

Cordry-Sweetwater Conservancy District
Board of Directors Meeting
December ^{21st}, 2021

1. **Board Members Present:** Herb Benshoof, Pat Sherman, Matt Petersen, and Ted Adolay
2. **Board Members Absent:** Josh Edwards and Chad Crimmins
3. **Also, Present:**
 - a. **Staff:** Brittany Bay, Jimmy Green, and Nick Johann
 - b. **CSCD Attorney:** Roger Young
 - c. Estimated 15 Freeholders in attendance and watching via Vimeo.
4. **Call to order at 7:00 PM**
5. **Agenda Modifications:**
 - a. None
6. **Approval of Minutes:**

MOTION: Mr. Petersen motioned to approve the November 17th, Board Minutes, as submitted, seconded by Mr. Sherman. Motion passed unanimously.

7. **Freeholder Concerns:**
 - a. Mr. Benshoof brought up that there would be an election on January 8th and that a couple of the candidates were at the meeting and invited them to introduce themselves.
 - i. Melissa Swineford introduced herself as being a full-time off the water property owner for 3 years. She gave a brief background of her job and expressed that she works from home and is always available.
 - ii. Mark Rasdall introduced himself as being a full-time both off and on the water property owner for about 3 years. He gave a brief background of his job and mentioned that he has served on previous boards before.
 - b. Jane Elliot introduced herself and noted that she has 4 lots on Cordry and at the last ecology commission meeting there was a vote taken regarding a stump on her property and the vote was taken without all of the information. She is asking the Board to have the ecology committee to reconsider that vote. Her neighbor (Doug Collins) would like her to remove the stump, and she has been in contact with him and many other others including Nick Johann and Rick Normington (of the ecology commission) since early June. She has spoken with arborists and all of the arborists have said that the stump should stay there; because of this she would like to have that vote revisited. Mr. Benshoof noted that was not a vote it was a recommendation to the Board. She then presented some photos to the Board.
 - i. Mr. Sherman explained that if that stump is on her property, we have no right to ask her to remove it, however if it has slid into the water and is now on Conservancy property, then it may have to be removed.

- c. Doug Collins introduced himself and noted that he reported the stump and that he is the property owner effected by the stump. He stated that back in May when the stump slid into the lake he reached out to Josh Hawley (the Conservancy Manager), and they corresponded back and forth via email, and he read a few. One email mentioned that if the stump had slid in the lake, then the property owner is responsible for having the stump removed and the first step would be the CSCD sending a letter to request this; Mr. Collins requested that letter not be sent because he wanted to work this out with his neighbor. He then expressed how difficult it is to get out of the cove because of the stump. He got quotes on removal of the stump and offered to pay for the removal, when he could not come to terms with the neighbor that is when he went to the ecology commission. He then asked the Board to take action on ecology's recommendation to have the stump removed.
 - i. Mr. Sherman then mentioned that it still must be determined whether the stump is on Conservancy property or on Mrs. Elliot's property before action can be taken. Mr. Collins then mentioned in the Rules and Regulations that it doesn't stipulate ownership it just says if the stump was in the lake. Mr. Sherman then explained that our attorney has informed us that those rules are not enforceable unless it is on Conservancy property. The new rules that the Board is working on will show that clarification.
- d. Susie Cowen introduced herself and expressed that she has a concern/complaint about a contractor. She noted that she has already addressed this with Nick and the building commission. She contracted with Country Scapes in April of 2021 and paid their deposit. They began working in November on deck repairs without permission of the Conservancy and without required permits. She investigated the posts that were being put in for her deck because she had concerns about the safety of the work and saw that it was not properly installed so she called the building inspector. He came out and dug up another post and they were all the same; she fired County Scapes. She expressed they knowingly and willing endangered her family. She said they have also done two other retaining walls on Birch Drive her street, and they have collapsed and fell into the lake. She is very concerned about the safety of anyone who is having them do construction on their property.

