

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

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

November 16, 2010, 7:00PM, CSLOA Clubhouse

**Present:** Jerry Fenwick, Norman Noe, Larry Kolar, Quinn Hetherington, David Moebs

**Absent:** Cheryl Boyle

**CSCD Attorney:** Roger Young

**Managers:** none

**Managers absent:** John Collins, Vernon McGaha

**Guests:** Tom Lowe, Shawn Michel, Mary Fouch, Frank Green, Bob Beam, Marty Anderson, Christine Clark.

**A. Welcome and Pledge of Allegiance:**

Mr. Fenwick called the meeting to order at 7:01pm and led in the Pledge of Allegiance.

**B. Agenda Modification Motion:**

Mr. Fenwick would like to modify the agenda to include information that the meter pit on Duck Ct does not need to be moved. This will be discussed under Old Business.

**Motion:** Mr. Fenwick made a motion to modify the agenda to include that the meter pit on Duck Ct does not need to be moved, seconded by Mr. Hetherington-- motion carried unanimously.

**C. Freeholder Concerns:** None

**D. Approval of Minutes:**

1. July 20, 2010 CSCD Board Meeting Minutes. There was an adjustment made on page 6, section g to read the cove was alleged to be blocked instead of the cove was blocked.

Motion: Mr. Moebs made a motion to approve the July 20, 2010 CSCD Board Meeting Minutes as amended, seconded by Mr. Kolar—motion carried unanimously.

2. August 11, 2010 CSCD Board Special Meeting Minutes.

Motion: Mr. Hetherington made a motion to approve the August 11, 2010 CSCD Board Special Meeting Minutes, seconded by Mr. Kolar—motion carried unanimously.

3. October 19, 2010 CSCD Board Meeting Minutes.

Motion: Mr. Moebs made a motion to approve the October 19, 2010 CSCD Board Meeting

4. November 3, 2010 CSCD Board Special Meeting Minutes.

Motion: Mr. Kolar made a motion to approve the November 3, 2010 CSCD Board Special Meeting Minutes, seconded by Mr. Moebs—motion carried unanimously.

E. Management Reports:

Mr. Moebs spoke with Mr. Brent Enderle regarding the financial statements for the CSCD since the change in computer software in the office from CompuTrain to AVC Technology. The conversion from CompuTrain to AVC Technology is going well. Mr. Enderle stated there have been some problems transferring all of the information from CompuTrain to AVC Technology. On the accounting side of the transfer all of the receipts and payroll information has to be entered manually, since there was no way to extract the information from the CompuTrain system. All of the vouchers have been transferred due to the tremendous efforts of the office staff. Once data has been manually entered for 1 month there is a reconciliation process that must be completed prior to entering more information. Mr. Enderle stated the financial statements should be ready for next month's meeting. This information was given to explain the reason there is no financial information except for the claims at this meeting.

1. Financial Clerk: Marty Anderson

- a. The Financial Report: Due to the computer software changeover the financial report was not available.
- b. Approval of Financial Report: Not available.
- c. Approval of Claims: Mrs. Anderson noted that the payroll from November 4 & 11 are not listed on the voucher list because they had to be posted on both the CompuTrain system as well as AVC Technology.

Discussion: Mr. Moebs questioned the ReMetrix claim in the amount of \$16,655.96. Mr. Kolar stated the CSCD has received a report from ReMetrix and the claim should be paid. Mr. Noe questioned the claim to Medical Mutual in the amount of \$365.36. Mrs. Anderson explained that this claim was for prescriptions for employees that were filed through Medical Mutual Insurance rather than the new insurance which is Anthem. Mr. Young suggested the CSCD should pay the claim and then have the employees resubmit the claim through Anthem, and then the employees could repay the CSCD once Anthem paid the claim. Mr. Kolar questioned the parts for the sand spreader in the amount of \$1506.57. Mr. Fenwick explained the reason this was necessary based on the information he received from the road crew. Mr. Moebs questioned claim number 19991 in the amount of \$8117.89. Mrs. Anderson explained this was for the employees at the CSCD that are paid through the water fund. There was discussion regarding the payroll not being on the claims for November 4 & 11. It was decided that a special meeting will be held to approve the claims for these 2 payroll dates.

Motion: Mr. Kolar made a motion to approve the claims, subject to audit, seconded by Mr. Moebs—motion carried unanimously.

2. Infrastructure Manager: John Collins

- a. Infrastructure Report: There was no infrastructure report since Mr. Collins was absent.
- b. Insurance for both dams: Mr. Fenwick stated the current insurance policy for the CSCD will need to be reviewed prior to determining the items that should be covered under the new policy. Mr. Young would like to review the new proposed policy to review exclusions in the policy.

F. Budget Forecast Report:

1. 2010 Budget Forecast: Not available
2. CSCD Budget Focus for Remainder of 2010: Not available

G. Commission Reports:

1. Building—Fenwick

- a. Mr. Fenwick stated he had a meeting with the Army Corp of Engineers and it was decided the freeholders should obtain permits

for dredging. These permits would be obtained from the Army Corp of Engineers and IDEM.

