



## LOST NATION-NEW LANDING RCD

### August 20, 2015      Time: 6:00PM

- I. **Call to order** – Marty called the meeting to order at 6:01PM.

**Board Members Present :**                      Marty Portner – President                                      Glenn Baldwin – Vice President  
 Mike Swartz – Secretary                      Jim Brown – Member at Large                                      Tim Spelde – Member at Large

- II. **Pledge of Allegiance**

- III. **Motion to Approve the Agenda** – Glenn motioned to approve the agenda and Jim seconded the motion. The board approved the motion unanimously by roll-call vote. [08-15-01]

- IV. **Motions to Approve the May 21, June 25, July 16 & July 27 Spec. Minutes –**  
**5/21 Minutes** - Tim motioned to approve the 5/21 minutes and Mike seconded the motion. The board approved the motion with Glenn abstaining from it and everyone else for it. [08-15-02]

**6/25 Minutes** – Glenn motioned to approve the 6/25 minutes and Jim seconded the motion. The board approved the motion unanimously by roll-call vote. [08-15-03]

**July 16<sup>th</sup> & July 27<sup>th</sup> Special Minutes**– Tabled

- V. **Motion to Approve the Treasurer's Report** – Glenn motioned to approve the treasurer's report and Mike seconded the motion. The board approved the motion unanimously by roll-call vote. 08-15-04]

- VI. **Director Reports**

**A. Marty Portner – 1. Podcast** – Marty put link to the first podcast on the website this month so it is available to the public. He is treating it like a monthly newsletter and encouraged the board members to submit information to be put on the podcast on a monthly basis – he will send the next one out by September 16<sup>th</sup> and asked them to submit what they want added to that by the first week in September. 10:20

**2. Security** – Rather than piggy back on the POA's security program, the RCD board decided to do their own safety patrol. Marty sent a letter to Sue Hill informing her of that. She responded, stating that the most of the incidents that security had to handle was on RCD properties. Marty sent a letter asking for records to validate that statement as he felt it would be very useful to Mike and him as they create their own program. He is still waiting to hear back from her and will send a follow-up letter.

**B. Glenn Baldwin - 1. Dredging** – 117,000 cubic yards of silt would cost about \$2,000,000 – he proposed that they instead focus on the main areas of silt and spend only about \$500,000. Glenn looked at the amount that they have on hand (about \$180,000 as of last month) and, per Marty's request, he looked at the budget from a zero balance approach to see how they could reduce their budget by \$20,000-25,000 and presented that to the board last month. Glenn commended the board members that agreed to not take their per diem to help reduce the budget on that line item. He talked to his banker about borrowing and he said that for every \$13,000 that they save, they can borrow \$100,000 at 2-3% for 10 years. With borrowing money reducing costs and increasing revenue of the building, they may be able to come up with the \$500,000 needed to dredge the lake. 14:30

**2. Letter to Presidents regarding LCC** – Glenn wrote a letter to the RCD, POA, and LLUD presidents with a suggestion of the POA entering a leasing agreement with the RCD that would include them moving their office into the LCC onto the cement area and being able to use the rest of the building for their meetings and community events and the LLUD leasing the POA's building for their office. Tom Wendling and Marty Portner have agreed to meet with Glenn and he is waiting to hear from Mike Huber.

**C. Mike Swartz – Security** – Mike is researching different ways to make the RCD properties safe and giving property owners an opportunity to communicate any security issues.

**D. Tim Spelde – 1. Fish Stocking** – They stocked two shipments of fish into the lake. On 8/13 500 hybrid-striped bass were stocked to help control shad.

**2. IDNR Fish Survey** - The IDNR will be surveying the lake on October 5<sup>th</sup>.

**3. Dam Inspection** – Dick Baumann will be out to inspect the dam on August 27<sup>th</sup> and Tim is going to have him look at Schings Park at the same time. Tim observed some kids throwing some of the riprap rocks into the lake and after unsuccessfully asking them to stop, talked to their parents about it. He is sure that Dick will note that riprap will need to be replaced on the face of the dam as well as having Shawn apply a topical weed spray to control the weed growth there. Marty said that there is also some weeds in Schings Park that he will have Shawn take care of.

**E. Jim Brown – 1. Newkirk Dock approval** – Jim met with Mr. Newkirk for clarification on his dock and gave him preliminary approval of the dock – he is going to check it after it is complete as well.

