



**Clark County Park District
Regular Monthly Board Meeting
August 20, 2020
6:00 p.m.**

- 1. Call To Order**
 - a. Commissioner Richards called the meeting to order at 6:00 p.m.
- 2. Roll Call**
 - a. Commissioners in attendance were Jana Williamson, Roy Sweet, Randy Blankenship, Joey Ewing, Jeff Wallace, Jeff Trefz, and John Richards. Also in attendance were Executive Director Jeff Tippett and Office Manager Danielle Brown.
- 3. Pledge of Allegiance**
- 4. Approval of Agenda**
 - a. Ewing motioned to approve the agenda. Blankenship second. 7 ayes, 0 nays. Motion carried.
- 5. Approval of Minutes**
 - a. Regular Monthly Board Meeting Minutes 7/16/20
 - i. Blankenship motioned to approve the Regular Monthly Board Meeting Minutes dated 7/16/20. Sweet second. 7 ayes, 0 nays. Motion carried.
- 6. Public Comment**
 - a. David Ewing commented that he wanted to thank the Board again for allowing them to have the side-by-side ride for the Shop With a Cop Program. If you didn't see the paper, we ended up giving them around \$5,300 for their shopping experience with the kids this winter. He thinks everything went good, he didn't hear anything bad.
- 7. Director's Report**
 - a. Tippett commented that it's really just some housekeeping stuff. They got the thrusters installed on the boat, they are working pretty good. We were experiencing some problems, we just have to fine tune everything, but the boat is in the water and it is working. They are doing about 8 loads a day.
 - b. Tippett also reported that they had a vehicle that ended up in the lake at 3 am Sunday morning after the side-by-side ride. No injuries, apparently a steal that got dumped in the lake from West Terre Haute.
 - c. Tippett commented that the bid packet for the OHV Precast Structure, that would be the bathroom we are going to put out at OHV, is out. We have gotten 5 replies or 5 requests for bids. It's moving along pretty good.
 - d. Tippett stated that he finished a legal notice and it will start next week for repaving the front parking lot, adding another 22 feet, and the road out.
- 8. Payment of Bills**



- a. Ewing motioned to approve the payment of the bills. Blankenship second. Williamson aye, Sweet aye, Blankenship aye, Ewing aye, Wallace aye, Trefz aye, Richards aye. 0 nays. Motion carried.

9. Old Business

- a. Discussion and Vote Professional Services for silt containment areas throughout the Park
 - i. Richards explained that this is something that they talked about at the Lake Management meeting. They were discussing a lot of the things we have been discussing over the past couple of weeks as far as silting, pond dams, and things like that. They have talked about it for a long time, but want to get something in motion to actually build a silt containment structure, whether that be a series of ponds or terraces or something along those lines to do that and to get an idea of what all a project like that would entail. To do it correctly, they are possibly wanting to entertain the use of a professional service like Banning Engineering or something like that to help us out on that.
 - ii. Tippettt stated that he talked to Mr. Banning, that is who takes care of our dam at the south end, and he would be more than happy to come down next Wednesday morning to go through everything that we want to go through. He will write the proposal and how to do it for us, no charge, he will just do it.
 - iii. Ewing commented that they never entertained a salary cap on that. For a professional service, that could be huge. If we have a free one, is that something that we would need to attach a dollar amount to for the professional services? The budgetary wise, he doesn't know what they put in the budget for professional services. Tippettt commented that at this point, there is no cost.
 - iv. Blankenship asked if it is something that we can do after he shows us to which Tippettt responded that he doesn't know, it depends on what he tells us to do.
 - v. Ewing asked if they are voting to use a professional service or do we want to assign a dollar amount to use that service. Richards stated that at the time when we wanted to put this on the agenda, we did not have the information that this fellow might be giving us an idea of what we might be looking at for no cost. At this time we could table it.
 - vi. Wallace asked when they talk about professional services for silt containment as like an engineering type service or someone doing the actual containment itself? Blankenship commented that he is just going to show you what it looks like on paper. Then we could put it out for bid if we have to. Ewing commented this is to see what we need whether it be a 3 tier or a 20 foot retaining wall and filter strips or something like



that. Blankenship commented that he is going to give us the plan that will work for free. Wallace commented so we could develop specs and stuff out of his recommendations to which Richards responded that he would think that each individual area would have to be somewhat tailored to that area, at least an idea of the baseline specifications. Wallace asked if it would be more like silt traps and erosion control to which Richards responded yes.