- b. There was a suggestion for the CSCD to provide a space for barges, used by contractors, to be parked for a fee paid to the CSCD.
- c. There were 29 certified letters sent out for the septic systems and the CSCD has received responses from freeholders. An additional 140 letters from the 2<sup>nd</sup> and 3<sup>rd</sup> groups has also been sent out.
- d. The Building Commission still has 2 openings available.

Discussion: Mr. Hetherington noticed in the Building Commission Meeting Minutes they had discussions about possibly providing Rip Rap for shoreline stabilization to be used by freeholders of both Sweetwater and Cordry Lakes. There was discussion by the board about where the Rip Rap would be stored and the cost involved along with security issues that could develop.

## 2. Ecology-Kolar

- a. There was no Ecology meeting due to lack of a quorum.
- b. Mr. Kolar reviewed some of the information in the survey that was completed for the CSCD. This information could be very useful for individual freeholder's that are interested in dredging. The information will be available to the freeholder's at the CSCD office. Information will be posted in the next issue of the CSCD Newsletter. It can take the Army Corp of Engineers various lengths of time to issue a permit for dredging, depending upon the method used and size of project.
- c. The swans are still on the lakes and Mr. Collins will be contacting A&T Wildlife to get assistance in removing them.
- d. A trapper will start working on both lakes near the end of December to trap for beavers.

## 3. Security-Hetherington

- a. All members of the Security Commission were at the commission meeting.
- b. Bernie's Report was read by Mr. Hetherington
- c. CSCD is currently waiting on REMC to set a pole to allow them to put the weather siren up. The EMA may provide funds for weather sirens next year and the CSCD could possibly get 2 sirens.
- d. The guard rail has been put in place on Church Hill.

- e. Officer Clark has completed all of the K-9 Training through Homeland Security for himself and his dog to become certified in advanced searching and tracking at no cost to the CSCD. It was determined that technically the dog belongs to Officer Clark, but it is and has been utilized by law enforcement when necessary, therefore the CSCD will pay an estimated \$60.00 per year for required shots for the dog.
- f. Officers have received new bullet proof vests through a grant applied for by the Brown County Sheriff's Office.
- g. The patrol boats have been winterized. The Fire Department now has a new rescue boat that will be housed at the Fire Station.
- h. Officer Taggart is getting prices on the security camera system.
- i. The burn ban will be lifted on 11/17/2010.
- j. There have been 9 deer taken since the start of the deer hunt. Judge Stewart has ruled in favor of the CSCD regarding the deer hunting. The hunts have been continuing as scheduled.
- k. November 15<sup>th</sup> was the 1<sup>st</sup> meeting for the subcommittee to discuss the boat lengths on the lakes.
- l. There is an issue with the boat ramp on Sweetwater Lake. Holes have been created by boat owners trying to get their boats out of the water and the problem has been compounded by the low water level of the lake. The road crew attempted to fix the problem but could not so Weddle Construction was called to use an excavator to reach into the lake, fill in the hole and smooth out the ground. The estimate from Mr. Weddle was under \$500.00. The Board may want to check the concrete ramp on Sweetwater Lake due to deterioration.

Discussion: Mr. Fenwick discussed the condition of the patrol boats. Mr. Noe stated that previously the CSCD Board had decided that the boats would be traded in every four years, but that did not happen. He stated one boat is 5 years old and one is 6 years old. Mr. Noe stated he would check into the replacement of the boats if the Board would like to move in that direction. Mr. Kolar suggested that they check into something different than a speed boat due to safety reasons.

Discussion: Mr. Kolar requested to have more signs posted for the deer hunt. Mr. Fenwick stated the signs were put up by a part time employee of the CSCD and he would ensure that more signs were posted for the next hunt. A freeholder had a question relating to safety of the CSCD resident's that are walking along the road during

the deer hunt. He would like to know how close to the road the hunter's are allowed to hunt? Mr. Noe stated the rules for the hunters are that they are to be 100 yards from the boundary when hunting. Mr. Moebs stated the hunters are directed they are not to hunt towards the road. Mr. Fenwick stated this was all discussed in court during the lawsuit hearing.

#### 4. Roads-Noe

- a. Mr. Noe stated he does not have a Roads Commission Report because the Secretary does not have them completed.
- b. One of the Officer's needs to have studs put on his tires for winter. The exact cost is not known at this time, it could be over \$500.00.

Discussion: Mr. Kolar suggested the CSCD check into a couple of other places that may need guard rails. Mr. Moebs asked if Mr. McGaha has a list of roads that may need to have guard rails installed.

#### 5. Water-Boyle

- a. There was no information from the Water Commission since Mrs. Boyle was absent.

