

CSL/CA BOARD MEETING  
SEPTEMBER 18, 2007

The meeting was opened with the THE LORDS PRAYER led by Ralph Sadler, president, followed by the PLEDGE OF ALLEGIANCE to the Flag.

MEMBERS PRESENT: President Ralph Sadler, Clifton Ross, Vice President, Brad Rupel, Treasurer, Johnnie Vance, Jim Bohannon, Wendell Geurkink, Sharon Cline, Andy Eder, Virginia Miller, Secretary and David Maynard, Manager.

Jim Bohannon made the motion to accept the August 21<sup>st</sup> minutes, seconded by Clifton Ross. Andy Eder said there were facts that he wanted to discuss, but he didn't want to discuss them tonight. Jim Bohannon made the motion to table those minutes until further discussion can be done, seconded by Andy Eder. They will be discussed at the October executive session.

Wendell Geurkink, liaison for Membership & Election committee, explained the committee's position of not to open the gates. There is a presentation by three people and he asked that all comments and questions be held until the presentations are given and Ralph Sadler opens the floor for discussion. The assignment that was given to M & E was to count the ballots as they came in during the September 8<sup>th</sup> meeting. There was discussion at the last Board meeting and confusion as to whether we were going to count them in an open or closed session. Because of that discussion, they called a special meeting to decide what to do. In that meeting, there was discussion about not knowing what ballots would be good because of some information missing. They decided by vote that they would not open the ballots. Last week at the executive meeting, the Board decided that if the committee don't count them, it is now the Board's responsibility. The Board has taken that responsibility and they decided they are not going to count the ballots.

Ralph read the legal opinion that Dave requested from our Attorney Scot Andrews pertaining to Article 6, Section 1, Paragraph G; which states that the committee shall have the responsibility to conduct all elections, recalls and referendums which require the vote of the members of the corporation. The committee shall perform such other functions as may be assigned to it by the Board of Directors. Any person aggrieved by such decision may appeal any decision of the committee to the Board of Directors. Therefore from the simple language of the By-Laws, it would appear that the Membership & Election committee would have the responsibility to conduct a vote on the Gates, assuming that the vote could be classified as a referendum. Referendum is defined by Webster's Dictionary as (a.) The principal of practice of submitting to popular vote a measure passed on or proposed by a legislative body by a popular initiative, (b) A vote on the measure so submitted. In this case it certainly seems like a vote to open the gates would be a referendum and therefore would come under the responsibility of the Membership & Election committee. 1.

With the above being said, there is no language indicating that the Membership & Election committee has sole or exclusive responsibility to conduct all elections, recalls or referendums. Nor is there any language that indicates that the Membership & Election committee has sole or exclusive authority to conduct all elections, recalls or referendums. Further, any person who is aggrieved by any decision of the Membership & Election committee may appeal to the Board of Directors. As a result, the Board of Directors has the authority to overturn any decision of the Membership & Election committee. This in essence gives the Board of Directors ultimate authority over decisions made by the Membership & Election committee. Further, any decision by the Membership & Election committee must first be approved by the Board of Directors. In the present case, it is clear that the responsibility of the vote on the gates would fall under the definition of Referendum, and therefore the Membership & Election committee would have the responsibility of conducting such vote. However, the Board of Directors is the ultimate authority within CSL with specific authority to overturn any decision made by the Membership & Election committee. Further, the Membership & Election committee does not appear to have sole authority or responsibility to conduct such a vote on a referendum. If the Membership & Election committee declares the vote invalid, or someone aggrieved by that decision appeals, the Board of Directors could over turn that decision, hold the vote and count the ballots. As you can see, the Board of Directors would have the final say in whether a vote or votes are invalid. Also the By-Laws indicate that the Membership & Election committee shall perform such other functions as assigned to it by the Board of Directors. The Board would have authority to require the Membership & Election committee to count the votes. Finally, it is clear from the By-Laws that the Board of Directors shall manage the business and affairs of the Association and any decision by the Board will supersede any decision made by the Membership & Election committee. Respectfully submitted, Scott C. Andrews, Attorney.

