Swancreek Water District
Record of Proceedings
July 27, 2017

The meeting began with The Pledge of Allegiance at 6:30 p.m.

Roll call attendance showed the following Board members present Shawn Albert, Dale Brunner, Mark Fowler, and Randy Walker. Also present were Tina Whalen, Office Manager; and Cindy Fowler, Office Assistant. Visitor list attached.

Minute's approval from Regular Meeting on July 13, 2017- Motion was made by Trustee Fowler, seconded by Trustee Albert, to approve the regular meeting minutes from July 13, 2017. Roll Call Vote: Albert, yes; Brunner, yes; Fowler; yes; and Walker, yes. Motion Carried.

Manager's Report

Cash Summary by Fund was given to the Board for review.

Resolution 2017- 27 thru 31 were reviewed and signed by the Board. Details of these resolutions are in the July 13, 2017 meeting minutes.

Purchase Orders – none

State Audit (Off Site) Tina reported that the State Audit will start soon the District's audit soon. She will be taking the requested 2015 and 2016 documents to the Fulton County administrative building in Wauseon where the Auditors are working. Tina did not feel comfortable sending the original meeting minutes off site, so they will be getting them from the website.

Treasurer's Report

Bill Payments – After Trustee Fowler reported that he has gone over all the bills:
Resolution 2017- 32 was motioned by Trustee Fowler, seconded by Trustee Walker to approve payment of the bills in the amount of $2,043.59. Roll Call Vote: Albert, yes; Brunner, yes; Fowler, yes and Walker, yes. Motion Carried.

Inspector's Report

Tom was not able to attend the meeting. He gave Tina an update on the residence that the office had a call of potential tampering on. Upon Tom's visit, he did install a tamper proof screw and found the water customers well was attached to the assembly, but not turned on. Tom gave the residence a week to resolve this cross-connection issue. The customer asked Tom about disconnecting his water service, which Tom reported to Tina. Tina will send a letter to the customer with details on cross-contamination and tampering regulations.

New Business

Appoint Board Secretary- Tina informed the Board that they need to appoint a Secretary to fill the vacant position, this will not be a reorganization of the Board. Since Trustee Walker does not hold a specific position he would be the most logical. Trustee Walked asked what the duties are Tina gave an explanation of the duties from the bylaws and added that the office staff prepare the minutes for the Secretary and that he would just need to be sure to review them thoroughly.
Motion was made by Trustee Albert, seconded by Trustee Brunner to appoint Trustee Walker to the vacant Secretary position on the Swancreek Water District Board. Roll Call Vote: Albert, yes; Brunner, yes; Fowler, yes and Walker, no. Motion Carried.

Unfinished Business

Trustee Brunner reported there was no Regional Planning Meeting this month so no updates.

Trustee Brunner spoke about Water Board Reappointment. He would like to know where we stood with the process. Trustee Albert said it seems that the Township Trustees are doing what they want, regardless of any Procedures/Resolutions the Township Trustee have adopted.

Mr. Lange spoke of conversation that was had at the Township Meeting with Trustee Wiland. Mr. Lange stated that at the meeting, the Township Trustee Board passed a Resolution that prohibited Mr. Lange as well as his daughter who was present from making the presentation (although his name was on their Agenda) at their meeting. This was after Mr. Lange mentioned he had spoken with a Lawyer.

Trustee Walker stated his understanding was if someone mentions speaking to a lawyer, it could give cause to end the conversation or presentation. Tina agreed and explained that it could raise a concern of pending litigation.

Walter Lange asked if he could be give his presentation at a Water Board meeting so that it can be on record. The Water Board agreed it would be ok as long as it did not take up too much time. Tina will add Mr. Lange to the next meeting's agenda.

Mr. Blohm said he thought Trustee Wiland said he thought he read some place in O.R.C. 6119 (Ohio Revised Code) stated that the Water Board Positions could be filled by the election process.

Trustee Brunner commented that there are different processes that could be set up. It may not be best because things change when Township Trustees change. Weathering the storm may be the best option. Tina mentioned that it was her understanding that the only way to change that process is by petitioning the court and that Water Board members are not typically elected officials because of health and safety issues.

Mr. Blohm asked Trustee Brunner what his opinion is on the Board Positions being elected. Trustee Brunner responded by saying he didn't think it was a good idea. He feels the Board could be politically driven when making their decisions.

Public Forum Trustee Brunner opened the floor to the public after stating that: DUE TO PENDING LITAGATION, THERE WILL BE NO DISCUSSION ON THE ROAD 3, EF & PEACEFUL VALLEY PROPOSSED PROJECT.

No comments made, there was some discussion with the public in "Unfinished Business",

Executive Session to discuss Pending Litigation

At 7:08 p.m**. Motion** was made by Trustee Fowler, seconded by Trustee Brunner to go into Executive Session to discuss Pending Litigation. Roll Call Vote: Albert, yes; Brunner, yes; Fowler, yes and Walker, yes. Motion Carried.

At 7:24 p.m. **Motion** was made by Trustee Brunner, seconded by Trustee Albert to return to regular session. Roll Call Vote: Albert, yes; Brunner, yes; Fowler, yes and Walker, yes. Motion Carried.

Adjournment – At 7:25 p.m. Trustee Albert moved to adjourn seconded by Trustee Walker. Motion Carried.

Up Coming Meeting

Next two regular meetings are scheduled for Thursday, August 10, 2017, and August 24, 2017 at 6:30 p.m.

SWANCREEK WATER DISTRICT BOARD

_____   _____
Mark Fowler   Dale Brunner

_____   _____
Shawn Albert   Randy Walker