- vii.** Wallace commented that this item could be tabled until the gentleman from Banning, if he is willing to come out and do an introductory and we can reach out from there if we need to do something. Ewing asked if his motion is to table this until they get more information from Banning and if they need to revisit this, they can. Wallace stated that since they really don't know the scope of the professional services, what all it could entail, he would like to make a decision on it based on his recommendation if that is ok. Richards commented that prior to this gentleman volunteering he thinks they were going to reach out to a civil engineer or the Army Corps or something like that which might have involved a fee, but since this gentleman is offering to do it for free, we might ought to table it until they see what he says and then go after it after that. Wallace asked if Rose Hulman does any type of stuff like that to which Richards responded that he is not sure, but it would be a good place to check. Wallace commented that they have done projects for us in the past. Ewing commented that he didn't know if that was for an engineering class, they can come out and do a project, and give us documentation, cost analysis, and feasibilities and that for a project. He doesn't know if they do that now.
- viii.** Wallace motioned to table this item pending their discussion of the Banning Engineering Firm. Ewing second. 7 ayes, 0 nays. Motion carried.
- b.** Discussion and Vote to issue letter of agreement for pond Amen Morgan

 - i.** Tippet commented that he spoke with Mr. Morgan and told him that the Board would probably enter into this and let him build his pond as long as there was a letter of agreement between Clark County Park District and he that he would maintain the pond and fix any damage or problems with the pond as needed. We would have no obligation to do so. He said that would be fine with him, it would be a matter of him contacting the attorney if it is a vote.
 - ii.** Wallace commented that from what he saw today, it was not a very big pond at all, it is back there behind the sheds.
 - iii.** Ewing motioned to have a letter of agreement entered into with Amen Morgan. Blankenship second. 7 ayes, 0 nays. Motion carried.
- c.** Discussion and Vote move forward with Labor Day Festivities



- i. Tippet commented that in front of everyone is the tentative flyer that we have for it that will go out almost immediately. It will go out on our Facebook. We have some media coverage left, we will ask them and the radio station. We kept it pretty simple, no tents. We asked them to bring their own coverings if they want them, canopies, just a few vendors and a band, Triggerhead, and a DJ on the water.
- ii. Ewing commented that nothing in the state requirement has changed since our last meeting. Tippet commented that he thinks he sent out to everyone the letter from the Health Department, the attorney, and the insurance company how we could proceed. They all said to follow CDC Guidelines and take as many precautions as you can.
- iii. Ewing motioned to move forward with the Labor Day Festival as presented. Trefz second. 6 aye, Wallace nay. Motion carried.

10. New Business

- a. Discussion and Vote Award Sale of Ranger Truck and Pontoons
 - i. Tippet commented that they put the work boat and the Safari pontoons as well as the 1999 Ranger out for bid. He received a lot of bids. He shrunk them down and put them in order from highest to lowest. Just for expediency, he can read them who the highest bidder was and what they bid and they could motion it up to accept their bid. Richards stated that is okay with him.
 - ii. Tippet stated that for the 1999 Ford Ranger with 249,421, the highest bid was a Kent Claypool out of Martinsville for \$552.50. If he turns it down, he will go to the next highest bidder at \$500.00.
 1. Sweet motioned to accept the bid. Blankenship second. Sweet aye, Blankenship aye, Ewing aye, Wallace aye, Trefz aye, Richards aye, Williamson aye. 0 nays. Motion carried.
 - iii. Tippet stated that next is the 1987 Safari Pontoon boat without the motor. The highest bid was \$776.00 to Daryl Hupp out of Westfield.
 1. Wallace motioned to accept the bid. Blankenship second. Blankenship aye, Ewing aye, Wallace aye, Trefz aye, Richards aye, Williamson aye, Sweet aye. 0 nays. Motion carried.
 - iv. Tippet state that next is the work pontoon without a motor. That bid was \$676.00 to Daryl Hupp out of Westfield.
 1. Ewing motioned to accept the bid. Blankenship second. Ewing aye, Wallace aye, Trefz aye, Richards aye, Williamson aye, Sweet aye, Blankenship aye. 0 nays. Motion carried.
- b. Discussion and Vote pond damage in Mill Creek Village
 - i. Richards stated that he believes that is the images that they have in front of them.



