

TWIN LAKES REGIONAL SEWER DISTRICT

"Protecting the Environment Today for Tomorrow's Generations"

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BOARD OF TRUSTEES MEETING

March 12, 2009

TRUSTEES PRESENT: WAYNE GARRISON PRESIDENT
LARRY HOLDERLY SECRETARY
PAT NOVOTNY BOARD MEMBER
JOHN MITCHELL BOARD MEMBER

SUPERINTENDENT: MIKE DARTER

ATTORNEY: DONALD TRIBBETT

ABSENT: TOM PASQUALE VICE PRESIDENT
LARRY DUNN TREASURER

Mr. Garrison opened the meeting at 7:00 p.m. with no comment, turning to Mr. Holderly for the Secretary's report.

SECRETARY'S REPORT:

Mr. Holderly presented the minutes of the February 26, 2009 and noted a correction that needs to be made on the top of the back page in the first paragraph; this vote should reflect that Mr. Novotny moved to approve the minutes of the February 12, 2009 Public Hearing Sewer Rate Ordinance 2009-01, and seconded by Mr. Mitchell rather than Mr. Holderly. Mr. Novotny moved to approve the minutes as amended, seconded by Mr. Mitchell.

Vote Ayes 4 Nays 0

TREASURER'S REPORT:

Mr. Garrison presented for approval the Operation and Maintenance fund claim voucher in the amount of \$141,630.52. Mr. Holderly moved to approve the Operation and Maintenance fund claim voucher, seconded by Mr. Novotny.

Vote Ayes 4 Nays 0

Mr. Garrison presented for approval the Payroll claim voucher in the amount of \$16,395.33. Mr. Mitchell moved to approve the Payroll claim voucher, seconded by Mr. Holderly.

Vote Ayes 4 Nays 0

COMMITTEE REPORTS:

Finance/Insurance Committee:

No report

Personnel Committee:

No report

Projects Committee:

Mr. Mitchell reports that the Projects committee met regarding Apple's Family Park and requests that the Board approve the Committee's recommendation. Mr. Novotny moved to approve and accept the committee's recommendation, seconded by Mr. Holderly.

Vote Ayes 4 Nays 0

Policy Committee:

No report

Assets:

No report

Ex-Officio members: Brayson Hoover, White County Health Dept.

Not present: No report

OLD BUSINESS:

None

SUPERINTENDENT'S REPORT:

Mr. Darter summarized the incident report.

Mr. Darter thanked the operations staff on their hard work dealing with the excessive rain; they did an outstanding job going above and beyond. Mr. Darter indicated that the Board should thank them as well. The Board echoed their appreciation and thanked all of an excellent job well done.

Mr. Darter presented for approval the five service agreements with NIPSCO to provide power to the five new lift stations in the Phase III & IIIB Project. Mr. Holderly moved to approve the agreements as presented, seconded by Mr. Novotny.

Vote Ayes 4 Nays 0

Mr. Darter presented for approval Policy No. 2009-01, Contractor Providing Services for District Owned Equipment, Property or in Conjunction with any Project. Mr. Holderly moved to approve Policy No. 2009-01, seconded by Mr. Novotny.

Vote Ayes 4 Nays 0

ATTORNEY'S REPORT:

Mr. Tribbett reported on the IBCD Agreement with regard to the selection of the IBCD Board of Directors. A new proposed revised order has been submitted and a telephonic hearing has been set for Monday, March 16, 2009.

ENGINEERS REPORT:

Mr. Tierney distributed and reviewed the Status Report dated March 12, 2009.

A progress meeting was held Tuesday; no construction progress payments this period. D&K Electric indicated that they plan to be at the next progress meeting with quantity change orders.

The WWTP contractor, Thieneman, has requested the release of the remaining retainage. Mr. Tierney reports that the garage doors still need to be replaced and they are scheduled to be replaced this coming week. The release of retainage would be less the overtime inspection charges incurred by the contractor; the total retainage recommended for release would be \$6889.00. Discussion held. Mr. Garrison requests Mr. Tierney to pull the specs and review the heating issue at the WWTP.

Mr. Tierney reports on Phase III, Contract 1 and reports that Reynolds has poured the concrete slabs for PS 1 & 2. Pumping equipment is scheduled to be set this week. The generator pads have been poured. The generator for PS 1 is in, but the generator is not yet set. The generator for PS 2 is expected to be delivered on March 26, 2009. Possibly one AMGP may need to be installed. D&K Electric is done with the exception of the Power company connections which are on-going.

Mr. Tierney reports on Phase IIIB, Contract 3 and reports that concrete pads have been completed for PS 3, 4 & 5. Pumping equipment for PS 3 is to be set this week and pumping equipment for PS 4 & 5 are in expected to be set in the next 2 weeks. Generator pads for all three stations have also been poured. Generators for PS 3 & 5 are in, but the generators have not been set. Generator for PS 4 is expected in May. One AMGP will need to be set and possibly four more depending on final information gathered from the homeowners.

Mr. Tierney presents for approval Change Orders for contract time extensions for all four contracts as follows:

Reynolds - Contract 1, Change Order No. 7 – 60 days
D&K - Contract 2, Change Order No. 8 – 30 days
Reynolds - Contract 3, Change Order No. 4 – 60 days
D&K - Contract 4, Change Order No. 2 – 30 days

Mr. Mitchell moved to approve time extension for all four contracts as presented, seconded by Mr. Holderly.

Vote Ayes 4 Nays 0

Mr. Tierney reports that the substantial completion date for all contracts is now April 14, 2009 and the final completion date is May 14, 2009.

Mr. Tierney reports on Contract 4, D&K Electric and reports that they have set 130 control panels since March 1st, and they are still working on installing the underground wiring on approximately 150 remaining units.

The next progress meetings are scheduled for:

- Thursday, March 26, 2009 starting at 2:00 p.m., and
- Tuesday, April 7, 2009 at 9:30 a.m.

Mr. Tierney reports on Phase IV, Buffalo and indicates that the PER amendment has been submitted to Rural Development and 12 of the 15 agencies have sent response letters back. GRW plans to submit the Environmental Report by the end of next week so that Rural Development can start their review.

Mr. Tierney requests that the Board consider transferring \$48,000 from the Inspection budget, Phase IIIB to the Construction Administration budget, Phase IIIB to cover the extra efforts associated with the completion of the contract and the time extensions. Mr. Novotny moved to approve the transfer as presented, seconded by Mr. Mitchell.

Vote Ayes 4 Nays 0

OTHER BUSINESS:

None.

PUBLIC COMMENT:

Attorney John Million, representing Amber Brothers, addressed the Board to reconsider the decision regarding his client, who is seeking the position of inspector. She was previously denied due to a conflict of interest, by whereas she is the daughter Ed Brothers, one of the District's qualified contractors. Discussion held. Mr. Mitchell moved to allow Amber Brothers to be trained as an inspector, with the exception that she will not inspect or be paid for any calls to go to inspect at any of Brothers Plumbing & Heating or Clark's Plumbing TLRS connections, seconded by Mr. Holderly.

Vote Ayes 3 Nays 1 (Garrison)

Mr. Tribbett indicated to Mr. Million that he will draw up an agreement for Amber Brothers to sign with regard to this matter.

There being no further business, Mr. Mitchell moved to adjourn the meeting, seconded by Novotny and thereupon adjourned at 7:45 p.m.

Larry Holderly, Secretary

Approved: _____
Wayne Garrison, Presiding Officer