

SANITARY/WATERWORKS DISTRICT MEETING
ST. JOHN MUNICIPAL BUILDING MAIN MEETING ROOM
10955 WEST 93RD AVENUE, ST. JOHN, INDIANA
February 16, 2009 - 6:00 P.M.

Mr. Myers called the meeting to order at 6:00 P.M. and led the Pledge of Allegiance. Roll call was taken with the following members present: Robert Myers, President; Alex Monanteras, Vice-President; Kenneth Gembala, Member; Michael Hanlon, Member; Patricia Sims-Smierciak, Member; Pete Faberbock, Robinson Engineering; Randy Wyllie, Attorney; Michael Forbes, Town Council Liaison and Sherry Sury, Clerk-Treasurer. Absent was Bob Pharazyn, Director of Operations.

Mr. Monanteras motioned to amend the agenda by removing under Sanitary District, New Business, item one, the presentation by Karl Cender and under the Waterworks District, New Business, item one, add Resolution WD #09-02-16. Seconded by Mr. Hanlon. Motion unanimously passed.

Approval of the minutes – Regular Meeting of January 19, 2009 – Mr. Gembala motioned to approve the minutes for the regular meeting of January 19, 2009. Seconded by Mr. Monanteras. Motion unanimously passed.

SANITARY DISTRICT

Old Business

Interceptor to Schererville – update – NIPSCO – Mr. Wyllie stated that he received an e-mail from a NIPSCO representative who will get the document executed.

LS#3 – Easement status – (Bull Run Creek) – Mr. Wyllie stated that he has left four or five voice messages for Mr. Muenich and has not had a response.

Discussion –Status of Moratorium on issuance of building permits – Gates of St. John – both districts – Mr. Myers stated that Mr. Lotton's response is essentially a retraction from where they were a year ago. He referenced the meeting with the attorneys and stated that the District would like to pull all previous agreements off the table and one last letter will be sent to Mr. Lotton replying to his counter offer. If Mr. Lotton does not make a serious counter offer, this will be worked out in the courts. Discussion ensued pertaining to the non-issuance of permits and that they will not be lifted until they have a signed agreement or a judge tells them that they have to start to issue permits. **Mr. Monanteras motioned effective tomorrow to deny all water and sewer permits to anyone requesting one in The Gates subdivision. Seconded by Ms. Sims-Smierciak. Motion unanimously passed.**

Update – installation of water/sewer lines – Northeast corner of 101st Avenue and Calumet – Randy referenced the correspondence he received from Mr. Austgen and stated that the parcel will not be a problem.

New Business

Grant of Temporary Sewer Easement – Heritage Christian School – Mr. Faberbock referenced the previous approval of the grants of rights for the installation of the sewer/water lines and the recorded easements. Mr. Wyllie stated that the recorded easements of May 2008

are between CWS LLC (Frank Schilling, Manager) and Heritage Christian School and that no action is needed. Discussion ensued. Mr. Faberbock stated that he is in the process of checking out the drawings that were submitted.

PAYMENT OF BILLS - #2007 - #2019 for \$17,210.07 for Sanitary District & WW Utility #6028 - #6061 for \$664,099.59 - Ms. Sims-Smierciak motioned to pay bill payment memos #2007 - #2017 for \$17,210.07 for the Sanitary District and for the Wastewater Utility memos #6028 - # 6061 for \$664,099.59. Seconded by Mr. Hanlon.

Mr. Monanteras referenced APV #6050 a payment to Caterpillar; this was to be split 50/50 with the Town with this year's payment to be paid by the town. **Ms. Sims –Smierciak amended the motion to approve said bills with the exception of #6050 (Old National Bank – Lease Caterpillar Payloader) in the amount of \$14,618.76. Seconded by Mr. Monanteras. Motion unanimously passed.**

Any and all business that may come before the Board – None

Public Comment – None

WATERWORKS DISTRICT

Old Business

Lotton – Water Improvements Update – Gates of St. John

Caldwell Tank Discussion – Mr. Wyllie stated that he received an e-mail today from Caldwell which indicated the last workers were there finalizing the punch list. When the punch list is done he will send the letter they requested regarding the liquidated damages.

Status of easement issue for well on Route 41- no update available

Update – Gates of St. John additional acquisition of property for well and treatment plant - Mr. Wyllie referenced the appraisal for the property (from Vale Appraisal Group) came in at \$31,500 for the land needed for the water filtration/well facility. Discussion ensued. Mr. Wyllie and Mr. Faberbock will recheck the drawings before presenting the offer to purchase.

Purchase of Snow Removal Equipment (International DT 7400 cab and chassis with hydraulic dump body – both districts – Mr. Myers stated that this is for the International DT 7400 cab and chassis with hydraulic dump body only, the snow removal equipment will be purchased by the town. Because they do not have the exact dollar amount this is deferred to the next study session. **Mr. Monanteras motioned to defer this item to the next study session. Seconded by Ms. Sims-Smierciak. Motion unanimously passed.**

New Business

Presentation by Karl Cender, financial representative, new fee structure for water connections in the Gates of St. John, if necessary – Mr. Myers stated that this is in regards to The Gates, this is what the special assessment district will be and what it will cost The Gates if and when the District has to build the plant or if they remove the old one. Mr. Cender stated that he was asked to come up with a special assessment charge based on the anticipated capital cost would be for constructing this new well system. They received the estimated

equivalent units from Robinson Engineering and took the total debt service and divided by the estimated units. The special assessment charge they calculated is \$4,855.00 for a combination of 5/8", 3/4" or 1" meter that will be the base charge. A larger meter will be based on an equivalency ratio as developed by American Water Works Association manual. This was based on 100% of the projects' improvements for The Gates subdivision. Mr. Myers emphasized that this is only for water, they have not come up with anything for sewer yet. Discussion ensued regarding this recommendation to the Town Council, the need for the public hearing to be held and the passage of the ordinance to establish the fees. **Mr. Hanlon motioned to approve Resolution #WD 09-02-16. Seconded by Mr. Monanteras. Motion unanimously passed.**

Grant of Temporary Water Easement – Heritage Christian School - item addressed above

PAYMENT OF BILLS - #3005 - #3013 for \$20,023.17 for Waterworks District and #4047 - #4104 for \$649,965.73 for Water Utility - Mr. Monanteras motioned to approve vouchers #3005 - #3013 for payment in the amount of \$20,023.17 and for the Waterworks District vouchers #4047 - #4104, in the amount of \$649,965.73 except for #4090, (Old National Bank – Lease Caterpillar Payloader) in the amount of \$14,618.76 for Water Utility. **Seconded by Mr. Hanlon. Motion unanimously passed.**

Any and all business that may come before the Board – None

Public Comment – None

Adjournment – Mr. Monanteras motioned to adjourn the meeting. Seconded by Ms. Sims-Smierciak. Motion unanimously passed. Meeting adjourned at 6:28 P.M.

Attest:

/s/ Sherry P. Sury, Clerk-Treasurer