Ralph stated that the Board of Directors voted to discard the ballots, however, Andy Eder made a proposed resolution that we discussed and tentatively approved in the executive session and he will present it at this time.

Andy Eder stated there was a vote at the annual meeting to take a vote on opening the gates and it is for that reason the Board is taking this action tonight. (Quoted)  
Andy Eder introduced the motion that all entrances to CSL be open from 5:00 a.m. to 7:00 p.m. seven days a week. The gates proposed to be opened are the Main gate, Queensville, Foxmore and the JNRU gate. Upon acceptance of this resolution, this action is to be put into effect on Monday, October 1st, 2007 at 5:00 a.m. This action is to be reviewed sometime after it has been in effect for six months. The motion was seconded by Jim Bohannon.

#### QUESTIONS – COMMENTS -- RESPONSE:

Betty Hutt explained the reasoning of the Membership & Election committee to clear the record. Without checking the membership list and mailing to only members in good standing, they didn't think it was a good survey.

Someone asked about the thefts and how they have increased since the gates have been open during the road work. Andy explained that the increase is no more than it usually is during the summer months.

Ralph stated we took a survey on theft reports during the time the gates were open. Andy read the security report during April (8), May (9), June (11), July (14), August (7), so there has been a slight increase, but that is a normal increase for summer activity. The price of all metals has gone up, so the theft has gone up. Andy stated he is sympathetic to those that don't want the gates open, but for those that need to use those gates on a daily basis, it saves thousands of dollars in gas and many miles. Our residents need to pull together and if something is seen, we need to report to our security. Crime is most prevalent during the night time, so security guards can be increased during the night and decreased during the day. Dave has been in contact with the Sheriff and they can easily swing into and through CSL when the perimeter gates are open.

Dave Brinkman, security chairperson, said just for the records the crime is done during the day by people that live in here, not people coming in. He is concerned about the sheds being hauled out the perimeter gates and other things coming in without permits. He also mentioned the speeding through JNRU's gate and concerned about the patrons safety. There is no control with all the gates open. We are the highest crime area and the publicity is greater than the county or North Vernon.

Wilma Thomas, a member of Architect committee, spoke that her concern is how many trailers past the ten year limit that we do not allow in here, will be slipping in, as well as commercial vehicles, junk cars, and other things that are not allowed.

Andy stated he has a deep respect for our security force, however, they are very restricted as to their legal ability to carry out law enforcement. Andy said he has basically abandon the idea of a 'town' because until such a time as this community is together and you have come to the realization that it is your only survival. If you don't come to that realization and the need for a town does not materialize, he said it will not happen. Right now, he said his only goal is the well being of this community. This compromise on the gates has some downsides, but on the upside to exist as a community is, we have to have money. We cannot maintain these roads, operate an office, a security force, or maintenance without money. Everybody knows that we have been at the lowest point of dues being paid of anytime in the history of this community. He said he knows that a lot of people think of him as their enemy since he was pushing for the town, but he said he was on the forefront, and if you ask any of the Board members, he believes they will agree that he was pushing for everybody to pay their dues. Once this community realized that the theft was going on, we got that situation turned around by hiring David Maynard.

Wilma asked if by opening the gates if that means they are public roads. Andy said definitely not public roads. County is in here a lot, because they are called in here a lot for domestic violence, delivering summons and we are inviting them to go outside of that purpose and patrol more.

Ralph stated we cannot do without security. We are working on opening the gates on a trial basis and it will be reviewed in six months. We have determined there are advantages and disadvantages for opening the gates.

Roll call vote was taken on the issue of opening the gates with eight 'yes' and one 'no'.

A question was asked about our Liability as far as the lakes are concerned. Dave responded that it does not change the liability on the lakes, but it does change the necessity of our guards and residents as to who is allowed on our roads.

