

August 9, 2012
Cordry-Sweetwater Conservancy District
Board of Directors Meeting
"Minutes"
July 17, 2012, 7:00 PM, CSLOA Clubhouse

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

Board Members Absent: Francis Gantner

CSCD Attorney: Roger Young

Managers: Marty Anderson, Anthoney Haywood, Vernon McGaha

Managers Absent: None

Guests: Margaret Bruce, Jim Ray, Shawn Michel, Nancy Bowker, Kyle Risley, Sandra Taylor, Chet Taylor, Dan Lee, Ralph Nicolosi, Randy Taggart, Bob Sheldon, Linqis Shrewsberry, Richard Perry, Anthony Matthews, Ed Purdy, Bob Beam, Chris Volpp

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

B. Agenda Modifications:

1. Herbie Benshoof had an addition to the Agenda, Mr. Benshoof requested to be discussed under the water commission report, to purchase tools, to purchase a couple of harnesses, and a rototiller.
2. Have a plat survey done of the blue water tower.

MOTION: MR. BENSHOOF MADE A MOTION TO APPROVE THE ADDITIONS TO THE AGENDA, SECONDED BY MR. MOEBS – MOTION CARRIED UNANIMOUSLY.

C. Freeholder Concerns:

1. Sandra Taylor would like to see a shelter over the Cordry Marina and the Cordry boat lifts. Her concern was that the Marina attendants and the boat patrol have no place to seek shelter from the triple digit temperatures. Mr. Kolar turned this over to the Ecology Commission to review.
2. Richard & Jane Perry on Loon Drive voiced concerned about the dust on their unpaved road.
3. Chris Volpp, who lives on the end of Grizzly Drive concern with the damaged dam on Grizzly, is wondering if it is going to be repaired before they get into the dredging part of that area.
4. Tony Matthews concern for boat privileges to be returned.
5. Ed Purdy submitted an application for dredging, he questioned if it was to be talked about at this meeting.

D. Approval of Minutes:

1. June 19, 2012 Board Meeting Minutes

MOTION: MR. BENSHOOF MADE A MOTION TO APPROVE THE JUNE 19, 2012 BOARD MEETING MINUTES, SECONDED BY MR. MOEBS – MOTION CARRIED WITH LARRY KOLAR’S ABSTENTION DUE TO HIM NOT BEING PRESENT AT THAT MEETING.

2. July 11, 2012 Executive Session Minutes

MOTION: MR. MOEBS MADE A MOTION TO APPROVE THE JULY 11, 2012 EXECUTIVE SESSION MINUTES, SECONDED BY MR. BENSHOOF – MOTION CARRIED UNANIMOUSLY.

E. Management Reports:

1. Financial Manager: Mrs. Anderson

- a. Mrs. Anderson read aloud the financial report.

Mrs. Anderson stated following the report that the receipts did include our June property tax settlement from the county in the amount of \$520,772.

Mr. Moebs questioned Mrs. Anderson if she found out from the DLGF if we are a binding or non-binding entity for budget purposes. Mrs. Anderson answered that yes we did, and that we are definitely a non – binding entity.

MOTION: MR. MOEBS MADE A MOTION TO APPROVE THE FINANCIAL REPORT SUBJECT TO AUDIT, SECONDED BY MR. BENSHOOF – MOTION CARRIED UNANIMOUSLY.

- b. The Board reviewed and discussed the claims.

MOTION: MR. MOEBS MADE A MOTION TO APPROVE THE CLAIMS SUBJECT TO AUDIT, SECONDED BY MR. BENSHOOF – MOTION CARRIED UNANIMOUSLY.

2. Infrastructure Manger: Mr. Haywood

- a. The maintenance crew is going to be installing a new hook up to our water system on Trout Drive within the next couple of weeks.
- b. Hoptree Drive is under a boil water order due to a water leak last night.
- c. Utility Supply is going to have a demo of their leak correlate machine or a leak detection system that will help with our water loss, they said everyone is invited to come and watch on the 19 Th of July at 1:00 at Princess Lakes.