- ii. Tippett commented that he has brought it up to them before, and he is bringing it up to them again, there was quite a bit of damage to park property and he doesn't think that the Army Corps of Engineers will cover everything. Such as, there is an 11 foot, 8 foot deep ditch which they bladed out with a D6 bulldozer. All the trees are going to die that they bladed next to and all of the roots are hanging out. Plus the tree they had to take down in the middle of them, he doesn't even know what happened to those. They pushed all of the dirt down and made the levee with it, and the levee has broken already around the edge and the silt is going around the side of the levee. The silt has not dried at all. It is still pretty nasty and wet and come to find out at the top of where the silt pile is at, there is drainage there, it will be partially draining onto the silt and forcing it into the water too. There is quite a bit of damage done that didn't have to be done. He thinks that they are going to have to get the attorney involved.
- iii. Ewing asked if the Army Corps has gotten back to him with their recommendation yet to which Tippett explained that they weren't sure what they could and could not do because their laws have changed. He had him do a complaint form, pictures, and a satellite view and he is supposed to do the satellite too and get back with us. He will come out to take a look at it, but he will only go as far as the silt, no matter what, he won't do anything with the other damage that is there. That is going to be on us. Not only is a lot of damage, he feels that it is a safety hazard as well.
- iv. Wallace commented that it is. He stepped off into it today and had that been a kid, they would be stuck in it. He went into it knee deep. There is a sign right there that shows Park District Property and an arrow shooting right down it. They were completely down on Park District Property and at least 3 oaks, down to the stumps, and he doesn't know what they did with all of the logs but one of them, it looks like they just sectioned it all up for firewood. Like Tippett said, they made the cut down over the bank, they pushed the bank down to make a silt trap and then they filled all of the silt in behind it and then you have the dam itself. He doesn't know how deep it is, but it isn't going to dry any time soon. Like Tippett said, there are already erosion issues. He doesn't understand why someone, knowing it is Park District Property would do something like that. Ewing stated that it is clearly marked at the corner of the dam, it is clearly marked which way the park property goes.
- v. Blankenship asked so what do we do, make him take the silt out, pay for the tree that he cut to which Tippett commented fill in the ditch that he dug. Blankenship commented if you fill it in it is just going to be loose dirt



and it is all just going to wash into the lake. Wallace commented that the silt was on his property and now it is on ours. Blankenship commented right, but what do we do about the ditch he built? Do we have someone go in there and build a key and make a trap out of it? Sweet commented that is what bringing an attorney in is for, find someone who knows what they are talking about who can speak for us. He could recommend what we need to do and then take it to our attorney. Even though we send our attorney after this, he doesn't really know what they are going to have their attorney tell that guy to which Tippet stated that he is sure she will start with a letter of demand to get the silt out of there and replace the trees and then take it from there. Blankenship asked what about the other 20 trees that we are going to lose, if we can get someone to tell us they for sure are going to die, why don't we cut them and see them for trees. If they are going to die, why not cut them while they are worth something, don't just let them fall in the lake. He's not for timbering the park, but he is also not going to waste it if he doesn't have to. Wallace commented that he doesn't know if the trees are old enough to harvest. Wallace stated that all he knows is that it is a mess and maybe it should be taped around.