Ralph reported that he attended the meeting about the Workforce Development funds at the Center of Economic Development on August 23<sup>rd</sup> with Congressman Baron Hill. He spoke with Elaine Fisher, Director of Building Better Communities from Ball State Univ. and employed by Workforce Development. Ralph stated he is telling us plainly and bluntly, we have to make some changes here in CSL. There are a lot of opportunities for economic development, but not as long as we are a private/gated community. These people sat and talked with me about the youth development program. Those are very limited as far as State and Federal are concerned. Unless a community has a recommendation from the State and Federal, the County will deny them access of that type of funds.

I came here tonight to ask that we need to start making procedures to restructure CSL from a private community to a 503C Organization so we can qualify for those funds. Ralph wants to propose something, and he wants everyone to think about it, this is not something that is going to be done over night. We need to look to the future and farther up the road as to the economic standing of CSL. We have been running on deficit budgeting for several years. In other words, we are taking our operating loan to cover ourselves for the lack of dues collections for the last two or three months of every year, and we are borrowing off of next years funds coming in. This year we have covered that because with the Redevelopment Loan the Bank made sure that we had the necessary funds available. What's going to happen in future years if we keep deficit after deficit and running farther and farther behind? We need to get into a position so that we can get some of these programs in here to help us in our economic status.

Ralph posed the question, let's start looking at other communities, such as Hidden Valley, that have restructured and see how they did their restructuring. We ourselves have to take the initiative to make these changes. If not, this community could go bankrupt sometime some years down the road. Listening to the people at the meeting gave Ralph enough information that made him realize that we have to do some serious thinking on how we can restructure this Association, so we can qualify for some of these funds. What we can get now is 'zero' in funds for our private community.

#### RECREATION:

Sharon Cline, liaison, spoke of the 501C3 which amounts to the restructuring of some of the assets in CSL into a Non-Profit Foundation making it possible to make application for the 5013C Foundation certification.

This means that places like Lowes and others can make donations of \$25,000 to us for the playground equipment, if they so choose. Sharon said that Dave has assured her that we have someone working on it and we on the board are waiting to hear. Sharon said that Dave has also assured her that things are moving along and we should have this certification sometime between Thanksgiving and Christmas. She questioned "Is that not true, David? David stated that is the final filing. Sharon said "I asked you if it was the filing of the papers or the certification and you said we would have it in time for Christmas." David said, "I said I hoped we would have the final certification by Christmas, I also said there are no guarantees. Filing Federal paper work is always of its own timing" Sharon asked "When is Mr. Weaver going to address the board?" David said, "I will try to have him here at the next meeting. Do you want it public or at executive session?" Sharon said she thought it should be at executive first because we will have some pointed questions.

Sharon reported the Mary Kay fund raiser held here on August 22<sup>nd</sup> resulted in \$650.00 being added to the CSL Playground project. So far, that means we have raised \$4,367.43 towards that project. Thanks to the suggestion of Norma Teeple and the approval by the Board of Directors last week, our next fund raising project will be an auction on Saturday, October 6th in the Clubhouse. We are encouraging everyone to look around their homes for items that can be auctioned off for the benefit of our children's playground fund. Items can be brought to the clubhouse on Friday from 1-4:00 pm or on Saturday morning from 10 – 12:00 pm before the auction at 1:00 p.m. Gene Tibbets will be our auctioneer and all proceeds from the auction will go to the playground equipment account. The auction will be advertised on the CSL page in the Plain Dealer newspaper. Sharon stated she would make sure it is on our Web Site.

The Recreation committee has also begun working on the Halloween Party to be held October 27<sup>th</sup> at the clubhouse. We will need some volunteers to help with the party. We also have two vacancies on the committee and there are applications in the office.

