sight plans and measurements of the variance for the proposed 45' x 40' addition and a proposed driveway re-route. The addition would be approximately 58'± on the southwest point and 76'± on the southeast point from the top of the ditch. The existing driveway will move to the south of the addition. Mr. Johnson tells the board there is some flexibility on the addition. The purpose of the addition is for a bandsaw they have purchased to cut tires for testing and the lab is right there at the back of the building. Mr. Johnson states that he is working with the city, and they are combining a parcel at the back of the building as well. Mr. Klotz informs Mr. Johnson that if maintenance is done on the PIDCO Ditch and any damage occurs to the re-routed driveway it will be at the owner's expense. **Mr. Bohannon motioned to approve the variance as presented, a 58± variance from southwest corner of the proposed addition. Seconded by Mr. Stults, the motion passed 4-0.**

HERITAGE DRONE SERVICE/JAKE WETZEL

Jake Wetzel, owner of the veteran business based out of Porter County comes before the board today. He wanted to inform the board of his business and the services that he offers with his drone. He is certified with the office of Indiana State Chemist to spray ditches for aquatic pest management and industrial weed management. Mr. Wetzel started the business in 2022, and he has sprayed over 50,000 acres with his drone. He states that about 35% of his business is working with government agencies. He explains with the drone he can get in easier and efficiently to the ditches, instead of using machinery or walking the ditch to spray. Mr. Cultice contracted Mr. Wetzel to spray the Gabriel Leffert County Ditch. Mr. Cultice took a video of the

work while it was being done and presented it to the board today. Mr. Faulstich asked Mr. Wetzel how do land owners know if he is working in the area. Mr. Wetzel states in Laporte County they mail out a letter to the property owners in the area that is being worked on to let them know a drone will be spraying the ditch. Mr. Cultice lets the board know that he was really impressed with the effectiveness of it and time saving of the work that was done by Mr. Wetzel. Mr. Faulstich asked if Mr. Wetzel gets a lot of drift spray, Mr. Wetzel responded that he does not do any spraying if winds are above 10 miles per hour. Mr. Bohannon asked Mr. Cultice if he thinks the drone spray is more precise than conventional way. Mr. Cultice explains that right now a lot of the guys are walking and spraying by hand but the cost saving of the drone is more impactful.

EMMA KUNTZ DITCH/ ROBERT GOO

Mr. Cultice reminds the board that this a continuous from the January meeting. There was discussion of looking for the alternative was to address the two culverts that are hindering the flow in the Emma Kuntz ditch. Mr. Cultice had a contractor look at the culverts and the 24' pipe is in bad shape. It was determined the best approach to this is to either fill them up or block a portion. Mr. Cultice states before they can do anything he will have to contact IDNR to find out if permits are a requirement. Once he gets information back from the regulators they can see how to procced.

ADDENDUM TO THE ACTIVE AND NON-ACTIVE DRAINS

Mr. Cultice reviewed the list of the approved drains from the January meeting that should be active and non-active for 2025 collection. The Lemert Johnson drain was put on the non-active collection, under further review by the surveyor's office the Lemert Johnson has not reached it shut off limit. Mr. Cultice would like to request the board approve the drain be put on the active collection for the year 2025. **Mr. Bohannon motion to approve the addendum and put the Lemert Johnson on the active collection for 2025, seconded by Mr. Faulstich. Motion carried 4-0.**

Minutes

Motion made by Mr. Faulstich, seconded by Mr. Stults to approve January 21, 2025, minutes. Motion carried 4-0.

OTHER BUSINESS

Mr. Bohannon addressed the board regarding the joint boards that they were assigned to and if any upcoming meeting were scheduled that he did not receive notification on. None were.

PUBLIC COMMENT

No public comment.

ADJOURNMENT

With no further business to come before the board, **Mr. Stults motioned to adjourn the meeting, second by Mr. Bohannon. Motion carried 4-0.**

MARSHALL COUNTY DRAINAGE BOARD

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Randy Glingle, President

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Stan Klotz, Vice-President

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Jesse Bohannon, Board Member

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David Stults, Board Member

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Adam Faulstich, Board Member

Attest: _____

Angie Kibbe, Drainage Board Secretary

MARSHALL COUNTY DRAINAGE BOARD

SPECIAL MEETING

June 2, 2025

The Marshall County Drainage Board met for a special meeting on June 2, 2025 at 8:00am in the Commissioner's Room of the Marshall County Building, 112 W Jefferson St. Plymouth, IN. Board members present were: Randy Glingle, President; Stan Klotz, Vice President; Board Members; David Stults, Jesse Bohannon, and Adam Faulstich. Also present were Craig Cultice, County Surveyor; Sean Surrisi, Board Attorney; Angie Kibbe, Drainage Board Secretary. The meeting was opened in due form and the following business was considered. The Drainage Board meeting is streaming live and is available for live view at: www.co.marshall.in.us.

