

**Cordry Sweetwater Conservancy District  
Board of Directors Meeting**

**Minutes**

December 16, 2008

7:00 PM

**Present:** Dziennik, Noe, Moebs, Daseler, Kolar Hetherington, Boyle

**Absent:** None

**A. Call to order:** Mr. Dziennik called the meeting to order at 7:00 PM and led in the Pledge of Allegiance.

**B. Freeholders Concerns:** Mr. Dziennik acknowledged Mr. Collins and his crew for making it possible to hold the meeting due to weather and road conditions.

**C. Approval of November Minutes:**

**1. Regular Meeting:**

- **Motion:** Mrs. Boyle made a motion to approve the 11-18-08 minutes, seconded by Mr. Noe – there was discussion about the spelling of John Catt. It was spelled Katz. Also the “motion” under “new business” there was an error, Mrs. Daseler to be changed to Mr. Daseler. The motion was carried unanimously with noted corrections.

**2. Special Meeting:**

- **Motion:** Mr. Noe made a motion to approve the 11-24-08, special meeting minutes, seconded by Mrs. Boyle – motion carried with Mr. Kolar abstaining due to absence.

**D. Financial Report:** Mr. McGaha gave the financial report in Mrs. Anderson’s absence. Mr. Daseler had a question about the Operating Fund balance. Mr. Enderle made a suggestion and the Board decided to have Mrs. Anderson confirm.

- **Motion:** Mr. Noe made a motion to approve the financial report subject to audit, and with Mrs. Anderson’s confirmation on Operating Fund balance, seconded by Mr. Daseler – motion carried unanimously.

- **Motion:** Mr. Noe made a motion to approve the claims, (vouchers), seconded by Mrs. Boyle – there was discussion by Mr. Kolar about item 922 and by Mr.

Daseler about item 866. Both items were to be reimbursed by FEMA. Motion was carried unanimously.

- Mr. Dziennik explained there is about another \$200,000.00 left in the FEMA account to draw if needed. He stated at the present we have about \$40,000.00 that will carry us through to the first week in January.

**E. Infrastructure Status:** Mr. Collins mentioned that the federal government is giving Indiana about 60 million dollars to reimburse local governments for damages from the storm. These monies may help the CSCD recover some expenses. Mr. Collins also stated that repairs for FEMA reimbursements have been completed.

**F. Commission Reports:**

1. **Building:** Mr. Moebs gave the building report. He stated there were three meetings, one without a quorum. Dec 4<sup>th</sup> meeting was devoted to the Janney Lot situation and Resolution 2008-6, concerning structures on undeveloped lots. The commission decided that there needed to be an amendment to the 2008-6 resolution and Mr. Ed Keirn agreed to work on it before the next meeting, which was scheduled for December 10, 2008, due to not being able to cover much of the business on the 12-4-08 agenda. Dec, 10<sup>th</sup> meeting- there was no quorum. Enderle, Keirn, and Moebs were present and discussed Mr. Keirn's proposals. December 14<sup>th</sup> meeting – Ed Keirn's options were discussed and a proposal, (Resolution 2008-15), was decided on, by the commission to take before the Board of Directors. The Resolution 2008-15 was not complete at the time so it was tabled by the Board until the next meeting. Mr. Moebs mentioned that the resolution 2008-15 stated what Covenant #1 covers, with language explaining structures. The commission members also discussed deeding lots together and separating them. Mr. Moebs explained that the Building Commission was waiting to make a decision on the Janney situation until the Resolution has been decided. Mr. Quackenbush is to contact Mr. Hess and tell him he needs to either remove or move his boat lift to an approved area. Mr. Quackenbush was to contact Mr. and Mrs. Hash about the dock permits. Mr. Quackenbush stated he had spoke with Shirley Hash about what the Building Commission decided. Mr. Moebs stated the Commission decided to include a statement of holding the Building Commission and CSCD and its agents harmless of any design fault or construction fault on the construction approval application, maintaining that the CSCD and its agents are not liable. A letter was to be sent to the Brands to inform them that their neighbors practices are not to be followed and before any construction or soil disturbing activity takes place the CSCD needs to be notified and an application filed. Mr. Quackenbush and Mr. Collins spoke with the Brands and were convinced the Brands have an understanding of what the rules are.

