

# Swan Creek Water District

## Record of Proceedings

June 8, 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, Walter Lange and Randy Walker. Visitor list attached.

Tina Whalen, Cindy Fowler and Tom Shelley were unable to attend

**Minute's approval from Regular Meeting on May 25, 2017- Motion** was made by Trustee Fowler, seconded by Trustee Albert, to approve the regular meeting minutes from May 25, 2017. Roll Call Vote: Albert, yes; Brunner, yes; Fowler, yes; Lange, yes; and Walker, yes. Motion Carried.

### Manager's Report –

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

**Resolution 2017-18-20** were reviewed and signed by the Board. Details of these resolutions are in the May 25, 2017 meeting minutes.

**Purchase Orders** – were reviewed and initialed by the Board.

There was a brief discussion on a PO for "Dave's Services". It was not a problem

**May's Fund Activity Report** was given to the Board's Treasurer, Mark Fowler for review.

Inspector's Report – Tom was not able to attend meeting

### Treasurer's Report

**Bill Payments** – After Trustee Fowler reported that he has gone over all the bills:

**Resolution 2017-21** was motioned by Trustee Fowler, Seconded by Trustee Walker to approve payment of the bills in the amount of \$21,409.35. Roll Call Vote: Albert, yes; Brunner, yes; Fowler, yes; Lange, yes and Walker, yes. Motion Carried.

### New Business

Board Reappointments/Township Procedures for Reappointment - Trustee Albert said he invited all the Township Trustees to the Water Board Meeting, only Trustee Kazmierczak was present. Trustee Albert stated that a few years ago the Township Trustees asked the Water District to come up with a re-appointment/hiring procedure, which the Water District Board did and asked Trustee Kazmierczak if the information the Water District submitted had passed in a Township Resolution making it their re-appointment/hiring procedure. Trustee Kazmierczak responded; yes, it had.

Trustee Albert said at the last Township meeting, the Trustees voted to not reappoint Trustee Lange to the Water District Board, and he would formally like to know the reason(s) why. Trustee Kazmierczak stated he cannot speak for the other Trustees, but he made a motion to re-appoint Trustee Lange, but there was no second and the motion failed.

**Motion** was made by Trustee Albert to have Trustee Lange remain on the Water Board until the matter of his removal from the Board is resolved. Trustee Fowler asked Trustee Kazmierczak if there had been any formal or informal disciplinary actions taken against Trustee Lange. Trustee Kazmierczak said, no. Trustee Albert feels that Trustee Wiland has a vendetta against Trustee Lange.

**Motion was Seconded** by Trustee Fowler and indicated that Trustee Lange should remain on the Water Board until the Trustees come forward and show reasoning for Trustee Lange's removal. The Board feels that the Township did not follow their Resolution for appointing or re-appointment of Trustee's to the Water Board. Roll Call Vote: Albert; yes, Brunner; yes, Fowler; yes, Lange; abstain and Walker; yes. **Motion Carried.**

Trustee Lange stated he had invested a lot of time and effort in developing the application and reappointment process in an effort to keep it fair and avoid any personal issues in the process.

**Unfinished Business**

**Infrastructure Study Needs/Fulton County Economic Development Membership**

Trustee Brunner stated he feels these both fall in line with each other and that the District should be involved. Tina provided the Board with a copy of the Fulton County Economic Development (FCED) Membership information for them to review. The Board was in agreement with Trustee Brunner that the District should become a member with FCED.

**Resolution 2017-22** was motioned by Trustee Fowler, seconded by Trustee Lange to join the Fulton County Economic Development Group at the Associate Level for \$500.00 a year with a 3-year commitment  
Roll Call Vote: Albert; yes, Brunner; yes, Fowler; yes, Lange; yes, and Walker, yes. **Motion Carried.**

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

Mr. Bowser asked the Board where they got their money from that is paying the Attorneys. He feels the Board seems free with the money that the Board gets from their water customers to go after us and now the Township Trustees and wants to know when it is going to end. Trustee Brunner stated that the Board did not initiate action with the Attorney's.

Mr. Wagoner asked if each Board Member would tell him what their basic philosophy is regarding the district, as rural agriculture area or to promote development in the Township.

Trustee Lange stated the Planning Commission has changed the rules for building in the Township. You can only build on an existing road. He feels the Township never has and is not currently doing anything to preserve rural agriculture.

Trustee Brunner stated that it all falls back on the Planning Commission. It would be a good question for the Township Trustees.

Trustee Fowler said he doesn't have any numbers or documentation to comment.

Trustee Walker said the County has a lot of input. He is aware that East of 109 has been designated for residential.

Trustee Albert said he would like to see it stay toward agriculture. Mr. Wagoner asked Trustee Albert if running waterlines promotes development. Trustee Albert said, no.

Mr. Blohm said he had a comment. He said the County has a 5-acre development size in place. Trustee Kazmierczak said that a buildable lot is more than 1 acre and 150' of frontage. He went on to say that the Township has a plan that mirrors the Regional Plan, and they have plans on updating it.

**Executive Session to discuss Pending Litigation** – not needed at this time.

**Adjournment** – At 7:17 p.m. Trustee Brunner moved to adjourn seconded by Trustee Lange. Motion Carried.

**Up Coming Meeting**

Next two regular meetings are scheduled for Thursday, June 22, 2017, and July 13, 2017 at 6:30 p.m.

**SWANCREEK WATER DISTRICT BOARD**

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Mark Fowler

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Dale Brunner

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Shawn Albert

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Randy Walker

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Walter Lange, Water Board Secretary