#### FINANCE:

Brad Rupel, liaison and treasurer, reported the committee met last Saturday with the Manager and reviewed our current financial situation through August. Collections were discussed and we have encouraged our Manager to move forward on the large property owners who have not paid yet. At the end of August we have approximately \$95,000.00 cash in the bank of which \$55,000.00 is in the Redevelopment account. We have drawn \$275,000.00 on the Redevelopment loan and of that \$55,000.00 is still in the bank. Our Accounts Receivables are still \$1,172,000.00 at the end of August. There is still considerable cash out to be collected. As of today we have approximately \$16,000.00 cash in bank, not including \$26,000.00 still in the Redevelopment account. August dues collected was \$19,112.36; August sales \$1,349.20 ; September dues collected as of today \$9,424.00; September sales to date were \$210.54. January through August 2007 dues collected \$620,617.24; (63% of total dues billed). The 3840 lots billed the Dedicated Assessment we have collected \$73,721.75 (76.8%) Through the end of August we have collected over \$76,000.00 of past due prior year dues. We are making progress. Over \$3,000.00 collected in fines. Everybody should pay their fair share.

#### LAKES:

Clifton Ross, liaison, reported the lake has been lowered more because two more leakages have been found. Brooks & Earl will be here to plug those. We are locating the main leak and it will be filled properly. If you rented a dock, you can keep the same dock or they will refund your money. The boat stickers will be free if you had one this year.

#### STREETS & EASEMENTS:

Andy Eder, liaison, reported the road work is progressing on the paving and stripping is being done. Andy said Dave should be given a hand on all his work and supervision on the work. (Clapping in appreciation) This is a very important step to improving our community, towards bringing prices back up, towards people being able to sell if they want to sell and people wanting to move in. It is a big encouragement and an improvement that we've been wanting for a long time. He said he thinks your funds will be handled very well in the next several years.

Andy read a letter from the Attorney regarding fiduciary duties of a Board member.

FIRST: In dealing with members of the association as stated under Indiana law, independent of their status as officers or directors, the shareholders of a corporation owe to each other a fiduciary duty to deal fairly, honestly and openly. Andy; (This is something this community has been lacking for quite sometime. Because as CSL is a non-profit organization which has members and not shareholders, its members owe each other fiduciary duty to deal fairly, honestly and openly. As one can see, even members of an association owe a duty to deal fairly with each other.) SECOND; In dealing with the Board of Directors of CSL, each Director owes a fiduciary duty to the association as well as the members. The fiduciary must deal fairly, honestly, and openly with his (members). He must not be distracted from the performance of his official duties by person interests. Andy (All of us in here are thinking of our own personal interests on several of these issues. We have a responsibility to each other and think of everybody in here and to weigh our thinking accordingly.)

There is still more work planned to be done on the streets this week. Some stripping has been done. The section from Lake Wildwood down to Duck Island will not be done this year. Dave stated they paved the Manor first because it would effected more during the winter months and still try to do as many streets repaired this year. There was discussion about working from street to street as fast as it can be done.

#### MEMBERSHIP & ELECTION:

Wendell Geukink, liaison, reported the meeting on the 8<sup>th</sup> was discussing the ballots.

#### ARCHITECTURE:

Jim Bohannon, liaison, gave the Inspectors Report that will be posted on the Wed Site. APC is basically out of money for the clean-up of mobile homes.

#### SECURITY:

Johnnie Vance, liaison, reported a mobile home fire last night on Tudor Place. The security report will be posted on the Web Site.

#### CLUBHOUSE:

Virginia Miller, liaison, reported the restaurant is still closed. We are waiting to hear from IRA. Our manager will report more on the restaurant and the legal proceedings.

#### JUDICIAL:

Ralph Sadler, liaison, reported July actions. Citations found guilty (12), Judgments withheld (2), Cases rescheduled (0), Cases dismissed (0) Total citations (14) Total amount of fines issued (\$1100). Amount collected (0) August citations found guilty (5), Judgments withheld (0), Fines issued (\$320), Amount collected from prior month (\$100); September citations found guilty (24), Judgments withheld (2), Cases rescheduled (1), Architecture citations corrected (2), Cases dismissed (3) Total citations (32), Total fines issued (\$1505), Amount collected (\$35).