3. Security Manager: Mr. McGaha

- a. All of the new radios have been installed in the vehicles, so that they are ready for the changeover.
- b. Terry West is going to training on the 8th and 9th of August.
- c. Mr. McGaha is going to pick up the plates for the new police vehicle tomorrow.
- d. Camera in the office is working and Randy Taggart is coming in tomorrow to finish up on the cameras at the boat ramps so they should be working soon.
- e. Mr. McGaha is asking the community to call and report smoke or if someone in their neighborhood is burning to help prevent a major fire due to the dryness of the land. Mr. McGaha advised that their calls to the Sheriff's office will remain anonymous so do not be afraid your name will be mentioned for turning them in.

F. Commission Reports:

1. Building: Mr. Jarrett

MOTION: MR. JARRETT MADE A MOTION FOR ROGER YOUNG TO START LEGAL ACTION AGAINST THE OWNERS OF 7866 KINGNUT DRIVE FOR AN ABANDONED FOUNDATION AND AGAINST 7287 HALIBUT DRIVE FOR A DELAPITATED BOAT DOCK TO BE TAKEN OUT. SECONDED BY MR. MOEBS – MOTION CARRIED UNANIMOUSLY.

MOTION: MR. JARRETT MADE A MOTION FOR THE CSCD BOARD OF DIRECTORS TO SOLICIT BIDS FROM CONTRACTORS ON TAKING DOWN THE RETAINING WALL AT THE BEACH, TAPER AND GRADE THE BANK, SEED IT OR PLANT IT, AND PUT IN A SET OF STEPS WITH HAND RAILS. SECONDED BY MR. BENSHOOF – MOTION CARRIED UNANIMOUSLY.

2. Ecology: Mrs. Wright

- a. Mrs. Wright said the Ecology Commission comments on the dredging on the North end of Sweetwater project was going well, Mr. Kolar elaborated by saying SRS is around 28 to 30 percent to getting the project done, approximately 2300 cubic yards have been removed from the lake.

MOTION: MRS. WRIGHT MADE A MOTION TO HAVE THE CSCD BOARD OF DIRECTORS TO HIRE AN ENGINEERING FIRM TO COME AND FIX OR REPLACE OUR PARK AREA DAMS, STARTING WITH THE ONE ON GRIZZLY DRIVE THAT THE BUILDING COMMISSION BOARD MEMBER MENTIONED THAT WAS NUMBER ONE ON THE PRIORITY LIST OF ONES THAT NEEDS TO BE FIXED OR REPLACED. THERE WAS MUCH DISCUSSION – NO SECOND – ANITA WRIGHT MADE A MOTION TO WITHDRAW HER MOTION – SECONDED BY MR. MOEBS.

MOTION: MRS. WRIGHT MADE A MOTION TO ACCEPT THE BID FROM CHRISTOPHER BURKE ENGINEERING FIRM TO INSPECT CORDRY AND SWEETWATER DAMS FOR A THREE YEAR CONTRACT BASED ON THEIR FEES OF \$34,960 AND THEIR EXPERIENCE, SECONDED BY MR. BENSHOOF – MOTION WAS CARRIED UNANIMOUSLY.

- b. Mr. Jarrett stated that since about 25 percent of the dredging is complete, he has noticed the field that they have been dumping the spoils in across from the beach would have plenty of room for more spoils to be dumped if some other lot owners wanted to “piggy back” along with the dredging that they are currently doing at the North end of Sweetwater Lake. Mr. Jarrett asks that we please do not let the small opening of opportunity for other lot owners to dredge pass us by. Jim Ray a lot owner agreed with Mr. Jarrett.
- c. Bob Sheldon questioned Mrs. Wright if Aquatic Control treated both milfoil and the pond weed, she answered that they treated for both. Bob Sheldon also asked about how bad Aquatic Control thought the problem is with the American Pond Weed. Anthony Haywood answered his question since he was with Aquatic Control at the time of treatment and Aquatic Control said that the pond weed was actually not as bad as previously thought. Their rank for Lake Pond weed is from 1 to 5 and they only came up with a 3 as the highest on Sweetwater and Cordry was almost no problem at a 1.
- d. Mr. Hetherington made suggestion since the grass is not growing at all due to the dryness from no rain that we hold off on the second mowing of the dams. Anthony Haywood said that he would talk with Dave Wallace about holding off for a while.

