

**SUMMARY OF MINUTES
BOARD OF DIRECTORS
MUSKINGUM WATERSHED CONSERVANCY DISTRICT
Held at the Science and Technology Center, Kent State University Tuscarawas
September 25, 2015, 9:00 a.m.**

A meeting of the Board of Directors of the Muskingum Watershed Conservancy District was held at the Science and Technology Center, Kent State University Tuscarawas, New Philadelphia, on Friday, September 25, 2015, at 9:00 a.m., pursuant to notice duly given all Directors, and the general public in accordance with law.

1. ROLL CALL

Directors present were: Ms. Limbach, Mr. Maupin, Mr. Parham, and Mr. Sprang.

On motion by Mr. Parham, seconded by Mr. Maupin, Mr. Pryce was excused.

Present from MWCD staff were Scott Barnhart, Barbara Bennett, Mary Burley, Jim Crandall, Jim Cugliari, Scott Heller, John Hoopingarner, Ted Lozier, Karen Miller, John Olivier, Mike Rekstis, Boris Slogar, Mark Swiger, Scott Tritt, Melissa Tylke, and Jeff Yohe.

Ms. Limbach, President of the Board of Directors, presided.

2. INTRODUCTION OF VISITORS AND PUBLIC COMMENT

Also in attendance for all or portions of this meeting were: J.D. Long (*Harrison News Herald*), Doug McLarnan (*MWCD Development Advisory Committee*), Doug Schmidt (*American Tower Company*), and Sean Logan (*Woolpert, Inc./Sean Logan & Associates, LLC*).

3. APPROVAL OF MINUTES

On motion by Mr. Maupin, seconded by Mr. Parham, the minutes of the August 28, 2015, meeting of the Board of Directors were approved.

4. FINANCIAL

Mr. Cugliari presented the financial report for the period ending August 31, 2015. The total operating revenue is \$13,929,932.00 with operating expenses of \$9,458,735.00 resulting in an excess of revenue over expenses of \$4,471,197.00.

Maintenance Fund-General

- Revenues and expenses in this fund are within budget expectations, with revenues at 90.35% of budget and expenses at 52.58% of budget.

Conservation Fund

- Total revenues in this fund are 46.98% of budget. Two areas of concern are the Farm Operations-Sharecrops and Mineral Operations-Gas and Oil Royalties, both will struggle to meet budget.
- Total expenses are 48.39% of budget and 30.67% ahead of 2014.

Recreation Fund-Parks

- Total revenues in this fund are 92.80% of budget.
- Vacation Cabin revenue continues to run behind at 84.38% of budget and 3.16% behind 2014.
- Park camping revenue continues to run strong as it is 98.87% of budget and 3.42% ahead of 2014.
- General Park revenues are 104.91% of budget and 8.88% ahead of 2014.
- Expenses in this fund are 60.78% of budget and 6.66% ahead of 2014 but well within budget.

Recreation Fund-Non Park

- Total revenues are 81.08% of budget and 10.84% ahead of 2014.
- All of the marina operations revenue are running very strong and are at or near budget expectations.
- Expenses in this fund are 62.76% of budget and 18.28% ahead of 2014. Much of the increase from the prior year is due to the self-operation of Clendening Marina.

Recreation Improvement Fund

- Expenses in this fund are 34.87% of budget.
- Park Facilities and Camping expenses are 36.29% of budget and increased 47.65% from 2014.
- Water and Sewer Systems expenses are 57.61% of budget and increased 58.03% from 2014.

Maintenance Assessment Fund

- Assessment Fund-Revenue collection line item has met and exceeded budget with a few of the smaller counties still to report.
- Expenses in this fund are 36.24% of budget.

Additional investments were made with Morgan Stanley and PNC Institutional Asset Management during the month of August.

Overall, for the most part, operations continue to run in line with budget expectations. There are some revenue line items that will fall short of the budget which we will be presenting to the board for consideration of a reduction in the budgeted revenue.