Windmill Holdings, LLC Low Voltage Group/ variance request on the Myers Arm No.7

Pete Yoder with Ace Builder, 2102 East Market St. Nappanee comes before the board today to make a variance request on behalf of Sequel Wire. Mr. Cultice presents site pictures and site development plans along with minutes from June 17, 2019 in which a variance was given at 30 feet on the northernly line of tile. The Myers Arm No. 7 carries a lot of water off of Michigan Rd. Today's request is on the southernly side of the tile, Sequel would like a 30 feet variance on the east west stretch. Mr. Yoder makes note that this area will be for a parking lot not a building. He also spoke with Sequel before the meeting and they agree that if the request is granted, they accept all responsibility for any damage done to said parking lot if maintenance work is done on the tile. Mr. Bohannon asked Mr. Yoder if he has authority to agree with the terms that the Drainage Board has no responsibility to cover the cost if the parking lot needed to be torn up to fix the tile. Mr. Yoder states yes, he has authority and that he is part owner of the building as well. Mr. Glingle recommends Mr. Surrisi draw up a legal agreement and have Sequel sign. Mr. Glingle asked Mr. Yoder when he knew he needed a variance for this project. Mr. Yoder knew he needed one when he talked to Mr. Klotz in March at the site. They lost sight of it and forgot about it. Mr. Klotz states that the drainage board had two meetings and was surprised they did not attend. Mr. Yoder states it was his fault, and that he was told about it. Mr. Cultice recommends that if they agree to the 30 feet variance that they make sure it is for the tax parcel southeast of the original building. **Mr. Klotz makes a motion to reduce the setback to 30 feet and that Sequel takes responsibility for any cost of damages that may occur to the parking lot if the county causes damage during any work on the Myers Arm No. 7 tile. This pending a signature of the owner on the agreement for parcel number 50.22.91.101.001.034.016, Mr. Bohannon second. Motion carried 5-0.**

ADJOURNMENT

With no further business to come before the board, **Mr. Klotz motions to adjourn the meeting, seconded by Mr. Stults. Motion carried 5-0.**

MARSHALL COUNTY DRAINAGE BOARD

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Randy Glingle, President

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Stan Klotz, Vice-President

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Jesse Bohannon, Board Member

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David Stults, Board Member

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Adam Faulstich, Board Member

Attest: _____

Angie Kibbe, Drainage Board Secretary

MARSHALL COUNTY DRAINAGE BOARD

REGULAR MEETING

July 21, 2025

The Marshall County Drainage Board met for a regular meeting on July 21, 2025 at 8:30am in the Commissioner's Room of the Marshall County Building, 112 W Jefferson St. Plymouth, IN. Board members present were: Randy Glingle, President; Stan Klotz, Vice President; Board Members; David Stults, Jesse Bohannon, and Adam Faulstich. Also present were Craig Cultice, County Surveyor; Sean Surrisi, Board Attorney; Angie Kibbe, Drainage Board Secretary. The meeting was opened in due form and the following business was considered. The Drainage Board meeting is streaming live and is available for live view at: www.co.marshall.in.us.

SEQUEL WIRE & CABLE CONSTRUCTION OF ROAD/MYERS TILE ARM NO 7

Representatives for Sequel Wire, Charles Thompson with Abonmarche Consulting, 17 Washington St. Valparaiso and Jamie Lindstrom, 201 W Walnut St. Argos with Town of Argos Utilities came before the board. Mr. Cultice provided visuals of the area where Sequel wants to construct a road. It will be on the south side of Dewey St. heading south. Mr. Glingle asked Mr. Lindstrom if the tile were to break down around their newly requested street, the Town of Argos will accept all responsibility for the cost if damage occurs to the street. If tile work is done, Mr. Lindstrom assures the board they will cover the cost and responsibility. Mr. Klotz asked Mr. Cultice if this was the original plan for the street; Mr. Cultice states he worked with the engineers and made the plan better; the water now will collect in the detention pond. Mr. Cultice makes note that if the board agrees that something should be drawn up by Mr. Surrisi on the agreement. Mr. Lindstrom states that the agreement should be with the Town of Argos. **Mr. Klotz motions to approve the request for construction of the street and with the agreement that will be approved by Mr. Cultice that if damage occurs to tile in the right of way of the new street, the Town of Argos is responsible. Second, Mr. Faulstich. Motion carried 5-0.**

PETITION TO ASSUME JURISDICTION OVER PRIVATE TILE/SNYDER-CAROTHERS WATERSHED

A petition requesting the board assume jurisdiction over a private/mutual tile drain was brought to the Surveyor's office. This tile is in the Snyder-Carothers Watershed. Mr. Cultice tells the board a private tile is causing flooding on Olive Rd per the landowners in that area. Mr. Cultice did go and look at the tile and it appeared to be obstructed. It is up to the board to accept the petition, and Mr. Cultice will look further into the tile. Another petition in regard to the Snyder Carothers was filed, this petition is requesting to expand the Snyder Carothers watershed that is on collection for maintenance. If the board agrees to expanding the watershed, then the assessments will need to be raised to cover the cost of the shed. The Snyder Carothers currently has $930.00 in the account and only brings in $1,200.00 in annual assessments. Mr. Cultice states that if they accept this the Surveyor's office will

send out notices to landowners and schedule a public hearing regarding raising the rate. He would like to send a contractor out and do more exploration on the tile but needs the board to direct him where the money should come from to pay the contractor. Mr. Cultice suggested that the money come out of the Snyder Carothers watershed funds, Mr. Glingle asked if it is a private tile then why the funds would come from the board. Mr. Surrisi states using the funds to investigate the tile with the intent to take over the tile, it is appropriate use of the funds. Mr. Faulstich questions a pond that is north of the private tile and wondering if someone tried to tap into the tile and damage it. Mr. Cultice states that the property owner of the pond has complained that the pond does not drain anymore. Mr. Klotz questioned Mr. Cultice about the money in the fund, if there is not enough money to cover the exploration, where would the money come from. Mr. Cultice replies that the GDI (General Drain Improvement Fund) will cover it till the yearly assessments come in. If the assessments are raised to cover the additional drain and the add-on of the private tile, it should be enough to pay back the GDI quickly. **Mr. Stults motions to accept both petitions and to have Mr. Cultice go and investigate the private tile, Mr. Klotz seconds the motion. Motion carried 5-0.**

