

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

March 15<sup>th</sup>, 2011, 7:00 PM, CSLOA Clubhouse

Present: Jerry Fenwick, Larry Kolar, Quinn Hetherington, David Moebs, Cheryl Boyle, Francis Gantner

Absent: Norman Noe

CSCD Attorney: Roger Young

Managers: Marty Anderson

Absent: John Collins, Vernon McGaha

Guests: Margaret Bruce, Al Taylor, Bob Francis, Karl Radtke, Andrea Radtke, Bill Boyle, Herb Benshoof, Steve Herald, Tom Jarvis, Billy Coapstick, Amy Jarvis, Frank Greene, Shawn Michel, Paul Maurer, Scott Newlund, Patricia Sherman, Dave Jarrett, Randy Taggart, Christine Clark

- A. Welcome and Pledge of Allegiance: Mr. Fenwick called the meeting to order at 7:01PM.
- B. Agenda Modifications: None
- C. Freeholder Concerns: Freeholder stated a concern regarding the size of the dock that has been built across the cove from their property located on Antelope Dr. They stated the dock is in violation of building codes due to the size and the lack of shoreline stabilization and they originally filed a complaint with the CSCD on Dec. 31<sup>st</sup>, 2010. The freeholder took these concerns to the Building Commission at the March 1<sup>st</sup> meeting and stated nothing was done. Mr. Fenwick stated he would get the CSCD Building Compliance officer and they would measure the deck in question. Mr. Gantner stated the problems should have been addressed prior to completion of the dock, but the Board of Directors has the power to challenge the dock size and requested the freeholders with the complaint be present when the dock is measured by the CSCD Building Compliance Officer.
- D. Approval of Minutes:
  - 1. February 15<sup>th</sup>, 2011 CSCD Board Meeting Minutes

Motion: Mrs. Boyle made a motion to approve the February 15<sup>th</sup>, 2011 CSCD Board Meeting Minutes, seconded by Mr. Kolar-motion carried unanimously.

E. Management Reports:

1. Financial Clerk: Marty Anderson

- a. The financial report was read aloud by Mrs. Anderson.

Motion: Mrs. Boyle made a motion to approve the financial report, subject to audit, seconded by Quinn Hetherington-motion carried unanimously.

- b. The claims were reviewed by the board members. Mr. Kolar asked the estimated revenue the CSCD will receive from the road tax. Mrs. Anderson stated it should be around \$40,000.00. Mr. Kolar questioned claim #173-stone delivered to the CSCD Volunteer Fire Station and it was determined it was actually utilized for the road behind the Fire Station. Mr. Moebs requested information on the status of the payment from CSLOA to the CSCD for the retention pond. Mrs. Anderson stated the CSCD has not received payment for the retention pond from the CSLOA.

Motion: Mr. Moebs made a motion to have Mrs. Anderson send the CSLOA a bill for the retention pond, seconded by Mr. Gantner-motion carried unanimously.

Motion: Mrs. Boyle made a motion to approve the claims, subject to audit, seconded by Mr. Moebs-motion carried unanimously.

2. Infrastructure Manager: Absent

3. Security Manager: Absent-Mr. Hetherington will read this report in the Security portion of the meeting.

F. Commission Reports:

1. Building-Mr. Fenwick

- a. Mr. Fenwick stated the Building Commission recommends the approval of Resolution 2010-9. Mr. Kolar stated a concern that the resolution number should reflect the actual year the resolution was passed by the CSCD Board of Directors.

Motion: Mr. Hetherington made a motion to have the CSCD attorney send a letter to the freeholder located on 6300 Grouse Dr to clean up the property, seconded by Mr. Moebs-motion carried unanimously.

Discussion: Mr. Young questioned where he should send the letter to the freeholder regarding the property on Grouse Dr. It was decided that contacting the bank that owns the property might be helpful. Mr. Gantner asked if the CSCD Statutes allow the Board to place a lien on the property for the cost of the cleanup. Mr. Young stated it does not allow for a lien to be placed on the property.

- b. Mr. Fenwick stated the building commission recommends the CSCD Board of Directors approve Mr. Herb Benshoof as a new member of the building commission.

Motion: Mrs. Boyle made a motion to approve Mr. Herb Benshoof as a new member of the building commission, seconded by Mr. Gantner-motion carried unanimously.

