

REGULAR MEETING, BOARD OF SANITARY DISTRICT COMMISSIONERS
WEDNESDAY, JUNE 25, 2008 – 1:00 P.M. – 1100 E. EIGHTH STREET

The meeting was called to order at 1:00 p.m. in the Board Room of the Administration Building, 1100 E. Eighth Street, by the President of the Board, Boyd W. Phelps.

Commissioners present for the meeting were Boyd W. Phelps, Linda G. Simmons and Ronald J. Strauss. Commissioner Judith A. Paul entered after the meeting had begun and Commissioner J. Jeffrey Jones, Ph.D. was absent.

Staff Members present for the meeting were:

Alan J. Walus, General Manager
Michael A. Hoffman, Collection System Superintendent
James L. Kintzele, Sr., Refuse Superintendent
Doretha M. Sanders, Administrative Director
Tina M. Tabisz, Administrative Assistant
William J. Nelson, Jr., Attorney, Braje, Nelson & Janes, LLC
Sue Claussen, Pollution Prevention Coordinator

Also present for the meeting were:

John Schaefer, City Controller
Charlie Cate, Central Maintenance Superintendent
John Doyle, John A. Doyle & Associates
Warren Thiede, Haas & Associates
Todd Bell, Woodruff & Sons
Mike Edinger, Woodruff & Sons
Andre Steele, ALCO TV

Mr. Phelps entertained a motion in reference to the minutes of the Regular Meeting of May 28, 2008.

Ms. Simmons made a motion to approve the minutes, as submitted – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 3 – 0 in favor.

In reference to the Financial Status of the District, City Controller John Schaefer submitted the monthly reports and advised that, for the year-to-date ending May 31, 2008, the utility operations are showing a loss of approximately \$4,400 compared to an approximate \$60,000 loss at the same time last year.

Mr. Schaefer then advised that the Refuse Fund has a deficit cash balance because we have not received the property taxes at this point. Mr. Schaefer commented that he was unsure when the tax payments will be received. However, until they are, the City will make temporary loans to these funds to cover the deficits at the end of the year.

Mr. Phelps asked if there were any questions by the Board. There were none.

Mr. Phelps then thanked Mr. Schaefer for his report.

Mr. Phelps read the financial status of the District as follows:

**FINANCIAL STATUS – SANITARY DISTRICT
June 20, 2008**

OPERATION & MAINTENANCE FUND #6201	\$396,228.57
SEWAGE WORKS SINKING FUND #6207	\$1,531,162.73
SEWAGE WORKS IMPROVEMENT FUND #6208	\$272,763.63

Public Comment

Mr. Phelps called for any public comment. There was none.

The following status reports were given:

John Doyle of John A. Doyle & Associates reported on the following projects:

Mr. Doyle advised that he had previously submitted his Proposal for Continuing Engineering Services for miscellaneous projects, as has been done in years past.

Mr. Walus explained that, as has been done in the past, the District asks engineering consulting firms to provide a rate sheet for specialized engineering services that we may need to utilize. As those proposals are received every year, a tracking sheet is updated to indicate to the Board how those costs have changed over time.

Mr. Walus advised that a packet was distributed to the Board this afternoon that contain all of the different increases from each of the engineering consulting firms.

Mr. Walus explained that Mr. Doyle's office has kept much of the same job classifications as in previous years with a couple of minor exceptions. Staff Engineer is now titled Senior Technician and Technical Person is now titled Draftsman/Technician.

Therefore, we have several years of cost data for services that Mr. Doyle and his team have provided to the District. The current proposal for the 2008-2009 year includes individual increases of approximately 4% to 5% from the prior year.

Mr. Walus advised that the recommendation of District staff is to approve the proposal for engineering services that Mr. Doyle submitted on May 22, 2008.

Mr. Phelps recommended that these proposed rates be accepted and commented that they are in within an acceptable range.

Mr. Phelps then entertained a motion on the matter.

Mr. Strauss made a motion to approve the Proposal for Continuing Engineering Services of John A. Doyle & Associates, as submitted – seconded by Ms. Simmons. No discussion or comment on the matter. Motion carried 3 – 0 in favor.

Meer Road South Sanitary Sewer and Water Main Extension Project

Mr. Doyle advised that the project is pretty well complete. The County was in and did some paving. The final surface paving was placed last week. Some delineators and striping still needs to be completed, as well as shoulder work that needs to be completed.