BATES ET AL ARM TILE/VARIANCE REQUEST

John Bontrager 306 S. Washington St. came before the board requested a variance for construction on the Bon Bon Reality Parcel on S. Harris St. Bourbon. Mr. Cultice presents the site plan to the board and explains that Mr. Bontrager is wanting to put up a duplex with a driveway that would run along the Bates Tile. Based on Mr. Bontrager's plan the building will be within 15 feet from Northwest corner of the tile and 18 feet from the Northeast corner. Mr. Cultice tells the board that he spoke with Mr. Bontrager about the plans and that 15 feet would be hard to get approved by the board. Mr. Bontrager did supply visual of a plan B proposal for the site. The revised plan moved the building south by 10 feet, which would make it 25 feet from the tile on one side and 28 feet on the other side. Mr. Bontrager tells the board that this plan does line up with the house that is there now. Mr. Faulstich states that he prefers the 25-foot variance then the 15 feet; Mr. Glingle notes that the 15-foot is not acceptable. Mr. Bohannan makes note that the new building in the revised plan isn't any closer than the house that is already there and he would be in favor of the 25 feet variance. Mr. Glingle tells Mr. Bontrager if work is done on the tile and his yard is disturbed; he will have to be the one to fix the yard at his own expense, Mr. Bontrager agrees. **Mr. Faulstich makes a motion to approve the plan B variance request on the Bates Tile of 25 feet, Mr. Bohannan seconds. Motion carried 5-0.**

MAINTENANCE ASSESSMENTS/GALL UNSICKER WATERSHED

Mr. Cultice reminds the board they accepted a petition on January 21, 2025 for a possible rise in the periodic maintenance assessment for the Gall Unsicker Watershed. This drain is a joint drain with

Kosciusko County and Marshall County holds the funds. Kosciusko County only holds 10% of the drain and per I.C. 36-9-27-14 (d)(1) Mr. Cultice requested them to waive their rights to appoint a member to a board. The Marshall County Surveyor's office is waiting for a signed waiver from Kosciusko Drainage Board. Mr. Cultice provides stats on the drain, it brings in $12,164.00± in yearly assessments and the fund is setting at -$16,833.00. The assessment rate right now is $2.25 an acre with a $5.00 minimum. Mr. Cultice believes the yearly maintenance cost to be between $30,000-$40,000. There is a lot of work that needs to be done in this watershed. Mr. Cultice will bring before the board different assessment rates to the next meeting, and the board will have to come to an agreement on the new rate. The Surveyor's Office will send out notices to the landowners regarding this rate and set a date for a public hearing.

MARION SCHROEDER DITCH/TRANSFER OF FUNDS

October 9, 1997, a hearing regarding the Robbins 4-County Drain and its arms and tributaries were combined pursuant to I.C. 36-9-27-41 with each other and with the Robbins Drain for the purpose of annual assessments. In November 1998 the Marshall County Drainage Board states they will discontinue the maintenance assessment on the Schroeder Marion Ditch in Marshall County in view of the Robbins Ditch Assessment which these funds are sent to Starke County. Per Marshall County Drainage Board minutes on December 19,2011, the Marion Schroeder Drain with its balance to remain in the funds and said funds to be applied for any work until such time the balances are depleted. With the possibility of upcoming work needing to be done on the Marion Schroeder Drain in the Robbins Watershed it is recommended Marshall County Drainage Board forward the $7,365.90 balance of the Schroeder Drain to Starke County Drainage to be applied to the Robbins Watershed. **Mr. Bohannon motion to approve of forwarding the Marion Schroeder fund to Starke County Drainage for the Robbins 4-County Watershed, seconded by Mr. Klotz. Motion carried 5-0.**

OTHER BUSINESS

Mr. Cultice addresses Mr. Surrissi regarding agreement contracts. Mr. Surrisi states upon looking into the agreement with the Bowen Center site variance, it appears that this agreement was never signed or recorded based on their records and emails. Mr. Surissi did reach out to the representatives of the Bowen Center, and he also made some changes to the agreement. The changes he made were instead of having the past board members sign to the current board. He is hoping to have this signed and recorded by the next drainage board meeting. He has drawn up the Sequel's variance agreement and the only signature needed on this agreement is Sequel's representative and he will have this recorded as well. Mr. Surissi believes no action is needed in this matter. Mr. Klotz questioned if this agreement would need to be signed by the Drainage Board. Mr. Surrisi assures the board that the way he drew up the agreement, only Sequel will have to sign. The Bowen Center will need a signature from the board. **Mr. Bohannon motion to have Mr. Klotz sign the agreement on behalf of the Drainage Board. Second, Mr. Faulstich. Motion carried 5-0.**

MINUTES

Mr. Faulstich motioned to approve the February 17, 2025 minutes and the Special Meeting on June 2, 2025, seconded by Mr. Stults. Motion carried 5-0.

PUBLIC COMMENT

No public comment.

ADJOURNMENT

With no further business to come before the board **Mr. Bohannon motion to adjourn, seconded by Mr. Stults. Motion carried 5-0.**

MARSHALL COUNTY DRAINAGE BOARD

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Randy Glingle, President

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Stan Klotz, Vice-President

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Jesse Bohannon, Board Member

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David Stults, Board Member

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Adam Faulstich, Board Member

Attest: _____

Angie Kibbe, Drainage Board Secretary

MARSHALL COUNTY DRAINAGE BOARD

REGULAR MEETING

August 18, 2025

The Marshall County Drainage Board met for a regular meeting on August 18, 2025, at 8:30 am in the Commissioner's Room of the Marshall County Building, 112 W Jefferson St., Plymouth, IN. Board members present were: Randy Glingle, President; Stan Klotz, Vice President; Board Member; Jesse Bohannon, and Adam Faulstich. Also present were Craig Cultice, County Surveyor; Sean Surrisi, Board Attorney; and Angie Kibbe, Drainage Board Secretary. Absent today: David Stults. The meeting was opened in due form, and the following business was considered. The Drainage Board meeting is streaming live and can be viewed live at: www.co.marshall.in.us.