3. Security: Mr. Hetherington

- a. Freeholders at WS – 210, Mr. Anthony Matthews, has received three tickets from the boat patrol this summer, and our deputies removed the boat decals from all of Mr. Matthew’s boats that they own, sometime back in mid-June of this year. Discussion was made by the Security commission and it was voted on 3 to 2 to keep their boat decals revoked until June 1, 2013.

MOTION: MR. HETHERINGTON MADE A MOTION THAT THE FREEHOLDERS AT WS - 210 THE MATTHEWS FAMILY LOSE THEIR BOAT DECALS UNTIL JUNE 1, 2013, SECONDED BY MR. MOEBS, THERE WAS DISCUSSION – MOTION CARRIED WITH 4 VOTES FOR AND 2 AGAINST. ROLL CALL WAS AS FOLLOWS:

**MOEBS – YES
BENSHOOF – NO
HETHERINGTON – YES
JARRETT – NO
WRIGHT – YES
KOLAR – YES**

- b. Mr. Hetherington mentioned that they discussed at the security meeting about the dates for the deer reduction hunt.

MOTION: MR. BENSHOOF MADE A MOTION FOR THE DEER REDUCTION DATES BE BROUGHT OFF THE TABLE FROM LAST MONTHS MEETING. SECONDED BY MR. MOEBS – MOTION CARRIED UNANIMOUSLY.

MOTION: MR. HETHERINGTON MADE A MOTION ON THE BEHALF OF THE SECURITY COMMISSION THAT DEER REDUCTION DATES FOR HUNTING SEASON 2012 IN THE CONSERVANCY DISTRICT BE AS FOLLOWS:

ARCHERY

**OCTOBER 6 – 7
OCTOBER 13 -14**

**NOVEMBER 3 – 4
NOVEMBER 10 – 11**

FIREARMS

**NOVEMBER 17 – 18
NOVEMBER 22,23,24,25**

DECEMBER 1 -2

MUZZLELOADER

**DECEMBER 8 – 9
DECEMBER 15 – 16**

SECONDED BY MR. MOEBS AND THERE WAS DISCUSSION - MOTION CARRIED WITH 4 VOTES FOR AND 2 VOTES AGAINST. ROLL CALL WAS AS FOLLOWS:

WRIGHT – NO

JARRETT – YES

KOLAR – NO

HETHERINGTON – YES

MOEBS – YES

BENSHOOF – YES

- c. The Security Commission requested that a freeholder that is handicapped Mr. Dave Copeland be issued a special permit sticker to allow him to park close to the boat ramps, and the Conservancy come up with a special tag for him to do this. Quinn questioned if this needed to be voted on by the Board of Directors and Mr. Young stated yes.

MOTION: MR. HETHERINGTON MADE A MOTION THE CONSERVANCY ALLOW DAVID COPELAND A FREEHOLDER TO PARK HIS VEHICLE AND BOAT TRAILER NEAR THE BOAT RAMPS WITH A SPECIAL TAG. THERE WAS SOME DISCUSSION. SECONDED BY MR. MOEBS – MOTION CARRIED UNANIMOUSLY.

- d. Mrs. Wright mentioned that Steve Herald Construction has been parking his work barge overnight at the cove by her property without any work being done on her cove. Quinn Hetherington stated that Mr. Herald is not supposed to parking there for just convenience. Mr. Young stated that the rule book is very clear on that issue, that when he is working at a property specifically , that would be permissible for Mr. Herald to park his work barge at the work site, but if it is parked there just for the convenience of having it on the lake, then it is not allowed. Mr. Kolar decided that the Board will look into the problem.
- e. There was some discussion also on the big inner tube rafts that are left out overnight in the lakes. Mr. McGaha said that he will take care of getting them removed.

4. ROADS: Mr. Kolar

- a. Mr. Kolar hit the highlights of Mr. Gantner's road minutes in his absence. Guardrails was an issue on the minutes, where as Mr. Haywood and Mr. Gantner are developing the scope of work on the guardrails and will be soliciting some bids on them sometime soon, most likely in August.
- b. Asphalt patching, Mr. Haywood and the roads commission will be developing list and requesting bids for asphalt patching of Sweetwater Drive, Centerlake Drive and Cordry Drive.
- c. Graveling drives, a priority list will be developed by Mr. Haywood and the roads commission and then they will be requesting bids for that project.