#### H. Brown County Solid Waste-Moebs

1. Mr. Moebs stated they had a meeting on November 15, 2010.
2. November 6, 2010 was the Shred Day and they had an estimated 6000lbs of information shredded.
3. On December 4, 2010 from 8:00-12:00 they will be having an appliance drop off at the Brown County Solid Waste Department in Nashville, IN.
4. Waste, which would include electronics such as T.V's, computers and other electronic items.
5. The Director is also looking into combining Earth Day, which is in April, with an open house of the facility.
6. One of the Board Members stated they noticed REMC contractors are dumping mulch and other things into salt creek and other places. The Director stated he would check into this issue.

#### I. Unfinished Business:

1. **Lawsuit Appeal:** Mr. Young stated the court clerk has completed her portion and he is not sure if the court reporter has done their portion or not. The length of time this case could be at the Court of Appeals is indefinite.

2. **DLGF:** The DLGF case is fully settled and Brown County will send supplemental 2010 tax statements to freeholders for the \$120,000.00 for security within the CSCD.
3. **Injunction to stop the deer hunt:** The judge denied the injunction to stop the deer hunts. They will proceed as scheduled.
4. **Road weight limit ordinance:** Mr. Young prepared an ordinance for the road weight limits and has requested to be put on the agenda for the Commissioner's December 15<sup>th</sup> Meeting to get the ordinance passed. The ordinance states that from December 15<sup>th</sup>-March 15<sup>th</sup> of each year the CSCD will allow no vehicles in excess to 20,000 lbs gross weight exceptions are as follows: school buses, emergency & utility vehicles, heating & fuel tanks, septic cleaning trucks, government vehicles, vehicles delivering to the Conservancy, trash trucks and motor homes. If this law is passed the CSCD will be responsible to purchase the signs and have them installed according to county highway specifications.

**Motion:** Mr. Kolar made a motion to have Mr. Young take the ordinance for road weight limits within the CSCD to the Commissioners, seconded by Mr. Moebs—motion carried unanimously.

**J. Old Business:**

1. Mr. Fenwick stated the meter pit on Duck Ct does not need to be moved.

**Motion:** Mr. Moebs made a motion that the previous agreement which stated the meter pit on Duck Ct needed to be removed for the land acquisition has been determined not necessary by the CSCD, seconded by Mr. Kolar—motion carried unanimously.

**K. New Business:**

1. **Resolution 2010-10:** This resolution is setting location, dates and times for the CSCD Annual Meeting and election of board members.

**Motion:** Mr. Moebs made a motion to approve Resolution 2010-10, seconded by Mr. Kolar—motion carried.

2. **Newsletter:** There was discussion regarding delaying the newsletter to be sent out until after December 1<sup>st</sup> to allow information to be placed listing the candidates. The Board also discussed putting an absentee ballot in the newsletter, but the ballot must not have any identification on the ballot itself. Mr. Noe suggested putting information in the newsletter letting the freeholder's know how they can obtain a ballot, whether it is picked up at the office, mailed by the CSCD instead of actually placing an absentee

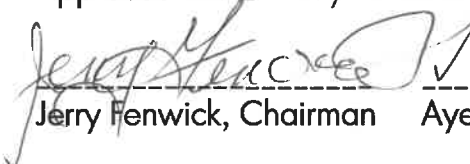
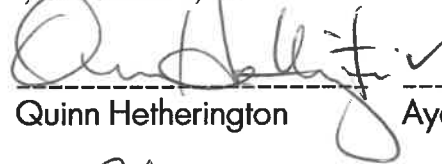
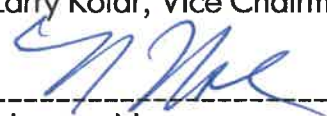
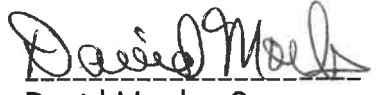
ballot in the newsletter. It was stated that they must also include instructions for the absentee ballot process as well as the ballot. It was determined the deadline for the CSCD Newsletter to go out will be December 6, 2010.

Motion: Mr. Moebs made a motion stating if the instructions for absentee voting were not followed exactly as in the instructions state the ballot will be thrown out, seconded by Mr. Kolar—motion carried unanimously.


L. Mr. Hetherington stated the rope and buoys need to be removed from the beach area along with the volleyball net that needs to be taken down.

M. Adjourn: Mr. Noe made a motion to adjourn the meeting at 9:05pm, seconded by Mr. Kolar—motion carried unanimously.

Approved this 21<sup>st</sup> day of December, 2010, at Nineveh, IN:

	✓	---		✓	---
Jerry Fenwick, Chairman	Aye	Nay	Quinn Hetherington	Aye	Nay
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Larry Kolar, Vice Chairman	Aye	Nay	Cheryl Boyle	Aye	Nay
	---	---	Open	-----	---
Norman Noe	Aye	Nay	Seat	-----	---
	✓	---			
David Moebs, Secretary	Aye	Nay			

Attest:

  
 David Moebs, Secretary