#### MANAGERS REPORT:

David Maynard reported Paul Eder from O'Mara is here to address the Board and members. Dave will address a few issues before introducing Paul Eder. Country Manor and Squire Blvd. have been completed this year. Approximately three miles of paving has been done and the stripping was done in exactly three business days as promised.

Sub-surface and repair of pot-holes has been waiting for a period of time and was begun two weeks ago. Areas that have been substantially completed are the Derbyshire area, Buckingham area and interior roads which included the largest 'craters' in the entire community. One of which was 20' long and the width of the road and you could lose a car in them. We are not going to be able to do as much chip seal as we had hoped to. We are jumping around and trying to get the worse dig outs first and the pot holes ones first.

Hylander, Londonary and Ellingsworth are grind up streets because the payment has broken severely and was primarily done by garbage trucks. As soon as the second Grinder is in here, Evergreen, Catalpa Court, Dorydon, Huntington, Sycamore and others, will be ground out because it is extremely hard on the grader to use the grader for ripping up the streets. There is a serious water leak on Londonary and unless it is repaired we may not be able to pave it this year. We are still working on the back side of the community and part of the front side. We are well into this work, we've spent a lot of money, but the bills have not come in from the last three weeks. He asked Paul to come tonight to explain the damage that Best Way has done to our streets.

Paul Eder spoke of the amount of damage that Best Way has done since last winter. Dave is doing the right work by trying to get the water away from the roads. Paul said if Dave was not operating the grader as he is doing, it would cost at least another \$100,000 to \$125,000 more to accomplish what was needed. The chip seal is coming in another week or less and the grinding will begin again as soon as we get the equipment. All the work is a process and Dave is doing the right thing to get the water away from the asphalt. We appreciate the business from CSL.

Ralph asked Paul Eder how much damage Best Way has actually done to our roads. Paul said it is safe to say hundreds of thousands of dollars of additional damage. It was said that the road damage clause was removed from his contract (by a previous administration) in order to get the lower cost per household and use larger trucks. The road damage far exceeds the savings per household. 7.

Jerry Earl has been our contractor regarding the Lake repairs. Repairs will begin again next week. The engineer changed the type of concrete used at the last minute last June/July. The intent was to plug the holes inside the cavern, but what it did was to plug the holes on the outside at the surface. We have three new holes and at least two places where new holes are forming, but have punched through yet. If the lake had been up, we would probably have five holes now. Underneath is a cavern and all these holes drain into it. We can fill those holes, but we cannot stop the leaks by sealing the surface. We have to plug the holes where the water feeds down through. Next week we will be using a jack hammer and find out what is going on in this cavern, find those holes and plug them. We are trying to do the work as quickly as possible before the lake is up for the winter pool. We are doing the best we can with a bad situation.

The work will start on the headwall and the concrete will be poured on it next week.

The culvert at Wildwood Dam is substantially full, so we are going to honor the States questions as to why the culvert is there, because it was not on the original permit. We are going to remove the culver and restore the stream bed to the big lake. It is cost effective.

The work on the Pavilion on Foxmour is completed. Exterior facing has been replaced and painting is finished and the electrical has been restored. We were not able to work on the bathrooms and fireplace this year. If you are looking for a place for a family gathering, please call the office to make arrangements.