Mr. Doyle explained that this was a joint project between the County and the City with respect to the paving and finishing of the street. In the process of dealing with the County, the aggregate for the shoulder was not necessarily included in the County's work. Mr. Doyle commented that it was his understanding that this was going to be the County's obligation to put in the shoulder stone.

Mr. Doyle was unsure if Mr. Walus has had any conversations with the County or can remember exactly what occurred. Mr. Walus has not discussed anything specifically with respect to the shoulder.

Mr. Phelps asked about the width of the shoulder. Mr. Doyle explained that the plan is for a two foot shoulder of some limestone. He explained that there will only be approximately 80 to 100 ton of limestone put in, which would cost approximately \$2,500 if the City decides to put material in for the shoulder.

Mr. Phelps advised that the limestone should be put in for a shoulder to make it a complete job. Mr. Doyle agreed.

(Ms. Paul entered the meeting at this point.)

Mr. Phelps asked if Mr. Doyle thought the project will be complete by the next meeting to close out the project. Mr. Doyle believed that it would be complete and ready to close out.

Mr. Doyle then submitted Pay Request #6 of Woodruff & Sons, in the amount of \$174,987.27 and recommended approval of same.

Mr. Phelps entertained a motion on the matter.

Ms. Simmons made a motion to approve Pay Request #6 of Woodruff & Sons, in the amount of \$174,987.27, as submitted – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Mr. Walus asked Mr. Doyle if the District would want to allow residents to begin connecting to the sanitary sewer and if the system has been tested. Mr. Doyle advised that everything has been tested and a couple of repairs were made. The system has been tested and videotaped and, therefore, connections can be made.

White Oak Drive Storm Sewer

Mr. Doyle advised that this project is complete. There is a little cleanup that needs to be done and perhaps some additional seeding and things of that nature.

Mr. Doyle advised that there will be some extra items on the project that will be presented at a later date.

Mr. Doyle then submitted Pay Request #6 of Woodruff & Sons, in the amount of \$62,478.32, and recommended approval of same.

Mr. Phelps entertained a motion on the matter.

Mr. Strauss made a motion to approve Pay Request #6 of Woodruff & Sons, in the amount of \$62,478.32, as submitted – seconded by Ms. Paul. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Freyer Ditch – Gardena Street Storm Drainage Improvement Project

Mr. Doyle advised that Mr. Walus requested that he prepare a draft Notice of Award to Woodruff & Sons for both Contract Division A and B in the total amount of \$735,263.00. Mr. Doyle believes that this has been reviewed by the District's legal counsel and that everything seems to be correct for the most part, with the exception of correcting the attorney's name.

Mr. Walus added that Mr. Doyle prepared a draft Notice of Award for both Divisions A and B for the Freyer Ditch Project. This was not included in the Board packets because a meeting was held with Attorney Nelson earlier this week to complete the legal review. Mr. Walus believes that Attorney Nelson has completed the legal review and we are ready to have Mr. Doyle issue the Notice of Award.

Mr. Walus then advised that, if the Notice of Award is approved, the Letter of Understanding between the Sanitary District and the Michigan City Board of Public Works & Safety is ready to be presented to the District Board.

Mr. Phelps asked if there is a Letter of Understanding that has been executed by the Board of Works. Mr. Walus explained that this is being brought before the District

Board today for hopeful approval which will then go to the Board of Works for their approval.

Mr. Walus further explained that we have worked with the City to determine the funding level at \$800,000, which will be sufficient funding to be able to do both Division A and Division B on the proposed Freyer Ditch Project.

Mr. Phelps clarified that the Notice of Award as well as the Letter of Understanding is contingent upon the approval by the Board of Works. Mr. Walus advised that this is correct.

Mr. Phelps entertained a motion that the Notice of Award be executed and that the Board approve the Letter of Understanding with the Board of Works that has been presented, contingent upon approval by the Board of Works.

Ms. Simmons made such a motion – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Mr. Doyle asked, based on the assumption that everything goes well with the Board of Works, if a Notice to Proceed can be issued once all of the paperwork is together rather than waiting another month for the next Board meeting, or if the Board would consider having a special meeting to get the project going.

Attorney Nelson suggested that this can be approved in advance contingent upon the Notice of Award based on its contingency.

