

**MINUTES OF A REGULAR MEETING
OF THE BOARD OF TRUSTEES OF
TURKEY CREEK REGIONAL SEWER DISTRICT**

The Board of Trustees of the Turkey Creek Regional Sewer District met in the Office of the said District, 4852 North 1200 West, Cromwell, Indiana, on the 15th day of October 2018. Such meeting pursuant to annual notice in accordance with the rules of the Board of Trustees and I.C. 5-14-1.5.

Vice President Boone read the following: Public comments or questions will be addressed during the "General Public Business" section of tonight's agenda. Therefore if anyone has a comment to present which has not already been presented, or a question to ask which has not previously been asked please do so when acknowledged by the Board. State your name and you will be allowed 2 minutes for your comment or discussion of you question.

Vice-President Boone called for the roll of members of the Board shown to be present or absent is as follows:

PRESENT

Dan Mikolajczak
James Boone
Donald DeWitt
Keith Ort

ABSENT

James Young
Robert Dumford
Rex Heil

Also present were Jeff Hersha of Jones and Henry, Timothy Woodward-District Superintendent, Andrew Grossnickle of Beers, Mallers, Backs & Salin LLP, Ross Hagen of HJ Umbaugh & Associates, Chelsea Los of The Paper, Michael and Karen Williams of Microbyte, Jane Bauer, Billing Clerk and Pam Johns-Office Manager.

There were also approximately 20 people attending the meeting in order to get more information and state their concerns regarding the possible expansion of sewer service in the Northshore and Eastshore area.

Vice-President Boone verified that each Board Member had a copy of the minutes from the September 17, 2018 meeting.

A motion was made by Trustee Mikolajczak to approve the minutes as amended (this will undo the amendment to the minutes done at the September Board Meeting). The motion was seconded by Trustee Dewitt and carried.

After a brief discussion including asking about the \$8400.00 invoice for check valves, Trustee Dewitt made the motion to pay claim #'s 8580-8612 and 8618-8621 as listed on Operation & Maintenance. The motion also approved claim #'s 8622-24 from the Water Fund plus prepaid check #'s 15638-15668 from the Operation & Maintenance Fund. The motion was seconded by Trustee Ort and carried.

Tim reported that due to weather the flushing that had been scheduled for October could not be done. They did go ahead and winterize the hydrants and will flush again in early spring. The plant is now ready to accept the flow from the NEAR Project. There were over 100,000 gallons of bio solids hauled out and injected. Tim hopes to get a total of 200,000 injected this fall.

The required annual calibration of all flow meters was done.

Tim was contacted by a customer stating that a neighbor whose water has been turned off was dumping raw sewage on the ground. Tim inspected the area and did not find anything. He forwarded the report to the Health Department for their follow up.

The Kosciusko County Highway Dept. contacted the District to say they were ready to pave Highland View Drive. Tim reminded the County that they are to give the District adequate notice when they are planning road work. The District will have to raise 5 manholes and 2 cleanouts. They also discovered a manhole that had been paved over (approx. down 4-5 feet) which will have to be dug out and raised. This work should be done in the next week so the county can continue their repairs.

Tim and Brian had an aerator installed at Vawter Park. They had discovered a problem with the amount of slurry being out and a grease build up (approx. 3 feet). The diffuser installed at the bottom has taken care of the problem and is keeping the grease from building up.

Tim reported that they will be inspecting all 33 air release valves. He hopes to have this done by December 1st. If there are any replacements needed he has researched and come up with a new design which will cost \$750.00 instead of the \$3000.00 cost for the ones that had been used.

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Tim stated that he had found a mistake in the IDEM Construction Permit for the Crow's Nest. He contacted IDEM and they have made the corrections.

Vice-President Boone introduced Ross Hagen of HJ Umbaugh and Associates. Ross reviewed three items affecting the sale of Bonds for the NEAR Project. These included the fact that due to the SBOA's last audit being 2014 they cannot get a S&P rating. The second item is that the District could pursue getting Bond Insurance which was not included in the original budget and then go into a negotiated Bond Sale after selecting the buyer. The third item was explaining recommendations that the District pay off the 2015 Ban Anticipation Note of \$500,000.00.

Trustee Dewitt asked how the bond buyer would be selected and what rate was expected. Ross explained that in the State of Indiana there is one major bond buying player-Lyons-Hillard. As far as the rate he felt it would be similar to what was first anticipated with the S&P rating. Ross was asked about the cost of the bond insurance. He stated one thing he needed tonight was the approval to go out and get quotes for the insurance. Ross was also asked about requesting an audit. He stated that it is beyond the control of the District and must be done by the SBOA and not an outside audit firm. Ross felt as did Vice President Boone (after speaking with John Julian) that the final cost would be very similar to what it would have been using S&P and going out to the competitive market.

After discussion the motion was made by Trustee Dewitt to get quotes for bond insurance, to switch to a negotiated bond sale and to pay off the 2015 anticipation note. The motion was seconded by Trustee Mikolajczak and carried.