- c. Mr. Fenwick stated the building commission agreed that lots between 2 property owners could be divided without a problem because by dividing and combining the lots they will actually be eliminating one lot. Mr. Moebs asked how this was not a covenant violation against the subdivision of a lot. Mr. Kolar stated this has been done by the CSCD Board of Directors in the past. Mr. Young agreed this could be allowed because they would not be creating new lots but reducing the number of lots.

Motion: Mrs. Boyle made a motion to approve the dividing and combining of lot numbers WS530, WS529 & WS531 of John Bartley and Bob Francis, with the understanding a new deed will be creating noting the change, seconded by Mr. Hetherington-motion carried with 4 votes for and 1 against.

## 2. Ecology-Mr. Kolar

- a. Mr. Kolar stated the ecology commission discussed weed control for the lakes. They requested 4 bids and only received 1 bid from Aquatic Control for a cost of \$26,368.00.

Motion: Mr. Kolar made a motion to approve the bid from Aquatic Control for weeding of the lakes in the amount of \$26,368.00, seconded by Mrs. Boyle-motion carried unanimously.

- b. The ecology commission is having Mr. Collins research hiring a consultant for the wetlands.
- c. Mr. Kolar stated the ecology commission recommends the approval of a new member, Mr. Jim Ray.

Motion: Mr. Kolar made a motion to approve Mr. Jim Ray to the ecology commission, seconded by Mr. Gantner-motion carried unanimously.

## 3. Security-Mr. Hetherington

- a. Mr. Hetherington read Bernie's Report aloud. The new weight restrictions have been distributed to the security commission. The Brown County Sheriff has requested the Deputies return to Class A uniform, some uniforms may need to be purchased.

- b. The cell tower is now in service and the company will be returning to clean up the property.
- c. The boat committee will be attending the April security commission meeting to discuss their recommendation for the boat length on the lakes.
- d. The security commission recommends the purchase of 3 security cameras to be installed at both marinas and the CSCD office at a cost of \$5925.96 and a monthly charge of \$87.98 per month to the cable company for the service.

Motion: Mr. Hetherington made a motion to purchase 3 security cameras at a cost of \$5925.96, seconded by Mrs. Boyle-motion carried unanimously.

- e. The gas pump on Cordry Lake needs to be replaced. Mrs. Anderson received a bid from Midwest for both a rebuilt and new gas pump.

Motion: Mr. Hetherington made a motion to approve the purchase of a rebuilt gas pump for Cordry Lake at a cost of \$3500.00, seconded by Mr. Moebes-motion carried unanimously.

#### 4. Roads-Mr. Noe (absent)

- a. Mr. Moebes stated at the roads commission meeting the commission recommended the supply of stone for the CSCD be purchased from Wagler because they can deliver 2 truckloads at a time. Mr. Kolar noted that according to the proposed bids that were received Fleetwood would be the lowest price.

Motion: Mr. Moebes made a motion to approve Wagler as the supplier of stone for the CSCD in 2011, seconded by Mr. Gantner.

Motion: Mr. Kolar made a motion to table the previous motion to determine the supplier of stone until Mr. John Collins returns, seconded by Mrs. Boyle-motion carried unanimously.

#### 5. Water-Mrs. Boyle

- a. Mrs. Boyle stated the water commission recommended the approval of Mr. Shaun Michel to the water commission.

Motion: Mrs. Boyle made a motion to approve Mr. Shaun Michel as a member of the water commission, seconded by Mr. Gantner-motion carried unanimously.

- b. Mrs. Boyle stated the water commission will be pursuing the automated water meters this year, and stated the benefits of them.

Discussion: A freeholder asked how much the automated water meters would cost the CSCD. Mrs. Boyle stated the cost to be \$260,000.00. There was discussion on the

benefits to the CSCD to purchase the automated water meters. The freeholder stated the response time for the water crew is not satisfactory and needs to be improved if the investment for the automated water meters is approved.

#### G. Brown County Solid Waste-Mr. Moebs

- a. The Brown County Solid Waste had a meeting January 18<sup>th</sup>, 2011. At this meeting it was noted that rechargeable batteries are the only type of recyclable batteries accepted.
- b. New legislation is being monitored to see the effects on the Brown County Solid Waste.
- c. There was a meeting February 16<sup>th</sup>, 2011. The election of officers took place at this meeting.
- d. Earth Day will be April 30<sup>th</sup>, 2011.

