

**Cordry Sweetwater Conservancy District
Board of Directors Meeting
“Minutes”**

February 16, 2010

7:00 PM

Present: Jerry Fenwick, Norman Noe, Cheryl Boyle, Larry Kolar, David Moebs, Tom Dziennik

Absent: Quinn Hetherington

CSCD Attorney: Roger Young

Managers: Marty Anderson and Vernon McGaha

Absent: John Collins

Guests: Tom Jackson, Tom Smith, Bill Culbertson, Larry Harder, Bob Sheldon, Brian Lucas, Pat Dziennik, Terry West, Randy Taggart, Bill Boyle and Stacy Wethington

Minutes prepared by: Stacy Wethington

A. Welcome and Pledge of Allegiance:

Mr. Fenwick called the meeting to order and led in the Pledge of Allegiance.

B. Freeholder Concerns: Tom Jackson summarized a letter from a freeholder who purchased property in September 2009. This freeholder had concerns with the boat patrol.

C. Approval of Minutes:

1. January 2, 2010 Annual Board Meeting Minutes: ✓

Motion: Mrs. Boyle made a motion to approve the January 2, 2010 Minutes, as written, seconded by Mr. Dziennik – motion carried, Mr. Noe abstained - he was absent from meeting.

2. January 14, 2010 Special Board Meeting Minutes: Tabled – minutes not available

3. February 3, 2010 Special Board Meeting Minutes: ✓

Motion: Mr. Dziennik made a motion to approve the February 3, 2010 Special Board Meeting Minutes, as written, seconded by Mr. Kolar – motion carried, Mr. Noe abstained – he was absent from meeting.

D. Management Reports:

1. Business Manager, Marty Anderson:

A. Mrs. Anderson read the financial report for the district for the month of January.

Motion: Mr. Dziennik made a motion to approve the Financial Report, subject to audit, seconded by Mrs. Boyle, no further discussion - motion carried unanimously.

B. Approval of Claims: Mr. Kolar questioned claim #106 to Webb & Sons for 2006 Dodge Durango repair. Mr. McGaha explained it was for a headlight assembly.

Motion: Mrs. Dziennik made a motion to approve the claims, subject to audit, seconded by Mrs. Boyle, no further discussion – motion carried unanimously.

2. Infrastructure Reports, John Collins: Mr. Collins was absent from meeting
A. Mr. Noe opened the bids that were submitted for stone. Mr. Noe suggested we table the bids until the board can examine them.

E. Budget Forecast Report, David Moebs:

1. 2009 Budget Forecast – not available
2. 2010 Budget Forecast – not available
3. Line of credit payoff – principal and interest

Motion: Mr. Moebs made a motion to direct the Business Administrative Manager to pay \$ 455,000 which is the total for both the regular and emergency lines of credit, and any interest that is due at her earliest convenience, seconded by Mrs. Boyle – motion carried unanimously.

4. 2009 Annual Budget Report was corrected and submitted to Brown County Circuit Court

F. Commission Reports:

1. **Building – Mr. Fenwick:** Mr. Fenwick summarized the minutes from the February meeting.
 - A. There are (2) open vacancies on the Building Commission.
 - B. Sheldon/Clark issue: Mr. Fenwick and Mr. Young both stated that this issue should be settled between Mr. Sheldon, Mr. Clark and Mr. Greg Whitaker. Mr. Sheldon stated they are working to solve the issue.
 - C. Hall issue: Mr. Fenwick asked the board for approval to have Mr. Young send a letter to Mr. Hall regarding the non-compliance issue.
2. **Ecology – Mr. Kolar**
 - A. Mr. Fenwick thanked Mr. Kolar for his work on the Dam repair.
 - B. Mr. Kolar summarized the fish survey from Aquatic Control.
 - C. Weed control requests for bids will be going out in March.
 - D. Mr. Moebs asked about the decision to relocate the compost pile. Mr. Kolar explained they are looking into better ways to compost leaves.
3. **Security - Mr. McGaha:** Mr. McGaha stated the February meeting was cancelled due to weather.

- A. Security Cameras: Mr. Randy Taggart gave a presentation on installing security cameras in the district. Mr. Fenwick and Mr. Kolar stated that this project should go back to the Security Commission for their review. Mr. McGaha stated this is a work in progress.
- B. Security Vehicle: Mr. McGaha stated they will be obtaining bids for the new security vehicle.
- C. 2010-2011 Boat Decals: The new decals will be purchased within the next few weeks and will be available for purchase April 1, 2010.
- D. Tires: Mr. McGaha requested purchase of new tires for the 2002 Security vehicle.

Motion: Mrs. Boyle made a motion to approve the purchase of security tires for the 2002 security vehicle at a cost of \$ 585.60, seconded by Mr. Kolar – motion carried unanimously.

4. **Roads – Mr. Noe:** The February meeting was cancelled due to the weather. Mr. Noe did want to publicly thank the CSCD Road Crew for a job well done on the snow removal.

5. **Water – Mrs. Boyle:** The monthly meeting was cancelled; there was a public meeting on Wednesday February 10, 2010 to discuss the Automatic Meter Read program.