On motion by Mr. Sprang, seconded by Mr. Parham, the financial report was accepted as presented.

5. PAYMENT OF BILLS

On motion by Mr. Maupin, seconded by Mr. Sprang, a report of the payment of bills for the period ending August 31, 2015, was approved as presented.

6. BUSINESS

6.01a LEASE TRANSACTIONS

On motion by Mr. Sprang, seconded by Mr. Parham, the assignments, cancellations, new leases, farm leases, mortgage consent and agreement cancellations, and mortgage consent and agreements were approved and execution by the proper officers of the MWCD authorized.

6.01b LAND USE AGREEMENT – SENECA – ANTERO RESOURCES

On motion by Mr. Parham, seconded by Mr. Maupin, a Temporary Land Use Agreement with Antero Resources for a location at Seneca Reservoir, as recommended and set forth in the above memorandum, was approved.

6.01c CHESAPEAKE EXPLORATION LEASE AMENDMENT – LEESVILLE

On motion by Mr. Sprang, seconded by Mr. Parham, an Amendment and Ratification of a lease with Chesapeake Exploration at Leesville Reservoir, as recommended and set forth in the above memorandum, was approved.

6.01d PIEDMONT STORAGE BUILDINGS – APPRAISAL, PURCHASE OFFER

On motion by Mr. Sprang, seconded by Mr. Parham, purchase of storage buildings located near Piedmont Marina and the necessary budget adjustment in the amount of \$148,000.00, as recommended and set forth in above memorandum, were approved.

6.01e ARTEX ASSIGNMENT TO FMS DRILLING - SENECA

On motion by Mr. Sprang, seconded by Mr. Parham, assignment of the shallow rights on a lease with Artex Oil Company at Seneca Reservoir, as recommended and set forth in above memorandum, was approved.

6.02a BUDGET REVISIONS

On motion by Mr. Sprang, seconded by Mr. Maupin, budget revisions for the year 2015 to date, as recommended and set forth in the above memorandum, were approved.

6.02b BUDGET ADJUSTMENTS

On motion by Mr. Sprang, seconded by Mr. Parham, budget adjustments transacted during the second quarter of 2015, as recommended and set forth in the above memorandum, were approved.

6.02c 2016 PRELIMINARY BUDGET REVIEW

Mr. Cugliari reviewed the 2016 preliminary budget with the Board. No action was requested.

6.02d 2016 NAVIGATIONAL AIDS GRANT PROGRAM

On motion by Mr. Sprang, seconded by Mr. Parham, a proposed Resolution of Authorization to apply for and enter into a grant agreement with the Ohio Department of Natural Resources Navigational Aids Grant Program, as recommended and set forth in the above memorandum, was approved.

6.03a HUMAN RESOURCES SUMMARY

On motion by Mr. Sprang, seconded by Mr. Parham, human resources activities, as recommended and set forth in the above memorandum, were approved.

6.03b ORGANIZATIONAL TRAINING AND DEVELOPMENT PROGRAM

A proposed MWCD Training and Development Program was presented for review and comment.

6.04 PURCHASE OF FIRE RINGS AND PICNIC TABLES

On motion by Mr. Sprang, seconded by Mr. Parham, purchase of 50 picnic tables and 1,025 fire rings from RJ Thomas Manufacturing at a total cost of \$122,896.00, as recommended and set forth in the above memorandum, was approved.

6.05 THE OHIO STATE UNIVERSITY – USEEL PROJECT PARTNERSHIP AGREEMENT

On motion by Mr. Maupin, seconded by Mr. Parham, authorization to finalize and execute a Memorandum of Agreement with OSU, as recommended and set forth in the above memorandum, was granted.

6.06 OPERATIONAL POLICIES – REVISIONS AND NEW POLICY

On motion by Mr. Sprang, seconded by Mr. Maupin, revisions to operational policies (number 1010, 1035, and 1090, and a new policy entitled “Written Change Orders,” as recommended and set forth in the above memorandum, were approved.