**2. CCWP** – the CCWP met today and Bill Kleiman from The Nachusa Grasslands was in attendance. The Nature Conservancy is applying for a grant to address the portion of Clear Creek that runs through Nachusa. We plan on using some of their work as match with the grant that we have applied for with the EPA.

**Dredging Bid Request Posted in Telegraph** – They posted a bid request in the telegraph for the mechanical dredging of Schings Park. Tim is going to be working on the bid specs to send to the contractors. They are going to go about it based on a time and material method rather than a cubic yard method. Last month the board approved to spend \$15,000 on the project and Tim feels it will be a litmus test to see how much they can remove and the cost for it and perhaps do it on a regular basis as a maintenance program like they do at the Flagg Road Silt Basin. On the 5<sup>th</sup> Tim will meet with the vendors, the bids are due on the 16<sup>th</sup> and the board will open bids on the 17<sup>th</sup>. He is going to contact the IDNR to find out if the dredging would affect their survey – if so, then he may delay the dredging until after they survey the lake. Glenn asked how a time and material bid worked and Tim explained it. Tim wants Becky to send a letter to the homeowners around Schings Park so that they are aware that it is happening.

**5. Potential Use of Campground as a Winter Storage for Boats and RV's** – Tim will research whether it would be a good use of the campground as a winter storage. An audience member said that the ground would need to be more stable for big RV's to park there.

**6. PFP to use Campground for Halloween Tour Again** – Mike will put it on the agenda next month for the board to vote on allowing them to use the campground again.

## VII. New Business

**A. Ron Mangini – Questions Regarding the LCC** – Ron went to the POA meeting and asked them why the RCD and POA can't work together to make the community center truly a community center as it was intended. He told a brief history of how the Lost Nation and New Landing boards put up the money to finish the center and stated that many card groups, exercise groups, and other clubs are meeting on a rotating schedule at each other's houses rather than using the LCC. The best thing is to work together. Marty said that he is optimistic that they will come to an agreement because last year, after much effort by Steve Larry and Mike Robinson they almost came to an agreement with the POA that would have included usage for the entire community and it would have only cost each property owner less than a dollar a month for all-inclusive use of the building. As of January 1st, there has been a rate schedule established with a category that the POA's usage fits in – they just need to make an appointment with the RCD to negotiate a deal. They went through some confusion about proposals that were made or not made and still didn't come to an agreement. Ron said that this community wants to tell the associations to get their act together and make this a community center. Marty said that Glenn wrote a letter to the POA that offered some substantial offers to have a meeting probably like what Ron is envisioning and also offered to go to binding arbitration on it but they have not heard back from the POA on that proposal and Marty feels that they owe the RCD a response on that. Tom Clarey asked if the leasing agreement that Glenn proposed would intend to show the county that they are making a profit that would offset the required revenue that they need to meet the statute. Marty said that he thinks they could work something out that would include everybody that would allow it to continue to be used as a rental facility for events and once again allow it to be used as a gathering center for everyone. Marty added that the details that Tom is talking is about really what the three board presidents should be talking about but he is glad that he asked because they can bring it up. Marty said that they he feels that they have always had a solution that satisfies the state statute (which many people seem to forget about) they need to substantially satisfy the state statute – they are not asking for 100% of the \$15,000 revenue needed to maintain the building but they are asking for something reasonable that anyone who looked at it would say

that they were making a good faith effort to meet that statute. Glenn added that due to the property values going down, the RCD has lost a substantial amount of income and he is on this board to help take care of the lake and he thinks that the rest of the RCD board agrees that their main challenge is to maintain the lake.

**Rose Henry** – Rose asked why the RCD wouldn't accept the \$25 an hour that the POA offered to rent the LCC for their meetings so now they are renting a different facility and that money is wasted and to her knowledge the RCD hasn't responded to the POA. Marty said that they did respond to the letter and Rose asked if he has that letter. Marty said he can get her a copy of it. She doesn't understand why they don't want that money.

**George Schwamberger** – George says that he feels that the RCD was wrong to throw the people out of the building that own it – they can't afford to pay \$25 an hour for 10 people to play cards. Marty asked if they would pay 60 cents a month for that privilege. George said he might pay 60 cents a month and he agrees that the POA should pay part of the upkeep but he doesn't think that they should have thrown the people out of that – Marty said that he would disagree with his characterization of it.