- d. Suggestion was made to have a water truck to spray the gravel roads to try and cut down on dust.
- e. A statement was made to Mr. Kolar from the public that there is nothing in the plans for paving in 2012. Mr. Kolar confirmed that this was correct. Mr. Kolar also added the roads commission is working on a list of roads to be paved which is mentioned on the CSCD Board's list of long term goals.

5. WATER: Mr. Benshoof

MOTION: MR. BENSHOOF MADE A MOTION TO HAVE THE BLUE WATER TOWER PLAT SURVEYED BY CKW BASED ON THEIR PRICE NOT TO EXCEED \$850, SECONDED BY MR. MOEBS – MOTION CARRIED UNANIMOUSLY.

MOTION: MR. BENSHOOF MADE A MOTION TO BUY TWO HARNESSSES NOT EXCEED \$1000, SECONDED BY MR. MOEBS – MOTION CARRIED UNANIMOUSLY.

MOTION: MR. BENSHOOF MADE A MOTION TO PURCHASE A ROTOTILLER NOT TO EXCEED \$500, SECONDED BY MR. HETHERINGTON – MOTION CARRIED UNANIMOUSLY.

- a. Mr. Benshoof stated that the new water truck ordered should be ready to be picked up by the first part of next week.
- b. Bid letter went out on July 17, 2012 on painting of the blue water tower, a pre- bid meeting with potential contractors will be held on August 2, 2012 at 10:00 AM. All bids must be submitted by August 14, 2012 by 4:00 PM. At which time the water commission will meet to review all of the bids. All of the bids will then be given to Norman Noe to finalize the bid process to make a selection of a painter and then it will be brought before the CSCD Board at the August 21, 2012 regular meeting for final approval.
- c. Princess Lakes sent us a notice stating that they will be increasing their water rates by 16 percent; they will be having a second reading for that sometime soon to approve the increase.
- d. Mr. Hetherington questioned Mr. Haywood on item 9 of the July 12, 2012 water meeting minutes, regarding the Sweetwater beach meter went through over 200,000 gallons of water due to a toilet flapper valve was torn and leaking. Mr. Haywood confirmed by saying that the meter showed 260,000 gallons went through it.

G. Other Governmental Interface Meeting Reports:

1. Brown County Solid Waste: Mr. Moebis

- a. Mr. Moebis stated some dates to note that are all on Saturdays from 8:00 AM to 12:00 PM are as follows:
 - 1. September 8, 2012 is an appliance scrap metal day.
 - 2. September 29, 2012 is a drug take back with the DEA and shredding.
 - 3. October 6, 2012 is electronics.
 - 4. December 1, 2012 is another appliance and scrap metal day.

H. Status from CSCD Attorney: Roger Young

1. Had a hearing before the circuit court last week on our second round of septic inspection lawsuits; there were three remaining defendants in that case, none of those defendants appeared, however we did get service on two of those defendants and Judge Stewart issued an order for those two to come into compliance within nine days. Mr. Young stated that Mr. Dan Lee attended these proceedings and he said thank you to Mr. Lee for his help in providing evidence to the court.
2. The Board has approved a proposed new inter-local agreement for Security to replace the existing one. The new proposed one has been sent to the County's Attorney, and we are now waiting on response from him.
3. Mr. Young stated the one inter-local agreement that we have in place is still in place, but we think the new one will be better for the Conservancy.