6.07 2015 ANNUAL MAINTENANCE ASSESSMENT

The Board took the following actions:

In order to maintain the works of the Muskingum Watershed Conservancy District, it is necessary to levy an annual maintenance assessment as set forth in Ohio Revised Code, Section 6101.55. Attached is the Certificate of Annual Levy for the MWCD.

It is recommended that the Board approve a maintenance assessment in the aggregate sum of \$5,691,192.84

On motion by Mr. Maupin, seconded by Mr. Parham, the following resolution was adopted:

**RESOLUTION OF ANNUAL LEVY
OF THE
MUSKINGUM WATERSHED CONSERVANCY DISTRICT**

Resolved:

1. That on this 25th day of September, 2015, the Board of Directors of the Muskingum Watershed Conservancy District hereby determines, orders and levies a maintenance assessment for the year 2015, in the aggregate sum of \$5,691,192.84 for the account of the Maintenance Fund of said District. That said maintenance assessment shall be duly apportioned to the benefited properties and public corporations in said District in proportion to the benefits and that the amounts of said maintenance assessment imposed upon the properties and public corporations in said District be recorded in the Conservancy Assessment Record of the Muskingum Watershed Conservancy District.
2. That a certified copy of this resolution be recorded in the Conservancy Assessment Record of the MWCD.
3. The President and Secretary are directed to certify this Annual Levy to the County Auditors in the District, pursuant to law.
4. That the said amounts of said maintenance assessment shall be collectible and payable in the year 2016 in the sums specified at the same time that the state and county taxes are due and collectible.

On motion by Mr. Maupin, seconded by Mr. Parham, the following certification was adopted:

**CERTIFICATE OF ASSESSMENT RECORD
OF THE
MUSKINGUM WATERSHED CONSERVANCY DISTRICT**

This is to Certify:

1. The Court of Common Pleas, Tuscarawas County, Ohio, Conservancy Division confirmed a readjustment of the appraisal of benefits to all the benefited property and public corporations in the Muskingum Watershed Conservancy District.
2. That the said readjustment of the appraisal of benefits to all the benefited lands and public corporations has been recorded in the Conservancy Assessment Record of the Muskingum Watershed Conservancy District which contains a notation of the items of property and the public corporations to which benefits have been appraised, the total amount of benefits appraised against each item or public corporation, and the total assessment levied against each item or public corporation.
3. That the Conservancy Assessment Record of the Muskingum Watershed Conservancy District contains a true and correct record of the benefits approved and confirmed by the Court.

On motion by Mr. Maupin, seconded by Mr. Parham, the following certification was adopted:

**CERTIFICATE OF RESOLUTION OF ANNUAL LEVY
OF THE
MUSKINGUM WATERSHED CONSERVANCY DISTRICT**

This is to certify the following action of the Board of Directors:

1. That on this 25th day of September, 2015, the Board of Directors of the Muskingum Watershed Conservancy District hereby determines, orders and levies a maintenance assessment for the year 2015, in the aggregate sum of \$5,691,192.84 for the account of the Maintenance Fund of said District. That said maintenance assessment shall be duly apportioned to the benefited properties and public corporations in said District in proportion to the benefits and that the amounts of said maintenance assessment imposed upon the properties and public corporations in said District be recorded in the Conservancy Assessment Record of the Muskingum Watershed Conservancy District.
2. That a certified copy of this resolution be recorded in the Conservancy Assessment Record of the MWCD.
3. The President and Secretary are directed to certify this Annual Levy to the County Auditors in the District, pursuant to law.
4. That the said amounts of said maintenance assessment shall be collectible and payable in the year 2016 in the sums specified at the same time that the state and county taxes are due and collectible.

OTHER BUSINESS

McDONALD HOPKINS LLC AGREEMENT

On motion by Mr. Parham, seconded by Mr. Sprang, an agreement with McDonald Hopkins LLC for the period of September 1, 2015, through December 31, 2016, as recommended and set forth in the above memorandum, was approved.