8. Management Reports:

a. Director of Finance & Administrative:

1. Mrs. Bay summarized the fund report. The current balance is \$2,165,049.61

MOTION: Mr. Sherman motioned to approve the financial report subject to audit, seconded by Mr. Petersen. Motion passed unanimously.

2. Mrs. Bay summarized the appropriation report and monthly claims list. The monthly claims total is \$194,507.46. The unexpended remaining balance for 2021 is \$299,304.45 or 15.32% remaining.

MOTION: Mr. Sherman motioned to approve the monthly claims subject to audit; seconded by Mr. Petersen. Motion passed unanimously.

3. Mrs. Bay summarized Resolution 2021-15: Transfer of Appropriations within a Fund.

MOTION: Mr. Sherman motioned to approve Resolution 2021-15 Transfer of Appropriations, seconded by Mr. Petersen. Motion passed unanimously.

b. Director of Operations:

1. Mr. Johann summarized his report.
 - i. Mr. Johann noted that the election will be held from 10am-12pm prior to the annual meeting on January 8th, 2022. We are accepting absentee ballots now until 1/7/2022 at 4pm. The election committee and alternates have been selected.
 - ii. Mr. Johann let everyone know that the weight restrictions are now in effect.

c. Chief Deputy:

1. Chief Deputy Green summarized his report.
 - i. Mr. Green stated that Mike Clark has resigned and took a job as the Deputy Director at the Johnson County Animal Control.

9. Commission Reports:

a. Building:

1. Mr. Sherman summarized the building minutes.

b. Ecology:

1. Mr. Johann summarized the ecology minutes.

c. Security:

1. Security meeting canceled.

d. Roads:

1. Road's meeting canceled.

e. Water:

1. Mr. Adolay summarized the water minutes.

f. Financial Advisory Committee:

1. FAC meeting canceled.

10. New Business:

a. Approval of Resolution 2021-16: Setting 2022 Salaries

MOTION: Mr. Sherman motioned to approve Resolution 2021-16 Setting 2022 Salaries, including adding budget line item #117 Boat Steward at \$20/hr., and moving budget line items #110 Building Compliance Officer and #115 Financial Manager salary amounts over to the new column from the current; seconded by Mr. Adolay. Motion passed unanimously.

b. Approval of Employee Handbook

- i. Mr. Benshoof noted that the section 5.8 page 17 has been updated and sick leave will not be paid to an employee at the time of resignation, termination, or retirement; sick leave will not accrue annually. This is the new sick leave policy.

MOTION: Mr. Sherman motioned to approve the updated Employee Handbook, seconded by Mr. Adolay. Motion passed unanimously.

c. Approval 2022 Professional Services Contract

- i. Mr. Young submitted his contract for approval. The cost of his services will remain the same as 2021. Mr. Benshoof thanked Mr. Young for doing a great job for us and continuing to guide us and be knowledgeable about our area. Mr. Sherman also thanked Mr. Young for doing such a great job and commented on all that Mr. Young has been doing to try to get funding for our roads.

MOTION: Mr. Sherman motioned to approve Roger Young's professional services contract for 2022, seconded by Mr. Adolay. Motion passed unanimously.

11. Board Members Concerns

- a. Mr. Benshoof mentioned the road restrictions are in effect. He also mentioned that we are setting up a computer in the lobby for freeholders to be able to take the Zebra Mussel Course, by appointment only.
- b. Susie Cowen brought up getting Birch Drive paved. She was wondering why she and some of the others on her road have to pay a portion of the paving expense. Mr. Benshoof said he was not sure about this particular situation, but he knows in the past if it was not in the budget then freeholders have paid to have it completed. Dave Jarrett, who is on the roads commission, spoke up that Birch Drive is not a high number of habitants, and it was not a priority road and if they wanted to jump ahead on the priority list then they would have to pay. He did explain that he didn't have the notes on this in front of him, but he believed that was the case.

12. Adjourn (7:55 PM)

MOTION: Mr. Sherman moved to adjourn, seconded by Mr. Adolay. Motion passed unanimously.

Respectfully submitted,



Matt Petersen, Acting Board Secretary

Date Submitted: