

Cordry-Sweetwater Conservancy District
Board of Directors Meeting
“Meeting Minutes”
April 16, 2019, 7 PM, CSLOA Clubhouse

1. **Board Members Present:** Jerry Engle, Herb Benshoof, Josh Edwards, Pat Sherman, Matt Petersen, Chad Crimmins, and Jay Nogan
2. **Board Members Absent:** None
3. **Also Present:**
 - a. **Staff:** Stacy Wethington, Josh Hawley, Brittany Bay, Bernie McGaha, and Nick Johann
 - b. **CSCD Attorney:** Absent
 - c. **Number of Guests:** 13

4. **Welcome and Pledge of Allegiance:** Mr. Engle called the meeting to order at 7:02 PM.
5. **Meeting Agenda Modifications:** Mrs. Wethington requested that Road/Water Invoice be added to line item 8.a.
6. **Approval of Minutes:**

MOTION: Mr. Sherman moved to approve the March 19, 2019 Board minutes as submitted, seconded by Mr. Benshoof. Motion passed unanimously.

7. **Freeholder Concerns:**
 - a. Mr. Beckham spoke regarding conservancy taxes.

8. **Management Reports:**
 - a. **Conservancy Manager:**

1. Mrs. Wethington summarized her report.
 - a. Mrs. Wethington requested the approval of entering into a new contract with Premier Energy for 20,000 gallons of marina fuel.

MOTION: Mr. Petersen moved to approve the new marina fuel contract for 20,000 gallons of fuel at 2.751/gallon, seconded by Mr. Benshoof, motion passed unanimously.

- b. Mr. Engle then discussed employee status of full-time employee Officer Taggart. After further and a more thorough investigation into Mr. Taggart, Mr. Engle still recommended termination.

MOTION: Mr. Engle moved to terminate full-time employee Mr. Taggart, seconded by Mr. Benshoof, motion passed unanimously.

- i. Mr. Petersen then discussed Security Officer scheduling and stated that effective immediately Mrs. Wethington would begin preparing Security Schedules.
- ii. Mr. Petersen then discussed adding GPS modules to all CSCD vehicles.

b. Financial Manager:

1. Mrs. Bay summarized the fund report.

MOTION: Mr. Benshoof moved to approve the financial report subject to audit, seconded by Mr. Nogan, motion passed unanimously.

2. Mrs. Bay summarized the appropriation report and monthly claims list.

MOTION: Mr. Nogan moved to approve the monthly claims subject to audit; seconded by Mr. Crimmins, motion passed unanimously.

c. Water/Grounds Superintendent:

1. Mr. Hawley summarized his report.

d. D. Security Manager:

1. Deputy McGaha summarized his report.

a. Mr. McGaha discussed pricing for a new security vehicle. There was some discussion. New vehicle tabled until the May Board Meeting.

- i. Mr. Petersen asked about mileage on 2016 Dodge Durango and Mr. Nogan noted his interest in evaluating the CSCD Vehicles.

1. See attached signed document of Mr. Nogan volunteering his services.

- ii. Mr. Petersen requested a quote for detailing and service to be done to the 2016 Dodge Durango.

9. Commission Reports:

a. Building:

1. Mr. Sherman summarized the building permits up for approval.

MOTION: Mr. Sherman moved to approve building applications 19-017 and 19-020 for approval from the CSCD Board contingent upon lot owners obtaining all permits required by Brown County, seconded by Mr. Edwards. Motion passed unanimously.

2. Mr. Sherman summarized the variance requests up for approval.

MOTION: Mr. Sherman moved to approve variance requests 19-002 and 19-016 for approval from the CSCD Board contingent upon lot owners obtaining

all permits required by Brown County, seconded by Mr. Benshoof. Motion passed unanimously.

3. Freeholder Mr. Lawson brought his future garage property to the attention of the Board and noted that he has been in contact with CSCD Attorney Roger Young in establishing some restrictive covenants for his property.

MOTION: Mr. Sherman moved to approve the attached restrictive covenants provided by Roger Young, seconded by Mr. Benshoof. Motion passed unanimously.

b. Ecology:

1. Mr. Edwards summarized his report.
 - a. Mr. Edwards reminded freeholders to please turn in their deer reduction cards to the CSCD.

c. Security:

1. Mr. Petersen summarized his report.

d. Roads:

1. Mr. Hawley summarized his report.
 - a. Mr. Hawley mentioned paving bids but that they were not ready to accept any quite yet. Paving bids tabled until the May Board Meeting.
 - b. Mr. Hawley mentioned collecting line-striping bids. There was some discussion. Line-striping bids tabled until the May Board Meeting.

e. Water:

1. Mr. Benshoof summarized his report.

10. Old Business:

- a. Mrs. Wethington discussed the CD's. Tabled until next meeting.
- b. Mrs. Wethington presented a new Resolution in order to replace an existing Resolution regarding regulating and taking fish from the lakes.

MOTION: Mr. Crimmins moved to approve Resolution 2019-3: Replacing Resolution 2018-4, seconded by Mr. Petersen. Motion passed unanimously.

11. New Business:

- a. Mr. Hawley discussed receiving a Roads/Water invoice regarding damage from storm runoff. There was some discussion and the Board decided that the District is not responsible for damages caused by weather related incidents.

