UTILITIES SERVICE BOARD MEETING
August 22, 2005

UTILITIES SERVICE BOARD MEETINGS ARE RECORDED ELECTRONICALLY OR STENOGRAPHICALLY AND ARE AVAILABLE DURING REGULAR BUSINESS HOURS IN THE OFFICE OF THE DIRECTOR OF UTILITIES.

Board President Swafford called the regular meeting of the Utilities Service Board to order at 5:22 p.m. The meeting was held in Conference Room 100B at the Indiana University Research Park at 501 North Morton Street in Bloomington, Indiana.

Board members present: Tom Swafford, Richard Eherenman, Jeff Ehman, Tim Henke, Sam Vaught, Rachel Tolen, John Whikehar, Tim Mayer and Tom Micuda. Staff members present: Patrick Murphy, John Langley, Mike Bengtson, Tom Staley, Steve Saulter, Mike Trexler and Vickie Renfrow. Others present: Mark Menafee representing Indiana University, Geoff Grodner of Mallor, Clendening, Grodner & Bohrer, Ben Beard representing Gentry Estates and Margaret Fette representing the Libertarian Party.

Board President Swafford switched agenda item number V, the Agreed Order with Indiana Department of Environmental Management with number IV, the 2005 Interlocal Agreement.

MINUTES OF PREVIOUS MEETING:

BOARD MEMBER EHERENMAN MOVED AND BOARD MEMBER WHIKEHART SECONDED THE MOTION TO APPROVE THE MINUTES OF THE JULY 25, 2005, MEETING AS PRESENTED. MOTION CARRIED. 7 AYES.

CLAIMS:

BOARD MEMBER EHERENMAN MOVED AND BOARD MEMBER EHMAN SECONDED THE MOTION TO APPROVE THE CLAIMS AS FOLLOWS:

CLAIMS 0530695 THROUGH 0530726 INCLUDING $135,384.26 FROM THE WATER OPERATIONS & MAINTENANCE FUND FOR A TOTAL OF $135,384.26 FROM THE WATER UTILITY; CLAIMS 0591097 THROUGH 0591166 FOR A TOTAL OF $119,889.12 FROM THE WASTEWATER UTILITY; AND CLAIMS 0570092 THROUGH 05700092 FOR A TOTAL OF $6,394.22 FROM THE WASTEWATER/ STORMWATER UTILITY. TOTAL CLAIMS APPROVED – $261,667.60. MOTION CARRIED. 7 AYES.

AGREED ORDER WITH INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT:

Geoff Grodner of Mallor, Clendening, Grodner & Bohrer gave the history of the Agreed Order and reviewed the most recent document. He stated that City of Bloomington Utilities concerns have been very agreeably addressed.

BOARD MEMBER EHERENMAN MOVED AND BOARD MEMBER VAUGHT SECONDED THE MOTION TO APPROVE THE AGREED ORDER. MOTION CARRIED. 7 AYES.

2005 INTERLOCAL AGREEMENT:

Vickie Renfrow explained that the Interlocal agreement addresses the obligations between City of Bloomington Utilities and the Civil City. The areas that it addresses are health insurance, fleet maintenance, general services that CBU receives from the city, payments in lieu of taxes and PCB litigation costs.

Board member Vaught said that the Finance Subcommittee had recommended approval of the Interlocal agreement.

BOARD MEMBER VAUGHT MOVED AND BOARD MEMBER HENKE SECONDED THE MOTION TO APPROVE THE 2005 INTERLOCAL AGREEMENT. MOTION CARRIED. 7 AYES.

QUIT CLAIM DEED TO RESOLVE ENCROACHMENT ISSUE:

Vickie Renfrow told the board that an agreement had been entered into to sell the Best Beers real estate. A survey was done that showed that the Best Beers warehouses encroach on the land owned by City of Bloomington Utilities to the South. This overlap makes both pieces of property unmarketable until it is corrected.

BOARD MEMBER EHERENMAN MOVED AND BOARD MEMBER EHMAN SECONDED THE MOTION TO APPROVE THE QUIT CLAIM DEED. MOTION CARRIED. 7 AYES.

At this time the Utilities Service Board went into recess to open the requests for proposals for the new Utilities building.

OLD BUSINESS:

No old business was presented.

NEW BUSINESS:

No new business was presented.

SUBCOMMITTEE REPORTS:

Board President Swafford reported that the Engineering Subcommittee had met to re-consider a request for a sewer extension. Because the supporting materials had not been available in advance of the meeting the request was tabled for a future meeting.

STAFF REPORTS:

Steve Saulter introduced Mike Trexler who has been hired to be the Accounting Manager for City of Bloomington Utilities.

PETITIONS AND COMMUNICATIONS:

Ben Beard asked the the Interlocal Agreement and the Agreed Order by made available on the Utilities web page.

ADJOURNMENT:

The meeting was adjourned at 6:00 p.m.

L. Thomas Swafford, President