

**MEETING MINUTES  
LAWRENCEBURG CONSERVANCY DISTRICT  
BOARD OF DIRECTORS  
HELD AT 6:30 P.M. ON OCTOBER 20, 2022  
AT 225 EAST EADS PARKWAY, LAWRENCEBURG, INDIANA**

THE FOLLOWING DIRECTORS WERE PRESENT:

Mike Noel, Chairman	Randy Tyler
Jim Kittle	Greg McAdams
Mike McCabe	Al Abdon (via phone)

THE FOLLOWING DIRECTORS WERE ABSENT:

Dennis Richter, Vice-Chairman

THE FOLLOWING PERSONS WERE ALSO IN ATTENDANCE ON BEHALF OF THE DISTRICT:

Paul Seymour, Superintendent  
Chelsie Noel, Secretary  
Jared Ewbank, LCD Attorney

**Administrative Issues**

The meeting was called to order by Chairman Mike Noel.

The Directors (and others) recited the Pledge of Allegiance.

Upon the motion of Jim Kittle, seconded by Mike McCabe, the minutes of the August 18, 2022 executive session were unanimously approved.

Upon the motion of Greg McAdams, seconded by Randy Tyler, the minutes of the September 15, 2022 regular meeting were unanimously approved.

Upon the motion of Jim Kittle, seconded by Mike McCabe, the minutes of the September 20, 2022 executive session were unanimously approved.

Upon the motion of Greg McAdams, seconded by Mike McCabe, the minutes of the September 27, 2022 executive session were unanimously approved.

Upon the motion of Greg McAdams, seconded by Mike McCabe, the minutes of the October 4, 2022 executive session were unanimously approved.

Upon the motion of Mike McCabe, seconded by Greg McAdams, the minutes of the October 7, 2022 special meeting were unanimously approved.

Upon the motion of Greg McAdams, seconded by Mike McCabe, the claims and vouchers were unanimously approved.

### **New Business**

Accounting overview report from Reedy Financial Group was reviewed and discussed.

Upon the motion of Jim Kittle, seconded by Greg McAdams, the 2023 Budget (Resolution 2022-7) was unanimously approved.

Al Abdon - Aye (via phone)

Randy Tyler - Aye

Mike McCabe - Aye

Jim Kittle - Aye

Mike Noel - Aye

Greg McAdams – Aye

Secretary, Chelsie Noel, reminded directors that LCD should request contribution for maintenance expenses from City of Greendale before they finalize their budget. They agreed attorney, Jared Ewbank, will send the request letter.

### **Unfinished Business**

City of Greendale Mayor, Alan Weiss, was present to give an update on the Greendale trail project. He said it is moving along. Regarding the discrepancy in the trail railing, Weiss said he went ahead and approved using treated lumber because the HDPE material that LCD originally approved is unavailable until next year. Weiss stated that he will look at wrapping the lumber next year. Directors asked LCD attorney, Jared Ewbank, to draw up an agreement giving the City a 12 month extension to get this finished. Mayor Weiss also praised Paul Seymour for being good to work with.

## **Superintendent's Report – Lawrenceburg Levee**

Superintendent Paul Seymour reported on various matters.

Mike Hrezo with Hrezo Engineering gave an update on various projects. The East High Street clearing project is ongoing. LCD is holding final payment until home that was damaged during the project, is repaired. LCD will handle the maintenance in terms of growing grass, etc. at the job site from this point forward. Still awaiting input from USACE on sluice gate repair/replacement plan.

Paul shared that John Mundell's projects are ongoing.

Paul shared that there is a meeting with Tori from USACE and her new replacement next week. He requested that three directors attend.

Paul shared a proposal from Tech-Line to troubleshoot the issues at pump station #5. The rep wants to spend a couple days trying to see if he can fix the problems, instead of replacing. Upon the motion of Mike McCabe, seconded by Randy Tyler, the proposal was unanimously approved.

Al Abdon - Aye (via phone)

Randy Tyler - Aye

Mike McCabe - Aye

Jim Kittle - Aye

Mike Noel - Aye

Greg McAdams - Aye

## **Superintendent's Report – Greendale Levee**

Superintendent Paul Seymour reported on various matters.