- vi. Tippet stated that he would like to get in touch with the attorney and asked what she would begin with. Ewing asked the question, would it be feasible enough to get ahold of our attorney to send this gentleman a letter, are we wanting him to remove the spoils that he has deposited on the park. Put it back where it came from or haul it off. Then we can address the erosion issue. Wallace would like a letter sent to him to cease and desist until we can get with our attorney for mediation. He doesn't want him in there right now doing something else because who knows what he is going to do next, how is he going to get the silt out? Bring in an excavator? Has the owner been talking to which Tippet responded he knows, but he didn't tell him it was going on the agenda. Ewing asked if the responsibility go on the land owner, he hired the guy to try to get a little redemption for the guy that he hired, at the end of the day it should fall to the landowner. He used this guy to do this. Blankenship commented that it depends on how he told him, if he told him to dig that out of there and throw it down there, then the guy who owned the backhoe is not responsible. Ewing commented you are supposed to call Julie before you dig, that is not the landowner, it's the guy digging, he didn't call, well the landowner said it was alright, he just tore up my gas main. He thinks that the liability falls on the landowner.
- vii. Wallace asked if the cease and desist made sense to them. He doesn't want him going in there and thinking that he has to correct this and



doesn't do it right or fixes it half way. Cease and desist what you are doing out there until we get the right people out there and how to correct the damages. Ewing commented that would be a start that way we already have the ball rolling if that is where you want to go.

- viii. Wallace motioned that they have their legal counsel send the owner of the pond property at the entrance of Mill Creek Village a letter of cease and desist from any further incursion or anything else on the Park District property. Ewing second. 7 ayes, 0 nays. Motion carried.

11. Executive Session 5ILCS 120/2 C21

- a. Discussion to Approve and Open/Close Executive Session Meeting Minutes
 - i. 3/19/20
 - 1. Wallace motioned to table Executive Session. Richards second. 7 ayes, 0 nays. Motion carried.

12. Vote to Open/Close Executive Session Meeting Minutes

- a. 3/19/20
 - i. Wallace motioned to table. Ewing second. 7 ayes, 0 nays. Motion carried.

13. Committee Reports

- a. Campers – 8/6/20
 - i. Ewing commented that the meeting was cancelled because there was not a quorum. The next campers meeting is the first Thursday of the month.
- b. Lake Management – 8/13/20
 - i. Richards commented that Lake Management did meet. They spoke about a lot of what they talked about tonight, contracting professional services and these ponds that are in question. They have discussed and taken care of everything that we talked about in that meeting.
- c. Finance – 8/17/20
 - i. Wallace commented that Finance met Monday and Brown led them through all of the Finances. She pointed out a few different items. We are still, in relationship to what is happening in the country this year, the park is still doing real good. As far as our budget and money on hand, we are still lagging in different areas. One of those is our rental cabins, we are down quite a bit and Williamson has brought it up before that maybe can do some things throughout the rest of the year to get maybe some deer hunters to come and stay out here and get them filled up. We aren't doing so bad and we continue to make some gains there. The pontoon boats, we have acquired a couple of different pontoons, and the rentals are going off the charts.
 - ii. Blankenship asked about fuel sales to which Wallace stated as far as what he saw and he doesn't know whether the park has been really careful or what, but there hasn't been a lot of fuel use. He is assuming that they



will see that increase as they get in to laying rock and things like that. Budget wise they are doing okay in everything. Tippet commented that the fuel sales have been tremendous this year as well. Wallace commented he imagines that is due to the extra movement out there.

d. Policy – 7/30/20

- i. Williamson commented that they met and that they are basically starting back in on policy and going through item by item and they did get through a chapter and they need to schedule another meeting shortly.

e. Trails – 8/6/20

- i. Wallace commented that Trails met and they really didn't have to do. The Hammer 100 is coming on August 29th. They have also got more pavers to go out on the trail. They also talked about what is going on out at the OHV trails over there. A lot of work has been done grooming the trails, widening them, using the equipment we got with the grant like the dozer and excavator and stuff like that. The next big project over there is putting the bathroom in.

14. Adjourn

- a. Blankenship motioned to adjourn. Wallace second. 7 ayes, 0 nays. Motion carried.
- b. Meeting was adjourned at 6:34 p.m.