SNYDER-CAROTHERS WATERSHED/ASSUME JURISDICION OVER A PRIVATE TILE AND A PORTION OF THE CAROTHERS DITCH

Craig Hawley with Farmer's Drainage, 9124 Hickory Rd. Plymouth came before the board to discuss what he found in his investigation of the private tile. In the fall of 2023, Mr. Hawley repaired the 24" tile (Snyder Arm). It was determined that the existing plastic tile, which is on maintenance, was plugged with tree roots. He noted at that time that the private tile in question appeared to extend and continue easterly towards Olive Road. He determined that the private tile upstream from the Snyder Arm was plugged with tree roots from various overgrown fence rows on the east and west property lines of the parcel at 14715 4th Rd. (Massengill property). Mr. Hawley believes the size of the tile is reduced to 18 inches as it approaches Olive Road. In Mr. Hawley's opinion, the tile appears to be in good condition. This tile was originally intended for subsoil drainage in this watershed long before the land was divided into residential tracts and now poses issues larger than what the average homeowner can afford to deal with when repairs are necessary. Mr. Faulstich noted that the Pica house looked remarkably close to the tile. He is wondering where their septic tank and leach field are located. The owner probably doesn't even know that tile is there if they have not had any water problems. Mr. Hawley states that if something were to happen with the tile close to the house, it might come down to rerouting the tile away from the house. Mr. Hawley believes it will cost approximately $5,000 to make repairs on the private tile located west of Olive Road. Mr. Cultice now provides visuals of the Snyder-Carothers Watershed, which includes the approximate location of the private tile. Mr. Cultice believes the assessments will need to be raised to cover the cost of maintenance on the new tile and the work that needs to be done within the watershed. For the upcoming public hearing, the board will consider the petition from land owners to place approximately 3,200 feet of the Carothers Ditch (not currently on collection) on maintenance. The board was then presented with options of assessment rates to cover the projected estimated average annual maintenance cost of $4,000-$5,000. The assessment rates currently are $5.00 per acre with a $5.00 minimum, and the annual assessment is $1,163.50. Rates to consider are as follows: $10.00 an acre with a $13.00 minimum = annual assessment of $3,006.00: $13.50 an acre with a minimum of $17.00/minimum = annual assessment of $4,055.50: $17.00 per acre with $20.00/minimum = annual assessment of $5,097.43. The board discussed and felt that the $17.00 an acre with the $20.00 minimum is the best bet to cover the cost of the private tile and 3,200'± of additional ditch maintenance. **Mr. Bohanon motion to set the assessment at $17.00 an acre with a $20.00 minimum. Mr. Faulstich seconded the motion; the motion carried 4-0.** The Marshall County Surveyor's office will publish the assessment rate and set a public hearing date for

October 20. 2025. Property owners in the Snyder-Carothers watershed will receive notices regarding assessments and public hearing date.

GALL UNSICKER/MAINTENANCE ASSESSMENTS

Mr. Cultice goes over his surveyor's report on the Gall Unsicker Watershed; there are 231 parcels in Marshall County and 22 parcels in Kosciusko County. The surveyor's office did receive a letter from the Kosciusko County Drainage Board waving their right to have a representation on the joint board of the Gall-Unsicker drain. The watershed assessment right now is $2.25 per acre with a $5.00 minimum. The total annual assessment is $12,171.00 ±, and as of current, the fund is in the red $-16,833.00. Mr. Cultice believes the estimated average yearly maintenance cost would be $30,000-$40,000. The assessment will need to be increased to cover costs. Mr. Cultice provided various options. Changing the assessment to $6.00 an acre with $9.00 minimum, the annual assessment is $32,338.59; $6.50 an acre and a $10,00 minimum, the annual assessment is $35,037.55; $7.50 an acre with a $12.00 minimum will be $40,434.82 in annual assessments. Mr. Bohanon asked Mr. Cultice how long he thinks it would take to recoup the money. Mr. Cultice believes it would be 3-4 years. Mr. Bohannon makes notes it would be a jump in price, and Mr. Cultice replies that there is a lot of farmlands in the watershed and the farmers understand the importance of drainage. Mr. Klotz states that he feels the annual assessment of $35,000± would help get the drain out of the hole and have some left over to continue to do work on the drain. Mr. Bohanon agrees that the $6.50 an acre with $10.00 minimum would be the minimum for this watershed. Mr. Glingle asked how many drains there are in the shed. Mr. Cultice states there are 3 drains and 6 tiles. **Mr. Klotz made a motion for advertising assessment at $6.50 an acre with a $10.00 minimum. Mr. Bohanon seconded the motion. Motion carried 4-0.** Further discussion between the board and Mr. Cultice regarding the date for the public hearings for both watersheds, if it should be during a regular drainage board meeting or another day entirely. It was agreed that both hearings for the Gall Unsicker and Snyder-Carothers will be held during the regular drainage board meeting on October 20, 2025.

OTHER BUSINESS

Mr. Cultice brought before the board to review the signed and recorded Easement Damage Agreement with Sequel Wire and Cable. Mr. Surrisi lets the board know he is still working on the agreement with the Town of Argos/Sequel.

MINUTES

Motion made by Mr. Klotz, seconded by Mr. Bohanon, to approve the July 21, 2025, minutes. Motion carried 4-0.