Ron Mangini concluded that the community is interested in making the LCC a community center again - Marty responded that they are waiting for a phone call from the POA (to move forward on it).

**B. Motion to Approve the FY2015-2016 Tax Levy** – (see attached) Glenn motioned to approve the FY2015-2016 Tax Levy and Jim seconded the motion. The board approved the motion unanimously by roll-call vote. [08-15-05]

**C. Motion to Approve Annual Ins. Payment of \$4,766** – Glenn motioned to approve the insurance payment of \$4,766 and Mike seconded the motion. The board approved the motion unanimously by roll-call vote. [08-15-06]

**D. Motion to Approve Payment of \$2,427.47 to Winterland for Rock on N. Beach & Boat Launch** – John Mullholland said that there is a broken plank on the fishing dock and if you stand on it your foot sinks down – Marty said that he will look at it. Charlie Moore said that in his opinion there is too much riprap rock on the shores that makes it hard to fish there now. Marty said that they developed the (engineered designed) SOP on riprap and Tim said that he will take a look at it – Marty said that they may be able to keep fishing in mind when they put riprap down. Mike said that the shoreline was good for the derby this last year but Tim said that since then, he noticed that they may have added more rock – maybe they could have Oltmanns or Winterland press the rock down more. Tim said that the board doesn't get the chance to get out there and see things that need to be repaired and so he appreciates when people bring it to their attention. Tim said that he would like to see the composite dock material used so there would be no more maintenance. Frank Durkin said that there are two white pine trees that are dead (and have been that way for 6 months) on the West Beach that need to be addressed before the summer is out as they are a liability issue. Tom Clarey said that the RCD has a numbering system on the public and private docks on the lake to identify the docks to periodically check them to make sure that they are presentable – there are several docks that are in terrible disarray that need to be fixed. Top 10 safety or To-Do list - Tim suggested that they could come up with a top ten list of things that the RCD is working on. Glenn motioned to approve the payment of \$2,427.47 and Jim seconded the motion. The board approved the unanimously by roll-call vote. [08-15-07]

**VIII. Guest Comments- John Mulholland – Boats on Racks** - on the North Beach and East Boat Landing there are 33 boats on the boat racks only 28 boats have stickers and 5 boats don't. Mike said that they did a boat round up earlier this year and they are following up on those boats that are not stickered properly.

**Ron Mangini – Podcast** - Ron asked how to access the podcast and Marty said that it is available on the website.

**Ron Fredrick – Security** – Ron asked about security since they are not using the POA's security anymore and what they are going to do – Mike said that much of it will be passive surveillance. Ron Mangini asked them to consider using the security team that the POA is using as they are excellent and Mike said that security is already looking at the areas that the RCD owns and pay dues on and Marty said that the RCD can't afford to use the security personnel and last year they only got a couple of reports so they don't know what all they did – he is waiting for that information from Sue Hill. Charlie Moore asked what they will do to address security and Mike said that there will be people to notify if there is an issue. Charlie asked what they are going to do about the people who are illegally fishing at the North Beach (he sees at least 5 people every weekend who fish there without stickers on their vehicles). Marty asked how the people got there and Charlie said they drove right down to the RCD property and Marty said that they went through POA property to get

there and there is a shared responsibility for people who are there. Charlie said that if the RCD had the security policing the RCD properties like they used to, the security personnel could tell them to leave. Jim and Marty said that it's a public lake and Marty added that they can't tell them to leave and they never had the authority to do that. Marty added that most people don't understand that RCD is public property and the lake is a public lake. Once somebody is on public property, we can't tell them to leave they are entitled to fish off of the shore. The only thing that stops them from coming onto RCD property is to stop them from trespassing onto POA property to get to it. Marty said that the RCD would be willing to cooperate by providing surveillance on their property and sharing the information with the POA.

**Frank Durkin** – Frank said that 40 years ago the community members voted the existence of the RCD on a referendum and they could pass another referendum to abolish the RCD and make the lake completely private where they would have control of the lake, entrances and streets. Marty said that they would have to liquidate their assets and sell the lake but the devil is in the details and they would have to think it through. Mike added that they wouldn't be able to enter into intergovernmental grants and they wouldn't have the benefit of sales and property tax savings if they became private. Frank said that 6 months ago he asked if the RCD was receptive to leasing the LCC to the POA for 25 years and Marty said that they are just trying to get everyone to sit down to talk about these things – if everyone is not ready to talk you've got to either continue to pursue it or wait. Glenn said that Tom and Marty are interested, they are just waiting for Mike to come to the table. Rose said that a couple of POA board members have told her that the RCD wants to do a talk behind closed doors not publicly and they are not going to do that. Marty said that that was never discussed.