ORGANIZATIONAL TRAINING AND DEVELOPMENT PLAN – ONLINE TRAINING AND LMS

On motion by Mr. Sprang, seconded by Mr. Parham, a 3-year agreement with BizLibrary to provide Online Training Courses and Learning Management Systems, as recommended and set forth in the above memorandum, was approved.

GIS AWARD

Mr. Lozier distributed a copy of a map created by Skyler Dewey, Conservation Specialist. This map, entitled “Muskingum Watershed Conservancy District Water Quality Monitoring in the Seneca Lake Drainage Basin” was submitted to the 2015 Ohio GIS Conference. Ms. Dewey received second place honors for her submission in the small format (11 x 17 or smaller) category. Ms. Limbach expressed congratulations on behalf of the Board to Ms. Dewey.

UPCOMING EVENTS

The Board was informed of several upcoming events: 1) The Atwood Area Fall Festival at Atwood Lake Park, October 2, 3, and 4; and 2) The Paul Bunyon Festival at the Guernsey County Fairgrounds, October 2, 3 and 4; 3) The Muskingum Watershed Conservancy Foundation Annual Dinner to be held November 6 at the KSU Tuscarawas Performing Arts Center; and 4) MWCD will host a “Kayak for Cancer” event at Atwood Park on October 17 as part of a local breast cancer awareness program called “Paint Tusc Pink” sponsored by Union Hospital.

7. REPORTS

7.01 MARINAS REPORT

Members of the Board received a financial report entitled “Summary of Marina Operations,” for the period ending August 31, 2015.

Site work adjacent to the new restroom/shower building at Clendening Marina has now been completed. Work continues on the leach field to complete the project. The facility has received many positive comments.

A recent Master Plan meeting at Seneca was scheduled to specifically solicit input from our two leased-operation partners at Seneca Lake Marina – Annie Bride and Terry Lake of the Dockside Restaurant, and Keith Ott, of Ohio Valley Boats. Both provided important input to GPD, the individual park design firm working at Seneca.

Engineering continues to work on the design of a water line connecting the restroom/shower building at Atwood West Marina with the new drinking water system serving Atwood Lake Park.

Matt Miller, Lynn Lyons, and Jared Oakes, managers of Seneca, Piedmont, and Clendening marinas, respectively, along with John Olivier, attended the first Ohio Clean Marinas Workshop held specifically for inland marinas. The Clean Marinas program has historically been made available to marinas on Lake Erie. The voluntary program assists marinas with implementing best management practices to protect water quality. Marinas can achieve “Ohio Clean Marina” certification, resulting in the protection and enhancement of their water resources and provided new and increased marketing opportunities. Over the last two years, MWCD worked with Ohio Sea Grant and OSU Extension to finally make the program and certification available to inland marinas as well. We will work towards certification for marinas throughout MWCD.

The Labor Day weekend was one of the busiest ever experienced at MWCD marinas. MWCD owned and operated marinas continue to perform well. Seneca Lake Marina revenues were already in excess of budget before the busy Labor Day weekend. Fuel sales exceeded \$100,000 for the first time, a number targeted back when we assumed operations in 2012. Docking revenues are well in excess of budget. The 2016 proposed budget includes an expansion in docking to meet increasing customer demand. The investment in extra slips will be paid back in less than two years.

Piedmont is performing even better, with projected revenues at more than \$50,000 in excess of budget, cracking the \$500,000 mark for the first time. On a lighter note, bait sales have been so good that our local distributor has taken out a full-page ad in nearby Buckeye Trail High School’s football program, thanking Piedmont and advertising the facility!

The operation at newly acquired Clendening Marina is being well-received by our customers. Though revenues may fall about \$30,000 short of that projected in our inaugural budget, expenses are expected to be about \$79,000 under budget, resulting in an improved bottom line.

The financials for the leased marinas were not available at the time this report was prepared. With the strong Labor Day weekend, it is expected that revenues from those operations are still running ahead of budget.

7.02 UTICA ROYALTY REVENUE REPORT

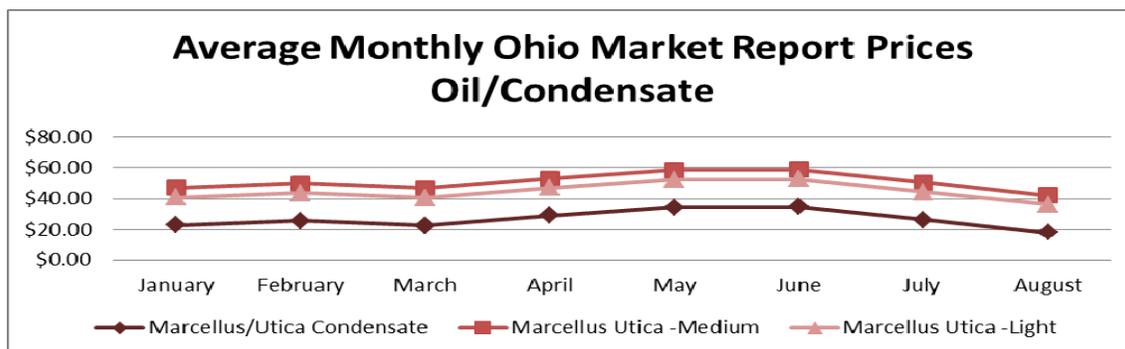
Utica royalty revenue is currently generated by 13 wells on adjacent private property. The MWCD’s proportional share of the wells varies significantly, and is shown below on the right.

Number of Wells	Description	Reservoir	MWCD Proportional Share
4	Boy Scout Unit	Clendening	64.2% of the 747 acre unit
4	Jones Unit	Clendening	19.2% of the 635 acre unit
2	Stout Unit	Piedmont	0.21% of the 633 acre unit
3	Myron Unit	Seneca	92.3% of the 817 acre unit

Utica royalty revenue decreased by -24.43% from July (\$291,097.88) to August (\$219,997.16).

Some individual items of note:

- American Energy – Utica, LLC has changed its name to Ascent Resources – Utica LLC.
- The Ohio Market Report prices posted for \$/barrel of Ohio Oil/Condensate on September 16, 2015
 - Marcellus Utica Medium \$43.59
 - Marcellus-Utica Light \$37.59
 - Marcellus – Utica Condensate (Formerly ALS) \$20.59



7.03 LAKE DRAWDOWN SCHEDULE FOR 2015-2016

In accordance with the U.S. Army Corps of Engineers Control Manuals, the following table shows proposed lake drawdowns for the winter of 2015-2016. This schedule will be presented to the U.S. Army Corps of Engineers and the Ohio Department of Natural Resources for their review and approval.

Reservoir	Normal Pool	Winter Level	Total Drawdown (feet)	Begin 2015 Drawdown	Release Duration (days)	Suggested intermediate refill schedule by March 15, 2016
Atwood	928.00	920.00	8.0	November 15	35	926.00
Charles Mill	997.00	992.00	5.0	November 15	30	995.00
Clendening	898.00	893.00	5.0	November 1	45	896.00
Leesville	963.00	955.00	8.0	November 1	45	961.00
Piedmont	913.00	908.00	5.0	November 15	35	911.00
Pleasant Hill	1020.00	1014.00	6.0	December 1	30	1018.00
Seneca	832.20	827.20	5.0	November 1	45	830.20
Tappan	899.30	894.30	5.0	December 15	35	897.30

NOTE: Due to planned construction at Atwood, Charles Mill, and Leesville, we request that additional drawdown occur to the elevations noted. Due to maintenance dredging work at Tappan, we are requesting the beginning of drawdown be delayed by one month to allow dredging work to extend into December. All reservoirs with extended drawdown will be held at the requested elevation until February 15, 2016 and then returned to the normal winter schedule elevations.

- To accommodate autumn boating, fishing and hunting, and to help reduce shoreline erosion, it is recommended that the drawdowns occur on an even release basis and at the rate stipulated above (release duration) so as to reach the intended lowered elevation.
- We request of the Army Corps of Engineers that refill begin February 15 on those reservoirs that can reasonably meet the intermediate refill date due to the nature of the reservoir, precipitation in that area, etc. For those reservoirs that cannot reasonably meet the March 15 refill date, please continue to begin refill on February 1. This delay will allow MWCD an additional two weeks to address any projects that need to be completed during drawdown, i.e. shoreline stabilization projects, dredging, dock repairs, etc.

This is provided for informational purposes only and requires no action on the part of the Board.

7.04 MASTER PLAN UPDATE

Mr. Rekstis presented a Powerpoint presentation entitled “Master Plan Update.” A copy of the handout for the Powerpoint presentation is on file. Board members will review this report prior to the October meeting and contact staff with any specific questions they may have.

Mr. Slogar distributed a written report to the Board on the Master Plan Implementation.

Program Status

- Individual park design (IPD) teams are continuing work on layout and preliminary design of all proposed master plan improvements. Initial test fitting of the standard RV campsite template with existing topography showed that less sites could be provided than were proposed in the master plan. MWCD has reduced the standard campsite dimensions to allow for more sites in existing areas and to reduce costs in new campground areas.
- The IPD teams continue to work on the location and size for all new water, sewer, electric, communications and gas lines throughout each park.

- The cabin development team continues to refine the floor plans, exterior look and costs for the proposed cabins at all parks. A design standards committee is in place to assure that all design concepts are standardized throughout all parks.
- All IPD teams are working toward completing an updated construction cost estimate for all park improvements that will be based on their preliminary layout and design.
- A draft waste water treatment agreement was sent to the Village of Perrysville on August 28, 2015.

Individual Project Status

- Atwood Lake Park Welcome Center
 - Framing for the building is completed and roof trusses will be installed in the next 2 weeks. Project completion date is set for March 15, 2016.
- Atwood Lake Park Trail, Phase I
 - VIP Construction Corporation of Canton has completed paving of the trail and parking lot and is currently finishing the last incidental items.
- Tappan ADA Restroom and Shower House
 - Bids for the project were opened on September 15, 2015 but no awardable bids were received. The Engineering staff and ms Consultants are currently performing a value engineering analysis to reduce the cost of the project.
- Atwood Lake Bridge and Trail Phase II
 - 90% complete plans were received Jones Stuckey on September 18, 2015. The Engineering staff is currently reviewing the plans and cost estimate and is considering possible alternate bid items. Construction will run from approximately December 2015 until June 2016.
- Atwood Amphitheater Trail Lighting
 - A contract for this project was executed with Wood Electric, Inc. of New Philadelphia. Shop drawings for materials are currently being reviewed. Work will commence in early October and be completed by November 28, 2015.
- Tappan Sanitary Sewer
 - DLZ is currently working on construction plans for a new sanitary sewer trunk line to connect the new restroom/shower building and future campgrounds to the treatment plant. Construction will start in early 2016.

7.05 DISCUSSION OF 2015 GOALS

Mr. Hoopingarner provided an update on the goals for 2015 as follows:

1) OIL AND GAS DEVELOPMENT

The MWCD will develop environmental and financial compliance audit procedures for its oil and gas leases. The major focus of environmental compliance will be on emergency preparedness. The major focus of financial compliance will be on assuring that royalties are accurately paid. Emergency preparedness plans and financial compliance procedures will be completed in the second quarter of 2015.

2) MASTER PLAN IMPLEMENTATION

The MWCD will focus design and construction activities on utility and infrastructure needs. Major projects for 2015 include the construction of the Atwood Welcome Center, modifications to the Pleasant Hill Activities Center, and Atwood Trail Phase I construction. A complete program schedule will be completed and submitted to the Board of Directors for review and approval in the third quarter of 2015. Business plans will be developed for the Master Plan implementation period within 90 days of the Board of Directors approval of the program schedule.

3) DREDGE PROGRAM

The MWCD will begin dredge operations in 2015, based on the priorities and needs identified in its comprehensive dredging plan completed in 2014. The dredge program is a multi-year program. The MWCD will also develop a navigational dredge plan in the third quarter of 2015. *Mr. Slogar provided the following information along some photographs of the dredge project at Tappan Reservoir...*

DREDGING PROGRAM

Dredging Operations

- *Dredge operations are fully underway in the area east of the Deersville causeway.*
- *Dewatering operations are working well and effluent returning to Tappan Reservoir has been very good with water quality measurements showing very low turbidity.*

Navigational Dredging Program

- *Staff is evaluating options for smaller-scale dredging options meant to target areas in the reservoirs that would be inefficient and costly for large-scale dredging machinery.*

4) FISCAL MANAGEMENT

The MWCD will continue the development of plans for the use of revenue generated from oil and gas leases. In light of recent market fluctuations and uncertainty, a forecast of oil and gas revenue will be developed. This forecast will be used to determine what changes may be needed in our plans for future expansion and development of facilities and programs. In the first half of 2015, the MWCD will address the issue of whether or not further adjustments of collection of the maintenance assessment should be made. This goal will require continual monitoring throughout the year.

5) HUMAN RESOURCE DEVELOPMENT

The MWCD will address management succession planning and will develop plans for leadership training and education for its staff. An emergency succession plan will be developed in the first quarter of 2015. Management training programs will be developed for Board review in the third quarter of 2015. *Ms. Burley submitted information on training plan at this meeting and the Board approved an online training program.*

6) TAPPAN/LEESVILLE/CLENDENING/TRAILS PLANS

The MWCD will begin the process to develop master plans for the Tappan/Route 250 Corridor, Leesville Lake, Clendening Lake, and a general plan for trails. These plans will consider recently acquired properties and assets, and how to maximize their use and benefit to the public. Input from our partners, customers and the public will be sought in this initial phase. A draft report with several concepts and proposals for consideration will be developed in the fourth quarter of 2015.

7.06 USACE PROJECTS STATUS REPORT

Dover Dam

- Working on completing as-built plans.
- Inflow Design Flood design and report was finalized and accepted by USACE.
- Post Construction Risk Assessment will be presented internally to USACE staff in January.

Bolivar Dam

- Project staff has been released to go to full production. Contractor is working two 12-hour shifts five days per week plus eight hours on Saturday.
- Primary panels have been lengthened to 30 feet (versus 25 feet)
- Grouting at the left abutment is experiencing higher levels of grout take than anticipated. The grouting project continues to progress.
- Service gate construction is currently removing deteriorated portions of concrete in areas at gates 5 and 6.

Patching is underway.

Zoar Levee

- Huntington USACE staff continues to work on design of levee modifications. A Project Partnership Agreement between USACE and MWCD is expected to be delivered in draft form later this year.

Muskingum Section 729 Watershed Assessment

- Cost Share Agreement being drafted and other associated documents under internal review.

Partnering Meeting

- This semi-annual meeting is scheduled on October 28, 2015, at 9:00 a.m. at the Hampton Inn in New Philadelphia hosted by MWCD.

7.07 ATWOOD REGIONAL WATER AND SEWER DISTRICT UPDATE

No report at this time.

7.07 IMMINENT OR PENDING LITIGATION

No report at this time.

8. SUBDISTRICTS

8.01 CHIPPEWA SUBDISTRICT – 2015 ANNUAL MAINTENANCE ASSESSMENT

In order to maintain the works of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District, it is necessary to levy an annual maintenance assessment as set forth in Ohio Revised Code, Section 6101.55. Attached is the Certificate of Annual Levy for the Chippewa Subdistrict.

It is recommended that the Board approve a maintenance assessment in the aggregate sum of \$371,882.60. This total is equal to one-half of the one-percent of the total appraisal of benefits for the Subdistrict. The assessment is apportioned, based on the benefits appraisal.