PUBLIC COMMENT

Joe Stoller of 3708 Grape Rd, Bremen, comes before the board with concerns. He states that last week at the BZA meeting, they approved a construction company to build at 5th Rd and Elm Road. His concerns are with

the George Bowser Arm drain, which is broken down and very shallow. Mr. Stoller has spoken to Mr. Cultice regarding this a couple of times. The building is 50,000 square feet; Mr. Cultice believes this permit is still pending on the drainage plan. Mr. Stoller comments that approving buildings like this puts a burden on the farmers, the drainage is not that great, and the community does not want to put money into cleaning the drain, the George Bowser fund does not have a lot of money in it as well. Mr. Surrisi questions whether the BZA requires a drainage plan before they start to build. Mr. Cultice tells Mr. Surrisi that he believes the builders were going to be required to replace Mr. Stoller's private tile that runs along Elm Rd., along with a drainage plan that would be a slow release into the Bowser Arm. Mr. Faulstich asked Mr. Stoller if he knew what they were building, Mr. Stoller said two large shops with an office and fenced-in area for parking. It is a construction company that has outgrown their home. Mr. Stoller states he just wants to inform the board about what was going on and his concern about the drainage.

Rex Crump of 900 S Michigan St., Plymouth, comes before the board as a friend of Calvin and Brenda Montgomery. Mr. Montgomery's health is not well, and Mrs. Montgomery asked Mr. Crump to help with a legal situation they have with Don Green on Myers Lake, Plymouth. The Montgomerys were served with a lawsuit regarding drainage issues. This drainage issue was brought before the Marshall County Drainage Board when Don Green filed a petition for obstruction of a private/mutual drain in September 2024. In November of that year, the drainage board motioned that the board could not make a definite determination on the obstruction; Mr. Crump is looking to the board for advice on this or a recommendation on an attorney. Mr. Surrisi tells Mr. Crump that any civil lawyer would be able to help him and that the drainage board cannot help or advise on this civil issue.

Jody Overmyer with Marshall County Soil and Water Conservation District comes before the board with the intent of reapplying for the 319 grant. Last year, they received the grant and worked in the headwaters of the Yellow River; now they would like to go further down the Yellow River. She is asking for the Surveyor and Drainage Board to send a letter in support of her applying for the $66,000± grant. This grant is under the Federal Clean Water Act and provides funding for various types of projects that work to reduce nonpoint source water pollution. Funds may be used to conduct assessments, develop and implement TMDLs and watershed management plans, provide technical assistance, demonstrate new technology, and provide education and outreach. Mr. Bohanon asked her if she was aware of the testing on the headwaters of the Yellow River for E. coli and if she knew of the source of the E. Coli. Ms. Overmyer is aware of the testing but does not have the reports or if it was investigated on where the source of the E. Coli came from. Mr. Bohanon goes on and asks that the reports be given to the drainage board to understand where the E. Coli came from before moving on to other projects. **Mr. Klotz makes a motion to support Ms. Overmyer applying for the 319 grant and to have Mr. Cultice send a letter of support, seconded by Mr. Bohanon. Motion carried 4-0.** Mr. Bohanon asked Ms. Overmyer if she could get him any reports on the E. Coli tests and anything else done on the headwaters of the Yellow River. Ms. Overmyer does not believe she has access to that report and directed Mr. Bohanon to their website for more information.

ADJOURNMENT

With no further business to come before the board **Mr. Klotz motion to adjourn, seconded by Mr. Bohanon. Motion carried 4-0.**

MARSHALL COUNTY DRAINAGE BOARD

_____
Randy Glingle, President

_____
Stan Klotz, Vice-President

_____
Jesse Bohannon, Board Member

_____
David Stults, Board Member

_____
Adam Faulstich, Board Member

Attest: _____

Angie Kibbe, Drainage Board Secretary

MARSHALL COUNTY DRAINAGE BOARD

REGULAR MEETING

September 15, 2025

The Marshall County Drainage Board met for a regular meeting on September 15, 2025, at 8:30 am in the Commissioner's Room of the Marshall County Building, 112 W Jefferson St. Plymouth, IN. Board members present were: Randy Glingle, President; Stan Klotz, Vice President; Board Member; David Stults, Jesse Bohannon, and Adam Faulstich. Also present were Craig Cultice, County Surveyor; Sean Surrisi, Board Attorney; Angie Kibbe, Drainage Board Secretary. The meeting was opened in due form, and the following business was considered. The Drainage Board meeting is streaming live and is available for live view at: www.co.marshall.in.us.

NEWCOMB-EISENHOUR/VARIANCE REQUEST

Brad Mosness with Abonmarche, office in Goshen came in with Scott Yoder, a representative of Crossroads Church, to discuss the variance request. The reduction request is for the construction of an addition to the church. Mr. Cultice presented the board with the visual of the site and the building plans. The addition would put the Northeast corner of the building 69'± from the top of bank of the Schuh Ditch. Mr. Glingle makes note of the black top parking lot is within the easement. Mr. Cultice informed the board that July 21, 2003, a variance of 30 feet was requested by the Crossroads Church for placement of two light poles for the gravel parking lot of the church, that motion passed 5-0. Mr. Cultice stated at that time the parking lot was gravel so there would have been no issue if work needed to be done on the ditch. Mr. Glingle tells Mr. Mosness and Mr. Yoder that if this variance is approved it is not the county's responsibility to cover any damage done to the paved parking lot if machinery needs to get to the ditch for maintenance, they are in agreement and understand. Mr. Yoder informed the board that the parking lot was changed to black top due to city codes and would not have been addressed during a board meeting. Mr. Glingle asked Mr. Surrisi to draw up an agreement that Crossroad Church accepts responsibility for any damage to the property that may be caused by Marshall County when conducting work on the Schuh Ditch in that area. Mr. Faulstich believes the request is acceptable and does not see a problem with it. **Mr. Klotz motion, to approve the 69'± variance with the understanding that if property is damaged by maintenance work in the future it is the church's responsibility to repair, seconded by Mr. Stults. Motion carried 5-0.**

OTHER BUSINESS

Mr. Glingle asked if Mr. Cultice had any other business to discuss. Mr. Cultice stated that the agreement with City of Argos was signed by Argos for the new constructed street and will need to be signed by the president of Drainage Board. Mr. Surrisi noted that it will need to be notarized and recorded.

