

**MEETING MINUTES
LAWRENCEBURG CONSERVANCY DISTRICT
BOARD OF DIRECTORS
HELD AT 6:30 P.M. ON FEBRUARY 2, 2023
AT 225 EAST EADS PARKWAY, LAWRENCEBURG, INDIANA**

THE FOLLOWING DIRECTORS WERE PRESENT:

Mike Noel, Chairman	Randy Tyler, Vice-Chairman
Dennis Richter	Jim Kittle
Greg McAdams	Mike McCabe
Dave Staab	

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

Jared Ewbank, Attorney
Chelsie Noel, Secretary

Administrative Issues

The meeting was called to order by Chairman Mike Noel.

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

New Business

Attorney, Jared Ewbank, stated that additional ballots for the 2023 LCD election were discovered at the post office. Ewbank gave a rundown of the events that led up to this finding and shared that the ballots had been put in an overflow box instead of the District's PO Box, unbeknownst to Ewbank and secretary, Chelsie Noel, who had been in charge of retrieving ballots. Ewbank was unclear on exactly how many ballots were discovered in the overflow box and explained that he had not yet retrieved the ballots, as he wants to follow the routine procedures and go with Chelsie.

Upon discovering this issue, Ewbank spoke with numerous peers, along with the Indiana State Board of Accounts, and all were in agreement that the next course of action should be to file a motion for declaratory judgment with Dearborn County Circuit Court, so that the judge may make the decision on how to proceed. This is primarily due to the fact that there is no law specific to conservancy districts that address this type of issue.

Ewbank would like to notify all nominees and believes each nominee should be given the opportunity to speak in front of the judge and weigh in on the matter.

Much discussion was had in regards to this matter. Upon the motion of Greg McAdams, seconded by Mike McCabe, it was approved that Ewbank should notify all nominees tomorrow verbally and then follow up with the motion for declaratory judgment so that nominees can read it themselves.

Dave Staab – Aye

Dennis Richter – Aye

Mike McCabe – Aye

Jim Kittle – Aye

Randy Tyler – Aye

Greg McAdams – Aye

Mike Noel – Aye

Much conversation was had in regards to the content of the motion. Upon the motion of Jim Kittle, seconded by Dennis Richter, it was approved for Ewbank to file the motion for declaratory judgment.

Dave Staab – Aye

Dennis Richter – Aye

Mike McCabe – Aye

Jim Kittle – Aye

Randy Tyler – Aye

Greg McAdams – Aye

Mike Noel – Aye

Director, Dennis Richter, suggested conversation surrounding corrective action. Ewbank explained that he will certainly be reviewing and considering optimizations for next year but that it was important to solve this issue first.

Audio of meeting can be accessed at [LCD Emergency Special Meeting - 2.2.23 - AUDIO.m4a](#)

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