

SOUTH-WEST LAKE MAXINKUCKEE CONSERVANCY DISTRICT

Minutes

February 18, 2017

The regular meeting was called to order by Chairman Crist at 10:01 a.m. with recognition of the posting of the agenda in accordance with the Indiana Open Door law and there was a quorum present. In attendance were John Crist, John Stimson, Rick George and Jim Purucker. Also in attendance was Kathy Clark, operations manager for the District and acting secretary to the board for Stimson. Attorney Alan Hux was present to report on possible changes to the rate resolution.

The regular meeting was then closed at 10:01 a.m. and the **annual meeting was opened**. It was acknowledged that both Purucker (Area 5) and Crist (Area 7) had been duly elected as representatives for said Areas. Both were administered the oath of office by Clark and signed their oaths for the record.

The Public Hearing was closed at 10:04 and **the regular meeting was re-opened** at that time.

New Business began with the election of officers for 2017. **Crist** was nominated for **Chair** by a motion from Stimson, **Stimson** was nominated for **Vice Chair** by Crist, and George nominated **Demaree as Secretary**. A vote was taken and everyone was accepted for the positions they were nominated for. Purucker then made a **motion to retain Clark as Financial Clerk** to the District, this was seconded by Stimson. Motion passed with all ayes.

Next, **Damore was appointed** to serve as Area 6 representative for one year by a motion from Crist, and a second by Purucker. Motion passed with all ayes.

Attorney's Report was then opened with several issues discussed.

- First it was asked of Mr. Hux how the Board would go about reducing the number of members if they decide to do so. Hux said it could be handled by a board resolution. Hux would publish a notice in the papers that the Board was considering dropping to five members from seven. This would allow the public to attend and voice their opinions. Then the resolution would be introduced and could be passed on all readings if no one objected. This issue was tabled for later discussion if it becomes necessary.
- Second was a discussion on compensation for board members. Hux said statute allowed for \$100 for first 2 meetings per month, after that the board could set its own compensation within reason with consideration given for only meeting quarterly. The board at this time declined to be compensated with members stating that originally it was to be a volunteer board, and they intended to follow through with that premise.
- Next a question was asked about mileage being allowed for meeting attendance due to the fact that several members come from either Indianapolis or the Chicago area. Hux said this can be allowed if the Board wishes but must be paid at the State rate of .44 per mile instead of the federal rate of .535. A motion was made by George to give individual Board members the ability to elect to request mileage to and from meetings. This was seconded by Stimson. Motion passed with all ayes.
- Clark requested that the Board consider amending its rate resolution as soon as feasible to be able to capture the increased cost of pumps and lateral line installations. She reported that over the past three years these costs have climbed from an estimated cost of \$7,500 to as much as \$15,000 due to singular pricing. After much discussion, it was decided that three items needed to be addressed immediately in some form.

- Any new (or relocated) hook-ups must be charged to homeowners at the actual costs of running the lateral from the main line to the valve and the homeowner must use a contractor(s) designated by the Board.
- That the homeowner be responsible for all actual costs involved with the purchase and installation of an EOne pump, pit, cables, and control box using only pre-certified contractors; and
- Homeowner will be responsible to pay for all necessary and mandatory inspections, fees and/or permits required.
- Added to these costs, Clark explained the necessity to add something to the rate resolution to address special building costs, such as a pool building that is going up now. That owner has been informed that it will require a separate drain for the pool and the hot tub, with its own meter and a different type of pump. This may need to be read monthly in order to bill on a per gallon price. Hux had noted in an email from August of 2016 that a 'per 1,000 gallon' charge of \$2.95 might be applicable plus a flat rate. Clark was asked to determine any extra charges for having Thomas read the meter on a monthly or quarterly basis and get that information to Crist and Hux.

The last two items noted above were discussed further and the Board requested that Hux prepare a draft rate resolution and present it to the Board. Once the Board has had time to review the proposed amendments, and agree to possible new fees, a special meeting can be set. The Board can adopt on 1st reading the resolution at the special meeting. Next a public hearing would be advertised for 10 days. After the public hearing the Board could pass the resolution. A request was made to have everything done by April 1st.

Last, Hux reviewed with the Board the process to reduce rates. It requires the approval of the Indiana Finance Authority and the local court. Legal fees could be as high as \$20,000 depending on what firm the IFA uses, at the District's cost. It was decided after consulting both Hux and Oshry (O.W.Krohn CPA) to wait until the chemical pump station proves successful and possibly closer to a bond redemption which would be sometime in 2020 to 2022.

Minutes from the October 29th meeting were all approved with a motion made by George and seconded by Purucker. Motion passed with all ayes.

Financial Reports were presented for year end 2016 and these were approved from a motion by Purucker and a second from Stimson. Motion passed with all ayes. Next were the January 2017 financial reports which were approved by a motion from George and a second from Purucker. Motion passed with all ayes. Clark showed proof that the 2017 budget was accepted by the DLGF.

Claims Year end claims in the amount of \$58,771 for normal and customary items were presented and approved with a motion from George and a second by Stimson. Motion passed with all ayes. Next a claims register was presented in the amount of \$40,686.72 for 2017. This was approved with a motion made by George and a second from Stimson. Motion passed with all ayes.

Operation Manager then submitted her report to the Board and it was accepted as presented. A motion was then made by Stimson and seconded by George to allow Clark to pay the principal and interest payment of \$30,530 on the bond which is due in mid-June. Motion passed with all ayes.

The Chemical Pump Station project was then reviewed with Clark reporting that the garage and containment system were both complete and that the chemical pumping equipment should be

delivered within two weeks with installation to follow. She noted that Leist and Porter would be invited to train when that happens.

The Board Calendar was again reviewed. Stimson then made a motion to adjourn at 11:33 a.m, which was seconded by Purucker. Motion passed with all ayes.

Respectfully submitted 2.21.17

Kathy Clark, Acting Secretary to the Board