Motion: Mrs. Boyle made a motion to approve the \$ 227,000 purchase of the automatic meter read system, subject to financing, seconded by Mr. Kolar

Discussion: Mr. Young stated that he was requested to explore the financing options. He spoke with Patty Zelmer counsel with Ice Miller, who the District has used in the past. She stated that the best route to take would be to take out a loan to obtain the tax exempt interest rate, instead of doing a lease-purchase agreement. Mr. Young also stated that an updated rate study would need to be done as well. Mr. Dziennik stated that he feels like there should be another bid other than Neptune meters. Mr. Noe stated that he did not think this would “pay for itself”, but that it is only a benefit to the customer. Mr. Moebs stated that there were other items in the district that were a higher priority that needed to be done instead of the automatic meter reads. Mr. Larry Harder, chairman of the Water Commission stated his opinion that the water utility is trying to provide a service to their customers. After a lengthy discussion a vote was taken on the above motion:

VOTE: The above motion was defeated by a vote of 2-3. The roll call vote on the above motion is as follows: Boyle and Kolar voted ‘yes’, Noe, Moebs and Dziennik voted ‘no’.

G. **Brown County Solid Waste: Mr. Moebs** summarized the minutes from the Brown County Solid Waste Management meeting

H. Unfinished Business:

1. Resolution 2009-5: Tabled. Mr. Moebs will get with Mr. Young about this resolution. Mr. Young would like to have a ½ hour executive session before the March meeting to discuss the legal issues. The meeting will be on March 16th, at 6:30 pm.
2. Resolution 2010-3: Indemnification Resolution:

Motion: Mr. Moebs made a motion to approve the 2010-3 Resolution, seconded by Mr. Noe, motion carried unanimously.

3. Resolution 2010-7: Duck Ct. Property Ownership Solution: Mr. Young advised the board to not approve Resolution 2010-7, but to have the interested parties to obtain a quiet title to the land. There was no vote on this issue.
4. CSCD Board Goals and Plans for 2010: Mr. Dziennik grouped goal items into categories. Mr. Kolar suggested that all the board members prioritize the goals/plans and bring back to the March meeting. Mr. Moebs volunteered to collaborate the priorities; all board members need to send their thoughts to Mr. Moebs one week prior to the next meeting.
5. Part-time Building Compliance Officer – Mr. Fenwick will be submitting an advertisement to the Daily Journal and Brown County Democrat for publication for this position. Mr. Kolar suggested that the applicant needs to have computer skills in Excel and Word.
6. Modify liability insurance coverage to include limits and increase costs to include coverage up to three million and coverage for lawsuits that do not require a request for money. Richard Hawes has not responded to the request.

I. New Business:

1. 2010-6 Resolution to lower 2010 CSCD Tax Levy amount. Mr. Moebs contacted Bob Purlee from the Department of Local Government Finance to see if they have made or are considering making modifications on the amount that had been set in August 2009. Mr. Purlee stated it would be March/April before the property tax assessments were in to make any changes. He also mentioned that the CSCD Board via a resolution could lower the 2010 tax levy.

Motion: Mr. Moebs made a motion to approve the 2010-6 Resolution for the 2010 Tax Levy as written, seconded by Mr. Noe. – motion carried unanimously.

2. Jim Begley – Premier Ag: Mr. Begley was not able to attend due to a death in his family.
3. Discussion on raising spending limit from \$500 to \$3,000 with (2) board member ok. After a brief discussion there will not be any change in the spending limit

J. Specific Lake or Dam Issues/Board Member Concerns:

1. Mr. Noe asked why some board members were not aware of the special board meetings. Mr. Fenwick stated he didn't know they weren't aware of the meeting; it was on the CSLOA Clubhouse board and posted at the office. The

meeting date and time was set at the January 14 Special Meeting. Mr. Moebbs volunteered to notify all the CSCD Board members via email of all Special and Executive meetings in the future.


2. Mr. Moebbs suggested that the Hydrant Rental fees paid to the Water Utility need to be discussed at the March CSCD Board meeting.

K. Adjournment:

Motion: Mrs. Boyle made a motion to adjourn at 9:30 pm, seconded by Mr. Dziennik – motion carried unanimously.

Continued from page 4 of the February 16, 2010 CSCD Board of Director Meeting Minutes

Approved this 16th day of March 2010, at Nineveh, IN.

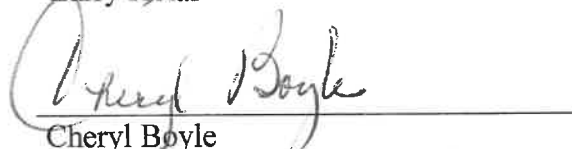

Jerry Fenwick, Chairman


Tom Dziennik, Vice Chairman

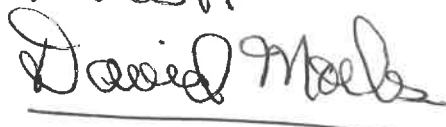

David Moebbs, Secretary


Larry Kolar


Quinn Hetherington


Cheryl Boyle


Norman Noe

Attest:


David Moebbs, Secretary

