

SANITARY/WATERWORKS DISTRICT MEETING
AND TOWN COUNCIL STUDY SESSION
ST. JOHN MUNICIPAL BUILDING MAIN MEETING ROOM
10955 WEST 93RD AVENUE, ST. JOHN, INDIANA
March 15, 2010 - 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; Kenneth Gembala, Vice-President; Michael Hanlon, Member; Patricia Sims-Smierciak, Member; Frank Bradtke, Member; Pete Faberbock, Robinson Engineering; Steve Kil, Town Manager; Randy Wyllie, Attorney; Michael Forbes, Town Council Liaison and Sherry Sury, Clerk-Treasurer.

Approval of the minutes – February 22, 2010 – Mr. Gembala motioned to approve the minutes of February 22, 2010. Seconded by Mr. Bradtke. Motion unanimously passed.

SANITARY DISTRICT

Old Business

Interceptor to Schererville, update – Mr. Faberbock stated that the project is moving along, there are no problems.

New Business – None

PAYMENT OF BILLS - \$2028 - #2033 for \$24,940.96 for Sanitary District & WW Utility #6040 - #6061 for \$54,766.65 - Mr. Hanlon motioned to pay bill payment memos #2028 - #2033 for \$24,940.96 for the Sanitary District and for Waste Water Utilities #6040 - #6061 for \$54,766.65. Seconded by Ms. Sims-Smierciak. 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 the pre-trial conference is set for this Friday. He has a call in to legal counsel to see if they'll do any negotiation at that pre-trial conference. The conference probably will be about discovery, schedules, depositions, things like that, possibly setting a final pre-trial and trial date. Mr. Myers commented that it looks like they do not want to settle, they want to go to trial.

Project Update – Water Treatment Plant/Well

Partial Pay #6 in the amount of \$59,344.00 – Thieneman Construction – Ms. Sims-Smierciak motioned to pay partial payment #6 in the amount of \$59,344.00 to Thieneman Construction. Seconded by Mr. Bradtke. Motion unanimously passed.

Status of easement offers for well on Route 41 – Mr. Myers stated that he had a meeting last week with Mr. Wyllie, Mr. Faberbock and Mr. Gembala. They decided that they are going to let it go as is, they are not going to spend any money at this point. Mr. Wyllie added that when they looked at Mr. Gembala's ALTA survey that brought up these issues way back when, they determined that they probably don't need to get any additional easement space than they already have. The Districts' easement is within the easement that is already there.

Mr. Wyllie stated that the issue out there is the NIPSCO line that is crossing and it is not the District's responsibility to get it moved. So, as a result they are not going to pursue the easement offers and will advise the two landowners that they are removing the offers to them. Mr. Gembala stated that they still have an easement there whether the plat shows it or not. There may be problems with it down the road, the NIPSCO line is outside of the land they gave up.

Mr. Myers stated that at the meeting they questioned why they were spending money to protect someone else. Mr. Wyllie stated that there is one issue that is Mr. Austgen's responsibility; he wrote him a letter about a month ago on it. There are two pieces of property that are swapped (described incorrectly); he has the Schilling's deed to the District which shows that where the well is located, belongs to the District. However, he has no record of the Town Council signing the deed giving them back their square of property. He is going to re-write the deed and give it to Mr. Kil for presentation to the Town Council.

Status Update – Increase in temporary turn on/off fees – Ordinance of Town Council – Mr. Wyllie stated that he sent a letter to Mr. Kil showing the justification for the increase in the fees and asked that he forward it to Mr. Austgen.

New Business

Mr. Faberbock asked if there will be a special meeting for bid opening. Mr. Myers stated that a special meeting will be scheduled for 6:00 P.M. and that the regularly scheduled study session will follow.

PAYMENT OF BILLS - #3008 - #3020 for \$29,148.89 for Waterworks District and #4103 - #4141 for \$202,823.70 for Water Utility – Mr. Hanlon motioned to pay bill payment memos #3008 - #3020 for \$29,148.89 for the Waterworks District and #4103 - #4141 for \$202,823.70 for the Water Utility. Seconded by Mr. Bradtke. Motion unanimously passed.

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

Public Comment – None

Adjournment – Ms. Sims-Smierciak motioned to adjourn the meeting. Seconded by Mr. Hanlon. Motion unanimously passed. Meeting adjourned at 6:08 P.M.

ATTEST:

/s/ Sherry P. Sury, Clerk-Treasurer