Mr. Cultice informed the board that at the October meeting there will be two public hearings regarding the Gall-Unsicker and Carothers-Snyder watershed.

MINUTES

Motion made by Mr. Klotz, seconded by Mr. Faulstich, to approve August 18, 2025 minutes. Motion carried 5-0.

PUBLIC COMMENT

Mr. Sean Hooker of 16360 Menominee Dr. a disabled veteran that is taking care of his 87-year-old mother came before the board. Mr. Hooker wanted to discuss the road run-off in front of his house. He believes this is causing mold in his house and his house foundation to sink. Mr. Hooker states he has a chronic sinus infection he attributes to the mold in his house. Mr. Klotz informed Mr. Hooker that he received a call from Terry Borggen regarding the matter and continues that this matter is not under the jurisdiction of the Drainage Board it will need to be discussed with the Highway Department. Mr. Klotz stated that the Highway Department did look at it and they are working to come up with a plan for the water running down to his property. Mr. Hooker stated that it is not good enough and who is going to fix his house. Mr. Bohannon tells Mr. Hooker that the Commissioner's meeting is following this meeting, and the Commissioners oversee the Highway Department can address his concern there. Mr. Hooker states he has contacted a lawyer.

ADJOURNMENT

With no further business to come before the board, **Mr. Bohannon motion to adjourn, seconded by Mr. Klotz. Motion carried 5-0.**

MARSHALL COUNTY DRAINAGE BOARD

_____
Randy Glingle, President

_____
Stan Klotz, Vice-President

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Jesse Bohannon, Board Member

_____
David Stults, Board Member

_____
Adam Faulstich, Board Member

Attest: _____

Angie Kibbe, Drainage Board Secretary

MARSHALL COUNTY DRAINAGE BOARD

REGULAR MEETING

October 20, 2025

The Marshall County Drainage Board met for a regular meeting on October 20, 2025 at 8:30am in the Commissioner's Room of the Marshall County Building, 112 W Jefferson St. Plymouth, IN. Board members present were: Randy Glingle, President; Stan Klotz, Vice President; Board Member; David Stults, Jesse Bohannon, and Adam Faulstich. Also present were Craig Cultice, County Surveyor; Sean Surrisi, Board Attorney; Angie Kibbe, Drainage Board Secretary. The meeting was opened in due form and the following business was considered. The Drainage Board meeting is streaming live and is available for live view at: www.co.marshall.in.us.

MAINTENANCE BIDS

August Mentzel & Peter Acker Ditches

Beaver Excavating- $19,300 Hunter Transit- $28,300 Ingram Excavating- $15,342.50
Langfeldt Excavating- $23,995

Mr. Klotz motion, seconded by Mr. Bohannon to award bid to Ingram Excavating. Motion carried 5-0.

Burl Ballinger Ditch

Beaver Excavating- $10,850 Ingram Excavating- $10,285 Langfeldt- $11,465

Mr. Bohannon motion, seconded by Mr. Stults to award bid to Ingram Excavating. Motion carried 5-0.

James Ballinger

Beaver Excavating- $19,500 Ingram Excavating- $21,162

Mr. Stults motion, seconded by Mr. Bohannon to award bid to Beaver Excavating. Motion carried 5-0.

Macomber & Hayn

Beaver Excavating- $14,900 Hunter Transit- $15,900 Ingram Excavating- $11,350

Langfeldt- $14,830

Mr. Klotz raised concerned with Ingram Excavating receiving two bid jobs already and if he would be able to complete jobs by deadline. Mr. Cultice assures Mr. Klotz he has confidence in Mr. Ingram, and he has not had a contractor go over the timeline on a bid job. **Mr. Klotz motion,**

to award bid to Ingram Excavating and would like Mr. Cultice to discuss the concern of project going over the timeline with Mr. Ingram. A penalty of $100.00 every day after deadline date if project is not completed by April 26, 2026. Second, by Mr. Bohannon, motion carried 5-0.