Mr. Phelps made a motion authorizing the Notice to Proceed to be given upon the approval of Letter of Understanding by the Board of Public Works & Safety – seconded by Ms. Simmons. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Mr. Phelps asked the timeframe of all of this after the Board of Works approval. Mr. Walus advised that the next Board of Works meeting is on July 7th and then we should be able to get the documents back from Woodruff & Sons pretty fast. Therefore, we should be able to mobilize pretty quickly.

Mr. Phelps asked if we have approval on the project. Mr. Walus advised that we have some verbal approval from the State, which should be wrapped up by the next Board of Works meeting so that we can then begin construction.

Mr. Phelps asked if there were any questions for Mr. Doyle. There were none.

Mr. Phelps thanked Mr. Doyle for his report.

Warren Thiede of Haas & Associates reported on the following projects:

In reference to the Proposal for Continuing Engineering Services, Mr. Walus advised that the distributed summary of engineering proposals also includes that several year fee structure history of Haas & Associates.

Mr. Walus advised that Haas & Associates has gone through a recent expansion and they have been applying to perform more INDOT (Indiana Department of Transportation) related work. As such, there are a couple of additional categories as far as Principal, Project Manager and Technician in this year's job classifications.

However, looking at the hourly rates for the categories that we have been tracking over a number of years for Professional Engineer, Engineer/Technician III and so on, the increases range from approximately 4% to 5%. There are a couple of categories where there is no increase such as the Field Survey Party.

Therefore, it is District staff's recommendation to approve the proposal of Haas & Associates for on-call engineering services for 2008-2009.

Mr. Phelps commented that he has had an opportunity to review all of the summaries for each of the engineering firms that we use and noted that the same type of increase is found in all of the other proposals.

Mr. Phelps suggested that a motion be made approving the engineering proposals for this and all of the other firms that are not in attendance at today's meeting.

Ms. Simmons made a motion to approve the Proposal for Continuing Engineering Services of Haas & Associates, as well as the submitted proposals of McCormick Engineering, McMahan Associates, Inc. and Christopher B. Burke Engineering, as recommended – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Wabash/Washington Sewer Separation Project, Phase 2C

Mr. Thiede submitted Pay Request #12 of HRP Construction, in the amount of \$1,933.52, and recommended approval of same. Mr. Thiede advised that there was only pavement striping left to do and the work was completed. Mr. Thiede explained that there is still outstanding retainage withheld in the amount of \$7,000 that probably will be requested by the next meeting.

Mr. Phelps entertained a motion on the matter.

Ms. Paul made a motion to approve Pay Request #12 of HRP Construction, in the amount of \$1,933.52, as submitted – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Lake Hills Storm Sewer Separation Project, Phase II

Mr. Thiede advised that the contractor, H&G Underground, is on site and has placed their first leg of storm sewer coming out of the existing storm sewer at the south end of Weil-McLain's property. They are working and coordinating everything with Weil-McLain because they are currently on Weil-McLain's property within an easement. Everything seems to be going well. They are de-watering without any problems and the de-watering water is staying on Weil-McLain's property.

Mr. Phelps asked when Mr. Thiede thinks that this project will wrap up. Mr. Thiede guessed that it would be around the first or middle of October. Mr. Thiede advised that he could get a better indication from the contractor if Mr. Phelps would like.

Mr. Phelps asked if there were any questions by the Board. There were none.

Palatek Sewer Extension Project

Mr. Thiede advised that HRP Construction has presented the construction agreements back to District staff along with all of the performance bonds and certificates, which are ready for Board execution.

Attorney Nelson advised that his office has reviewed the packet of materials and there are no problems with the documents submitted by the contractor.

Mr. Thiede commented that there are three easements that need to be executed as well. Attorney Nelson is aware that Attorney Willoughby of his office has been working on these and they may be complete.

Mr. Walus advised that one easement has been completed and recorded and the other ones are in the process of completion.

Mr. Phelps asked if there were any questions. There were none.

Mr. Phelps thanked Mr. Thiede for his report.

The following departmental status reports were given:

Al Walus

In reference to the Trail Creek Watershed, Mr. Walus advised the he is in the second week of providing some instructional services to the Michigan City Area School System with some of the partners that have worked on the Watershed Project with us. We have had different firms volunteer their staff time, such as American Structurepoint, Christopher Burke Engineering, McCormick Engineering, Haas & Associates as well as Save the Dunes Organization and the La Porte County Soil & Water Conservation District. Additionally, the Solid Waste District of La Porte, Joe Exl and Brian Breidert of the Department of Natural Resources have helped as well.