- Mr. Dziennik gave his explanation of why the Building Commission spent three meetings to rethink what the Board passed as Resolution 2008-6. He explained that structures was an uncertain term used in the Resolution. With the new resolution there is a clarification to what Covenant #1 represents.
  - Mr. Enderle added that with recent developments in the Building Commission, an approval for construction on an undeveloped lot requires the review and approval by the Commission as a whole, not by one or two members.
  - Mr. Daseler asked if the Resolution could be reworded to be more easily read and understood.
2. **Ecology:** Mr. Kolar gave the Ecology Commission Report. Mr. Kolar stated letters were sent out to eight companies that deal with aquatic weed control. Mr. Collins stated there have been responses by three of the companies. Any proposals will be reviewed by the Ecology Commission in February. It was mentioned that concerns about weed control in specific areas of the lakes can be documented by submitting a work order at the CSCD office. Mr. Kolar stated the trapper has been working for two weeks. Mr. Kolar also stated that the trapper needs to pay special attention to the muskrat population on the Cordry dam.
  3. **Security:** Mr. Noe gave the Security Commission Report. Mr. Noe mentioned that the Vandygriff lawsuit was going to court December 19<sup>th</sup> at 8:30 AM. The CSCD attorney feels that it will be thrown out. Dave Jarrett has stated he is backing off of the Cell Phone Committee. The Security Commission is to find a new contact person. Mr. Noe stated your cell phone can be updated by dialing \*228, if you are a Verizon customer, for better service. Mr. Noe stated the commission asked that people not feed the deer in the CSCD newsletter. Mr. Noe is going to try to get deprivation hunt license for deer from the IDNR for 2009-2010.
- **Motion:** Mr. Noe made a motion that the CSCD Board designates the Security Commission responsible for handling the deer reduction management for 2009 and 2010, seconded by Mr. Hetherington – motion carried unanimously.
  - Mr. McGaha added, the final day for submitting a bid for the cars and truck will be the 30<sup>th</sup> of December. An ad has been placed in the local newspapers. Mr. McGaha also suggested that the CSCD be represented at the County Commissioners meeting to try and get the weight limits for CSCD roads approved.

- **Motion:** Mr. Kolar made a motion to approve the Security Commission to use the attorney to present our case to the County Commissioners on weight limits, seconded by Mr. Moebs – motion carried unanimously.
4. **Roads:** Mr. Hetherington gave the Roads Commission Report. There was no quorum at the December meeting. Mr. Hetherington said it was discussed that Mr. Collins get quotes for several different paving projects for 2009. There was no crack sealing done due to the sudden drop in temperatures in December.
  5. **Water:** Mrs. Boyle gave the Water Commission Report. Mrs. Boyle stated that twenty meters have been changed out this month, Berry Electric has installed the above ground electric panel for the Pump Station., the tree by the Blue water tower has been removed, water loss is being watched closely, (possibly due to high estimate readings) and the Water Commission is going to try and do an annual review instead of annual audit. Larry Harder, John Collins and Joe Quackenbush attended the IRWA Fall/Winter Conference in Columbus. Salary increases for the water department employees approved by the Water Commission will be included in the package of all such increases to be reviewed and approved by the Board.

**G. Other Governmental Interface Meeting Reports:**

**Brown County Solid Waste:** Mr. Daseler gave the Brown County Solid Waste Report. Mr. Daseler stated the BC Solid Waste Department had a meeting on December 9<sup>th</sup>, 2008. There was an Appliance Day, December 6<sup>th</sup>, which took in 58 units with Freon and 7 truck loads of scrap metal. The Solid Waste Depart. is working on disposal of electronics with TV's soon to be disposed. The sale of recyclables in 2006 was \$39,000.00, in 2007 \$46,200.00 and 2008 \$67,500.00. Due to the economy and the price of recyclables going down they will not be expecting anything near that for next year.

- Mr. Enderle, Mr. Noe and John Collins suggested that the CSCD provide a truck to go around and collect solid waste the week before the BC Solid Waste event to deliver to Solid Waste and help eliminate unsightly waste in the Conservancy.

**H. Unfinished Business:**

**Septic System Evaluation Program:** Mrs. Bruce had surgery and wasn't available to give an update.

**I. New Business:**

1. **Candidates for CSCD Board Election, 1-3-09 - Status:** Jerry Fenwick from area 5 and David Moebs from area 6
2. **CSCD Board Election Clerks-Status:** Ruth Ann Gillentine and Terri Morgan have volunteered as clerks for the election. Cheryl Boyle volunteered to act as Secretary to oversee the election due to David

Moebs, present Secretary, running for director. David Moebs will be present at the election to assist Cheryl Boyle with the election process.

