

**BOARD OF TRUSTEES MEETING**  
**May 30, 2006**

TRUSTEES PRESENT:	Jim Smith	President
	Reggie Shireman	Vice President
	Patrick Novotny	Secretary
	Art Anderson	Treasurer
	Larry Dunn	Board Member

SUPERINTENDENT      Mike Darter

ATTORNEY                Donald Tribbett

ABSENT

The meeting was called to order at 7:02 PM by Mr. Smith

A motion was made to approve the minutes of the May 11, 2006 meeting by Mr. Novotny, second by Mr. Anderson.

Vote    Ayes 5            Nays 0

**TREASURER'S REPORT:**

Mr. Anderson presented a claim voucher for the operational and maintenance fund in the amount of \$63,273.35.

A motion was made to approve the claim voucher by Mr. Dunn, second by Mr. Novotny

Vote    Ayes 5            Nays 0

Mr. Anderson presented a claim voucher for the Phase III fund in the amount of \$1,540.00

A motion was made to approve the claim voucher by Mr. Shireman, second by Mr. Dunn.

Vote    Ayes 5            Nays 0

## **COMMITTEE REPORTS:**

### **Personnel:**

Mr. Shireman reported that the committee met regarding staffing additions.

Mr. Shireman made a motion to approve the recommendation to hire a new operation/maintenance person, second by Mr. Novotny

Vote Ayes 5 Nays 0

### **EX-OFFICIAL MEMBERS**

No report

## **SUPERINTENDENT'S REPORT:**

Mr. Darter requested approval for a new logo for the District.

Mr. Shireman made a motion to approve request of Mr. Darter, second by Mr. Novotny

Vote Ayes 5 Nays 0

Mr. Darter reminded all present that the June 22, 2006 meeting would be at 7:00 PM, in the White County Courthouse Council Room. The June 8, 2006 Board will still be conducted at 3:00 PM in the White County Council Room.

Mr. Darter reported that there were 21 complaints and 30 incident reports since last meeting. He then reported that there have been 476 permits issued and 336 inspected in Phase I and 693 permits issued with 527 inspected in Phase II.

Mr. Darter requested approval for a new web design and hosting for the District.

- Mr. Shireman asked about future changes being included in plan. Mr. Darter responded that they were.

A motion was made to approve the request by Mr. Dunn, second by Mr. Novotny.

Vote Ayes 5 Nays 0

Mr. Darter provided the Board with quotes for a new service trucks and a new pickup truck.

- Mr. Novotny asked if request for funding had to be sent to Rural Development first. Mr. Darter responded.

- Mr. Anderson asked if one truck could be charged to each phase. Mr. Darter responded

A motion was made to approve purchase of both trucks if funding was received from Rural Development and only purchase one E450 service truck if not fully funded by Rural Development by Mr. Anderson, second by Mr. Dunn

Vote Ayes 5 Nays 0

- Mr. Smith asked Mr. Anderson, about meeting with the accountants in order to determine funds available.

Mr. Darter requested approval for the cell phone service to be changed to Verizon for better services.

Mr. Dunn made the motion to approve the request, second by Mr. Novotny

Vote Ayes 5 Nays 0

Mr. Darter provided the Board with a written request from the Stirling's for a refund of monies paid to the District to date on overcharges for a full E.D.U.

No action taken.

Mr. Darter requested approval for 3 generator service agreements with Huston Electric for preventative maintenance service for the new generators installed in the Phase I & II project.

- Mr. Anderson asked about warranty work in relation to the preventative maintenance. Mr. Darter responded.

A motion was made to approve the request by Mr. Shireman, second by Mr. Dunn.

Vote Ayes 5 Nays 0

Mr. Darter discussed the notice to connect for the Phase I & II project and the deadline date given in that notice. Mr. Darter explained that if permits had been purchased, the District's view is the customer had made a good faith effort to comply with the deadline date and those who have not purchased their permit would be in violation of the Sewer Use Ordinance.

- Mr. Smith asked what the procedure was per the ordinance for person in violation. Mr. Darter responded that the ordinance calls out for the District to send out certified letters to all customers in non-compliance. The ordinance further state they have 30 days to come into compliance.

Mr. Anderson made a motion to move the connection date for the Phase I & II project to June 30, 2006. After June 30, 2006 the District will start the procedure for non-compliance as outlined in the Sewer Use Ordinance, second by Mr. Dunn

Vote Ayes 5 Nays 0

Mr. Shireman asked if we still had over 700 permits to be purchased. Mr. Darter responded yes.

#### **ATTORNEY'S REPORT:**

Mr. Tribbett stated that the appeal process for Rattlesnake Creek construction permit went before the Department of Environmental Adjudication, on May 24, 2006 and the Judge set a final date in December for decision. Mr. Tribbett said a proper petition has not yet been filed but there is still a hearing scheduled in June, on the issue of a stay, pending a final hearing.

Mr. Tribbett then said that Mr. Dezell is in agreement with TLRSO on fencing/landscaping issues but wants specs for fencing/landscaping in writing before he proceeds to closing.

Mr. Tribbett then talked about the easement from NIPSCO. NIPSCO did not meet the time deadline for granting easement before construction and has therefore incurred the expense of installing all facilities on its own property. It now wants to agree on an easement so it can turn the facilities over to the District for ownership and maintenance. Mr. Tribbett stated he had discussed the proposed easement form with NIPSCO attorneys and wanted the Board to be informed of the process ongoing. No objections from Board and Mr. Tribbett should proceed as planned.

Mr. Anderson asked about showing favoritism to NIPSCO and not our regular customers. Mike responded that NIPSCO was paying for all installs and grinders and that all we needed was an easement to be able to go on property to perform work. That is consistent with how other customers would be treated in a similar situation.

#### **ENGINEERS REPORTS:**

None Present

#### **PUBLIC COMMENT**

Chris Vogel asked about District buying trucks and checking on cost to fix old ones on hand. Mr. Darter responded.

A motion was made to adjourn by Mr. Anderson, second by Mr. Shireman at 7:45 PM.

Vote   Ayes 5       Nays 0