12. Board Members Concerns

a. None

- i. Mr. Hamilton (a freeholder and reserve deputy) requested to ask a question at this time. The Board allowed him to do so. He questioned the need of GPS tracking modules in the CSCD vehicles. Mr. Petersen answered by stating that by having GPS in the vehicles would provide both better safety and accountability for both CSCD employees and freeholders.

13. Adjourn

MOTION: Mr. Crimmins moved to adjourn, seconded by Mr. Benshoof – motion carried unanimously.

The meeting adjourned at 8:29 pm.

Respectfully submitted,



Jay Noogan, Board Secretary

Date Submitted: May 21, 2019

RESTRICTIVE COVENANTS

These restrictive covenants are intended to run with the land and be binding on Grantee's successors in interest, heirs and assigns. Grantor and Grantee agree that this restrictive covenant may be enforced by Grantor, Grantee, their respective successors in interest, heirs and assigns, and the Cordry-Sweetwater Conservancy District, acting by and through its Board of Directors. The following restrictions are imposed upon the real estate:

1. *No water service shall be provided by Cordry-Sweetwater Conservancy District to the real estate.*

2. *No structures may be constructed upon the real estate except for a garage, which shall be constructed in strict compliance with all Brown County and Cordry-Sweetwater Conservancy District Building Rules.*

3. *The real estate may not be conveyed separately from the real estate owned by Grantee described as Lots Numbered WS-540 and WS-541, Sweetwater Lake Addition, Plat Number 43, which plat is recorded in Plat Cabinet No. 1, Sleeve 119A, in the office of the Recorder of Brown County, Indiana, together with;*

A part of the Southwest quarter of the Southwest quarter of Section 7, Township 10 North, Range 4 East of the Second Principal Meridian, also being a part of Sweetwater Lake Addition, Plat Sheet Number 43 and recorded in Plat Cabinet No. 1, Sleeve 119A in the office of the Recorder of Brown County, Indiana, described as follows:

Beginning at the Southwest corner of Lot WS-541 in Sweetwater Lake Addition, Plat Sheet Number 43; thence on and along the South line of said Lot WS-541, South 86 degrees 25 minutes East 35.00 feet to the common corner of Lots WS-541 and Lot WS-540; thence on and along the Southwesterly line of said Lot WS-540, South 45 degrees 24 minutes East 50.1 feet to the Southeasterly corner of Lot WS-540; thence South 51 degrees 46 minutes 58 seconds West 41.81 feet to the Northeasterly right-of-way of Bobwhite Drive; thence Northwesterly on and along said right-of-way, North 58 degrees 46 minutes 16 seconds West 39.13 feet; thence continuing on and along said right-of-way, North 62 degrees 50 minutes 16 seconds West 19.78 feet; thence North 21 degrees 25 minutes 00 seconds East 36.43 feet to the point of beginning, containing 0.072 acre, more or less.

4. *The real estate shall not be considered a separate freehold within the Cordry-Sweetwater Conservancy District for any purpose whatsoever, but rather shall be considered to be a part of the freehold described as Lot WS-540, Sweetwater Lake Addition, Plat Number 43, which plat is recorded in Plat Cabinet No. 1, Sleeve 119A, in the office of the Recorder of Brown County, Indiana; together with A part of the Southwest quarter of the Southwest quarter of Section 7, Township 10 North, Range 4 East of the Second Principal Meridian, also being a part of Sweetwater Lake Addition, Plat Sheet Number 43 and recorded in Plat Cabinet No. 1, Sleeve 119A in the office of the Recorder of Brown County, Indiana, described as follows:*

Beginning at the Southwest corner of Lot WS-541 in Sweetwater Lake Addition, Plat Sheet Number 43; thence on and along the South line of said Lot WS-541, South 86 degrees 25 minutes East 35.00 feet to the common corner of Lots WS-541 and Lot WS-540; thence on and along the Southwesterly line of said Lot WS-540, South 45 degrees 24 minutes East 50.1 feet to the Southeasterly corner of Lot WS-540; thence South 51 degrees 46 minutes 58 seconds West 41.81 feet to the Northeasterly right-of-way of Bobwhite Drive; thence Northwesterly on and along said right-of-way, North 58 degrees 46 minutes 16 seconds West 39.13 feet; thence continuing on and along said right-of-way, North 62 degrees 50 minutes 16 seconds West 19.78 feet; thence North 21 degrees 25 minutes 00 seconds East 36.43 feet to the point of beginning, containing 0.072 acre, more or less.

5. *Grantor and Grantee and CSCD agree that these restrictive covenants shall run with the land and may be enforced by Grantor, Grantee or CSCD, individually or collectively.*

6. *There are no third-party beneficiaries to these covenants. The covenants may be enforced only by Lawson, Bartley or CSCD, their heirs, successors in interest or assigns, either jointly or individually. In the event suit is filed to enforce these covenants, the prevailing party shall be entitled to recover from any non-prevailing party any costs or damages, including reasonable attorney fees incurred by the prevailing party.*

7. *These covenants may be amended only by CSCD, acting through its Board of Directors, and CSCD reserve the right to amend these covenants in its sole discretion at any time.*

Grantors:

Grantees:

John Bartley

Michael L. Lawson

Mary Bartley

Denise A. Lawson

Jerry Engle, Chairman, CSCD

Matth

I would volunteer to
occasionally drive
the vehicle to evaluate
police/consv.
their roadworthiness

Jay 4/16/19

