

October 16, 2012 Minutes
Cordry-Sweetwater Conservancy District
Board of Directors Meeting
"Minutes"

October 16, 2012, 7:00 PM, CSLOA Clubhouse

Board Members Present: Larry Kolar, David Moebs, Quinn Hetherington, Dave Jarrett, Anita Wright, Herbie Benshoof, Francis Gantner

Board Members Absent: None

CSCD Attorney: Roger Young

Managers Present: Anthony Haywood, Marty Anderson, Vernon McGaha

Managers Absent: None

Guests: Bob Beam, Margret Bruce, Jim Serra, Randy Ezell

A. Welcome and Pledge of Allegiance: Mr. Kolar called the meeting to order at 7:00 PM

B. Announcements:

1. Mr. Kolar had a moment of silence for a previous board member, Tom Dzieinik

C. Agenda Modifications:

1. There was no agenda modifications

D. Freeholder Concerns:

1. Margret Bruce asked a question about the fire district litigation in which the county asked the CSCD if they'd like to be a part of. Mr. Young answered her questions respectively.
2. Jim Serra had a complaint about a property near Greywolf that has trash in the yard. The CSCD has filed litigation against the property owner.
3. Bob Beam requested an update on the engineering firm who is helping with a solution to the dredging issue on Sweetwater Lake. Mr. Kolar answered his question respectively.

E. Approval of Minutes:

1. August 21, 2012 CSCD Board Meeting Minutes

MOTION: Mr. Jarrett made a motion to approve the August 21, 2012 Board meeting minutes, seconded by Mr. Moebs – motion carried unanimously.

2. September 18, 2012 CSCD Executive Meeting Minutes
 - a. Mrs. Wright stated that she was not absent to the meeting but arrived late. The minutes were corrected to show she was present.

MOTION: Mr. Jarrett made a motion to approve the September 18, 2012 executive meeting minutes with the corrections made showing Mrs. Wright as present, seconded by Mr. Benshoof – motion carried unanimously.

3. September 18, 2012 CSCD Board Meeting Minutes
 - a. Mr. Jarrett made the motion to approve the minutes and Mr. Benshoof seconded. They then withdrew the motion when Mr. Gantner asked that the board table the September meeting minutes until the next month's meeting in order for corrections to be made.

MOTION: Mr. Gantner made a motion to table the September 18, 2012 Board meeting minutes until next month's meeting, seconded by Mr. Benshoof – motion carried unanimously.

F. Management Reports: Mrs. Anderson

1. **Financial Manager:** Mrs. Anderson presented the financial report
 - a. Mrs. Anderson read aloud the financial report.

MOTION: Mr. Moebs made a motion to approve the financial report subject to audit, seconded by Mr. Gantner – motion carried unanimously.

- b. The Board reviewed and discussed the claims. Mr. Kolar had a question for Mrs. Anderson about a line item in which Mrs. Anderson addressed his question. Mr. Benshoof had a question for Mr. Haywood about a line item in which Mr. Haywood addressed his question.

MOTION: Mr. Moebs made a motion to approve the claims subject to audit, seconded by Mrs. Wright – motion carried unanimously.

2. **Infrastructure Manger:** Mr. Haywood
 - a. They are locating water mains near Flamingo Dr. in order to back each post in for the guardrails. It will cost \$1,600 to locate the water mains.

MOTION: Mr. Gantner made a motion to approve the cost of locating water mains near Flamingo Dr. to not exceed \$1,600, seconded by Mr. Benshoof – motion carried unanimously.

- b. Winterizing the boats and equipment.
- c. Preparing for the guardrails for construction.
- d. Water main on Cordry Dam is way off so they will fix the mapping of the water main.
- e. Looking into property between Leopard Dr. and Lemur Dr. The GIS mapping shows that the CSCD owns that property.

3. Security Manager: Mr. McGaha's

- a. Winterizing the police boats
- b. Getting vacation checks in order.

G. Commission Reports:

1. Building: Mr. Jarrett

- a. There were 5 permits issued to freeholders for dredging.
- b. There is a dock at property WS 259 that is in disrepair. The commission instructed Mr. Lee to write a letter about the condition of the dock. The next step if the commission does not hear back from the property owners is to take legal action.
- c. Property lines and setbacks at the waterfront properties. There was discussion at the last CSCD board meeting about solutions to this issue in which it was suggested that Mr. Jarrett bring it back to the Commission to simplify the wording of the resolution. The building commission came up with a simplified version of the resolution in which was read aloud. Mr. Jarrett asked for the Boards input on the resolution. Mr. Gantner made some suggestions to delete some wording and make some corrections. Mr. Young asked which direction the lot line was going to extend into the lake.

