

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS FOR THE  
DAMON RUN CONSERVANCY DISTRICT  
MAY 2, 2006

The Board of Directors of the Damon Run Conservancy District met at 11:00 a.m. on Tuesday, May 2, 2006 at the office of the Duneland Group at 1498 Pope Court, Chesterton, Indiana. Directors present were John C. Barko and Jennifer Beauchamp. Director Bernard Madej was absent. William A. Ferngren, attorney for the District, was also present.

Mr. Barko called the meeting to order.

The Minutes from the March 20, 2006 Board meeting were distributed. Ms. Beauchamp moved that minutes of the Board be approved as presented, Mr. Barko seconded. Motion carried by unanimous voice vote.

Claim of City of Portage. Ms. Beauchamp indicated that the City of Portage presented a claim for sanitary sewer services rendered. Ms. Beauchamp moved that the claim be approved as presented, Mr. Barko seconded. Motion carried by unanimous voice vote.

Claim of NIPSCO. Ms. Beauchamp indicated that NIPSCO presented a claim for electrical utility service for the Eagle Ridge liftstation. Ms. Beauchamp moved that the claim be approved as presented, Mr. Barko seconded. Motion carried by unanimous voice vote.

Claim of Nardo Builders. Ms. Beauchamp indicated that Nardo Builders presented a claim for sewer inspection and recording fees were presented for lots in Eagle Ridge and Timberland subdivision. Ms. Beauchamp moved that the claim be approved as presented, Mr. Barko seconded. Motion carried by unanimous voice vote.

Ordinance No. 2005-1. Water Rate Ordinance. Ms. Beauchamp moved that Ordinance No. 2005-1 establishing the rates and charges for the provision of water service in the District be introduced on first reading and a public hearing for the adoption of the ordinance be set for May 17, 2006 at 10:00 a.m. with Mr. Ferngren ensuring publication of the ordinance in accordance with Indiana law. Mr. Barko seconded. Motion carried by unanimous voice vote.

Ordinance No. 2005-2. Sewer Rate Ordinance. Ms. Beauchamp moved that Ordinance No. 2005-2 establishing the rates and charges for the provision of sanitary sewer service in the District be introduced on first reading and a public hearing for the adoption of the ordinance be set for May 17, 2006 at 10:00 a.m. with Mr. Ferngren ensuring publication of the ordinance in accordance with Indiana law. Mr. Barko seconded. Motion carried by unanimous voice vote.

Ordinance No. 2005-3. Sewer Use Ordinance. Ms. Beauchamp moved that Ordinance No. 2005-3 establishing rules and regulations of sanitary sewer service in the District be introduced on first reading and a public hearing for the adoption of the ordinance be set for May 17, 2006 at 10:00 a.m. with Mr. Ferngren ensuring publication of the ordinance in accordance

with Indiana law. Mr. Barko seconded. Motion carried by unanimous voice vote.

Discussion continued by the board for various District matters. The Board reviewed the Administrative Services Agreement of Utility Services Corp. (“USC”) for the provision of administrative services to the District, such as billing, maintenance record keeping, handling customer calls, etc. The Board determined that minor changes were necessary and instructed Mr. Ferngren to make the changes and forward the same to USC. A proposal of USC was also discussed for liftstation maintenance. Mr. Barko asked that the District Engineer, the Duneland Group, review the pricing in the proposal.

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.