PUBLIC HEARING ON THE GALL-UNSICKER ASSESSMENTS

Mr. Klotz motion to open the public hearing on the Gall-Unsicker Drain, seconded by Mr. Bohannon. Motion carried 5-0. Mr. Cultice reviewed his surveyor's report on the Gall-Unsicker Drain. Per report there is 5,385± acres, 4,791± acres are in Marshall County and 594± acres in Kosciusko County. Mr. Cultice averages the yearly maintenance cost to be between $30,000 and $40,000. The current assessment rate is $2.25 an acre with a $5.00 minimum. In the July's meeting the board members motion to raise assessment $6.50 an acre with a $10.00 minimum. Mr. Cultice addressed an error that was made by inputting the price into the system and the landowners were notified the minimum would be $9.00 minimum instead of $10.00 minimum. Mr. Cultice did reach out to Mr. Surrisi regarding error, Mr. Surrisi investigated, and the landowners have 20 days to voice their objections regarding the price through judicial review. He continues with the error being minimal and was less than discuss, he does not see a problem moving forward today. Mr. Glingle asked what the price difference is between the $9.00 and the $10.00 minimum and Mr. Cultice responded $12.00± a year difference, and that the $9.00 minimum is in the property owner's favor. Mr. Glingle recommends continuing with the hearing with the $9.00 minimum, Mr. Bohannon agrees. Mr. Glingle asked if anyone wants to come forward and express their opinion on the assessment. Mr. Glenn Yoder of 205 W Randolph St. Nappanee came up to voice his concern about all the new builds and business and assessing them more and not just the agriculture properties. Mr. Cultice informs him that the County would have to change its ordinance to comply with different assessments from agricultural pricing and residence pricing. To be clear Mr. Cultice continues that all property owners will be assessed in the watershed. Mr. Yoder believes that homes and concrete driveways are pushing the water into drains, and the farmland absorbs the water. Mr. Mitch Yoder from 1128 4th Rd Bremen. Mr. Mitch Yoder states he has lived on the Gall-Unsicker for 50 years and agrees that they do need to keep up the maintenance. He also is concerned with the new housing, the industries, parking lots, and roof tops cause water to go straight into the ditch. Mr. Cultice explains if you create 4,000' square feet impervious you will need to build a basin to catch the water and release it slowly into the ditch, so a lot of these buildings do pay for more upfront to help the drain and ditches. Mr. Yoder final statement was he just wanted to make sure people are paying their fair share toward the drain. Mr. Glingle asked if anyone else wanted to come up before the board, no one came up. Mr. Cultice informs Mr. Glingle he did receive a letter from a property owner and will read it at this time before the board. The letter is from Randy and Renee Haupert. They would like to express their concern about the rise in the assessments. They are opposing the increase; they believe their property does not benefit from drain. The water would have to run uphill to go from their property to make it to the ditch this is

contributed to the additions and changes to the surrounding properties in the area in the last ten years. **Mr. Klotz motioned, seconded by Mr. Bohannon, to close the public hearing. Motion carried 5-0.** Mr. Klotz understands that it is a big jump in price, but to get this fund out of the red and ready to start doing work on drain the $6.50 per acre with the minimum at $9.00 should put the account on the track. Mr. Glingle notes that some of the businesses should pay more than the $9.00 minimum. Mr. Bohannon asked Mr. Cultice what the best practice for the pricing agriculture, home, and commercial. Mr. Cultice reiterates that when someone puts in a new building or like a chicken barn, anything over 4,000' square feet, they will have to pay for a detention basin to help offset the flow of water from buildings. Mr. Bohannon states so in the instant of the chicken barn they must make an investment in the basin and maintain it along with paying the yearly assessment on the drain, Mr. Cultice agrees. Mr. Klotz notes there are a lot of chicken farms and small businesses popping up out there. Mr. Surrisi makes note that an ordinance would have to be changed. Mr. Klotz states that even with raising assessments some businesses would not be paying their fair share. Mr. Bohannon would like to see what other counties do in these circumstances. Mr. Glingle asked the board what they wanted to do today on the Gall-Unsicker. **Mr. Bohannon motion, find and orders that benefits exceed costs and set assessment rates at $6.50 an acre with $9.00 minimum starting in pay 2026. Mr. Bohannon would like to visit other options for next meeting. Mr. Klotz seconded the motion, motion carried 5-0.**

PUBLIC HEARING ON THE SNYDER CAROTHERS

Public hearing is to discuss taking a private tile under jurisdiction, along with expanding the watershed to be on collection for maintenance. Mr. Cultice goes over the petition that was filed on the private tile, it is within the Snyder Carothers watershed and needs repair. A second petition was filed to extend the watershed west to encompass more of the ditch. To take care of the new tile and the expansion of shed the assessment rate would need to be raised. The current rate for assessment is $5.00 per acre with a $5.00 minimum. The projected estimated average yearly maintenance cost is $4,000-$5,000±. The board discussed options in July's meeting and the shed being small they recommend the new rate at $17.00 per acre with a $20.00 minimum to meet the annual maintenance cost. **Mr. Faulstich motions to open the hearing to the public, seconded by Mr. Stults, motion carried 5-0.** Sharon Mrozinski of 4057 Olive Rd came before the board. Her property is on the corner of Olive and 4th Rd., she states she doesn't have a water problem so much as the property to the left of her, the property is causing drainage problems on her property now. She doesn't believe she should pay because her property drains fine. The neighbor to the left of her wanted her to split the cost of doing some drainage work on their property, but she didn't feel she should since her property is fine. Mr. Bohannon states if she is not having problems with drainage, it means her water is draining properly into the watershed. Mr. Roger Norris of 15129 4B Rd, the majority owner of the properties around the open Snyder Carothers ditch. He states he has over the years he tried to