With our partners three weeks of environmental programming was scheduled for the school system for their high achieving summer school program, which has been going well.

In reference to the Welnetz Road/Roeske Avenue Sanitary Sewer Project, Mr. Walus advised that he has a meeting set up with the County Highway Department in mid-July to discuss storm water drainage in that area to see if there is a way to work on a joint project.

Mr. Walus explained that, if we do move forward with sanitary sewer on that part of Welnetz Road, we want to see if the County would work with us to do some storm water drainage improvement.

Mr. Phelps thanked Mr. Walus for his report.

Dan Olson

Mr. Walus advised that Mr. Olson is in Indianapolis attending an Anti-Degradation Meeting today and submitted the following operations report.

From the plant point of view, there were no violations and no combined sewer overflows during the month of May. The temporary belt press arrived last Friday, June 20th and the crew is getting the temporary press operational. Andritz is scheduled to be in next week to begin disassembling our current press to send down to Texas for rehabilitation. Therefore, the press refurbishment project is on track.

Mike Hoffman

In reference to the Safety Report for the Wastewater Division of the Sanitary District (WWTP, Administration and Collection System), Mr. Hoffman advised that there were two reported injuries with no lost time in the last month. This makes 24 months with no lost time.

In reference to the Safety Report for the Refuse Department, Mr. Hoffman advised that there were two reported injuries in the last month. One resulted in a two-day lost time and the employee is back to work. However, the Refuse Department continues to have two employees currently off of work on long term workers' compensation.

In reference to MS4, Mr. Hoffman advised that the MS4 Advisory Committee met on June 17th for the monthly meeting. MS4 Coordinator Rick Brown reported to the Committee on plan reviews and site inspections for both Rule 5 and Rule 13. Ongoing projects were discussed as well as future projects.

The Inlet Protection Study is ongoing. Two weeks ago, the committee met with a representative from a local manufacturer, Blocksom & Company, who made a

presentation and give some samples to include in the study. They are scheduled to be put in this week.

Mr. Hoffman commented that it is good to have a local manufacturer offer a product that we can evaluate and perhaps recommend for projects that are occurring.

Mr. Hoffman advised that the Board packets included a letter concerning a storm drainage issue on the upper end of Turner Court.

Mr. Hoffman explained that there is some construction occurring on the far end of Turner Court. As a result of that construction, there is some new sanitary sewer being run in the area. That contractor has been asked to provide a quote for some storm water improvements to handle that area.

Mr. Hoffman advised that he spoke with the owner of the new construction and they discussed sheet-flow across his property coming down the hill. Mr. Hoffman believes that the new construction will not adversely add to the burden that is coming down that street. However, it is an extremely steep slope. There is some storm drainage on the lower end that was added.

Mr. Phelps commented that he is aware of the situation with respect to the drainage problem. However, he is unsure why that water is being held because the area is sand.

Mr. Phelps thanked Mr. Hoffman for his report.

Sue Claussen – Pollution Prevention Coordinator

Ms. Claussen advised that the Board packets previously included a copy of the Annual Pretreatment Report, which was due April 1, 2008.

Ms. Claussen explained that this report is a component of the Sanitary District's NPDES (National Pollutant Discharge Elimination System) permit requirement to operate a pretreatment program and the report format should be written in accordance with the State guidance.

The report format originally came from an EPA (Environmental Protection Agency) directive in the late 1980's and we have been continuing to put that report in that kind of a format. They wanted to keep all of the POTW's (Publicly Owned Treatment Works) in Indiana and throughout the country uniform and they wanted to keep getting the information that they wanted. This is why it is in this form.

IDEM has discussed changing this form with Pretreatment Coordinators and will be asking for their assistance in devising a whole new format to make sure that both agencies get the information that they need today as opposed to in the 1980's.

Since the District has an established pretreatment program, the annual report is pretty much a routine document on the activities of the District's permitted industries. However, there are a few items to note for this past year.

Although they are not permitted by the federal pretreatment program, the septage haulers are granted discharge privileges in the plant with hauled wastewater permits. The control of hauled wastewater is a pretreatment issue with IDEM and with EPA. The report updates the haulers' active permits and lists the basic septage program information for the year.

Another one of the sections in the report is required to describe enforcement actions that are taken against permitted industries for violations. In the past, the District has experienced, at a minimum, some minor violations here and there and possibly a technical review criteria violation, but not last year.

