

**SANITARY/WATERWORKS DISTRICT MEETING**  
AND TOWN COUNCIL STUDY SESSION  
ST. JOHN MUNICIPAL BUILDING MAIN MEETING ROOM  
10955 WEST 93<sup>RD</sup> AVENUE, ST. JOHN, INDIANA  
July 19, 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; Patricia Sims-Smierciak, Member; Frank Bradtke, Member; Pete Faberbock, Robinson Engineering; Steve Kil, Town Manager; Randy Wyllie, Attorney; Kenneth Gembala, Town Council Liaison and Sherry Sury, Clerk-Treasurer. Absent was Michael Hanlon, Member.

**Approval of the minutes – Executive Session of June 7, 2010 and Regular Meeting of June 21, 2010** – Ms. Sims-Smierciak motioned to approve the minutes of the Executive Session of June 7, 2010 and the Regular Meeting of June 21, 2010. Seconded by Mr. Bradtke. Motion passed with a vote of 3 - 0.

**Acceptance of Resignation – Mr. Ken Gembala as Member and Vice-President of Utility Board – Both Districts** – Mr. Bradtke motioned to accept the resignation of Mr. Ken Gembala. Seconded by Ms. Sims-Smierciak. Motion passed with a vote of 3 - 0.

## **SANITARY DISTRICT**

### **Old Business**

**Interceptor to Schererville – update** – Mr. Faberbock stated that the Town of Schererville has requested that all punch list items on the project be completed prior to allowing the contractor to make all the switchovers. He stated that he e-mailed Mr. Gorman the list for his approval and to ensure he didn't miss anything and is still waiting to hear back from him. They (Schererville) want credit for doing paving inside the treating plant because they are doing construction, they have asked the contractor to pay for the asphalt road they destroyed as part of the construction. Mr. Faberbock referenced the need to see all the test results and stated that testing will be completed tomorrow; the asphalt patching will be done on 77<sup>th</sup> Street so everything will be done before the tie in next week and the project will be complete.

**Saddle Creek Lift Station – SCADA system – update to be paid by developer** – Mr. Faberbock stated that he spoke to the developer briefly today. His concern is why aren't the pumps working, why isn't the variable speed working on their side of the pumps and wants to ensure there is nothing mechanically wrong before they move forward. He received the specifications and he is checking to see if the specifications changed between when they gave it to him to the point they implemented their new SCADA system. If the specifications match the ones he was given in 2004 he should not be held liable.

**Aldi's Grocery Store – Sewage Capacity/System Development Charges Revised** – Mr. Faberbock stated that Aldi's received the State's signoff; they took a look at it and everything seems fine and that they are going with the 4-inch as opposed to the 6-inch fire line. He noted the changes in the system development fees of \$99,000 and that the State approved the line size. **Ms. Sims-Smierciak motioned to approve the Aldi's Grocery Store Sewage Capacity System Development charges revised according to Mr. Faberbock's letter. Seconded by Mr. Bradtke. Motion passed with a vote of 3 - 0.** Ms. Sury stated that Aldi's paid and received the permit.

**Approval of PILT payment to town - \$75,000** – this item will be covered in Waterworks District section of the meeting.

#### **New Business**

**Approval of expenditure – Truck #321 Sewer/Vac repairs** – Mr. Myers stated that he is concerned that this estimate may go higher. Mr. Kil stated that the mechanic took a pretty good look at the vehicle and the estimate should be close. **Mr. Bradtke motioned to accept the estimate of Brown Equipment Co., Inc. not to exceed \$7,000.00 for the repairs to Truck #321. Seconded by Ms. Sims-Smierciak. Motion passed with a vote of 3 - 0.**

**PAYMENT OF BILLS - #2059 - #2065 for \$110,327.80 for Sanitary District & WW Utility #6159 - #6187 for \$223,975.07** - Ms. Sims-Smierciak motioned to pay bill payment memos #2059 - #2065 for \$110,327.80 for the Sanitary District and for Wastewater Utilities #6159 - #6187 for \$223,975.07. **Seconded by Mr. Bradtke. Motion passed with a vote of 3 - 0.**

**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**

**Project update – Water Treatment Plant/Well** – Mr. Faberbock stated that everything is close to up and running; they are close to being 100% complete. Mr. Myers stated that they want to purchase a dehumidifier for the water treatment plant. It will cost close to \$3,000.00; they have a quote from Chemical Pump Company. **Mr. Bradtke motioned to approve the purchase of a dehumidifier from Chemical Pump Sales & Services for \$3,000.00. Seconded by Ms. Sims-Smierciak. Motion passed with a vote of 3 - 0.**

**Status update – Joliet St. Water Main Extension** – Mr. Faberbock reported the extension is completed through Thielen Street. They have started the next phase and are about 150 feet from completing that, it's moving pretty quickly.