Andrew Birmingham with Johnson, Miriam and Thompson gave an update on the ongoing Greendale levee accreditation work. Geotech report was sent out. The project matrix tool should be ready closer to the end of the year. JMT will be in town next week. Also shared that they met with Greendale city officials in September and had conversations surrounding permitting, collaboration, etc. Andrew shared a proposal for JMT's work in developing a possible ordinance. Upon the motion of Jim Kittle, seconded by Randy Tyler, it was unanimously approved to proceed. Will meet with Paul and three directors next week to begin work.

Al Abdon - Aye (via phone)  
Randy Tyler - Aye  
Mike McCabe - Aye  
Jim Kittle - Aye  
Mike Noel - Aye  
Greg McAdams - Aye

### **Community Athletic Park (CAP) Report**

Attorney, Jared Ewbank, send a memo for board review on how the CAP could be dissolved and what that process may look like. Upon the motion of Greg McAdams, seconded by Mike McCabe, it was unanimously approved to hire Angela Leasure to assist Ewbank in the dissolution.

### **Secretary Report**

Secretary, Chelsie Noel, reported on various matters.

Election preparation has begun. Advertisement for nominations to fill board vacancies will hit next week. Nominations will be accepted until 11/30 (before 12/1 per state statute).

### **Finance Committee Report**

Jim Kittle shared his review of the August and September reconciliation reports.

Kittle shared a quarterly investment report and recent investment strategy.

### **Personnel Committee Report**

Mike Noel shared that LCD ran an advertisement requesting applications for open attorney position. After meeting with potential candidates, the committee concluded that Jared Ewbank is the best candidate. Greg McAdams and Randy Tyler agreed that all candidates were qualified, however. Upon the motion of Mike McCabe, seconded by Randy Tyler, it was unanimously favored to hire Jared Ewbank for LCD attorney. This appointment will be reviewed annually.

Al Abdon - Aye (via phone)  
Randy Tyler - Aye  
Mike McCabe - Aye  
Jim Kittle - Aye  
Mike Noel - Aye  
Greg McAdams - Aye

### **Attorney Report**

Jared Ewbank reported that he is working on a resolution addressing elections so that we can have a documented, approved process.

Jim Kittle requested that Ewbank create a public records request procedure, including that he would like all directors to be notified when a request comes in.

Ewbank contacted attorney Michael Short to proceed with scheduling investigation interviews.

Ewbank shared he has not been able to get in contact with Richard Butler still. Ewbank would like to discuss some things and would like to obtain records in Butler's possession.

### **Audience Comments**

Chelsie Noel asked for an update on the workplace sensitivity training that was approved under Resolution 2022-6. Directors confirmed training had not yet taken place. Much conversation was had.

Mayor of Lawrenceburg, Kelly Mollaun, noted that there are a number of things the LCD board could have done internally to respond to the Dennis Richter investigation. Mollaun also questioned why JMT is able to deliver reports and data so quickly compared to John Mundell with the Lawrenceburg levee work. He asked for clarification on when there will be answers. He also expressed his opinion that Greendale is not paying their fair share and asked when Greendale will have to start paying for their own projects. Jim Kittle responded that LCD will continue to push John Mundell to finish reports. Kittle said Mundell should have interior drainage analysis complete in December. Chairman Noel and Superintendent Paul Seymour reiterated that there will never be an end to these projects, they are an ongoing need. Kittle also offered to send Mayor the LCD finance reports.

Mayor of Greendale, Alan Weiss, responded to Mayor Mollaun's comments regarding Greendale paying their fair share. Weiss stated the City did contribute towards maintenance expenses this year based on the formula the LCD came up with and has committed to doing so next year. Reiterated the question of what is fair share.

Jane Noel spoke from the podium. Asked attorney, Jared Ewbank, what actions the board could have taken regarding investigation findings against Dennis Richter. Ewbank responded that LCD could ask Richter to be excluded from meetings, LCD could cut Richter's pay and enforce admonishment.

Director, Greg McAdams, stated he would like to request an executive session to discuss these matters further, before the next regular meeting. Director, Mike McCabe agreed.

Wendy Rainey spoke from the audience and asked if any action has been taken against Dennis Richter regarding investigation findings.

Full audio recording of this meeting can be accessed at [LCD Regular Meeting - 10.20.22 - AUDIO.m4a](#).

There being no further business, Chairman Mike Noel adjourned the meeting.