MOTION: Mr. Jarrett made a motion to approve the changes to Resolution 2009-5 (4.2.1.4), seconded by Mr. Moebis; there was discussion – motion failed with 1 vote for and 6 against. Roll call is as followed:

**Moebis – No
Benshoof – No
Hetherington – No
Gantner – No
Jarrett – Yes
Wright – No
Kolar – No**

Mr. Jarrett had some corrections to the resolution to add the word “perpendicular” to the direction in which the setback from the side lot line would extend into the lake from the shoreline. There was discussion from the Board members.

MOTION: Mr. Jarrett made a motion to approve Resolution 2012-2 to change 2009-5 (4.2.1.4) to include the word “perpendicular” to the direction that the setback from the side lot line would extend into the lake subject to the approval of the Building Commission; there was no second – motion died and was sent back to the Commission.

It was sent back to the Commission with the recommended changes made by Mr. Gantner.

- d. Mr. Kolar asked that the board revisit the Serra issue and that they discuss what should and shouldn't be acceptable in terms of leaving trash in the yard. Mr. Young asked that they take up to date pictures of the trash in the yard.

2. Ecology: Mrs. Wright

- a. The dredging is complete and they are now working on private dredging.
- b. Jim Ray presented to the board the sediment study that was completed.
- c. The retaining wall at the beach shelter is complete.
- d. There was a review of proposals for a new Sweetwater boat ramp in which the board is taking bids. The materials would be similar to that of the Cordry Dam.
- e. Cordry and Sweetwater dams were inspected and are in good condition.
- f. Jim Ray will resume the role of chairperson for next year.
- g. The Board recommended the approval for Jerry Cleefman to remove the asphalt near the Sweetwater dam for the cost not to exceed \$600.

MOTION: Mr. Gantner made a motion to approve Jerry Cleefman to remove the asphalt near Sweetwater dam for the cost not to exceed \$600, seconded by Mr. Benshoof; there was discussion – motion carried unanimously.

3. Security: Mr. Hetherington

- a. Discuss the two freeholder's boat stickers that were revoked. There were a few commission members that were frustrated when they make recommendations to the CSCD Board they are not taken.
- b. Talked about the subject of lapsed personal watercraft stickers in which no motion was taken. Mr. Young needs to have an interpretation of the word lapse.
- c. Deer hunting started. Need to reword signs in order to eliminate any confusion on when the walking trails are closed.
- d. Looked at the Boat Pre-authorization Certificate. There was concern if it was worth having or if it made more sense to modify page 7 rule 4 of the green book. Mr. Gantner is looking into revising the green book. There was no action taken.
- e. The patrol boats are no longer working this season.
- f. Mr. McGaha is looking into prices for new patrol boat for Sweetwater Lake that is within the budget if passed.

- g. Mr. Kolar asked for more deer reduction signs and raised questions about the deer reduction rosters. There is a deer reduction roster and someone is checking the hunters into the area.

4. **Roads: Mr. Gantner**

- a. The October Board meeting was cancelled.
- b. The original scope of asphalt patching was completed.
- c. The re-graveling of the drives should be completed this week.
- d. There is a Change Order from Robertson Paving to complete 5 additional asphalt patches.

MOTION: Mr. Gantner made a motion to approve the Change Order No. 1 to the contract with Robertson Paving to complete 5 additional asphalt patched to not exceed the cost of \$5,500. Seconded by Mr. Benshoof – motion carried unanimously.

- e. The guardrails will be completed next week. There is an additional guardrail being put in at location between Hummingbird Dr. and Jay Dr.
- f. Taking bids for seal coating for asphalt.
- g. They will be taking bids for the stripping of the roads budget permitting.
- h. Removing berms on the side of guardrail at the Cordry Dam. The Board received quotes from Robertson Paving and Jerry Cleefman. The Board recommends the approval of the bid from Jerry Cleefman in the amount of \$800.

MOTION: Mr. Gantner made a motion to approve the bid from Jerry Cleefman for removing the berm on both the north and south side of Cordry dam and place it within the end of the parking lot for the cost not to exceed \$800. Seconded by Mr. Benshoof – motion carried unanimously.

5. **WATER: Mr. Benshoof**

- a. The water meters will not be pulled this winter due to space issues for the new maintenance/office building but will shut off the water to those properties.
- b. Looking into getting quotes for draining both water tanks.
- c. There will be a water loss meeting on November 1st.
- d. The bids for cutting trees will be called back to see if they will still honor the bids.

