

\*\*\*These minutes are not official until approved by the CSCD Board of Directors\*\*\*

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

**“Minutes”**

January 2, 2010

1:00 PM

**Present:** Jerry Fenwick, Quinn Hetherington, Cheryl Boyle, Larry Kolar and David Moebis

**Absent:** Norman Noe and Gregg Gillentine

**CSCD Attorney:** Roger Young

**Managers:** Marty Anderson and Vernon McGaha

**Absent:** John Collins

**Guests:** Pat Blocker, Betsy Serra, Jim Serra, Katie Shrewsberry, Bob Sheldon, Margaret Bruce, Pat Dziennik, Tom Dziennik, Betty Moebis, Danielle Korson, Bill Boyle, Brian Lucas, Amy Jarvis, Tom Jackson, 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. Approval of Minutes:**

0. November 18, 2009 Executive Board Meeting Minutes:

**Motion:** Mr. Kolar made a motion to approve the November 18, 2009 Executive Meeting Minutes, as written, seconded by Mrs. Boyle – motion carried unanimously

0. November 23, 2009 Special Board Meeting Minutes: Tabled

0. December 9, 2009 Special Board Meeting Minutes: Tabled

0. December 15, 2009 Board Meeting Minutes:

**Motion:** Mrs. Boyle made a motion to approve the December 15, 2009 Board Meeting Minutes, as written, seconded by Mr. Moebis – motion carried unanimously

0. December 23, 2009 Special Board Meeting Minutes:

**Motion:** Mrs. Boyle made a motion to approve the December 23, 2009 Special Board Meeting Minutes, as written, seconded by Mr. Kolar – motion carried by vote of 4-0-1, Mr. Hetherington abstained as he was absent from meeting.

### **C. Management Reports:**

#### **1. Business Manager Marty Anderson:**

**A. Financials:** Mrs. Anderson stated the 2009 year end financials are not available due to the timing of the meeting and a Special Board Meeting will need to be set to approve the 2009 financials.

**B. Approval of Claims:** Mr. Kolar questioned claim #927 for the Hydrant rental was the final payment for 2009 rental, Mrs. Anderson stated this was the final payment of the 2009 Hydrant rental.

**Motion:** Mr. Kolar made a motion to approve the claims, subject to audit, seconded by Mr. Hetherington, no further discussion – motion carried unanimously.

#### **2. Infrastructure Reports, John Collins:** Mr. Collins was absent.

#### **3. Security Manager Bernie McGaha:** Mr. McGaha summarized the 2009 Security Report. He also read a statement from Mr. Gregg Gillentine. Mr. Gillentine apologized for not being at the meeting and wanted to thank the board for allowing him to serve the community and wishes the 2010 board luck.

### **D. Commission Reports:**

**1. Building – Mr. Fenwick:** Mr. Fenwick gave a summary of the Septic and Building Report for 2009. He stated that Mr. Collins was not able to be at the meeting and that he has done a good job stepping into the Building Compliance position.

**2. Ecology – Mr. Kolar:** Mr. Kolar summarized the 2009 Ecology Report. Mr. Hetherington asked if the seepage on Cordry Dam was repaired. Mr. Kolar stated it had been repaired by installing a French drain. Mr. McGaha stated that a drain pipe on Sweetwater Dam was leaning possibly damaged by the mowers. Mr. Kolar said he would have Mr. Collins check into the situation. Mr. Kolar also explained the Oak Wilt disease that is affecting Oak trees in the district.

**3. Roads – Mr. Hetherington:** Mr. Hetherington summarized the 2009 Roads Report. He thanked Dave Jarrett for his letter writing campaign to the Brown County Commissioners, which resulted in the paving of Nineveh Road.

**4. Water – Mrs. Boyle:** Mrs. Boyle summarized the 2009 Water Report. She stated that the commission is currently accepting bids for the Automatic Meter Read program and the bid opening date will be January 14, 2010 at 6:30 at the CSLOA Clubhouse. There will be a public information meeting on this program set at a later date.

### **E. 2010 Election Results:**

**1.** Mr. Moebs stated that there were three election clerks, Terri Morgan, Cheryl Boyle and D. Moebs. (14) Ballots were cast in the election.

**A.** Larry Kolar was elected in Area 2

**B.** Tom Dziennik was elected in Area 7

**2. Oath of Office:** Mr. Moebs swore in Mr. Kolar and Mr. Dziennik.

#### **3. Election of Officers:**

**A. Chairman:** Mrs. Boyle nominated Mr. Fenwick for chairman of the Board, 2<sup>nd</sup> by Mr. Dziennik. Mr. Kolar motioned for nominations to be closed, 2<sup>nd</sup> by Mr. Dziennik. Nomination approved – unanimously.

