

SOUTH-WEST LAKE MAXINKUCKEE CONSERVANCY DISTRICT
Quarterly Board Meeting
Public Library, Culver, IN

Meeting Date Saturday August 11th, 2013

Members Present Kathryn Densborn, Ted Schenberg, Dan Yates, Chuck Norman, John Demaree and John Crist.

Others Present: Kathy Clark, Lakeside Consulting LLC

Chairman Densborn was delayed so Mr. Schenberg, Vice Chairman, announced a quorum was present, announced that all requirements of the Indiana Open Door Law had been met, and called the meeting to order at 9:14 a.m.

Approval of Minutes The minutes of the June 6th, 2013 annual and regular meetings were approved as written by a motion from Mr. Yates and a second from Mr. Norman. The motion passed unanimously.

Approval of Claims Ms. Clark presented to the board the list of operations and maintenance claims that had already been paid, totaling \$14,879.98. A motion was made to approve all claims by Mr. Yates which was seconded by Mr. Schenberg. Motion passed unanimously.

District Consultants' Comments Ms. Clark reported that everyone within the district was hooked-up as of July 13, 2013. All freeholder payments are current.

Financial Report Mr. Schenberg presented the financial statements to the rest of the board for their review. He then presented the 2014 budget for the board's confirmation and requested a motion be made to pass it on to the Marshall County Auditor for presentation to the County Commissioners. Said motion was made by Mr. Crist and seconded by Ms. Densborn. Motion passed unanimously.

Project Report Mr. Norman informed the board that Astbury has been asked to complete an inspection of all 158 freeholder valves that connect to the main line, ensuring they are visible and accessible in case of an emergency. This will be done on a "not to exceed" basis with \$2,300 as the upper-most limit.

Mr. Schenberg then explained to the board what he has been working on in regards to the odor issue at the end of the main line. This affects one home that is hooked directly into the town's system. He has been in touch with everyone involved in this issue, the engineers, town personnel, and the freeholder, and is continuing to work toward a solution. After obtaining readings from the town, a chemical was introduced which didn't seem to affect the odor. Mr. Schenberg has discussed rerouting the district's main line directly to the Town's sewer plant with the engineer from Commonwealth Engineering. This plan is on hold until a second chemical is introduced into the line via a specialized piece of equipment Mr. Schenberg is obtaining, he will keep the board informed of his progress. *(Mr. Schenberg left the meeting after his presentation.)*

Old Business

894 W. Shore Drive/Second dwellings Discussion concerning pump requirements for different street addresses was tabled so that Ms. Clark can confirm who assigns property addresses, the town or the post office. This issue will be re-opened at the next board meeting.

Requests to Join District Chairman Densborn first restated that anyone requesting to join the district would be responsible to pay any and all legal fees, permit fees, court fees, and costs associated with expanding the district boundaries. All petitioners responded that they understood.

Realtor Pam Baker introduced Donald Ebert, owner of Lot 4 Schultz Subdivision on the west shore and their potential buyers, Rudolf and Barbara Makowiecki. Also introduced was the owner of Lot 3, Mr. Kenneth Sipe and the potential buyers of his lot, Dean and David Stalbaum (they are also the builders for the Makowieckis). Dean Stalbaum spoke for both and presented plans for both lots. Basic plans were presented to the board. These included rough specification lists, older site drawings showing septic systems and rough house plans for Lot 4 with only an internet page showing a picture of a house and including small floor plan drawings for Lot 3. Each house showed three bathrooms. Mr. Stalbaum stated that there were soil borings done on both lots in late 1999 and the owners had received permission for septic systems at that time. Now, the county would not grant permission for a septic system until they had been turned down by the sewer district. The Makowiecki house will be built first upon approval for either a sewer hook-up or a septic system. They want to begin construction as soon as possible. The front excavation could be problematic because of elevations as well as an existing transformer and poles sited along the roadway if it was attempted separately on each lot, so they would want to request from the proper authorities that they be allowed to excavate both lots at the same time. Mr. Stalbaum explained they had contacted the district in the past, the county health department, as well as the local building commissioner. They are asking to be admitted to the sewer district at this time. Mr. Ebert stated that Mrs. Grant, owner of Lot 1 Schultz subdivision said she is in the district. Ms. Clark verified that she is.

Mr. Yates and Mr. Demaree both noted environmental concerns necessary to safeguard the lake would be their main priority while reviewing the materials presented. Chair Densborn explained to the petitioners that, because they are the first moving ahead with their request to join the district, they would need to be patient while the process is determined with the district's attorney. The process for admittance will require input from the Town of Culver, as well as the Marshall County court system. She assured the petitioners that she would call a special meeting if needed and that the meeting may likely be held around Indianapolis due to the time of year. The petitioners were amenable to this. She also requested if they would deal with Ms. Clark going forward who will handle relaying any information necessary and they agreed to this request also.

The Board then discussed briefly certain items they felt may need addressed in this process, like site drainage, or whether or not they should be involved in some type of approval process once they have accepted someone into the district. Ms. Densborn will discuss all of these issues with the attorney and report back to the Board.

New Business Mr. Norman, Mr. Schenberg, and Mr. Demaree were informed by Chair Densborn that their terms are ending as of February 2014. She requested that Ms. Clark send each the list of names within their districts, a map of same, and a blank petition so they can consider if they are running, and proceed accordingly. If they are not able to serve, they were asked to identify someone who might be interested in taking their place.

Ms. Densborn also requested that the board grant her permission to finalize the district consultant's 2014 contract with the same terms and conditions as the 2013 contract. Mr. Yates made a motion with a second from Mr. Demaree. Motion passed with all ayes.

Public Comment - none

Meeting adjourned at 10:10 a.m.

Respectfully submitted

Kathy Clark, District Coordinator
for Dan Yates, Secretary SWLMCD