

IN THE COMMON PLEAS COURT OF LICKING COUNTY, OHIO

IN THE MATTER OF:

**SOUTH LICKING WATERSHED
CONSERVANCY DISTRICT**

Case No. 68 CV 54569

ANNUAL REPORT OF THE BOARD OF DIRECTORS

DECEMBER 1, 2022 THROUGH NOVEMBER 30, 2023

BOARD OF DIRECTORS

**Kevin Elder, President
Linda Nicodemus, Vice President
Daniel Blatter, Director**

Directors Kevin Elder, Linda Nicodemus, and Daniel Blatter served as members of the Board of Directors of the South Licking Watershed Conservancy District (Conservancy District) during the period covered by this report. Britney Stuller, employee of the Licking County Soil and Water Conservation District (LCSWCD), was appointed to be the District's Secretary/Treasurer.

Brian Reed served as legal counsel.

Licking County Soil and Water Conservation District (LCSWCD) assistance to the Conservancy District includes a Watershed Coordinator who spends a proportionate amount of time supporting the Conservancy District projects and grants. Additionally, the LCSWCD Operations Coordinator serves as the Secretary Treasurer assists us with the financial reporting, meeting minutes, publication of Public Notices and filing state reports as necessary. The District Program Administrator assists with preparation of meeting agenda, website management and coordinating records management.

DEVELOPMENTS DURING THE REPORTING PERIOD

The Conservancy District has identified a number of issues to address, in addition to South Fork flooding, which continues to be a priority:

The Flood Damage Reduction Planning Study of the South Fork Licking River, as funded by a grant from Muskingum Watershed Conservancy District and SLWCD was completed by the consulting firm EMH&T in September 2023 with cooperation and coordination with LCSWCD who managed the 2D modeling project the Licking County Board of Commissioners funded.

LCSWCD submitted a MWCD Partners in Watershed Management Grant for Flood Reduction Study on the Raccoon Creek watershed on behalf of SLWCD Directors. This grant application will complement the previous work in the South Fork Licking River HUC and would complete the flood study the entire service area for the SLWCD. The awards will be announced the first part of December.

SLWCD continues to work with the Ohio Silver Jackets Program modeling and USACE Raccoon Creek Section 208 Snagging and Clearing for Flood Control. The Silver Jackets inundation and log jam prioritization model and study was completed in November. The model will be turned over to the SLWCD, and will be used to inform the Section 208 team as they prioritize debris fields for construction. Both projects combined offer \$625,000.00 with a \$170,000.00 cost share with \$25,000 in kind contributions.

The New Albany business park continues with expansion of large construction projects. Noteworthy additions include, Microsoft, AWS, Amgen, Meta, and Intel. These developments are partially or wholly within the Raccoon Creek portion of the Conservancy District. Future land use changes within the Conservancy District due to Intel and others, supporting manufacturers, data centers, other commercial and retail development, and residential development, will likely increase stormwater runoff. The Board desires all runoff discharges to be effectively controlled and mitigated to alleviate downstream flooding or other adverse effects. Many of these large corporations have expressed an interest to cooperate with SLWCD and Licking County in that regard.

A North Buckeye Lakes Drainage Improvement Project, led by Walnut Township in Fairfield County, has been developed for areas in Fairfield County north of Buckeye Lake. Construction of the

first phase of that project is pending a source of funding. The South Licking Watershed Conservancy District (SLWCD) supports this proposals.

The Ohio Department of Natural Resources (ODNR) Kirkersville Feeder Assessment Report, released in late 2020, recommended Feeder inspection protocols, identified current critical issues, proposed actions to be taken and indicated a need to develop priorities to address longer-term issues. ODNR is now in the process of developing an action plan. The integrity of the deteriorating Feeder remains of high concern to the District.

The Ohio Department of Transportation is working with a consulting engineer to coordinate with FEMA, ODNR, ODOT, and Local Floodplain Coordinators to convey desired outcome of future work to alleviate flooding along I-70 corridor for the base flood event. Document concerns and include input from the coordination. Submit a final report and hydraulic model detailing the design alternatives, the potential downstream and upstream impacts, estimated construction costs/schedule, and future work required to develop a design level 2-D hydraulic model.

Flood Events in 2023: The “Action Stage” was reached three times at the USGS gage on Raccoon Creek immediately upstream of Granville, and once at the gage on the South Fork where it flows north under I-70, near Buckeye Lake, but no FEMA “Flooding” levels were recorded at any of the gages in the Conservancy District during the past 12 months.

BOARD ASSESSMENTS AND RECOMMENDATIONS

The Board spent considerable time in evaluating the overall mission of the District and the Boards role in providing effective leadership, stewardship and positive contributions to the communities it serves. The Board continues to operates without a dedicated funding source, has a 1980’s Watershed Plan, and no enforceable regulations. The Board has concluded that to move from an entity that primarily serves as a sounding board for issues within the South Licking Watershed

Conservancy District to a Board with the ability to accomplish specific initiatives within the district, it is necessary to address these areas.

The Board continues toward adoption of the recently revised Licking County NPDES Phase II Stormwater Management Program (Municipal Separate Storm Sewer System—MS4) for the entire South Licking Watershed Conservancy District. This would provide consistent regulatory oversight for all areas within the District which are currently not covered by regulation due to size, boundaries or other considerations. Presently Licking County SWCD manages the Licking County joint permit. Fairfield County has Urbanized Areas under permit, and discussions with Perry County are favorable. Development in Licking County is likely to occur rapidly with Intel's presence and influence so it will be important to include MS4-like rules to these developments in areas not yet designated as "urbanized" such as the City of Johnstown and rural areas of adjoining townships. We ask the continued support of the Conservancy Court for final adoption and implementation.

The District's is working toward updating the 1980's Watershed Plan through various grant options to update data.

Requirements are for a 9-element non-point-source implementation strategy for each HUC-12 within the watershed, there are approximately 14, 4 of which have been completed. Funding sources may include: self-funding, seeking grants, loans, or partnerships with local governments within the watershed. We ask for discussion and direction from the Conservancy Court on this matter. The MW CD Grant has helped towards the development of a revised plan.

The SLWCD will review the FRAMEWORK document and recommendations. It is an unprecedented initiative created to align communities on a desired future. Licking County is part of a central Ohio region that is anticipated to continue experiencing significant growth and development. FRAMEWORK will produce a collaborative vision, addressing economics, land use, character of place, transportation, and other topics. The objective is to work with these Licking County communities who will be most immediately impacted to establish a development framework and

strategic approach to managing change to ensure that the communities remain healthy and are successfully positioned for the future.

RECORDS AND ACCOUNTS

Official minutes of the meetings of the Board of Directors have been documented and are posted on the www.slwcd.org website.

The Directors' Secretary/Treasurer prepares monthly financial reports for approval at the meetings and recorded with hard copy minutes at the Conservancy District's official mailing address. The records and accounts remain open for public inspection by appointment. The 2022 SLWCD Cash Basis was filed with the Auditor of State on February 2023. The funds of the Conservancy District are currently on deposit with the Park National Bank.

Conservancy District records are held in the offices of the LCSWCD, 771 E. Main St., Suite 100, Newark, OH, 43055, which is also the official mailing address for Conservancy District.

A financial report covering January 1 – October 31, 2023:

SLWCD Financials through Oct. 31, 2023		
Balance Sheet		
Assets		
District Checking	\$99,375.71	
Capital		
Beginning Equity	\$97,729.54	
Net Income	\$1,646.17	
Total Capital		\$99,375.71
Revenue Statement		
	October 2023	Year to Date
Grants & Contributions	\$0.00	\$66,011.25
Grant Reimbursement	\$0.00	\$92,820.42
Total Revenue	\$0.00	\$158,831.67
Expense Statement		
	October 2023	Year to Date
Contract Services- Attorney Fees	\$0.00	\$1,125.00
Contract Services- Consultants	\$0.00	\$155,060.00
Contract Services- Legal Ads	\$0.00	\$50.50
Contract Services- Website	\$95.00	\$950.00
Total Expenses	\$95.00	\$157,185.50
Net Income	-\$95.00	\$1,646.17

PUBLIC RELATIONS


The regularly scheduled meeting night of the Conservancy District was the fourth Tuesday of each month. Meetings were usually held at the Village of Hebron Municipal Complex, 943 West Main St., Hebron, Ohio 43025. The Directors met in person. In-person and Zoom attendance was available for the public for all regular and special meetings. The Directors held one annual meeting, 9 regular business, and three special meetings during the period covered by this report.

Analytics of the www.SLWCD.org website from January 1- Oct. 31, 2023 include 296 visitors with 736 actions. Visitors found the page by searches (151), direct (116); links (26) and social media (3).

This Annual Report is respectfully submitted by:

BOARD OF DIRECTORS,
SOUTH LICKING WATERSHED
CONSERVANCY DISTRICT

DATED: December ^{1st}, 2023



Kevin Elder



Linda Nicodemus



Daniel Blatter

This report was prepared by:

Kevin Elder, Linda Nicodemus, and Daniel Blatter, Directors

Contact:

Kevin Elder, Director
SLWCD c/o LCSWCD
771 E. Main St Ste 100
Newark OH 43055

South Licking Watershed Conservancy District
Licking County
Notes to the Financial Statement
For the Year Ended December 31, 2022

Note 1 – Reporting Entity

The constitution and laws of the State of Ohio establish the rights and privileges of the South Licking Watershed Conservancy District (the District), an area delineated and described within Fairfield, Licking and Perry Counties, as a body corporate and politic. A three-member Board of Directors directs the District. The Conservancy Court, consisting of one judge of the court of common pleas from each of the three counties, appoints three persons, at least two of whom are residents of counties, all or part of which are included within the territorial limits of the district, as a board of directors of the conservancy district. The District provides conservation and flood control to 282 square miles.

Joint Ventures, Jointly Governed Organizations, Public Entity Risk Pools and Related Organizations

The District participates in a public entity risk pool and is associated with Licking County Commissioners. Note 5 to the financial statement provide additional information for these entities. The District's management believes this financial statement presents all activities for which the District is financially accountable.

Note 2 – Summary of Significant Accounting Policies

Basis of Presentation

The District's financial statement consists of a statement of receipts, disbursements and changes in fund balances (regulatory cash basis).

Basis of Accounting

The financial statement follows the accounting basis permitted by the financial reporting provisions of Ohio Revised Code Section 117.38 and Ohio Administrative Code Section 117-2-03 (C). This basis is similar to the cash receipts and disbursements accounting basis. The Board recognizes receipts when received in cash rather than when earned, and recognizes disbursements when paid rather than when a liability is incurred. Budgetary presentations report budgetary expenditures when a commitment is made (i.e., when an encumbrance is approved).

The statement includes adequate disclosure of material matters, as the financial reporting provisions of Ohio Revised Code Section 117.38 and Ohio Administrative Code Section 117-2-03 (C) permit.

Budgetary Process

The Ohio Revised Code requires the Board to budget annually.

Appropriations Budgetary expenditures (that is, disbursements and encumbrances) may not exceed appropriations at the fund, function or object level of control, and appropriations may not exceed estimated resources. Appropriation Authority includes current year appropriations plus encumbrances carried over from the prior year (if any). The Board must annually approve appropriation measures and subsequent amendments.

South Licking Watershed Conservancy District
Licking County
Notes to the Financial Statement
For the Year Ended December 31, 2022

Estimated Resources Estimated resources include estimates of cash to be received (budgeted receipts) as of January 1.

A summary of 2022 budgetary activity appears in Note 3.

Deposits and Investments

The District's accounting basis includes investments as assets. This basis does not record disbursements for investment purchases or receipts for investment sales. This basis records gains or losses at the time of sale as receipts or disbursements, respectively.

Fund Balance

Fund balance is divided into five classifications based primarily on the extent to which the District must observe constraints imposed upon the use of its governmental-fund resources. The classifications are as follows:

Nonspendable The District classifies assets as *nonspendable* when legally or contractually required to maintain the amounts intact. For regulatory purposes, nonspendable fund balance includes unclaimed monies that are required to be held for five years before they may be utilized by the District.

Restricted Fund balance is *restricted* when constraints placed on the use of resources are either externally imposed by creditors (such as through debt covenants), grantors, contributors, or laws or regulations of other governments; or is imposed by law through constitutional provisions.

Committed The Board can *commit* amounts via formal action (resolution). The District must adhere to these commitments unless the Board amends the resolution. Committed fund balance also incorporates contractual obligations to the extent that existing resources in the fund have been specifically committed to satisfy contractual requirements.

Assigned Assigned fund balances are intended for specific purposes but do not meet the criteria to be classified as *restricted* or *committed*. For regulatory purposes, assigned fund balance in the general fund is limited to encumbrances outstanding at year end.

Unassigned Unassigned fund balance is the residual classification for the general fund and includes amounts not included in the other classifications. In other governmental funds, the unassigned classification is used only to report a deficit balance.

The District applies restricted resources first when expenditures are incurred for purposes for which either restricted or unrestricted (committed, assigned, and unassigned) amounts are available. Similarly, within unrestricted fund balance, committed amounts are reduced first followed by assigned, and then unassigned amounts when expenditures are incurred for purposes for which amounts in any of the unrestricted fund balance classifications could be used.

Note 3 – Budgetary Activity

Budgetary activity for the year ending December 31, 2022, follows:

South Licking Watershed Conservancy District
Licking County
Notes to the Financial Statement
For the Year Ended December 31, 2022

2022 Budgeted vs. Actual Receipts		
Budgeted Receipts	Actual Receipts	Variance
\$54,011	\$54,011	\$0
3,865	6,000	(135)
3,049	0	3,049
0	107,180	(107,180)
<u>\$62,925</u>	<u>\$167,191</u>	<u>(\$104,266)</u>

2022 Budgeted vs. Actual Budgetary Basis Expenditures		
Appropriation Authority	Budgetary Expenditures	Variance
\$10,000	\$0	\$10,000
55,000	107,180	(52,180)
2,000	2,600	(600)
3,000	1,932	1,068
<u>\$70,000</u>	<u>\$111,712</u>	<u>(\$41,712)</u>

Note 4 – Deposits and Investments

The District maintains deposits and investments pool all funds use. The Ohio Revised Code prescribes allowable deposits and investments. The carrying amount of deposits and investments at December 31 was as follows:

	2022
Demand deposits	\$97,730
Certificates of deposit	
Other time deposits (savings and NOW accounts)	
Total deposits	<u>97,730</u>
Total deposits and investments	<u>\$97,730</u>

Deposits

Deposits are insured by the Federal Deposit Insurance Corporation.

South Licking Watershed Conservancy District
Licking County
Notes to the Financial Statement
For the Year Ended December 31, 2022

Note 5 – Public Entity Risk Pool

The District is a member of CORSA. CORSA assumes the risk of loss up to the limits of the Licking County Commissioners' policy. CORSA provides the following coverage to the County:

- Public official's liability

The Pool reported the following summary of actuarially measured liabilities and the assets available to pay those liabilities as of December 31:

	<u>2022</u>
Cash and investments*	\$142,264,663
Actuarial liabilities*	\$47,825,390

*Pulled from CORSA Annual Report 2020

Note 6 – COVID-19

The United States and the State of Ohio declared a state of emergency in March of 2020 due to the COVID-19 pandemic. Ohio's state of emergency ended in June, 2021 while the national state of emergency continues. During 2022, the District did not receive COVID-19 funding. The financial impact of COVID-19 and the continuing emergency measures will impact subsequent periods of the District. The impact on the District's future operating costs, revenues, and additional recovery from emergency funding, either federal or state, cannot be estimated.

The District's investment portfolio fluctuates with market conditions, and due to market volatility, the amount of gains or losses that will be realized in subsequent periods, if any, cannot be determined.

South Licking Watershed Conservancy District
Licking County
Statement of Receipts, Disbursements and
Changes in Fund Balances (Regulatory Cash Basis)
For the Year Ended December 31, 2022

Cash Receipts	
Charges for Services	\$0
Special Assessment	0
Intergovernmental	167,191
Earnings on Investments	0
Miscellaneous	0
	0
<i>Total Cash Receipts</i>	167,191
Cash Disbursements	
Current Disbursements:	
Conservation:	
Salaries	0
Fringe Benefits	0
Supplies and Materials	0
Equipment	0
Contracts - Repair	0
Contracts - Services	111,807
Advertising and Printing	0
Travel	0
Other	0
Intergovernmental	0
Capital Outlay	0
Debt Service:	
Principal Retirement	0
Interest and Fiscal Charges	0
	0
<i>Total Cash Disbursements</i>	111,807
<i>Excess Receipts Over (Under) Disbursements</i>	55,384
Other Financing Receipts (Disbursements)	
Sale of Bonds	0
Sale of Notes	0
Sale of Capital Assets	0
Other Financing Sources	0
Other Financing Uses	0
	0
<i>Total Other Financing Receipts (Disbursements)</i>	0
<i>Net Change in Fund Cash Balances</i>	55,384
<i>Fund Cash Balances, January 1</i>	42,345
<i>Fund Cash Balances, December 31</i>	\$97,730

The notes to the financial statements are an integral part of this statement.

South Licking Watershed Conservancy District
Financials~ December 2022

Checking Account			
Balance Sheet			
Assets			
District Checking	\$97,729.54		
Capital			
Beginning Equity	\$42,345.29		
Net Income	\$55,384.25		
Total Capital		\$97,729.54	
Revenue Statement			
	Current Month	Year to Date	
Grants & Contributions	\$0.00	\$60,011.25	
Grant Reimbursement	\$12,205.42	\$107,179.58	
Total Revenue	\$12,205.42	\$167,190.83	
Expense Statement			
	Current Month	Year to Date	Encumbered
Contract Services- Attorney Fees	\$0.00	\$2,599.50	
Contract Services- Consultants	\$0.00	\$107,179.58	\$37,196.98 (balance)
Contract Services- Legal Ads	\$0.00	\$0.00	
Contract Services- Website	\$95.00	\$2,027.50	
Total Expenses	\$95.00	\$111,806.58	
Net Income	\$12,110.42	\$55,384.25	
Outstanding District Checks			
Payee	Check #	Date	Amount
Total Outstanding Checks			\$0.00

Cash Disbursement Report			
Date	Check Number	Payee & Description	Amount
1/24/2023	580	EMH&T	\$20,052.69
1/24/2023	581	Reese Pyle Meyer PLL	\$1,125.00
1/24/2023	582	EMH&T	\$12,376.91
1/1/2023	Electronic	Firespring	\$95.00
12/1/2022	Electronic	Firespring	\$95.00
Total			\$33,744.60



Post Office Box 3500
Newark, OH 43058-9983

RETURN SERVICE REQUESTED

SOUTH LICKING WATERSHED
CONSERVENCY DISTRICT
771 E MAIN ST STE 100
NEWARK OH 43055-6900

Statement Ending 12/30/2022

SOUTH LICKING WATERSHED

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Account Number: XXXXXXXXXXXX6572

Managing Your Accounts

- Address 50 N. Third Street
Newark, OH 43055
- Customer Care 888-474-PARK (7275)
- Visit us online parknationalbank.com

Summary of Accounts

Account Type	Account Number	Ending Balance
BUSINESS CHECKING	XXXXXXXXXXXX6572	\$97,729.54

BUSINESS CHECKING-XXXXXXXXXXXX6572

Account Summary

Date	Description	Amount
12/01/2022	Beginning Balance	\$85,971.62
	1 Credit(s) This Period	\$12,205.42
	2 Debit(s) This Period	\$447.50
12/30/2022	Ending Balance	\$97,729.54

Account Activity

Post Date	Description	Debits	Credits	Balance
12/01/2022	Beginning Balance			\$85,971.62
12/02/2022	CHECK # 579	\$352.50		\$85,619.12
12/05/2022	FIRESRING 4024370133 M43793211418	\$95.00		\$85,524.12
12/16/2022	DEPOSIT		\$12,205.42	\$97,729.54
12/30/2022	Ending Balance			\$97,729.54

Checks Cleared

Check Number	Date	Amount
579	12/02/2022	\$352.50

* Indicates skipped check number

Daily Balances

Date	Amount	Date	Amount
12/02/2022	\$85,619.12	12/05/2022	\$85,524.12
		12/16/2022	\$97,729.54

Overdraft and Returned Item Fees

	Total for this period	Total year-to-date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00



Statement Ending 12/30/2022

SOUTH LICKING WATERSHED

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Account Number: XXXXXXXXXXXX6572

CheckLine Finance Charges

The amount of the finance charge incurred during this billing cycle, as disclosed within the CheckLine Account Summary, if applicable, was computed by calculating the sum of the product of actual daily balance during the billing cycle multiplied by the Daily Periodic Rate. The sum of all actual daily balances for each day of the current billing cycle (excluding any previously billed but unpaid finance charge) divided by the number of days in the current billing cycle is disclosed within the CheckLine Account Summary section as the "Average Daily Balance."

Notice of Negative Furnishing

We may report information about your account to credit bureaus. Late payments, missed payments, or other defaults on your account may be reflected in your credit report.

In Case of Errors or Questions about your Electronic Transfers (Consumer/Personal Accounts Only)

Telephone us at 888-474-PARK or Write us at the address on the face of this statement as soon as you can, if you think your statement or receipt is wrong or if you need more information about a transfer on the statement or receipt. We must hear from you no later than 60 days after we sent you the FIRST statement on which the error or problem appeared.

(1) Tell us your name and account number (if any).

(2) Describe the error or the transfer you are unsure about, and explain as clearly as you can why you believe it is an error or why you need more information.

(3) Tell us the dollar amount of the suspected error.

We will investigate your complaint and will correct any error promptly. If we take more than 10 business days to do this, we will credit your account for the amount you think is in error, so that you will have the use of the money during the time it takes us to complete our investigation.

Investments are not FDIC insured, not bank guaranteed, and may lose value. Managed agency accounts are provided by the bank's Trust & Investment department.



Statement Ending 12/30/2022

SOUTH LICKING WATERSHED

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Account Number: XXXXXXXXXXXX6572

SOUTH LICKING WATERSHED CONSERVANCY DISTRICT		579
271 E. STATE STREET, 2ND FLOOR COLUMBUS, OH 43215		12/22/2022
MEMO: Phoenix Graphics		\$ 352.50
Three hundred fifty-two & 50/100		DOLLARS 00/100
PARK NATIONAL BANK		
INVOICE # 15031		
MICR LINE: 60110150350579 @03855TIP		

579 \$352.50 12/2/2022

4244100034-0000
362-120870440
12/31/2022 10:11:02

Debra C. Johnson
By: *Debra C. Johnson*
12/30/2022
KAS363

579 \$352.50 12/2/2022

**South Licking Watershed Conservancy Dis
Cash Receipts Journal
For the Period From Jan 1, 2022 to Dec 31, 2022**

Filter Criteria includes: Report order is by Check Date. Report is printed in Detail Format.

Date	Account ID	Transaction Ref	Line Description	Debit Amnt	Credit Amnt
1/7/22	200 100	5343889	2022 Contribution Fairfield SWCD	6,000.00	6,000.00
1/7/22	100	VOID	Licking County Commissioners		
1/7/22	200 100	677900	2022 contribution Licking County Commissioners	54,011.25	54,011.25
8/1/22	250 100	110762	MWCD Grant Reimbursement Muskingum Watershed Conservanc	13,923.08	13,923.08
8/22/22	250 100	111057	MWCD Grant Reimbursement #2 Muskingum Watershed Conservanc	14,883.65	14,883.65
9/26/22	250 100	111522	MWCD Reimbursement Muskingum Watershed Conservanc	28,694.90	28,694.90
10/12/22	250 100	111704	MWCD reimbursement grant Muskingum Watershed Conservanc	10,467.50	10,467.50
10/31/22	250 100	300221	mwod reimbursement grant Muskingum Watershed Conservanc	13,422.43	13,422.43
11/28/22	250 100	0000300506	MWCD Grant Reimbursement Muskingum Watershed Conservanc	13,582.60	13,582.60
12/16/22	250 100	0000300657	MWCD reimbursement check Muskingum Watershed Conservanc	12,205.42	12,205.42
				167,190.83	167,190.83