

**WEST CENTRAL CONSERVANCY DISTRICT  
SPECIAL MEETING MINUTES  
APRIL 1, 2005**

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

4 WCCD Non-Board Representatives Present  
WCCD Guests per sign-in log

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

Chairman convened meeting at 4:17 P.M. after recognizing that the agenda was posted pursuant to the Indiana Open Door Law and that a quorum was present.

Chairman opened discussion on Engineering Bid Recommendation for 5.0 MGD Treatment Plant Expansion.

Manager presented letter from American Consulting, Inc. identifying Thieneman Construction, Inc. as the low bidder and that all bid requirements had been met at a cost of \$7,750,000.

Manager stated: "American Consulting, Inc. has advised that Thieneman Construction, Inc. is the lowest responsive and responsible bidder on the wastewater treatment plant expansion project. As the board is aware, the bid amount exceeds the budgeted and engineering cost estimate of the project. Because of the stronger than anticipated growth and demand for sewer services the District experienced in the last twelve months and the stronger than anticipated growth the District projects during the next twelve months based upon the number of active development projects within the District, the District is being placed in the position of exceeding its existing plant capacity with the already identified development construction projects. Because of the foregoing, I am of the opinion an emergency exists and the District cannot afford a delay in the commencement of the wastewater treatment plant project. I recommend the District declare that an emergency exists because failure to award the contract and immediately starting expansion would place the District in the position of potentially exceeding its plant capacity, thus, placing in jeopardy commitments the District has made to development projects within the District boundaries. Based upon the declared emergency and the necessity to proceed with the project, I recommend the Board, pursuant to I.C. 36-1-12-18 award the bid to Thieneman Construction, Inc. but execute a change order reducing the bid by \$660,000 based upon identified deductions which will not impact or impeded the treatment performance or engineering soundness of the wastewater treatment plant expansion."

The Manager submitted Resolution 05-01 for Board consideration as a result of the identified emergency resulting in the ability to reduce the bid by \$660,000 from the

project which will not impact or impede the treatment performance of engineering soundness of the expansion project to the final figure of \$7,090,000.

Motion by P. Allen, second by J. Webb, to approve Resolution 05-01. K. Buetow, B. Thompson, P. Allen, J. Webb for. W. Holland against. Motion passed.

Manager then recommended Board consider authorizing Chairman to enter into the project contract subject to contract change order 1.

Motion by W. Holland, second by P. Allen, vote unanimous, to authorize Chairman to sign project contract.

Chairman opened discussion regarding proposed redesign fees by American Consulting, Inc. and recommended further discussion.

Motion by W. Holland, second by P. Allen, vote unanimous, authorizing Chairman to negotiate fee with American Consulting, Inc. and enter into any agreement with American Consulting, Inc. as a result of the discussion.

Manager requested Board consider authorizing Chairman to hold meeting May 2, 2005 for opening of bids of Lingeran Drain Interceptor project as a quorum is not necessary for the opening of the bids and submittal to the engineering firm for evaluation as to the lowest responsive and responsible bid.

Motion by W. Holland, second by B. Thompson, vote unanimous, to hold meeting for opening of bids May 2, 2005 at 5:00 P.M. Further, a special meeting of the Board to be scheduled May 6, 2005 at 4:00 P.M. for the purpose of awarding the bid upon recommendation of American Consulting, Inc.

Motion by P. Allen, second by J. Webb, vote unanimous, to adjourn meeting at 5:02 P.M.

K. Buetow, Chairman

B. Thompson, Secretary