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

1. **Brown County Solid Waste: Mr. Moebis**

- a. The budget will be voted on adoption following the BCSW meeting.
- b. Nashville is finalizing an application for a clean community challenge participant.
- c. The Board approved two resolutions allowing the transfer of money between accounts to satisfy the State.

- d. There was a meeting to discuss illegal burning and illegal dumping.
- e. There was a good turnout on the electronic recycling day.

I. Status from CSCD Attorney: Roger Young

1. There is one case pending that has a pre-trial court date set for Dec.3rd. The foundation needs to be fixed. The freeholder seems to want to comply.
2. We are waiting for a response from the court to allow the District to shut off the water to those that do not comply with the septic inspection cases ordered by the court. Mr. Young suggested that the freeholders that do comply should be put into a different cohort.

J. Unfinished Business:

1. Mr. Kolar updated on the insurance broker. The CSCD will receive more coverage and equipment. It will be an occurrence insurance policy. There will not be a lapse in coverage. Mr. Kolar requested that the Board approve Mr. Randy Ezell and his insurance agency as the new insurance broker for the CSCD.

MOTION: Mr. Gantner made a motion to approve the change in insurance brokers to a new insurance agency, Ezell Group, Inc. and Hyland Administrative Services; seconded by Mr. Moebis. There was discussion –motion carried unanimously.

2. Mr. Kolar updated on the Interlocal Agreement. We are waiting for the county to respond.
3. Mr. Kolar requested the Board approval of a more in depth survey work performed by CKW Land Survey for the new maintenance/office building. Some of the survey work was done last summer. The total cost for the survey would be \$1,200.

MOTION: Mr. Kolar made a motion to approve a minimum survey work to be performed by CKW Land Survey for the new maintenance/office building for a total cost no more than \$1,200. Seconded by Mr. Moebis – motion carried unanimously.

4. Mr. Kolar, Mr. Gantner, and CSCD Attorney Mr. Young will meet with Debbie Shutta on the capital asset policy. Mr. Kolar started a spreadsheet.
5. There are no changes to the 2012 and 2013 goals.
6. Mr. Kolar sent out the ad and received 18 resumes. They narrowed it down to 4 interviews. They will take 2-3 of those candidates for a second interview. Mr. Kolar asked that they have an executive session to conduct the second interviews.

K. New Business:

1. Mr. Kolar asked the board for approval of a rainy day fund. Mr. Kolar read aloud Resolution 2012-3. The Board can use the money from this fund for what they see fit. It can go towards unexpected expenses that the District did not budget for and can transfer money into the account that was budgeted but was not used during the budgeted year.

MOTION: Mr. Kolar made a motion to approve the rainy day fund, Resolution 2012-3, there was discussion. Seconded by Mr. Gantner – motion carried unanimously.

L. Board Member Concerns:




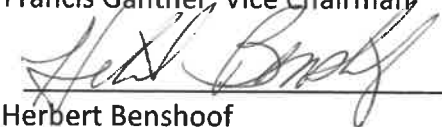

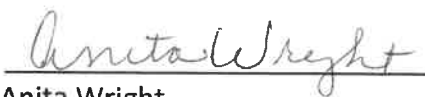
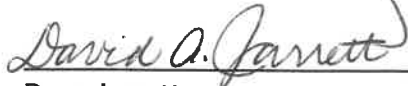
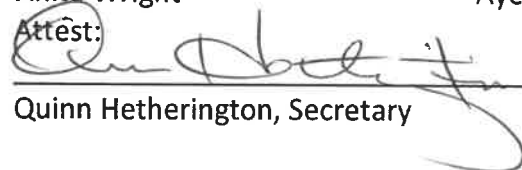
1. Mr. Kolar said that the advertisement for Board member elections would be in the Brown County Democrat.

M. Adjourn

MOTION: Mr. Gantner moved to adjourn, seconded by Mr. Moebis – motion carried unanimously.

Respectfully submitted by Kristi Putnam.

Approved this 20th day of November, 2012, at Nineveh, IN

 Larry Kolar, Chairman	X	 Francis Gantner, Vice Chairman	X
	Aye Nay		Aye Nay
 David Moebis	✓	 Herbert Benshoof	X
	Aye Nay		Aye Nay
 Quinn Hetherington, Secretary	✓	 Anita Wright	✓
	Aye Nay		Aye Nay
 Dave Jarrett	✓	Attest:  Quinn Hetherington, Secretary	
	Aye Nay		