On motion by Mr. Maupin, seconded by Mr. Parham, the following resolution was adopted:

**RESOLUTION OF ANNUAL LEVY
OF THE
CHIPPEWA SUBDISTRICT OF THE
MUSKINGUM WATERSHED CONSERVANCY DISTRICT**

Resolved:

1. That on the 25th day of September, 2015, the Board of Directors of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District hereby determines, order and levies a maintenance assessment for the year 2015, in the aggregate sum of \$371,882.60 for the account of the Maintenance Fund of said Subdistrict. That said maintenance assessment shall be duly apportioned to the benefited properties and public corporations in said Subdistrict in proportion to the benefits and that the amounts of said maintenance assessment imposed upon the properties and public corporations in said Subdistrict and be recorded in the Conservancy Assessment Record of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District.

2. That a certified copy of this resolution be recorded in the Conservancy Assessment Record of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District.
3. The President and Secretary are directed to certify this Annual Levy to the County Auditors in the District, pursuant to law.
4. That the said amounts of said maintenance assessment shall be collectible and payable in the year 2016 in the sums specified at the same time that the state and county taxes are due and collectible.

On motion by Mr. Maupin, seconded by Mr. Parham, the following certification was adopted:

**CERTIFICATE OF ASSESSMENT RECORD
OF THE
CHIPPEWA SUBDISTRICT OF THE
MUSKINGUM WATERSHED CONSERVANCY DISTRICT**

This is to Certify:

1. That on the 15th day of July, 2002, the Court of Common Pleas, Conservancy Division for the Chippewa Subdistrict, confirmed a readjustment of the appraisal of benefits to all the benefited property and public corporations in the Chippewa Subdistrict of the Muskingum Watershed Conservancy District.
2. That the said readjustment of the appraisal of benefits to all the benefited lands and public corporations has been recorded in the Conservancy Assessment Record of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District which contains a notation of the items of property and the public corporations to which benefits have been appraised, the total amount of benefits appraised against each item or public corporation, and the total assessment levied against each item or public corporation.
3. That the Conservancy Assessment Record of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District contains a true and correct record of the benefits approved and confirmed by the Court.

On motion by Mr. Maupin, seconded by Mr. Parham, the following certification was adopted:

**CERTIFICATE OF ANNUAL LEVY
OF THE
CHIPPEWA SUBDISTRICT OF THE
MUSKINGUM WATERSHED CONSERVANCY DISTRICT**

This is to Certify:

1. That on the 25th day of September, 2015, the Board of Directors of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District duly levied a maintenance assessment for the year 2015, in the aggregate sum of \$371,882.60 for the account of the Maintenance Fund of said Subdistrict. That said maintenance assessment has been duly apportioned to the benefited properties and public corporations in said Subdistrict in proportion to the benefits and that the amounts of said maintenance assessment imposed upon the properties and public corporations in said Subdistrict and have been recorded in the Conservancy Assessment Record of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District.

2. That the Conservancy Assessment Record of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District contains a true and correct record of the Annual Levy of 2015 and of the maintenance assessment for the year 2015 as determined, ordered, and levied by the Board of Directors of the Chippewa Subdistrict of the Muskingum Watershed Conservancy District on the 25th day of September, 2015.
3. That the said amounts of said Annual Levy and of said maintenance assessment shall be collectible and payable in the year 2016 in the sums specified at the same time that the state and county taxes are due and collectible.
4. Following here is: (A) The descriptions of the property opposite the names of the owners; and (B) The total amount of the annual levy on each piece of property and on each public corporation for the account of all funds and the amount of each item making up the total.

9. EXECUTIVE SESSION

No executive session was necessary at this meeting.

10. ADJOURN

There being no further business, on motion by Mr. Maupin, seconded by Mr. Parham, the meeting of the Board of Directors was adjourned. The next regularly scheduled meeting is Friday, October 23, 2015, at 9:00 a.m. at the Emerson Banquet Center, 255 Second Street NE, New Philadelphia, Ohio.

09.25.2015, km

Approved 10.23.2015