#### H. Unfinished Business:

1. Insurance on the Dam was discussed. Mr. Kolar stated he spoke with the insurance agent for the CSCD and was informed that if children were injured sledding on the Dam it would be covered under the premises liability. He would like to obtain a written statement from the insurance agent and would like more time to pursue the issue. Mr. Young read the exclusion clause from the insurance policy and stated his concerns. Mr. Gantner agreed with Mr. Young and his concerns. Mr. Kolar suggested tabling the issue until he can get more details from the insurance agent.
2. Mr. Kolar stated he has received most of the necessary documentation for the budget from both the commissions and the CSCD managers.
3. Resolution 2010-9, changed to Resolution 2011-3. There was much discussion of this resolution. Freeholder stated his concerns regarding the resolution and the need for it. Mr. Gantner stated the Brown County ordinance that the resolution pertains to makes no sense. Mr. Fenwick suggested the resolution be tabled until a later date.

Motion: Mr. Gantner made a motion to reject Resolution 2011-3, motion failed due to lack of second motion.

Motion: Mr. Gantner made a motion to table Resolution 2011-3 until the next meeting, seconded by Mr. Moebs-motion carried unanimously.

#### I. New Business:

1. Boat sticker rules. Mr. Young explained the need for the boat sticker rules to be changed. A freeholder stated his concerns with the changes and the fact that if he owned to houses within the CSCD he would be limited to only 6 boats according to the new rule changes that are being proposed.

Motion: Mr. Gantner made a motion to table the boat sticker rules revision until a later date, seconded by Mrs. Boyle-motion carried unanimously.

- Mr. Kolar recommended the ecology commission develop a plan for dredging within the CSCD. Mr. Hetherington requested obtaining a permit for the North End of Cordry Lake to be dredged. Mr. Kolar stated at the time he would like to move ahead with the North End of Sweetwater and discover the cost.

Motion: Mr. Kolar made a motion to have the ecology commission develop a plan of the coves for dredging utilizing the Remetrix information, seconded by Mr. Moebbs-motion carried unanimously.

- Mr. Gantner discussed the vouchers and the lack of time for the CSCD Board of Directors to review them prior to a meeting. Mr. Kolar stated he would like to see the voucher list 4-5 days prior to a CSCD Board meeting.

Motion: Mr. Gantner made a motion to not present a voucher for payment 10 calendar days prior to a CSCD Board of Directors meeting for payment, seconded by Mr. Moebbs-motion carried with 3 votes for and 2 against.

Motion: Mr. Moebbs made a motion to amend the previous motion to include and automatic payment list approved by the CSCD Board of Directors, seconded by Mr. Gantner-motion carried with 3 votes for and 2 against.

J. Board Member Concerns:

- Mr. Hetherington stated the compost area needs to be fixed.

K. Adjourn:

- Mr. Gantner made a motion to adjourn the meeting at 9:50 pm, seconded by Mr. Kolar-motion carried unanimously.

Respectfully submitted by Christine Clark

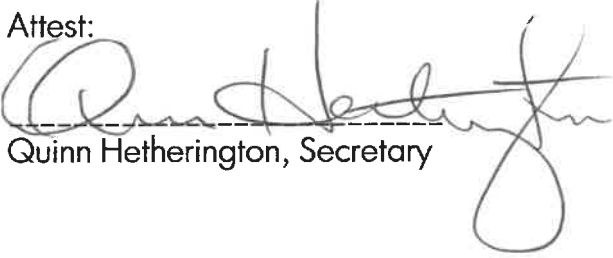
Approved this 19<sup>th</sup> day of April, 2011, at Nineveh, IN

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Jerry Fenwick, Chairman	Aye Nay	Francis Gantner	<input checked="" type="radio"/> Aye <input type="radio"/> Nay
<del>-----</del>	<del>-----</del>	<i>Cheryl Boyle</i>	<input type="radio"/> Aye <input checked="" type="radio"/> Nay
Larry Kolar, Vice-Chairman	Aye Nay	Cheryl Boyle	Aye Nay
<del>-----</del>	<del>-----</del>	<i>Norman Noe</i>	
Quinn Hetherington, Secretary	Aye Nay	Norman Noe	Aye Nay

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David Moebis

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Aye Nay

Attest:

A handwritten signature in cursive script, appearing to read "Quinn Hetherington". The signature is written in dark ink and is positioned above the printed name.

Quinn Hetherington, Secretary