

SANITARY/WATERWORKS DISTRICT MEETING
ST. JOHN MUNICIPAL BUILDING MAIN MEETING ROOM
10955 WEST 93RD AVENUE, ST. JOHN, INDIANA
April 20, 2009 - 6:00 P.M.

Mr. Myers called the meeting to order at 6:01 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; Bob Pharazyn, Director of Operations; Randy Wyllie, Attorney, Michael Forbes, Town Council Liaison and Sherry Sury, Clerk-Treasurer.

Approval of the minutes – Regular Meeting of March 16, 2009 – Mr. Monanteras motioned to approve the minutes of the Regular Meeting of March 16, 2009. Seconded by Mr. Hanlon. Motion unanimously passed.

SANITARY DISTRICT

Old Business

Interceptor to Schererville – update – Mr. Pharazyn stated that they are cutting trees and that he has a meeting tomorrow with Mr. Lotton.

New Business

Approval of “The Gates” Settlement Agreement between BLB St. John and St. John Utility Districts (Both) – Mr. Wyllie referenced the Town Council meeting whereby the agreement was approved, the revision on page five pertaining to Robinson’s legal description that would be utilized, that the water filtration plant will be built with the one foot additional, Exhibit A, and that will be attached to the agreement. **Ms. Sims-Smierciak motioned to approve “The Gates” Settlement Agreement between BLB St. John and the St. John Utility Districts (Both). Seconded by Mr. Monanteras. Motion unanimously passed.**

PAYMENT OF BILLS - #2029- #2042 for \$31,454.40 for Sanitary District & WW Utility #6096 - #6134 for \$780,093.35 – Mr. Monanteras motioned to pay bill payment memo’s #2029 - #2042 for \$31,454.40 for the Sanitary District and the Wastewater Utility #6096 - #6134 for \$780,093.35. Ms. Sims-Smierciak requested to amend a line item. Mr. Myers stated that one item would be removed (APV #6099) in the amount of \$125.00, the fee to Cintas for the cleaning of the Village Hall bathrooms until clarification is received as to why they are paying for this. **Mr. Monanteras amended his motion to make those payments with the exception of APV #6099 for \$125.00. Seconded by Mr. Hanlon. Motion unanimously passed.**

Any and all business that may come before the Board

Mr. Wyllie stated that he sent the Town Manager a memo stating he should start collecting the new fees today along with the amortization schedule for the 36” transmission line.

Mr. Monanteras referenced the Bond and Interest Fund and stated that they have not been collecting the monies back from the State timely enough to make these payments directly out of the fund. They have lent money from the Wastewater Treatment Fund to this fund, now they have the money and going to re-pay it but now they are going to have to re-borrow it. As of the end of March the wastewater money for system development is over \$900,000 and would like to

re-pay the wastewater treatment fund and borrow back from the system development fund. He would rather have the only outstanding loan from the wastewater treatment plant to be what the Town owes them \$811,000. He stated that it is his understanding that the Clerk's office, Mr. Cender, and Mr. Kil are discussing tax anticipation warrants to prevent the Town from coming back and borrowing any more money from the wastewater treatment plant fund. Ms. Sury confirmed that is correct, discussion ensued. Mr. Monanteras added that Mr. Cender would have his report ready for presentation at their next study session.

Public comment - None

WATERWORKS DISTRICT

Old Business

Lotton – Water Improvements Update – Gates of St. John - Caldwell Tank Discussion – Mr. Wyllie stated that he sent the agent an e-mail, they would be getting back to him soon.

Status of easement issue and Public Hearing for well on Route 41 – Mr. Wyllie stated that he is waiting to hear back from Mr. Muenich.

Status of meter change over program – Mr. Pharazyn reported that as of today they have installed 190 meters.

New Business

Resolution # WD 09-04-20 Issuance of Revenue Bond not to exceed \$4 million for the water treatment plant and well field – Mr. Monanteras motioned to pass the \$4 million bond Resolution # WD 09-04-20. Seconded by Mr. Hanlon. Motion unanimously passed.

Mr. Pharazyn requested the Board's authorization to advertise for bids for this project with the advertisement in the newspaper Friday or Saturday of this week. **Mr. Monanteras motioned to amend the agenda to add Mr. Pharazyn's request to advertise for bids for the water treatment plant project. Seconded by Ms. Sims-Smierciak. Motion unanimously passed.**

Mr. Monanteras motioned to authorize Mr. Pharazyn to advertise for bids for the water treatment plant. Seconded by Mr. Hanlon. Motion unanimously passed.

Mr. Cender stated that he referenced the bond schedule, the first reading of the bond ordinance by the Town Council will be this Thursday, the second reading will be May 21st and will be the final approval for the Town to issue the bond. Mr. Pharazyn stated that this is where he has an issue with the Town Manager and the Bond Counsel about why they cannot approve it the same night with two readings if the Town Council is comfortable with it. It will cost them a month at the end of the schedule which will make a difference of the water treatment plant operating mid to late June or mid to late July. He is concerned not only because of potential weather problems but there is language in the bid document that after September 15th of this year they can remove the temporary well facility which will render it un-useful for the following spring early summer. Discussion ensued. Mr. Cender resumed reviewing the bond schedule noting that bids will be opened on June 1st, awarded on June 15th, the 17th will be the first publication to sell the bonds, the second notice will be the 24th, a tentative bond sale on July 9th, close on the 23rd and notice to proceed the next day.

Mr. Wyllie asked that the Board vote on the proposals/letters of engagement from Cender & Company, Barnes & Thornburg and Mr. Wyllie for the bond work. Discussion ensued as to the fees. **Mr. Monanteras motioned to amend the agenda to include the proposals from their financial advisors, bond attorney and Weiser & Wyllie for their services to float the bond. Seconded by Ms. Sims-Smierciak. Motion unanimously passed.**

Mr. Monanteras motioned to approve the Letters of Engagement, Karl Cender not to exceed \$30-35,000,00 for the Bond Counsel, Barnes and Thornburg not to exceed \$45,000.00 and Weiser & Wyllie the fixed fee of \$10,000.00. Seconded by Ms. Sims-Smierciak. Motion unanimously passed.

PAYMENT OF BILLS - #3022 - #3032 for \$22,997.69 for Waterworks District and #4154 - #4207 for \$676,858.02 for Water Utility – Mr. Hanlon motioned to pay bill payment memo's #3022 - #3032 for \$22,997.69 for Waterworks District and #4154 - #4207 for \$676,858.02 for Water Utility. Seconded by Ms. Sims-Smierciak. 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 6:33 P.M.

ATTEST:

/s/ SHERRY P. SURY, Clerk-Treasurer