A very heartfelt thank you for your support, your cooperation, your patience during all our hard work this year. Most of us are very tired. We've work long and hard with very little or no time off. We appreciate the face that you are supportive and the nice comments that have been made. THANK YOU

**TAX SALES:** That has been the dirtiest words of anything here. July 1<sup>st</sup> of this year the State Legislature gave some relief to all the communities like us. Community Associations by the subject of a new tax legislation where the State has said that if we file liens against properties going up for tax sales, our liens and accounts will survive the tax sales in the future. The Board has given Dave the approval to go ahead. Dave is waiting for the proper wording from the Attorney. There are four Resolutions: **1)** CSL/CA, Inc. Board of Directors resolution authorizing filing of collection cases in Jennings County District Court. **2)** CSL/CA Inc, CSL Board of Directors hereby authorizes and directs David Maynard, CSL/CA Inc, Community Manager and to utilize the services of Attorney Scott Andrews to serve as attorney of record for these cases to file any or all collection cases for property owners owing more than \$5,000. in aggregate as appropriate at the Jennings County District Court to collect unpaid accounts of CSL/CA Inc. to include adding to each account the filing fees, collection cost of \$100., attorney fees, when an attorney services are actually utilized, and any court fees. **3)** CSL/CA Inc Board of Directors Resolution authorizing filing of collection cases in Jennings County Small Claims Court. CSL/CA Inc. Board of Directors do hereby authorize and direct David Maynard, CSL Community Manager to file any or all collections cases as appropriate to collect unpaid accounts of CSL/CA Inc. to include adding to each account filing fees, collection cost of \$100., attorney fees, when attorney services are actually utilized, and any court fees. On this one, our attorney will be Brad Kage.

4) CSL/CA Inc. Board of Directors do hereby authorize and direct David Maynard, CSL Manager to file any or all liens as appropriate to protect the accounts of CSL/CA Inc. in anticipation of any tax sales or the issuance of any tax deeds, to include addition to each account \$25.00 filing fee and a \$25.00 processing fee. 5) RESOLUTION authorizing filing of a petition case in Jennings County District Court. (This has to do with the tax sales that were just issued tax deeds a few weeks ago. There are over 200 of them and it wipes out almost \$200,000 in accounts.) CSL/CA Inc. Board of Directors do hereby authorize and direct CSL Manager, David Maynard, to utilize services of attorney Scott Andrews to serve as attorney of record for this case to file petition for affirmation (preserve our accounts) of the CSL/CA accounts recently conveyed by tax deed for all instances in which the petitioners failed to abide by the letter of the law regarding notice requirements in Jennings County District Court to preserve the unpaid accounts of CSL/CA Inc. To be signed by the President and Secretary on all Resolutions.

The problem we have had in the past is that over \$1,000,000.00 of our dues and accounts have been wiped out over the last five years. That would have paid for fixing all the streets. We are showing \$1,100,000.00 of receivables on the books. Of that, almost \$500,000.00 is scheduled to be wiped out by these tax sales. Courtesy of the legislature, that did not have to happen on the new ones and because of an error by the attorney of one of the property owners who bought all these lots, in terms of how he did his notice, we have the opportunity to go back and say you didn't do it right, please restore our accounts. We will see what the court says. This is definitely worth the cost of any effort to do this.

The 2008 Budget Process will be starting soon. Every year we go through the budget process for the dues and assessments for the coming year. With all of the work going on, all the cases that have to be filed in the next few weeks, and everything else that is going on, it will be a very difficult year for the budget process. We also have a very severe problem in terms of what is actually going to be available for money. Dave will be asking each of the committees on October 6<sup>th</sup> at their meetings to look at their budget from this year and simply look at it from the standpoint, is there a change needed for next year. There is not enough money to cover the Budget. We have to do a budget, but there is not enough money to cover all the expenses that are planned for. We spent four months last year and it really didn't accomplish much, because there wasn't there when the time came.

There is a rumor floating around the community that our janitor was being paid over \$12,000 this year. The problem is that the accountants did not separate the wages of the janitor (\$2,183.00) from pest control, janitorial supplies, etc. The janitor is paid for four hours a day, five days a week and an occasional week end time to take care of a problem. Minimal cost for a janitor!

Dave speaking of our overall budget: At the end of six months, I do an end of year budget projection, primarily for my own purposes. I share it with Finance and the Board. In very simplistic terms, last year we paid off \$301,000.00 in loans. We had a operating loan and a five year loan which was a operating loan amortized over five years, all operating loans. We also financed January and February out of this years dues just has been done every year over the last twelve years.