Jeff reviewed the emails received including explanation for the appointment of Board members. Andrew explained that 2 members are appointed by the Governor, 3 by the Township Advisory Board, 1 by the Township Trustee and 1 by the Kosciusko County Board of Commissioners.

Jeff was also asked that if a petition is submitted with over 50% opposing the sewer can the expansion still go through.

Andrew explained that as far as the statute referred to: it only applies when forming a District, but not once the District has been formed and boundaries established.

Jeff was also asked regarding the percentages stated from the survey. Jeff clarified that the percentage in favor was actually 29% and the number of properties was 40. Jeff also responded to the question of whether or not the state has to approve the sewer expansion-they have to approve the engineering and the construction design but not whether or not sewer is installed. Clarification was requested on whether or not a feasibility study was done. Jeff stated the District had requested a hydraulic study to see if the expansion was feasible but a "Feasibility Study" had never been commissioned by the District. The question was asked how the District could charge if a home was not yet hooked up. The charges start as soon as service is available. It is between the property owner and their contractor as to the timing of the hookup. If it appears that the customer has not contracted to install the pump and hook up the District may get involved.

It was also asked why some of the original SWAP area was not sewerred. Jeff responded it was basically cost and timing (INDOT) as far as running lines under Highway 13.

Trustee Dewitt stated that given the public concern he was making the motion to table the Eastshore/Northshore project pending further review. The motion was seconded by Trustee Ort and carried. The Board was asked what exactly the motion meant. Vice-President Boone responded that the Board was not going to discuss Eastshore/Northshore pending more information received by the Board. Trustee Mikolajczak clarified that the original conversation regarding Northshore/Eastshore started as a result of the flow reversal project. At that time the engineering was done (per IDEM requirements) so that the lines would handle in addition to the flow from Syracuse the flow from Northshore/Eastshore if or when it was sewerred. Jeff reminded everyone that IDEM wants to make sure that the design would handle 20 year growth in the area. The Board was asked why the District was not looking at the possible funding and why property owners were not being charged the same way Leesburg did 10 years ago and more recently Lakeland. As stated before those areas received grant monies which are no longer available or the area in question would not qualify financially. The Board was asked since the possible sewerreding of Northshore/Eastshore has been tabled how people will know if it is to be brought up again.

Trustee Dewitt reassured people that they would be notified and that the Board wants to reestablish a foundation of trust. The Board will do more due diligence and contact people when and if it goes back on the agenda so it can be worked on together. It was asked if the original mandate has been met and if not has it been proven that the current septic systems are failing or that the health of the lake is deteriorating.

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Jeff responded that the mandate had been established when the District was first formed and it included servicing the entire area.

Trustee Dewitt reminded those in attendance that the Board does not receive any payment and pays the same sewer charges that everyone else pays. The Board's responsibility is to serve the public and the state. Trustee Dewitt wants to reestablish trust and then revisit the option for Northshore/Eastshore. The Board was again asked why they don't shrink the District by asking the state to remove the area in question from the District boundaries. Trustee Mikolajczak responded that the Board does not feel their work is done and had asked the engineers to do the hydraulic study for the area.

The question was raised as to why Jeff was responding to many of the questions asked and not the Board. They were reminded that the Board does not always have the expertise in all areas and relies on engineers, IT experts, lawyers and other experts for information so they can make the most informed decision possible.

Someone stated that an email had been sent Friday to Pam and asked for it to be forwarded to Rex. Pam apologized for not responding but stated she had not been in the office Friday and asked that any emails be sent to the address listed on the web site and not to her individual email.

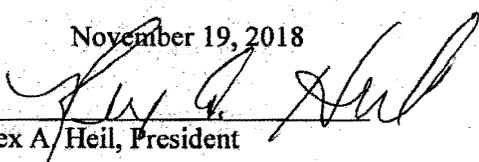
A question was raised concerning the dumping of septic waste both in manholes and at the plant. Tim explained that the plant is designed to treat septic waste and the tanks we are required to treat are pumped by Strombeck and dumped either at the manhole at the corner of 450 and 1200 or at the plant depending on capacity at the plant. Tim clarified that dumping can only be done during working hours and after the manifest paperwork has been checked.

The Board was asked if construction had started or contracts signed for contracts 4 and 5. Construction will start as soon as bonds are sold at which time contracts will be signed. This should be the first week of November.

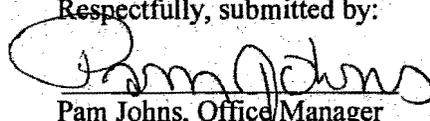
Andrew was asked regarding the amendment to the minutes and the work study. Andrew stated that after reviewing the finding he discovered that amendment approved at the last meeting was incorrect.

There being no further business to bring before the Board, Trustee Mikolajczak made the motion to adjourn. Trustee Dewitt seconded the motion and the motion carried. The meeting adjourned at 8:35 p.m.

November 19, 2018


Rex A. Heil, President

Respectfully, submitted by:


Pam Johns, Office Manager