In 2007, there were no enforcement actions taken against any of the permitted industries. This is not just the result of a well run pretreatment program but it's a testament to all of the permitted industries that we have here in town and their commitment to complying with the program's environmental regulations.

Also noted in the report for 2007 was the pretreatment audit that IDEM performed this past September in which no deficiencies were found. This was something that was also put in this report.

The performance summary that is listed on Page 9 is pretty much a form that is contained in every annual report and is put together in such a way that can be somewhat confusing. This is something that the EPA requires.

Ms. Claussen asked if there were any questions. There were none.

Mr. Phelps thanked Ms. Claussen for her report.

Jim Kintzele

In reference to tonnage, Mr. Kintzele reported that there is a reduction of over 300 tons for the first five months of the year. Most of this has been in the loose trash.

Mr. Kintzele then advised that a decision needed to be made about trash pickup for the 4th of July holiday on whether to pick up the trash on Friday or Saturday. However, the transfer station advised that they will be closed on Friday, July 4th. Therefore, the crews will be off work on Friday, July 4th as well and will then work on Saturday, July 5th to make all of the scheduled pickups.

Mr. Kintzele advised that, under a new law, the budget will have to go to the City Council now. Therefore, he has submitted his proposed 2009 budget to Mr. Walus for

his review. Once Mr. Walus approves the proposal, it will then be run through the City Controller's Office and then on to the City Council.

Mr. Kintzele reported that he made a reduction in expenditures compared from last year to this year. He commented that there is approximately \$1.5 million that needs to be reduced in the City's budget.

In reference to the Two-Wheeled Carts quotes, Mr. Walus advised that, after the Board approved the technical specifications at last month's meeting, we did solicit and receive three quotes. One quote was from Armor Equipment of Arnold, Missouri; a second quote was from Bell Equipment of Lake Orion, Michigan; and a third quote was received from Best Equipment of Indianapolis.

Mr. Walus explained that, in the quote request technical specifications, each supplier was asked to bid on the quantity of 14,500 of the 96-Gallon two-wheeled carts and an additional 500 of the smaller 64-Gallon two-wheeled carts for a total of 15,000 carts in order for Mr. Kintzele and his staff to implement the conversion to the assisted pickups.

Mr. Walus advised that the lowest and most responsive quoter was Best Equipment of Indianapolis at a quoted price of \$863,850 for the total of 15,000 carts. This quoted price includes the delivery of the material to Michigan City, assembling the materials into the final individual carts and then assisting local staff with distributing the carts to our customers. Therefore, from manufacture to delivery to people's homes is included in the quoted price.

Mr. Walus also advised that we have some rough unit price quotes if additional carts need to be purchased in the future. The quoted prices are \$55 for the larger cart and \$50 for the smaller cart.

Mr. Walus, therefore, advised that District staff recommends that the Commissioners authorize that a purchase order be issued to Best Equipment for the 15,000 carts in the total quoted price amount of \$863,850.00.

Mr. Phelps entertained a motion on the matter.

Ms. Simmons made a motion to approve and accept the quote of Best Equipment of Indianapolis, in the total amount of \$863,850.00, as recommended – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Mr. Walus added that the Board packets also included some of the technical data as well as some of the references that were submitted by Toter (the manufacturer). Some of the other communities in Indiana using this equipment are Fort Wayne, who purchased over 84,000 Toter carts; Muncie, who purchased 48,800 carts; South Bend, who purchased over 30,000 carts; Kokomo, who purchased 22,000 carts; Lafayette,

who purchased 20,000 carts; and East Chicago, who purchased 15,000. These statistics are through November of 2006 so there are probably more since that time.

Mr. Walus believed that these are good durable products and we are looking forward to implementing this system here in Michigan City. He thanked the Board for approving this today.

Mr. Phelps clarified that Toter is the manufacturer and Best Equipment is the supplier. Mr. Walus advised that this is correct.

Mr. Kintzele noted that the department has received delivery on nine of the dumpsters for the apartment complexes. They are meeting with the six apartment complexes that are going to have their trash picked up in these dumpsters. Mr. Kintzele noted that he wants to get this implemented as soon as possible, hopefully by the end of July.

Mr. Kintzele also added that it will take approximately five weeks for the two-wheeled carts to get them ready for delivery. Therefore, the best we can hope for is sometime in September.

