



## BOARD OF TRUSTEE MEETING

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Monday, August 11, 2014 @ 7:00 P.M.

### Memorandum

#### **ROLL CALL**

Present: Board President Ron Hagan, Members Carl Mills, Michael McDonald, Eric Hand, Jane Merrill, Barb Lamb, Marilyn Anderson, Amanda Foley, and Joe Clark. Also in attendance: Utility Director Drew Williams, Legal Counsel Anne Poindexter. The audience sheet is attached.

#### **APPROVAL OF MEMORANDUM**

A motion was made by Ms. Merrill to approve the Board Meeting Memorandum dated July 14, 2014 and was seconded by Ms. Anderson. The motion was approved unanimously.

A motion was made by Mr. Mills to approve the Special Board Meeting Memorandum dated July 30, 2014 and was seconded by Mr. McDonald. The motion was approved unanimously.

A motion was made by Ms. Anderson to reorder the agenda to bring item 6.c.ii Basin One Capacity Improvement Alternatives up now to accommodate the public attendees at the meeting and was seconded by Mr. Clark. The motion was approved unanimously.

Mr. Hagan opened the public comments by reading his response to questions raised by residents at the special board meeting on July 30, 2014 as well as comments from the August 11, 2014 article in the Indianapolis Star. (Mr. Hagan's response is attached.)

A motion was made by Ms. Anderson to approve the recommendation of the C&C Committee that the Board direct the staff to conduct further research of all of the other options that are available for the Basin #1 wet weather overflow issue and was seconded by Mr. Hand. Mr. McDonald stated that there is a room full of people that are here concerned about whether the King of Glory option is going to move forward or not. He asked if it would be more appropriate to word the motion so that it definitively states that this option is off the table. It is currently worded rather open ended as to whether or not this option is killed. Ms. Anderson responded that the committee was reluctant to take any solution completely off the table until a solution is selected. Ms. Lamb said that in fairness to all the people that are here tonight we need to remove this option completely from the table. Ms. Lamb suggested that the motion be amended. Mrs. Poindexter clarified that the motion could be amended or

withdrawn and restated. Mr. Hand stated that he feels it inappropriate to start eliminating options or we may get boxed into a situation that isn't desirable for anybody. Mr. Mills and Mr. Clark agreed that since there is potential for an underground option at this location, it should not be completely eliminated. Mr. McDonald stated that as Carmel's representative, the Mayor and John Duffy have made it clear that they do not support this solution. Carmel's cooperation is needed in terms of right-of-way and easements. Without Carmel's cooperation it's not a viable project. Ms. Anderson withdrew the motion and Mr. Hand withdrew the second.

A motion was made by Ms. Anderson to approve the recommendation of the C&C Committee that the Board direct District staff to conduct further research of all of the other options that are available for the Basin #1 wet weather overflow issue and remove the King of Glory option from the table for discussion until such time that it must be reconsidered. If this option is reconsidered, the neighboring residents would be notified. The motion was seconded by Mr. Clark. After further discussion regarding the two separate components of the motion, Mrs. Poindexter recommended the motion be separated into two distinct motions. Ms. Anderson withdrew the motion and Mr. Clark withdrew the second.

A motion was made by Ms. Anderson to remove the above ground storage tank option at the King of Glory Lutheran Church site and was seconded by Mr. Hand. The motion was approved unanimously.

A motion was made by Ms. Anderson to approve the recommendation of the C&C Committee that the Board direct the staff to conduct further research of all of the options other than the King of Glory Lutheran Church site that are available for the Basin #1 wet weather overflow issue and was seconded by Mr. Clark. The motion was approved unanimously.

A motion was made by Ms. Anderson to recommend the Board enter into discussions with the Mayor's office regarding the transfer of Basin # 1 area that flows to the Carmel Treatment Plant and was seconded by Mr. Clark. The motion was approved unanimously.

## **PUBLIC COMMENTS**

The following individuals addressed the Board opposed to use of the King of Glory property for wet weather detention.

Vince Artale – 10578 Brookview Drive  
David Hoffman - 10561 Brookview Drive  
Blake Ebersole – 10541 Brookview Drive  
Tom Warner – 10542 Brookview Drive  
Anita Keddie – 2862 Brook Vista

Board Member McDonald asked a technical question regarding the use of eminent domain. He wanted to verify that eminent domain had not been used. Mr. Hagan responded that the District has not filed eminent domain on this particular project.

Ron Sheeks – 10331 Briar Creek Place, stated that the attorney at the King of Glory meeting said that when they made the offer to King of Glory that the eminent domain was already part of that offer. That's where that came from, nobody just dreamed it up. Thanks.

Mrs. Poindexter responded to Mr. Hagan that his statement that eminent domain had never been filed on this is correct. The offer used a statutory form that would have allowed you to go forward if you desired to file a condemnation action. You did not file a condemnation action. You haven't filed a condemnation action for years. But it was an offer using a statutory form.

### **ATTORNEY'S REPORTS**

Mrs. Poindexter reported there were no updates.

### **UTILITY DIRECTOR'S REPORT**

Mr. Williams highlighted the newsletter regarding the District's projects as well as the safety report which shows that the District has gone 1,627 days without a reportable accident, which will allow the District to apply for the safety award next year. The managers hosted a staff appreciation lunch at the wastewater plant last week; and the employees seemed to enjoy being served by the managers.

### **BUDGET & FINANCE COMMITTEE**

Ms. Merrill reported that the committee has no action items.

### **PERSONNEL & BENEFITS COMMITTEE**

Ms. Lamb reported that the committee met, but have no action items.

### **CAPITAL & CONSTRUCTION COMMITTEE**

A motion was made by Ms. Anderson that the Board accept the dedication of the Hadley Grove sanitary sewer and was seconded by Ms. Merrill. The motion was approved unanimously.

### **OLD BUSINESS**

There was no old business to report.

### **NEW BUSINESS**

A motion was made by Ms. Merrill to approve the claims docket totaling \$649,806.63 and was seconded by Mr. Mills. The motion was approved unanimously.

**ADJOURN**

A motion was made by Mr. Clark to adjourn the meeting and was seconded by Mr. Mills. The motion was approved unanimously at 8:20 p.m.

The next Board of Trustees Meeting is scheduled for Monday, September 8, 2014 at 7:00 p.m.

Respectfully submitted,



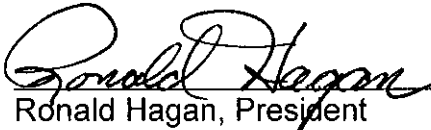
Andrew Williams  
Utility Director

Approved:

\_\_\_\_\_ as Presented  
\_\_\_\_\_ as Amended



Michael McDonald, Secretary

  
Ronald Hagan, President