**IX. Motion to Adjourn** – Jim motioned to adjourn the meeting at 7:32PM and Glenn seconded the motion. The board approved the motion unanimously by roll-call vote. [08-15-08]

1. Glenn motioned to approve the agenda and Jim seconded the motion. The board approved the motion unanimously by roll-call vote. [08-15-01]
2. Tim motioned to approve the 5/21 minutes and Mike seconded the motion. The board approved the motion with Glenn abstaining from it and everyone else for it. [08-15-02]
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4. Glenn motioned to approve the treasurer's report and Mike seconded the motion. The board approved the motion unanimously by roll-call vote. [08-15-04]
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**AN ORDINANCE LEVYING THE TAXES  
OF THE LOST NATION-NEW LANDING RIVER CONSERVANCY  
DISTRICT OF ILLINOIS FOR THE FISCAL YEAR BEGINNING  
MAY 1, 2015 AND ENDING APRIL 30, 2016**

WHEREAS, on the 25th of June, 2015, the Board of Trustees, of the LOST NATION / NEW LANDING RIVER CONSERVANCY DISTRICT OF ILLINOIS, Ogle County, Illinois, passed the Annual Appropriation Ordinance of said District for the fiscal year beginning May 1, 2015, and ending April 30, 2016, and upon said date, the said Ordinance was duly signed and approved by the Vice President of the Board of Trustees of said District, and signed by the Secretary of said Board of Trustees; thereafter on the 27th day of July, 2015, said Ordinance was duly published in the Dixon Telegraph Newspaper being a newspaper within the general circulation in said River Conservancy District.

BE IT ORDAINED, by the Board of Trustees of the LOST NATION / NEW LANDING RIVER CONSERVANCY DISTRICT OF ILLINOIS, Ogle County, Illinois

**SECTION 1:** That the sum of ONE HUNDRED THIRTY TWO THOUSAND ONE HUNDRED SEVENTY THREE DOLLARS (132,173.00) be, and the same is hereby assessed and levied from and against all taxable property within the limits of said LOST NATION - NEW LANDING RIVER CONSERVANCY DISTRICT OF ILLINOIS, as the same is assessed and equalized for State and County purposes for the current fiscal year of said River Conservancy District commencing May 1, 2015, and ending April 30, 2016, and to be applied in liquidation of the appropriations heretofore made by Ordinance adopted by the Board of Trustees of said River Conservancy District at a meeting thereof regularly convened and held on June 25, 2015, and duly published as provided by law; the various objects and purposes, for which said appropriations were heretofore made, are set forth under column entitled "Appropriated" and the specific amount hereby levied for each object and purpose is as set forth under the column entitled "Levied" as follows:

<b>GENERAL, ADMINISTRATIVE AND OPERATING EXPENSE</b>	<b>APPROPRIATED</b>		<b>LEVIED</b>	
Administration				
Licenses, Membership, Permits	\$ 450.00		\$ 525.00	
Miscellaneous	\$ 1,000.00		\$ 1,000.00	
Per Diem	<u>\$ 1,400.00</u>	\$ 2,850.00	<u>\$ -</u>	\$ 1,525.00
Education		\$ 50.00		\$ 50.00
Insurance - Fire, extended		\$ 1,918.00		\$ 1000.00
		<b>APPROPRIATED</b>		<b>LEVIED</b>
Lake and Beach Maintenance				
Beach		\$ 1,000.00		\$ 1,200.00
Dam		\$ 1,000.00		\$ 1,000.00