Attorney Bill Nelson

Attorney Nelson advised that he will report on the proposed ordinance concerning transfer ability at next month's meeting.

Attorney Nelson advised there are eighteen delinquent accounts to record as liens, totaling \$2,394.12 which requires Board action.

Mr. Phelps entertained a motion on the matter.

Mr. Strauss made a motion to approve the list of delinquent accounts to record as liens, as submitted – seconded by Ms. Paul.

Mr. Strauss asked if the delinquent accounts have increased due to a trend with the economy being the way it is. Attorney Nelson stated that Dr. Jones asked the same question last month.

Attorney Nelson advised that he and Administrative Director Doretha Sanders have discussed this and came to the conclusion that there has been a slight increase but minimal at best.

There being no further discussion or comment on the matter, motion carried 4 – 0 in favor.

Attorney Nelson advised that there are three liens to be released due to satisfaction of the liens and advised Board action is necessary.

Mr. Phelps entertained a motion on the matter.

Ms. Paul made a motion to approve the Releases of Lien, as submitted – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Attorney Nelson then submitted three bad debts to be declared as uncollectible advising that Board action is required. He explained that two of the bad debts were due to new title owners prior to recording of the lien and one is due to foreclosure with a new title owner prior to recording of lien, in to the total amount of \$342.23.

Mr. Phelps entertained a motion on the matter.

Ms. Simmons made a motion to declare the bad debts as uncollectible, in the amount of \$342.23, as submitted – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Attorney Nelson then submitted an Affidavit of Correction for the Board's approval. He explained that this is to correct an error on a previously recorded document.

Mr. Phelps entertained a motion on the matter.

Ms. Paul made a motion to approve and execute the Affidavit of Correction, as submitted – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Mr. Phelps entertained a motion to approve and allow Revenue and Tax Levy claims for payment.

Ms. Simmons made such a motion – seconded by Ms. Paul and Mr. Strauss. No discussion or comments on the motion. Motion carried 4 – 0 in favor.

Mr. Phelps then entertained a motion to approve and allow claims for the Board of Public Works & Safety.

Ms. Paul made such a motion – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Old Business

There was none.

New Business

Mr. Walus distributed a copy of an aerial map and a proposed Real Estate Sale and Purchase Agreement to the Board with respect to the Lafayette/Barker Project.

Mr. Walus explained that working with our consultants as part of this project, there is a vacant piece of property at Lafayette and Eleventh Streets. Mr. Walus explained that, as part of some of the survey work on this project, Mr. Doyle's firm has surveyed this property as well as a piece of vacant property owned by the school system by Elston Middle School.

Mr. Walus explained that these two vacant parcels would be beneficial to have access to during our construction process as somewhat of a staging supervisory area for the contractor.

In an effort to keep costs down during the construction phase, Mr. Walus is trying to proactively seek the authority to work on the property or, in this case at Lafayette and Eleventh Streets, to purchase that lot to use during the Lafayette/Barker construction project. When the project is complete, the intention would be to turn the property over to the City for a pocket park as part of the Elston Grove infrastructure replacement project.

Mr. Walus explained that the church across the street owns this parcel of property. Mr. Walus has had some discussions with some of the individuals representing the church. Mr. Walus has made an offer to purchase that vacant parcel in the amount of \$21,750.00 for the City to purchase that lot.

Mr. Walus advised that he then met with Attorney Nelson who has prepared a draft purchase agreement.

Mr. Walus advised that he is at a point now where the Church Board is in agreement with our purchase price offer. Therefore, Mr. Walus told the Church Elders that he would bring the District Board up to speed on the offer to purchase. If the District Board is in agreement, we can instruct Attorney Nelson to keep moving forward to continue to finalize the necessary legal agreement to affect the purchase of that property.

Mr. Walus explained that he wanted to bring this matter to the Board today for the main purpose of seeing if there is an agreement with the Board of Commissioners on the purchase price. At that point, we can instruct Attorney Nelson to continue with further work on the potential purchase of the property.

Mr. Phelps commented that this matter has been discussed for some time now and the price seems reasonable.

Mr. Phelps then entertained a motion on the matter.

Mr. Strauss made a motion to authorize the offer to purchase the property at the intersection of Lafayette and Eleventh Streets, as submitted, for a purchase price of \$21,750.00, and to authorize Attorney Nelson to proceed with the necessary work to do

so – seconded by Ms. Simmons. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

Ms. Simmons commented that, now that the weather is nice, Striebel Pond is being heavily used by walkers and others.

