

TWIN LAKES REGIONAL SEWER DISTRICT

"Protecting the Environment Today for Tomorrow's Generations"

BOARD OF TRUSTEES MEETING

JANUARY 8, 2015

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TRUSTEES PRESENT: LYNN WILSON PRESIDENT
JAMIE ROUGH VICE-PRESIDENT
LARRY HOLDERLY TREASURER
TOM PASQUALE BOARD MEMBER
DICK LEIS BOARD MEMBER

TRUSTEES ABSENT: DARIN GRIESEY SECRETARY

ATTORNEY: DONALD TRIBBETT

MANAGER: MIKE DARTER

Mr. Wilson opened the meeting at 8:00 a.m.

SECRETARY'S REPORT:

Mr. Pasquale presented the minutes of the December 11, 2014 regular meeting for approval in the absence of Mr. Griesey. Mr. Holderly moved to approve the minutes, seconded by Mr. Rough.

Vote Ayes 4 Nays 0

COMMITTEE REPORTS:

Finance/Asset Committee

Mr. Rough reported that H.J. Umbaugh & Associates will not be present at today's meeting due to the weather conditions. The presentation will be given at the next Board meeting, February 12, 2015.

Mr. Rough summarized an email from Jason Baker, Invoice Cloud Regional Director. A comment was made to table the issue until all questions were answered and issues clarified; no vote was taken.

Projects Committee:

No report

Personnel/Nominations Committee:

Mr. Wilson appointed the following 2015 Committee assignments:

Finance: Larry Holderly (Chair), Jamie Rough and Dick Leis

Projects: Larry Holderly (Chair)

Personnel: Jamie Rough (Chair), Lynn Wilson

Review Committee:
No Report

Legislative Committee:
No Report

OLD BUSINESS:

Mr. Rough inquired about Indiana Beach Conservancy District. Mr. Holderly reported that he has no further information.

SUPERINTENDENT'S REPORT:

Mr. Darter presented the incident report and provided 2014 Incident Report Summary.

Mr. Darter presented for approval Wastewater Training for the Operations' staff in the amount of \$11,560 to be held on February 24th, 25th and 26th provided by Wastewater Solutions, Inc. This amount falls within the 2015 O&M Budget. Mr. Holderly moved to approve the training as presented, seconded by Mr. Rough.

Vote Ayes 4 Nays 0

Mr. Darter presented a request from Charles Lambert for reimbursement for the abandoned RV and the recommendation to credit Mr. Lambert's bill in the amount of \$65. Mr. Pasquale moved approve the recommendation, seconded by Mr. Rough.

Vote Ayes 4 Nays 0

Mr. Darter reported that the airport easement is still needed with regard to the runway extension.

Mr. Darter distributed a revised copy of the 2015 Board meeting schedule. The copy previously distributed had an error/incorrect date but has since been corrected prior to being circulated to media. Mr. Pasquale moved to approve the new schedule as corrected, seconded by Mr. Rough.

Vote Ayes 4 Nays 0

Mr. Darter reported that Keystone has provided the previously requested change on the lien release at no charge.

ATTORNEY'S REPORT:

Mr. Tribbett reported on the Ray connection lawsuit; after the Court of Appeals of Indiana affirmed the trial court's judgment in favor of TLRSD, the Appellant filed a petition for rehearing. Mr. Tribbett reported that rehearing petitions are rarely

granted. Although TLRSD is entitled to file a response to the rehearing petition he questioned if a response is warranted since TLRSD's brief filed in the Court of Appeals already addresses all the issues in the petition for rehearing. Mr. Tribbett estimated that it would cost approximately \$1,000.00 to prepare and file a response to the petition for rehearing. After discussion, the Board concurred that no response to the petition for rehearing is necessary.

Mr. Tribbett reported on the 2012 and 2013 Tax Sale matters in which the Indiana Supreme Court issued opinions in the Ray & Alford matter as well as the Hruska & Hanna matter in favor of TLRSD; the judgment of the trial court removing the properties from the tax sale list is reversed. Mr. Tribbett reported that he has filed motions in both cases asking that the properties be put on the tax sale list and was recently asked by the Carroll Circuit Court to submit proposed orders; those proposed orders will be taken to Judge Diener today.

Mr. Tribbett reported that there are 7, Rule to Show Cause hearings scheduled for tomorrow in Judge Mrzlack's Court with regard to non-compliant connection lawsuits.

Mr. Tribbett also reported that he is working on a case seeking quiet title orders to four properties. The case has been filed by a tax sale purchaser after tax deeds were issued. It appears that TLRSD only has liens on one of the four properties.

Mr. Tribbett presented for approval his 2015 Retainer Agreement. Discussion held. Mr. Holderly moved to approve the agreement as presented, seconded by Mr. Rough.

Vote Ayes 4 Nays 0

OTHER BUSINESS:

None.

TREASURER'S REPORT:

Mr. Holderly presented for approval the Operation and Maintenance Fund claim voucher in the amount of \$166,091.65. Mr. Rough moved to approve the Operation and Maintenance Fund claim voucher, seconded by Mr. Leis.

Vote Ayes 4 Nays 0

Mr. Holderly presented for approval the Board of Trustees Payroll claim voucher in the amount of \$350. Mr. Rough moved to approve Board of Trustees Payroll claim voucher, seconded by Mr. Pasquale.

Vote Ayes 4 Nays 0

Mr. Holderly presented for approval the Employee Benefits –INPRS claim voucher in the amount of \$7,294.15. Mr. Rough moved to approve the Employee Benefits –INPRS claim voucher, seconded by Mr. Pasquale.

Vote Ayes 4 Nays 0

Mr. Holderly presented for approval the Payroll claim voucher in the amount of \$81,680.46. Mr. Leis moved to approve the Payroll claim voucher, seconded by Mr. Rough.

Vote Ayes 4 Nays 0

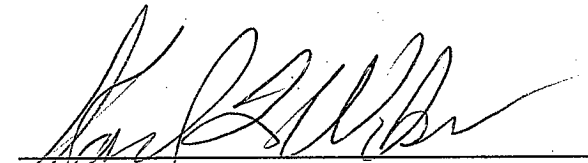
Mr. Pasquale requested 2014 & 2015 year-to-date totals for vendors

PUBLIC COMMENT:

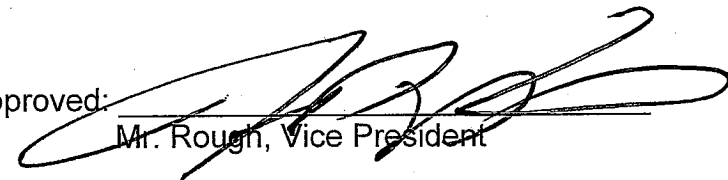
None.

With no further business before the Board, Mr. Wilson moved for adjournment at 8:48 a.m., seconded by Mr. Rough.

Vote Ayes 4 Nays 0



Mr. Wilson, President

Approved: 

Mr. Rough, Vice President