take care of the ditch and keep it clean but with age it is getting harder to take care of and petition to add the extension on to cover the ditch that is on his property. Mr. Cultice informs the board he will read letters that were sent in. First letter is from Matthew Youbulis of 142513B Rd Plymouth, he wanted to propose extending the proposed tile from Olive Rd back to the east approximately 1300'± feet. He is having difficulty with neighbors planting trees over the top of the existing tile and creating more problems for his operation. Mr. Cultice states that Mr. Youbulis would have to fill out a petition to bring before the board to add tile East of Olive Rd. Second letter is from Ken and Terri Keller of 4078 Olive Rd Plymouth. They bought 5 acres five years ago and built a house. The east and southern part of their wooded area is completely submerged under water. Their neighbors directly south of them bought 7 acres with the intent of building a home and pole barn but found about 5 of the 7 acres completely submerged. They state that something has changed to cause this horrible drainage situation. They would like it investigated and a solution. Last letter is from Erik Horner of 14317 4th Rd Plymouth; he also would like the board to extend their coverage approximately 1300' ft East of Olive Rd to include the private tile that crosses his property. Mr. Craig Hawley 106 W Jackson St. Bourbon was in attendance and addresses the board. Mr. Hawley wants to add to the request for the 1300' ft addition to the east of Olive Rd. He believes that taking on the tile East of Olive Rd would benefit the drainage to the West of Olive Rd. This would be good for the future. **Mr. Klotz motion to close the public hearing seconded by Mr. Bohannon. Motion carried 5-0. Mr. Bohannon moves to accept jurisdiction over the private tile located in the N1/2, Sec. 7-34N-R2E in North Township, Mr. Stults seconds. Motion carried 5-0. Mr. Faulstich motioned to place portion of the Carothers Ditch on collection for maintenance located in sec. 7-T34N-R2E North Township and Sec. 12-T34-R1E in Polk Township, seconded by Mr. Stults. Motion carried 5-0.** Mr. Klotz makes note that if they go any lower than the $17.00 per acre with the $20.00 minimum the account would not be able to keep up. **Mr. Faulstich motion find and orders that benefits exceed costs and set assessment rates at $17.00 an acre with $20.00 minimum starting in pay 2026. Second, by Mr. Klotz, motion carried 5-0.**

MINUTES

Mr. Bohannon motion to approve the minutes from the September 15th meeting, seconded by Mr. Faulstich. Motion carried 5-0.

OTHER BUSINESS

PUBLIC COMMENT

No public comment.

ADJOURNMENT

With no further business to come before the board **Mr. Bohannon moved to adjourn, seconded by Mr. Stults. Motion carried 5-0.**

MARSHALL COUNTY DRAINAGE BOARD

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Randy Glingle, President

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Stan Klotz, Vice-President

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Jesse Bohannon, Board Member

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David Stults, Board Member

_____
Adam Faulstich, Board Member

Attest: _____

Angie Kibbe, Drainage Board Secretary

MARSHALL COUNTY DRAINAGE BOARD

REGULAR MEETING

November 17th 2025

The Marshall County Drainage Board met for a regular meeting on November 17, 2025 at 8:30am in the Commissioner's Room of the Marshall County Building, 112 W Jefferson St. Plymouth, IN. Board members present were: Randy Glingle, President; Stan Klotz, Vice President; Board Member; David Stults, Jesse Bohannon, and Adam Faulstich. Also present were Craig Cultice, County Surveyor; Angie Kibbe, Drainage Board Secretary. Absent Sean Surrisi, Board Attorney. The meeting was opened in due form and the following business was considered. The Drainage Board meeting is streaming live and is available for live view at: www.co.marshall.in.us.

MAINTENANCE BIDS

West Bunch Ditch

Allsop Construction- $9,750.00 Beaver Excavating- $6,300.00 Langfeldt Excavating- $12,100.00

Mr. Klotz motion, seconded by Mr. Bohannon to award bid to Beaver Excavating for $6,300.00. Motion carried 5-0.

John Mattern Ditch

Allsop Construction- $19,750.00 Beaver Excavating- $13,200.00 Langfeldt Excavation- $16,512.00

Mr. Stults motion, seconded by Mr. Faulstich to award bid to Beaver Excavating for $13,200.00. Motion carried 5-0.

OCTOBER 20, 2025 MAINTENANCE BIDS/CHANGE OF CONTRACTORS

Four bids were sent out for October's meeting, during said meeting Ingram Excavating was awarded three of the jobs. Ingram decided to only accept the August Mentzel & Peter Acker job. After consulting with the Drainage Board attorney Mr. Surrisi, the next lowest bidder can be offered project. Beaver Excavating had the second lowest bid for the Burl Ballinger and Langfeldt Excavating for the Macomber & Hayn. Contractors were contacted and offered the contract and they both agreed. **Mr. Bohannon motion to award the bid for Burl Ballinger for $10,850.00 to Beaver Excavating, second by Mr. Klotz. Motion carried 5-0. Mr. Bohannon motion to award the bid for the Macomber & Hayn to Langfeldt Excavating for $14,830.00. Mr. Faulstich second the motion, motion carried 5-0.**

VACATE PORTION OF THE HECKAMAN TILE

In August 21, 2025 Drainage Board meeting Mr. Mullet came before the board to request variances request with a re-route plan to enlarge his addition on the Heckaman Tile. The Drainage Board approved the plans as presented for variances and the reroute of the Heckaman Tile along with Mr. Cultice recommendation to vacate the old route. Today Mr. Cultice informs the board the re-route is complete and request the board to approve to vacate the old route between the manhole A and manhole C. Once the old route is vacated the tile is no longer the responsibility of Marshall County. **Mr. Klotz motioned, seconded by Mr. Stults to vacate the Heckaman Tile from manhole A to manhole C. Motion carried 5-0.**

MAINTENANCE CONTRACTS

The board members sign the October 20th maintenance contracts for August Mentzel & Peter Acker, James Ballinger, along with the changed contractors and bids for Burl Ballinger and Macomber & Hayn.

MINUTES

Mr. Klotz motion to approve the minutes from the October 20, 2025 meeting, seconded by Mr. Faulstich. Motion carried 5-0.

OTHER BUSINESS

No other business was brought forward.

PUBLIC COMMENT

No public comment.

ADJOURNMENT

With no further business to come before the board **Mr. Klotz moved to adjourn, seconded by Mr. Stults. Motion carried 5-0.**

MARSHALL COUNTY DRAINAGE BOARD

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Randy Glingle, President

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Stan Klotz, Vice-President

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Jesse Bohannon, Board Member

_____
David Stults, Board Member

_____
Adam Faulstich, Board Member

Attest: _____

Angie Kibbe, Drainage Board Secretary