Average cost for the first six months of the year is about \$55,000.00 a month. For the last six months, because things get paid off early, it drops to about \$50,000.00 a month. This year, if we use only our operating fund loan of \$250,000.00, as of October 1<sup>st</sup>, there is five months left, \$50,000.00 a month comes to \$250,000.00. If in reality, we do what has been done every year, which is to not incur extra interest charges to borrow money, we finance January and February out of the next years dues, we will have somewhere in the neighborhood of \$150,000.00 to \$175,000.00 loan to pay off. Obviously \$301,000.00 in loans last year vs \$150,000.00 to \$175,000.00 this year is a substantial drop. We will be substantially better off. We will get through October 1<sup>st</sup> with no problem. We have enough money in the bank with what is coming in to get there. So we have 'knit' the plan, so to speak, to get there this year.

Now what did I not include? I didn't exclude expenditures. What I did not include is any income coming from collection cases. I did not include any money from tax sales where our money is restored. Any of this money we win in court, is additional money that lowers that debt. If we follow the original plan of last year, the intent is to lower the loan each year by \$100,000.00. \$300,000.00 last year, \$200,000.00 for this year, \$100,000.00 for the next year and finally solvent. Right now it looks like we will do it instead if three years, in two years. I have strong hopes that we will do it in one year, but I'm not promising you that because I don't know what reality will be. I do expect to tell you at the end of the year that we are better than our target.

Two trucks are going up for auction on October 6<sup>th</sup>. They are the old tan and brown 5 ton dump truck with the plow that we have used for our snow plowing. The second is the old manager's pick up truck. We are hoping to get enough out of these two trucks to get one more older, used, but still in good condition pick up truck to plow the side roads where the big truck cannot go.

Restaurant Lease: We have a serious problem. IRA is a foreign national with a Green card. No one knew that when he came here. He isn't subject to the laws of our country. He cannot be sued. He is to be here tomorrow to pay up. Everything has gone to our attorney for default publication if he doesn't show up. It is a priority to get the restaurant open. There are nine people that have shown interest in leasing the restaurant.

We had a fire on Atkinson Circle (Whites) that was under a demolition order from the court. Area Planning Commission had no funds to demolish the trailer, so they assigned us the right to demolish the trailer. We hired a resident, Ricky Forwall, to demolish the trailer for the metal. He started to burn some of the debris and as he put it "It got away from him". Michelle Evans, EMS coordinator, contacted the Indiana Environmental Management, Air and Water pollution control, who have since determined that Ricky Forwall and CSL will share in the settlement cost of \$4,250.00 in fines. This is what is known as a consent order, which means if we sign it, we owe the bill and give up our rights without contesting them. Obviously, I have contested them. Yesterday I filed a response to the consent order. We were unaware of Ricky Forwall's background and history. There were a lot of people that could have told us. Prior to either Kevin Spine or myself being interviewed by IDEM officials, Michelle Evans reported that CSL is a trailer park, not a resort community, that CSL owns the property the trailers are on, consequently we are the guilty party or record. The consent order was based on that assumption.

The challenge to it is based on the fact that, no, the Whites who are deceased have a power of attorney, a relative, who had the legal obligation to clean up the property and did not. No, legally we do not meet the criteria to be the ones who are fined on this. This is a ridiculous case of a county official misrepresenting us to fit what she would like to conceive us to be. For any of you who were not here and do not know, I take violent exception to Michelle Evans. She caused us incredible grief out here while promising grants that we were not even eligible for. There is a positive side to it, I do not believe we will be paying those fines. Even if we do, our share will be limited to \$2,125.00. They originally determined that Ricky Forwall has no income or assets, we would have to pay his share.

Johnnie Vance made the motion to adjourn, seconded by Jim Bohannon. Adjourned.

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Ralph Sadler, president

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Date

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Virginia Miller, secretary