

Reno Beach / Howard Farms Conservancy District

Regular Meeting

Minutes of Regular Meeting March 14, 2022

At 7:00, Mr. Shepherd called the meeting to order.

Members present: Christine Fleitz, Adam Hoff, Elvis Shepherd (via zoom)

Also present: James Boothby, Tony Parasiliti, Tom Susor

Present by video: Attorney Howard Herschman, Paul Ackerman, Mark Sattler

The minutes from the January 10, 2022 meeting were e-mailed to each director for review.

Mr. Shepherd asked if there were any corrections or additions to the minutes from the January 10, 2022 meeting. There were a few corrections that were made.

Mr. Hoff motioned to approve the minutes with those corrections.

Miss Fleitz seconded the motion.

Vote followed: Miss Fleitz, yes Mr. Shepherd, yes Mr. Hoff, yes

Motion carried

Mr. Shepherd asked for the reading of the treasurer report. Report was read.

Mr. Hoff motioned to approve the report as read.

Miss Fleitz seconded the motion.

Vote followed: Miss Fleitz, yes Mr. Shepherd, yes Mr. Hoff, yes

Motion carried

Mr. Shepherd asked if there were any bills to be paid.

Yes, there are bills that require payment.

Mr. Hoff motioned to approve the warrants.

Miss Fleitz seconded the motion.

Vote followed: Miss Fleitz, yes Mr. Shepherd, yes Mr. Hoff, yes

Motion carried

List of warrants to follow.

Correspondence

Mr. Shepherd talked about a seminar that he attended about the National Levee Safety Program.

Secretary Report

Secretary explained that she put the updated expenditure sheet under the secretary report tab.

We did receive the statement of semi-annual apportionment of taxes for the 1st half real estate settlement 2022. It was deposited to the Croghan bank account on March 7, 2022.

The secretary also included the certificate of records disposal for the Ohio History Connection state archives. It is to be signed by the chairman of the board. Mr. Shepherd stated to email him the form, he will sign and return to the secretary.

JTWP Emergency Director Report

Mr. Parasiliti talked about the WENS alert system. He said that Mr. Sattler knows more about the program.

The fire department is prepared and is glad to be a part of the conservancy meetings and we are working together with him to make each other aware of situations that may come up.

Mr. Parasiliti talked with the road superintendent Mr. Chapman, that the concrete barriers will not block the dike roads off anymore. Trustee, Mr. Bench will be working with Mr. Chapman on removing them and storing them at the township hall.

Mr. Shepherd had the questions of who to contact if there is an emergency and when will the WENS go live? Mr. Sattler stated to contact any trustee, the zoning inspector, fire chief, fiscal officer, and the head of maintenance. It is live for signing up for the program.

Committee Reports / Old Business

Mr. Hoff gave a website update. It is up and running and has had some activity. Mr. Hoff added the WENS link as well.

Mr. Susor provided an update on the pumping inspections, improvements and on-going maintenance. The floats on Toulon are installed and working. Mr. Susor showed an example of a radar level controller. Mr. Susor handed out information packets along with a cost sheet for the proposed units. Mr. Susor said these would be good for the Cooley and East Rd sites. There was a discussion of rat bars or a flapper type of cover so the muskrats don't go up the discharge pipe. The board members decided to table the discussion until the May meeting.

Mr. Shepherd gave an update about the USACE active status. Mr. Shepherd talked to Bob Remmers, with the active status the Army Corp of Engineers are now responsible if the dike fails. We are now also eligible for government grants.

Mr. Hoff spoke about the levee drone survey. Mr. Hoff coordinated with Dennis Franklin to gain access to the Howard Marsh property. The drone survey is complete and Mr. Hoff is expecting information and mapping by the end of the month.

Mr. Shepherd asked Paul Ackerman to give an update on the levee vegetation maintenance and mowing. The Army Corp. of Engineers report will be his guideline to follow to stay ahead of the vegetation and remain in an active status with the Corp. Mr. Ackerman will keep the same price that was quoted, unless any large trees need to come down. The lake side will be clean with no vegetation.

Mr. Hoff made a motion to approve Mr. Ackerman to maintain the vegetation on the dike, not to exceed \$19,000.00.

Miss Fleitz seconded the motion.

Vote followed: Miss Fleitz, yes Mr. Shepherd, yes Mr. Hoff, yes

Motion carried

Mr. Ackerman mentioned we will be bill for the \$4,900.00 when that job is finished. It is separate from this approval.

New Business

Mr. Hoff motioned to approve the hiring of outside legal counsel to assist with confirming board processes and documents. Work would be in conjunction with current counsel, Mr. Hershman. Mr. Hoff recommended engaging Mr. John Hoopingarner with the initial amount of payment not to exceed \$1,500.00.

Mr. Shepherd seconded the motion.

Vote followed: Miss Fleitz, no Mr. Shepherd, yes Mr. Hoff, yes

Motion carried

Legal Report

Attorney Hershman stated that he finished the contract for the aerial survey. He looked at the new by laws and liked what he read. We are not yet ready to file the annual report quite yet.