Dock, Boat, Lake Equip. & Lake Plants	\$ 2,000.00		\$ 2,000.00	
Fish	\$ 6,100.00		\$ 3,100.00	
Silt and bank erosion control	\$ 7,500.00		\$ 25,000.00	
Stabilization Rebate Program	\$ 3,000.00		\$ 1,000.00	
Upper Babbling Brook (Grant Funded)	\$ 8,177.50		\$ 20,000.00	
Watershed Partnership	<u>\$ 3,000.00</u>	\$ 31,777.50	<u>\$ 3,000.00</u>	\$ 56,300.00
Land and Building				
Lake Court Center				
LCC Garbage Removal	\$ 730.00		\$ 600.00	
LCC Gas & Electric	\$ 5,800.00		\$ 6000.00	
LCC Gen. Maintenance Under \$2,000	\$ 2,200.00		\$ 2,000.00	
LCC Insurance	\$ 482.00		\$ 482.00	
LCC Mowing/Grounds Maintenance	\$ 1,500.00		\$ 1,600.00	
LCC Parking Lot Maint. Under \$1,000	\$ 1,000.00		\$ 1,000.00	
LCC Security	\$ 550.00		\$ 100.00	
LCC Snow Removal	\$ 400.00		\$ 750.00	
LCC Supplies	\$ 1,500.00		\$ 1,000.00	
LCC Tennis Court & Playground	\$ 2,500.00		\$ 500.00	
LCC Water & Sewer	\$ 1,100.00		\$ 1,100.00	
Mowing & Grounds Maintenance	\$ 6,000.00		\$ 5,500.00	
Pop Machine Supplies	\$ 500.00		\$ 500.00	
Repairs and updates (Grounds)	\$ 4,000.00		\$ 3,500.00	
Snow Removal (Grounds)	\$ 800.00		\$ 800.00	
Supplies (Grounds)	<u>\$ 1,200.00</u>	\$ 30,262.00	<u>\$ 1,300.00</u>	\$ 26,732.00
Office Supply and Postage				
Equipment and Supplies	\$ 2,000.00		\$ 1,500.00	
Postage and Delivery	<u>\$ 500.00</u>	\$ 2,500.00	\$ 300.00	\$ 1,800.00
Printing and Communication		\$ 1,000.00		\$ 2,000.00
Professional Fees				
Aquatic management	\$ 1,500.00		\$ 1,000.00	
Grant Writing	\$ 1,500.00		\$ 500.00	
Legal	\$ 800.00		\$ 700.00	
Other (engineer, wildlife, clerical)	<u>\$ 1,000.00</u>	\$ 4,800.00	\$ 1,000.00	\$ 3,200.00
Reserve Accounts		\$181,818.61		\$ 4,541.44
Security		\$ 3,680.00		\$ 500.00
Travel		\$ 125.00		\$ 125.00
Utilities				
Garbage	\$ 3,000.00		\$ 3,000.00	
Portapotty	\$ 1,300.00		\$ 1,350.00	
Telephone	<u>\$ 1,350.00</u>	\$ 5,650.00	<u>\$ 1,300.00</u>	\$ 5,650.00
Volunteer Outreach		\$ 150.00		\$ 200.00
Wages		\$ 24,050.00		\$ 24,050.00

**APPROPRIATED****LEVIED**

<b>TOTAL GENERAL CORPORATE EXPENDITURE</b>	\$295,031.11	\$ 127,673.44
Levied from the tax for general		

corporate purposes

<b>TORT IMMUNITY INSURANCE FUND</b>	\$ 4,000.00	\$ 4,000.00
Tort immunity – Liability		
Levied from the proceeds of special liability insurance tax, in addition to all other River Conservancy District taxes.		

<b>ANNUAL REPORT AND AUDIT FUND</b>	\$ 500.00	\$ 500.00
Annual report and audit		
Levied from the proceeds of special annual report and audit tax, in addition to all other River Conservancy District taxes.		

**SUMMARY**

General Corporate Expenditure	\$ 127,673.44
Tort Immunity Insurance Fund	\$ 4,000.00
Annual Report and Audit Fund	\$ 500.00

<b>TOTAL EXPENDITURES</b>	<b>\$ 132,173.44</b>
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**SECTION 2:** That the Secretary is hereby directed to file a certified copy of this Ordinance with the County Clerk of Ogle County, Illinois within the time specified by law.

**SECTION 3:** This Ordinance shall be in full force and effect from and after its passage and approval as required by law.

**SECTION 4:** That the County Clerk of Ogle County may levy and collect taxes for the current year at a rate not in excess of 0.75% of the value of all taxable property within the District as equalized or assessed by the Department of Local Government Affairs.

**PASSED:** August 20, 2015

**APPROVED:** August 20, 2015

/s/ Marty Portner  
Marty Portner, President

/s/ Mike Swartz  
Mike Swartz, Secretary

(SEAL)