

WEST CENTRAL CONSERVANCY DISTRICT
REGULAR MEETING MINUTES
DECEMBER 15, 2003

Board Members Present: W. Holland, P. Allen, J. Crowe, K. Buetow, B. Thompson
Board Members Absent: None

7 WCCD Non-Board Representatives present
WCCD Guests as per sign-in log

The meeting was held in the WCCD Board Room at 4:00 P.M.

Chairman convened meeting after recognizing that the Agenda was posted pursuant to the Indiana Open Door Law and that a quorum was present.

Motion by P. Allen, second by K. Buetow, vote unanimous, to approve Minutes of November 17, 2003 meeting as presented.

Financial Secretary K. Buetow presented review of claims. Motion by K. Buetow, second by B. Thompson, vote unanimous to approve claims (Rev) 11432-11510, (Cap Imp) 1060-1064, (Exp) 10054-10057, PR112803, PR121203.

Financial report as presented by P. Agresta, Clifton Gunderson.

Manager introduced Scott Taylor of Crossroads Electric, to lead an audio/visual demonstration of the electronic capabilities of the Board Room to WCCD Board and guests.

Manager opened discussion from prior meeting on Board concerns of accounts receivables. Assistant Manager presented breakdown on status of 2003 A/R Summary and 2003 Bad Debt List for Board review. Assistant Manager recommended the Board approve Bad Debt write-off list, as presented, by motion. Motion by P. Allen, second by B. Thompson, vote unanimous to approve report as presented, and directed Manager write off bad debt as presented totaling \$74,166.12.

Plant Operation report as presented by Manager. Manager reported Class A sludge removal program is still ongoing in a trial basis.

A.Hux reported:

- Washington Quarters and Settlers Run is ongoing, request for Summary Judgment in January.
- Crossman Communities are requesting a modification of their original contract with WCCD pending County Planning Commission results.
- Cedar Run, Ltd. Representatives are requesting changes to their original commitments set forth in contracts.

(J. Crowe entered meeting at 4:48 P.M)

Motion by W. Holland, second by K. Buetow, vote unanimous, to allow modification of Settlement contract allowing Cedar Run to continue development, lower WCCD costs and keep High School Lift station intact.

Representatives of Cedar Run, Ltd. requested a modification to existing contract. Motion by W. Holland, second by P. Allen, to modify existing contract by extending all timeframe deadlines by nine months to September 30, 2004, authorizing Chairman to sign the contract modification when new contract is approved by Manager. W. Holland, P. Allen, K. Buetow, B. Thompson for, J. Crowe against. Motion passed.

The Board by consensus approved Mr. Buetow's request that the topic of Lien/Certification be placed on next Board meeting agenda set for January 19, 2004.

Engineering report as presented by W. Bernhardt, American Consulting, Inc.

Discussion of Austin Lakes Lift Station. Upon recommendation of Manager, the Board, by consensus, authorized ACE to proceed with the project.

Manager opened discussion on plant expansion design and recommended using the Sequencing Batch Reactor design in consideration of the next plant expansion. SBR being the most cost effective due to minimal space needed and low operational maintenance costs. Motion made by J. Crowe, second by P. Allen, to allow ACE to start design of next plant expansion using SBR technology. P. Allen, J. Crowe, K. Buetow, B. Thompson for, W. Holland against. Motion passed. ACE was directed by the Board to present a fee structure for the design to be presented at the January 19, 2004 Board Meeting.

Manager presented 2004 employee salary adjustments for Board consideration. Motion by P. Allen, second by K. Buetow, vote unanimous, to approve request of a 3% salary adjustment for District employees, as budgeted, to be disbursed as a straight 1% COLA and 2% gross salary adjustment for merit to be disbursed at the Manager's discretion to become effective the first full pay period in January 2004.

Manager presented 2004 Holiday Schedule for Board consideration. Motion by K. Buetow, second by J. Crowe, vote unanimous, to approve schedule as presented.

Manager presented 2004 Board Meeting Schedule for Board consideration. Motion by P. Allen, second by B. Thompson, vote unanimous, to approve schedule as amended.

Manager presented issue of Tim Veneble and his 1995 contractual agreement with WCCD. Motion by J. Crowe, second by P. Allen, vote unanimous to approve payment to Mr. Veneble in the amount of \$1500.00, and directed Manager to take what actions were necessary to attempt to recoup those funds.

Chairman adjourned regular Board Meeting at 5:55 P.M.
Chairman convened Executive Session at 5:56 P.M.

Meeting concerned Freeman complaint pertaining to litigation settlement issues.

The Board of Directors hereby certifies that no subject matter was discussed in the executive session other than the subject matter specified in the public notice.

Chairman adjourned Executive Session at 6:04 P.M.
Chairman reconvened regular Board Meeting at 6:05 P.M.

Motion by K. Buetow, second by J. Crowe, authorizing Manager and Mr. Hux to offer a settlement not to exceed an additional \$5,000.00. W. Holland, J. Crowe, K. Buetow, B. Thompson for, P. Allen against. Motion passed.

Board Member J. Crowe thanked the other Board Members and staff for the experiences he had an opportunity to be part as a Board Member of WCCD and wished them much continued success in the future.

Manager discussed the Board Election timeline.

(W. Holland left the meeting at 6:07 P.M.)

Vice Chairman P. Allen, preside over the Board for the remainder of the meeting.

Manager presented a Conflict of Interest Disclosure Statement to the Board from public servant Karl P. Buetow.

(K. Buetow removed himself for the remainder of the discussion at 6:10 P.M.)

Motion by P. Allen, second by B. Thompson, vote unanimous, to accept The Conflict of Interest Disclosure Statement of K. Buetow.

Motion by P. Allen, second by J. Crowe, vote unanimous, to adjourn meeting at 6:18 P.M.

W. Holland, Chairman

J. Crowe, Secretary

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