Mr. Shepherd asked to speak about the 2022 budget and assessments. Mr. Hoff stated it is very important for us to stay in compliance of revised code 6101 which is a conservancy law. 6101 states that we should have a board of appraisers in place, which we do not. There is a requirement to have a named engineer available to us and we do not have one. Mr. Hoff reached out to Lynn Army of the Maumee watershed district, who gave Mr. Hoff the name of John Hoopingarner, who is an attorney out of Cleveland that specializes in conservancy law. Mr. Hoff would like Mr. Hoopingarner to do an overview of our current situation to make sure we have a path to go forward without any legal challenges. Mr. Shepherd asked how long we would be using Mr. Hoopingarner. Both attorneys will work together. When asked by Miss Fleitz, Mr. Hershman said it would be a good idea to have someone that specializes in this type of law.

Mr. Hoff made a motion to approve an agreement with Mr. Hoopingarner not to exceed an initial amount of \$1,500.00.

Mr. Shepherd seconded the motion.

Vote followed: Miss Fleitz, no Mr. Shepherd, yes Mr. Hoff, yes

Motion carried

New Business

Mr. Shepherd asked Miss Fleitz to talk about the Emergency Action Plan (EAP) memoranda of agreement for various support services. Miss Fleitz said that she was waiting for Mr. Shepherd to send her a sample memorandum to go by. Mr. Shepherd said that he would get an example to her.

Mr. Hoff went over the by-law update and asked for any questions or concerns. Miss Fleitz stated that she has concern that it sounds like all control of the board would be with whomever is chairman at the time. Miss Fleitz does not like that only one signature is needed for certain documents. Mr. Hoff would like to make some revisions and bring the by-laws back to the board at the May meeting.

Mr. Shepherd discussed the water staff gauges. They could be places in several areas to watch the water levels of the lake and ditches. Mr. Parasiliti said that the fire department may be able to help fund the project with fire prevention funds and work with others such as the trustees to install the gauges. The Conservancy would be required to make sure the gauges are installed at the proper elevations. The purchase of the water staff gauges will be tabled until the trustees have a chance to discuss it at their meeting.

Mr. Shepherd opened the meeting for general discussion.

Adjournment: There being no further business, Mr. Hoff moved to adjourn the regular meeting and move to executive meeting. Mr. Shepherd seconded the motion. There were no objections, the motion carried at 8:33 pm.

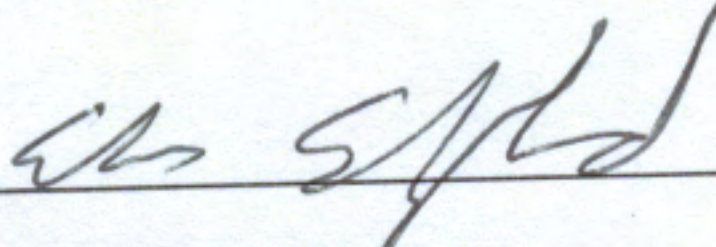
Executive session was held to discuss personnel matters. Executive session commenced at about 8:35 pm. Board closed Executive session at about 9:10 pm.

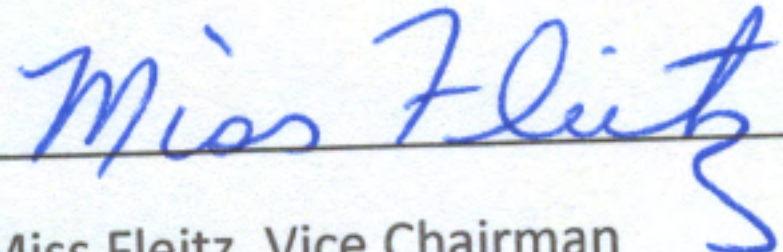
Mr. Shepherd called the regular meeting back to order and with no further business Mr. Hoff motioned to adjourn. Miss Fleitz seconded the motion. There were no objections, the motion carried at 9:14 pm.

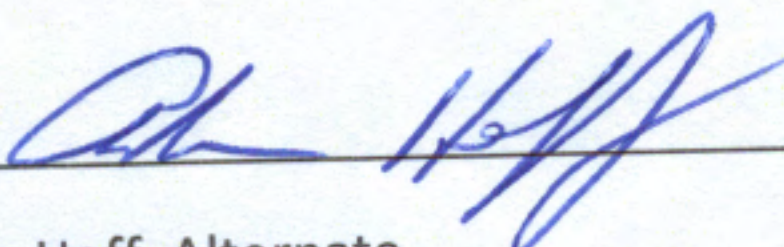
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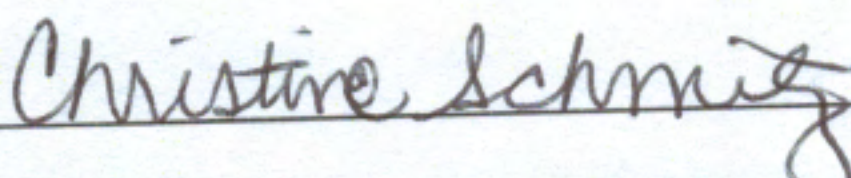
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Mr. Shepherd, Chairman


Miss Fleitz, Vice Chairman


Mr. Hoff, Alternate


Christine Schmitz, Secretary/Treasurer