- B. Vice-Chairman:** Mr. Kolar nominated Mr. Dziennik for vice-chairman of the Board, 2<sup>nd</sup> by Mrs. Boyle. Mr. Kolar motioned for nominations to be closed, 2<sup>nd</sup> by Mr. Hetherington. Nomination approved – unanimously.
- C. Secretary:** Mrs. Boyle nominated Mr. Moebs for secretary of the Board, 2<sup>nd</sup> by Mr. Kolar. Mr. Dziennik motioned for nominations to be closed, 2<sup>nd</sup> by Mr. Kolar. Nomination approved – unanimously.

**F. Unfinished Business:**

**1. Resolution 2010-1**

**Motion:** Mr. Moebs made a motion to approve Resolution 2010-1, seconded by Mr. Dziennik – motion carried unanimously.

- 2. Resolution 2009-5:** Tabled
- 3. Duct Ct. Road Easement:** Tabled
- 4. Special Board Meeting Date for approval of financials:** Meeting date set for Thursday, January 14, 2010 at 7:00 pm, after the water commission’s bid opening for automatic meter reads.

**G. New Business:**



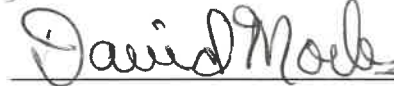
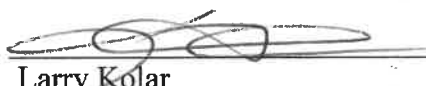
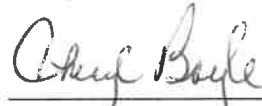


- 1. Resolution 2010-3 Indemnification:** Tabled until Special Meeting on Jan. 14<sup>th</sup>
- 2. Commission Appointments:**
  - A. Security:** Mr. Hetherington
  - B. Roads:** Mr. Noe
  - C. Water:** Mrs. Boyle
  - D. Ecology:** Mr. Kolar
  - E. Building:** Mr. Fenwick
  - F. Waste Management:** Mr. Moebs
  - G. Budget Committee:** Mr. Dziennik
- 3. Indiana Bond Bank:** The interest rate for the bond bank is 2.3%; the current rate with First Financial is 4.93%. There will be a substantial savings in interest. The total amount borrowed was \$689,546.00; it will be paid back in two installments when tax reimbursements are received from Brown County. All monies with the bond bank will have to be paid back by December 31, 2010. Mr. Kolar wanted to publicly express his appreciation to Duane Mercer, Marty Anderson and Dave Moebs for getting all the information and requirements for the bond bank.
- 4. Newsletter: Restarting the CSCD Newsletter**
  - A.** Mr. Dziennik suggested using email to send out the newsletter electronically to freeholders, who have email.
  - B.** Mr. Fenwick asked Mr. Dziennik to prepare the newsletter, the board is in agreement.
  - C.** Betty Moebs suggested doing a survey in the next newsletter to see who would be interested in receiving the newsletter electronically.
- 5. Establishing an Agenda Procedure:**
  - A.** Preliminary agenda will be done Tuesday prior to meeting, by Mrs. Anderson and Mr. Moebs and sent to the CSCD Board and Managers. There will be a 4:00 pm, Thursday deadline for any changes/additions to the agenda. The Final Agenda will be available at 12:00 pm on Friday prior to the meeting.

- B. Emergency items will be added to the agenda at the beginning of the CSCD Board meeting.
- C. Mr. Moebs will compile a procedure for review at the Special Board Meeting on January 14, 2010.
- 6. **Cell Tower:** Mr. Young stated that the Conservancy District can not enter into a long term lease agreement for real estate. He stated the local legislators need to propose a new law to allow Conservancy Districts to enter into such an agreement. He asked for any and all freeholders of the district to contact Senator Simpson and Representative Koch to let them know of the need for a cell tower in Cordry Sweetwater Conservancy District.

**H. Adjournment:**

**Motion:** Mr. Kolar made a motion to adjourn, seconded by Mr. Dziennik – motion carried

**Approved** this 16<sup>th</sup> day of February 2010, at Nineveh, IN.

 Jerry Fenwick, Chairman	✓ Aye	Nay	 Tom Dziennik, Vice Chairman	α Aye	Nay
 David Moebs, Secretary	✓ Aye	Nay	 Larry Kolar	α Aye	Nay
Absent 2-16-2010 Quinn Hetherington			 Cheryl Boyle	α Aye	Nay
 Norman Noe			 Abalain		

**Attest:**

  
David Moebs, Secretary