

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS FOR THE  
DAMON RUN CONSERVANCY DISTRICT  
FEBRUARY 19, 2013

The Annual meeting of the Board of Directors of the Damon Run Conservancy District met at 5:30 P.M. on February 19, 2013 at the Valparaiso Public Library, 103 Jefferson, Valparaiso, Indiana. Directors present were Richard Hardin, Jennifer Beauchamp, Jack Barko, Don Wilhelm and George Grace. Also in attendance was Bill Ferngren of Ferngren Law.

Mr. Barko announced that this was the annual meeting of the Board of Directors and an election would be held to fill the expired term of Jennifer Beauchamp. Two candidates were on the ballot, Mrs. Jennifer Beauchamp and Mr. Nick Adamopolis. Clerks serving to count and verify the ballots were freeholders Liz Nobels of 48 Steinbeck Drive, Valparaiso, IN 46383 and Kris Borsodi of 47 Tolstoy Trail, Valparaiso, IN 46383.

Resolution 2013-1 was presented to the board in order to nominate the officers and set meeting dates. The nomination of officers then took place. Mrs. Beauchamp made a motion to keep the current positions in place. Motion carried 5-0. The 2013 board shall be:

Jack Barko (Term Expires Feb 2015)-Chair  
Don Wilhelm (Term Expires Feb 2014)-Vice Chair  
Rich Hardin (Term Expires Feb 2015)-Secretary  
Jennifer Beauchamp (Term Expires Feb 2017)-Treasurer  
George Grace (Term Expires Feb 2015)-At Large

Meeting dates were not finalized and will be based on availability of the meeting room at the Library. Tuesdays appear to be the best day for meetings and will take place in May, August, October & February.

The minutes of the December meeting were distributed to the Board members. Mr. Grace made a motion to approve the minutes. Mrs. Beauchamp seconded the motion. Motion carried unanimously.

Ms. Beauchamp provided the Board a list of claims for payment. Mr. Barko explained the status of the warranty claims on the pumps that continue to have issues. Two warranty claims have been resolved with one that is in progress. Mr. Hardin made a motion to approve. Mr. Wilhelm seconded the motion. Motion carried unanimously.

Mr. Ferngren presented the management agreement for Indiana Utilities Management, LLC. Indiana Utilities Management served as the manager for the District's day to day business, provided all billing and field support and has leased office and storage space for the District since 2011. One change had been made in Exhibit B which changes the billing methods from an hourly charge to a flat rate charge based on the billings from 2012. Mr. Grace made a motion to

approve, Mr. Wilhelm seconded. Motion carried 3-0 with Mr. Barko and Mrs. Beauchamp abstaining due to conflict of interest.

An update was given on the status of Fox Chase Farms. Mr. Barko will contact Portage to see if there is any relief that could be given on the connection fees, however it is unlikely as all rates and connection fees must be non-discriminatory and fair to all users. The District may consider reducing their fees in an effort to help. There is some question if Fox Chase would also be required to connect to the Water supply system as there is wording in the Indiana American Water agreement that requires wells must be decommissioned when property ties into the District.

Mrs. Beauchamp gave the board an update on the status of Michiana Operations and the recent change in billing. All is going very well and there are no issues. The topic of non-payment was brought up and twice a year Michiana Operations will file liens against non-paying properties.

The board discussed the TIF district that was recently proposed by the county. It appears that this will have no affect on the District in tax collection.

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

Jennife Beauchamp

Printed: Jennifer Beauchamp

George Grace

Printed: [Signature]

Printed: John C. Barko

[Signature]

Printed: Richard W. Harlow

ATTEST: Donald Hull  
Donald Hull

Printed: \_\_\_\_\_