

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS FOR THE  
DAMON RUN CONSERVANCY DISTRICT  
FEBRUARY 15, 2010

ANNUAL MEETING

The Board of Directors of the Damon Run Conservancy District met at 5:30 P.M. on February 15, 2011 at the Valparaiso Public Library, 103 Jefferson, Valparaiso, Indiana. Directors present were Richard Hardin and Jennifer Beauchamp. William A. Ferngren, attorney for the District, was also present.

Mr. Ferngren announced that the meeting was the annual meeting of the District required pursuant to Indiana Code 14-33 *et seq* and the Court order establishing the District.

The minutes of the January 31, 2011 meeting were distributed to the Board members. Ms. Beauchamp made a motion to approve the minutes. Mr. Hardin seconded the motion. Motion carried unanimously.

Ms. Beauchamp provided the Board a list of claims for payment. Mr. Hardin made a motion to approve the claims. Ms. Beauchamp seconded the motion. Motion carried unanimously.

Mr. Ferngren stated that the election of directors is to occur. Notice of the annual meeting and election was published in The Chesterton Tribune on January 21, 2011 as required by the statute. Mr. Ferngren asked for volunteers to act as clerks for the election, explained the voting process and further announced that there would be four persons elected to the Board from the ballot. The reason for four candidates were the resignation of Director Chad Littlewood and his seat on the Board being filled until this meeting by Richard Hardin and three new director positions pursuant to the Court order expanding the number of directors on the Board. The following freeholders volunteered to act as clerks of the election:

Kristine Borsodi	47 Tolstoy
Glen Arnold	3 Browning Lane.

The election clerks conducted the election, reviewed the certifications of ballots and counted the ballots cast. Votes were tabulated and the number of votes cast for each candidate are as follows:

Richard Hardin	50
John C. Barko	45
George Grace	43
Virginia Mitckess	36
Ryan Cox	33
Ron Lyon	30

John Winter            27  
Thomas Hauser        16

Mr. Hardin, Mr. Barko, Mr. Grace and Ms. Mitckess received the most votes and were declared the winning candidates. Mr. Hardin, Mr. Barko and Mr. Grace receiving the most votes will serve four year terms expiring at the annual meeting in February 2015. Ms. Mitckess will complete the term of former director Chad Littlewood and her term as director will expire at the annual meeting in February 2014. Mr. Ferngren administered the Director's oath to the elected Board members. The Board nominated the following persons to act as officers of the District:

Chairperson/President	John C. Barko
Vice President	Virginia Mitckess
Secretary	Richard Hardin
Treasurer	Jennifer Beauchamp.

Ms. Beauchamp indicated she would provide the Board meeting dates for its required quarterly meeting with the starting time of the meetings at 5:30 p.m. and the goal is to continue utilizing the Valparaiso Public Library as the meeting place. Ms. Beauchamp was to confirm meeting dates and times with the library.

Next Gary Radtke of Radtke & Associates on behalf of Centurion Utilities and Bill Horvath on behalf of the Fox Chase Farms subdivision presented information regarding Fox Chase Farms and the possibility of connecting to the District sewer system. Mr. Ferngren explained the Board's policy of requiring annexation except in unique circumstances and if no annexation occurs, the process before the IURC.

Fox Chase is seeking not annexation, but to pay on a bulk rate for sewage discharge based on a bulk rate. They are not seeking water service at this time and only sewer service as their current system is in need of upgrade. Centurion would be the customer of Damon Run and not Fox Chase Farms. Centurion would handle the tax bills and disperse to the homeowners accordingly.

The board raised several questions regarding Infiltration which it appears there is infiltration to the current system.

Additionally, the board asked why they were opposed to annexation to the district to provide both water and sewer. Mr. Radtke and Mr. Horvath responded that it was pretty costly at the time and they were not interested in Centurion Utilities going away. After further board discussion, Mr. Hardin motioned to table the request until further research on the legal aspects and district benefit could be completed. Ms. Beauchamp second. The motion was approved unanimously.

Mr. Ferngren next generally explained the status of the petition before the IURC regarding service to Liberty Intermediate School, Porter Hospital and the Sunset Hill Park. The

evidentiary hearing before the IURC is set for March 14, 2011 at 9:30 a.m

There being no further business to come before the Board, Ms. Beauchamp moved to adjourn the meeting, Mr. Barko seconded. Motion carried by unanimous voice vote.

Jennife Beauchamp

Printed: Jennifer Beauchamp

Virginia Mitchell

Printed: VIRGINIA MITCHELL

Richard W. Hardin

Printed: RICHARD W. HARDIN

ATTEST:

Jennife Beauchamp  
Printed: Jennifer Beauchamp