3. **CSCD Freeholder List Certification by Brown County Auditor – Status:** The list is being submitted to the Auditor, Mary Miller tomorrow, 12-17-08.
4. **Resolution 2008-13, Personal Services Appropriation Transfer – Approval:** There was a lengthy discussion about the amounts of the increases and benefits. Mr. Dziennik stated that the proposal for 2009 should be approved, but for 2010 the CSCD is looking at a pay freeze. He suggested that the CSCD look at insurance with co-pays. Mr. Enderle says the CSCD is giving raises when we should be using the monies for things we haven't used money for in the past, because we didn't have it. Mr. Kolar stated that some employees need to be brought up to scale, such as the road crew, while others are being paid as much as the County Sheriff. Mr. Noe stated that we are still the lowest paying government entity around. Mrs. Boyle stated that we are very happy with our employees, and we don't want to do anything to lose them. Mr. Kolar states labor costs are going up and he hasn't heard any comments about controlling spending. Mr. Kolar went on to say that the CSCD gave increases of 10%, 20% and in some instances 15%, since 2008. Mr. Kolar also stated that the employees pay nothing for their health insurance, which includes dental, life and eye that costs the CSCD about \$12,700.00 a year per employee. Mr. Dziennik said we should take a closer look at the total compensation package for 2010, including the insurance program. Mr. Noe said in the last two years the CSCD has given good raises, but at the same time they were basically cost of living raises. Mr. Noe stated that down the road there may have to be cut backs in raises, but for now this is appropriate. Mr. Moebs stated that if you decrease the insurance benefit, that automatically becomes a pay decrease. Mr. Collins stated that the reason why people are working here is because of the insurance benefit. Employees have been offered more money other places, but decided to stay here because of the insurance benefit. Mr. Enderle states what bothers him is that the CSCD decided not to increase the taxes and bring more monies in, but is paying out more to the employees and cut back on services. Mr. Noe states the employees raises aren't enough to be noticed. He went on to say that there was enough fluff in the budget where things will get done. Mr. Dziennik stated the commissions need to take a better look at what is needed instead of what they want to save costs. Mr. Noe stated there is \$150,000.00 going to Ecology for lake issues, alone. Mr. Dziennik stated the Board needs to take a look at the 2010 issues much earlier than the 2009 was looked at, by way of public meetings, board meetings and what ever is necessary. Mr. Daseler stated the taxes haven't been raised for years and the tax payers haven't complained, but if you keep giving the employees raises like these it will be viewed as inappropriate. Mr. Daseler stated he did agree with Mr. Noe that these raises will not make or break it. Mr. Hetherington stated that the

employees should be warned they may have to pick up some of there insurance. Mr. Dziennik stated again that there is another way to handle insurance and that is with co-pays. Mr. Dziennik went on to say that for 2010 the employee benefit package will change.

- **Motion:** Mr. Noe made a motion to approve resolution 2008-13, seconded by Mrs. Boyle – motion carried after a roll call of votes; Boyle-Yes, Hetherington-Yes, Noe-Yes, Moebis-Yes, Daseler-Yes, Kolar-No

**5. Resolution 2008-14, Comp Time Payout – Approval:**

- **Motion:** Mr. Noe made a motion to approve Resolution 2008-14, seconded by Mr. Moebis – motion carried unanimously.

**6. 2009 Holiday Schedule – Approval:**

- **Motion:** Mrs. Boyle made a motion to approve the Holiday schedule, seconded by Mr. Moebis – motion carried unanimously.

**J. Specific Lake or Dam Issues or Board Member Concerns: None**

**K. Wrap-up:** Mr. McGaha asked that the Board ask the freeholders not to feed the deer. After some discussion Mr. Dziennik asked Mr. Quackenbush to ask Tony Carrico, CSLOA Clubhouse Manager, if he would put that message on the signs to the entrances of the Conservancy.

- **Motion:** Mr. Noe made a motion that the Board ask the people to not feed the deer, seconded by Mr. Daseler – no vote
- **Motion:** Mr. Noe made an amendment to his motion stating that in view of the IDNR's recommendations on the problems created by people feeding deer, the CSCD Board should ask the freeholders and their guests not to feed the deer, seconded by Mr. Daseler – motion carried unanimously.
- Mr. Enderle asked Mr. Noe if he would write an article for the newsletter about the deer feeding issue and Mr. Noe agreed.

**L. Adjourn:**


- **Motion:** Mrs. Boyle made a motion to adjourn at 9:18 PM, seconded by Mr. Daseler – motion carried unanimously.

17th February 2009


Approved this 3<sup>rd</sup> day of January 2009 at Nineveh, Indiana.


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Tom Dziennik, Chairman

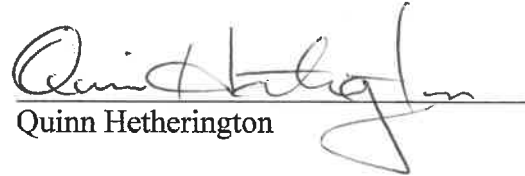
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Norman Noe, Vice Chairman

  
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David Moebs, Secretary

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Tom Daseler

  
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Larry Kolar

  
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Cheryl Boyle

  
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