I. Unfinished Business:

1. Mr. Kolar mentioned that an insurance broker has been into the office to pick up some documents, so we hope to have some quotes from that insurance soon.
2. Mr. Kolar's update on the new maintenance office building was that he has passed out to the other Board members some preliminary costs for them to review.
3. Mr. Kolar and Mrs. Anderson attended a DLGF workshop in Nashville yesterday, some dates for the publications of the Public hearings and the Adoption date needs to be discussed and voted on.
4. Mr. Kolar asked the Board to think about if they would like to have the second publication to include the Adoption of the budget on the 18th of August. After discussion the Board came to an agreement to go ahead and adopt the budget at the second hearing.
5. Mr. Kolar stated his concern on our 1st property tax settlement from the county this year, as being almost 70 percent of what is due to us for the whole year. He stated that he asked the County Auditors and they could not tell us why. We also discussed with Tafrica Harewood from the DLGF our concerns on the amount of money we received, and she said she would try to find out for us also, because it would be a terrible situation to get too much money, we spend it and then have to return it.
6. There was some discussion with the DLGF regarding what we should have for our tax levy for 2013 and it was determined that we should keep it close to what we had which was \$750,000 for 2012, so we agreed that it should be \$700,000 for the year 2013.
7. Budget for 2013 was discussed and some changes were made to the draft on a few line items.

MOTION: MR. KOLAR ENTERTAINED A MOTION TO APPROVE THE DRAFT BUDGET WITH CHANGES, MR. MOEBS STATED SO MOVED, SECONDED BY MR. BENSHOOF – MOTION CARRIED UNANIMOUSLY.

8. Discussion on the Conservancy Manager that was tabled from the last meeting for further information. Mr. Kolar asks the board members to continue to review the Conservancy Manager's job description and also he will be sending out an organizational chart of the employees, so that they can be looking at that. It will be brought up later so that we can refine to see where they want to go with it.

J. New Business: None

K. Board Member Concerns:

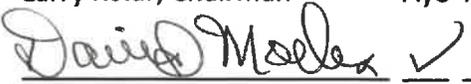
1. Mr. Moebs mentioned that the two instances on July 7th and 8th where there was someone hurt in a tubing accident and a save from someone drowning should be recognized in some way for the Beach Attendant's courage and really on the ball for quick action to respond and he received a lot of help from others to respond. It saved the young boys life that was going under the water. He recommended a certificate of recognition with a gift card for a nice dinner or something like that. Mr. Kolar agreed whole heartily and asked for any other recommendations. Mr. Kolar said that we should put something in the paper and work on a certificate and gift card. Mr. McGaha agreed to take care of doing that.
2. Anthony Haywood the Infrastructure Manager talked about his concern on how we should change the policy on how we process the approval of permits for dredging, maybe we could scan them and email them to speed up the process. His concern that by the time that the home owners get their permits in that the company that is doing the dredging on the North End may be gone. Mr. Kolar assured Mr. Haywood that there is plenty of time before the project will be done.
3. Mr. Hetherington said some of the responsibilities on the different commissions do not run very smoothly, sometime we need to look at streamlining who should take care of what. Mr. Kolar mentioned that they should do some flow charts to get this in some kind of better order, so that the commissions understand what they are responsible for.

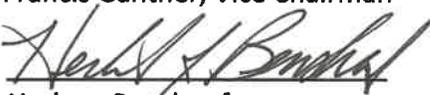
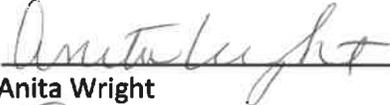
L. Adjourn

MOTION: MR. KOLAR ENTERTAINED A MOTION TO ADJOURN, SO MOVED BY MR. MOEBS, SECONDED BY MR. BENSHOOF – MOTION CARRIED UNANIMOUSLY.

Respectfully submitted by Marty Anderson

Approved this 21st day of August, 2012, at Nineveh, IN

	<input checked="" type="checkbox"/> <input type="checkbox"/>
Larry Kolar, Chairman	Aye Nay
	<input checked="" type="checkbox"/> <input type="checkbox"/>
David Moebs	Aye Nay
	<input checked="" type="checkbox"/> <input type="checkbox"/>
Quinn Hetherington, Secretary	Aye Nay
	<input checked="" type="checkbox"/> <input type="checkbox"/>
Dave Jarrett	Aye Nay

	<input checked="" type="checkbox"/> <input type="checkbox"/>
Francis Gantner, Vice Chairman	Aye Nay
	<input checked="" type="checkbox"/> <input type="checkbox"/>
Herbert Benshoof	Aye Nay
	<input checked="" type="checkbox"/> <input type="checkbox"/>
Anita Wright	Aye Nay
Attest: 	
Quinn Hetherington, Secretary	