Ms. Simmons commented that she has been out there a couple of weekends and, one of the things that she has noticed is the trees on the Hitchcock Street side. She asked if these trees are the District's responsibility. Mr. Walus advised that they are.

Mr. Walus explained that he has had conversations with Burke Engineering and their urban forester is evaluating the status of all of the trees to do another inventory to work with the contractor to rectify the situation with some of the dead trees.

Mr. Walus explained that we have had the contractor go through one round of tree replacement already. Therefore, Burke Engineering is trying to more fully identify the reason for the failure of the trees to take hold; whether it is due to wind related issues or bringing trees in from a different planting zone. Mr. Walus stated that they wanted to see if they could pinpoint a little closer as to why the trees died.

Mr. Walus advised that he has asked Burke Engineering to come before the Board at the next meeting in July with a report in order that we will be able to have the remainder of the dead trees replaced this fall, which would be the most appropriate time to replace the trees.

Ms. Simmons then commented about the bulletin boards in the glass enclosures. She asked if they are utilized much and noted that there seemed to be a problem with the background materials. Mr. Walus agreed and explained that there have been a couple of different issues with them.

Mr. Walus explained that the original cork did not seem to hold very well so we put some new cork on the boards. We then tried some different types of paper and different products that would hopefully hold up to the UV (ultraviolet) light. Unfortunately, all of the things that were done so far would result in the paper crinkling up due to the different environmental conditions.

Therefore, Mr. Walus advised that they will be retrofitted in the next couple of weeks so that the cork background will be replaced with a solid board and there will be a Plexiglas cover over it so that the paper will be held firm and will not be allowed to crinkle up. Mr. Walus anticipated that this will be done within the next week or so.

Mr. Walus explained that it has been problematic for us to have some signage out there. Some of the maps seems to be desirable enough that people wanted them so they would break the glass to steal the maps. He commented that if anyone calls the District

Office, we would be happy to provide them with maps. Some of those issues should be taken care of with the retrofitting.

Mr. Walus noted that the Village Green Neighborhood Association has scheduled a concert at Striebel Pond for Sunday, June 29th, at 2:00 p.m. All Michigan City residents are invited to attend the concert at the George Neagu Shelter from 2:00 p.m. to 3:00 p.m.

Mr. Walus commented that the Village Green Neighborhood Association has really taken great ownership of the facility. They have been keeping up the flowers around the flagpole.

Additionally, there were approximately 35 Michigan City Area School children out at Striebel Pond today. There were four different stations where they were performing experiments on soil analysis, water analysis, tree identification and wetland plant identification. There has been a lot of good feedback.

Central Maintenance Superintendent Charlie Cate then addressed the Board explaining that he sent a letter to Mr. Walus concerning the salvage of a vehicle that they have over at Central Maintenance.

Mr. Cate explained that the vehicle was previously a Refuse Department vehicle which Mr. Cate believed to have been titled over to the Street Department. However, that had not been done.

Mr. Cate explained that the plan is to salvage the vehicle because all of the usable parts have been removed from the vehicle and is no longer of any use. It will be taken to a local salvage yard. Mr. Cate requested the Board's approval to do so. Mr. Cate explained that it is a 1989 yellow pickup truck with no rear seats and no rear end.

Mr. Phelps asked Mr. Walus for his recommendation.

Mr. Walus advised the vehicle is a 1989 GMC Yellow Pickup Truck with Vehicle Identification Number (VIN) is 1GTGR33K6KJ510319 which is being parted out for salvage and currently has no seats, rear end or transmission. Mr. Walus recommended approval by the Board for the vehicle to be denoted as surplus material for salvage and we will recover whatever salvage costs we can.

Mr. Phelps entertained a motion on the matter.

Ms. Simmons made a motion to declare the 1989 GMC Pickup Truck, VIN #1GTGR33K6KJ510319 to be declared as surplus for salvage, as requested – seconded by Mr. Strauss. No discussion or comment on the matter. Motion carried 4 – 0 in favor.

The next regular monthly meeting of the Board of Sanitary District Commissioners –
July 23, 2008 – 1:00 p.m. - 1100 E. Eighth Street

There being no further business to come before the Board at this time, on motion duly made and seconded, the meeting then adjourned.

/ Linda G. Simmons /
Linda G. Simmons, Secretary