**Pay Estimate #2 Partial – Snow-N-Sons \$27,615.95** - Ms. Sims-Smierciak motioned to approve Pay Estimate #2 to Snow-N-Sons in the amount of \$27,615.95. **Seconded by Mr. Bradtke. Motion passed with a vote of 3- 0.**

**Status report – repayment for damage to hydrant** – Ms. Sury confirmed that they received a payment in June for \$50.00. Mr. Myers noted that the checks are in his parent's name. Mr. Kil stated that they have until tomorrow to make July's payment.

**Status report – Commingling of private well water with St. John Waterworks Water Distribution System** – Mr. Wyllie stated that he sent a letter by certified mail and received the return receipt back; they have until the 31<sup>st</sup> of July to get back to him. Discussion ensued.

**Approval of settlement – Caldwell Tanks** – Mr. Myers stated that Mr. Wyllie, himself and Jennifer Prince met with the arbitrator for about four hours. They came up with a settlement that

pretty much met everyone's expectations and the arbitrator thinks they are in good shape. They are going to return \$129,389.25 and keep the balance of about \$100,000. Discussion ensued. Mr. Myers added that they also received \$30,000 in interest while this was being settled. Mr. Kil mentioned that John Boender called him regarding payment; there was also a change order for two lights and he (Mr. Boender) is not sure if the change order went through. Mr. Wyllie stated that Boender was a subcontractor of Caldwell and he needs to go through Caldwell to resolve any issues he may have. Mr. Myers stated that Mr. Wyllie and Jennifer Prince did a fantastic job at the arbitration. **Mr. Bradtke motioned to approve the settlement in the Civil Case #209-CV-371 St. John Waterworks District and Caldwell Tanks. Seconded by Ms. Sims-Smierciak. Motion passed with a vote of 3 - 0.**

**Aldi's Grocery Store – Waterworks System Development Charges Revised** – See Sanitary District above for discussion. **Ms. Sims-Smierciak motioned to approve the Aldi's Grocery Store Sewage Capacity System Development charges revised according to Mr. Faberbock's letter. Seconded by Mr. Bradtke. Motion passed with a vote of 3 - 0.**

#### **New Business**

**Bramblewood Homeowners Association – Request to waive 2 tap fees – Ord #1203 / #WD 43** – Mr. Tye Balthis, President, Bramblewood Homeowners Association (tape inaudible) presented his request of the board to waive two tap fees for the sprinkling systems along 93<sup>rd</sup> Avenue. Mr. Myers stated that he does not like to waive fees overall because it creates problems of why did you waive fees for one circumstance and not another. Ms. Sims-Smierciak stated that she must abstain as she lives in Bramblewood and is a member of the Homeowners' Association. Because there is not a quorum of District members present this item must be deferred. **Mr. Bradtke motioned to defer, because there is not a quorum, to waive tap fees to the August meeting. Seconded by Ms. Sims-Smierciak. Motion passed with a vote of 3 - 0.**

**PAYMENT OF BILLS – #3048 - #3055 for \$32,228.45 for Waterworks District and #4342 - #4421 for \$664,684.75 for Water Utility** - Mr. Bradtke motioned to pay bill payment memos #3048 - #3055 for \$32,228.45 for Waterworks District and #4342 - #4421 for \$664,684.75 for the Water Utility. **Seconded by Ms. Sims-Smierciak. Motion passed with a vote of 3 - 0.**

#### **Any and all business that may come before the Board**

Mr. Myers stated that PILT could not be paid under sewer this time but it could be paid under water. (See Sanitary District above). **Ms. Sims-Smierciak motioned to approve the PILT payment for the year 2010 in the amount of \$75,000.00. Seconded by Mr. Bradtke. Motion passed with a vote of 3 - 0.**

**Public Comment – None**

**Adjournment** – **Ms. Sims-Smierciak motioned to adjourn the meeting. Seconded by Mr. Bradtke. Motion passed with a vote of 3 - 0. Meeting adjourned at 6:25 P.M.**

ATTEST:

/s/ Sherry P. Sury, Clerk-Treasurer