

**ENROLLED MINUTES OF THE
HIGHLAND WATERWORKS BOARD OF DIRECTORS
THURSDAY, SEPTEMBER 27, 2018**

Study Session. The Highland Water Works Board of Directors convened in study session immediately before the Regular Meeting at 6:30 p.m. on Thursday, September 27, 2018 in the upper meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland Indiana, in order to discuss the final agenda of the regular meeting.

ROLL CALL: Present on silent roll call were Directors George Georgeff, George A. Smith, Ed Dabrowski, Larry Kondrat, and Curt Schroeder. Also present were Derek Snyder, NIES Engineering, Inc.; John Bach, Public Works Director; Mark Knesek, Operations Director; Rhett Tauber, Board Attorney; Bernie Zemen, Highland Town Council; and Kim Webb, Recording Secretary.

1. The Board discussed a Quote from Neptune for the replacement of Water Meters and the installation of 7 Collectors. Mr. Knesek will gather further information for future discussion.
2. Mr. Snyder updated the Board on the Wicker Park Manor Project. The water main portion, concrete work, and sod are complete. Tree planting, manhole adjustments and paving will begin next week. The project is running a little behind schedule, but the Contractor is working hard to complete the work.
3. Mr. Snyder discussed with the Board the details of Change Order No. 1 to the construction contract between the Highland Water Works Board of Directors and Rex Construction Co., Inc.

Regular Meeting. The Highland Water Works Board of Directors met in its Regular Session on Thursday, September 27, 2018 at 7:00 p.m. in the upper meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland Indiana. President Georgeff opened the meeting. The minutes were recorded by Kim Webb, Recording Secretary. The session was opened with the Pledge of Allegiance.

ROLL CALL: Present on roll call were Directors George Georgeff, George A. Smith, Ed Dabrowski, Larry Kondrat, and Curt Schroeder. A quorum was attained. Also present were Derek Snyder, NIES Engineering, Inc.; John Bach, Public Works Director; Mark Knesek, Operations Director; Rhett Tauber, Board Attorney; Bernie Zemen, Highland Town Council; and Kim Webb, Recording Secretary.

MINUTES: President Georgeff asked if there were any corrections to the Minutes of the Regular Meeting of August 23, 2018 as prepared and posted. Director Smith moved to approve the

minutes of the Regular Meeting on August 23, 2018. Director Kondrat seconded. On a vote *viva voce*, the motion passed.

Special Orders: None

Communications: None

Unfinished Business and General Orders:

1. An Action to approve Pay Request No. 1 for the 5th Street Water Main Replacement Project – 98th Street to 45th Street in the amount of \$140,074.82 (completed to date \$155,638.67 less \$15,563.85 retainage) to Gough, Inc. Director Dabrowski moved to approve the action. Director Smith seconded. Mr. Snyder reported to the Board that Pay Request No. 1 includes all the installed water main and concrete work. It does not include sod because that was not completed at the time of the pay request. Upon a roll call vote, there were (5) affirmations and no negatives. The motion passed.
2. An Action to approve Pay Request No. 2 for the 45th Street Water Main Replacement Project in the amount of \$15,738.84 (\$17,487.60 less \$1,748.76 retainage) to Gough, Inc. Director Kondrat moved to approve the action. Director Dabrowski seconded. Mr. Snyder reported to the Board that Pay Request No. 2 is for the patching of the 5th Street trench. Upon a roll call vote, there were (5) affirmations and no negatives. The motion passed.
3. An Action to approve Pay Request No. 4 for the Wicker Park Manor Water Main Replacement and Street Improvement Project in the amount of \$55,523.43 (\$61,692.70 less \$6,169.27 retainage) to Rex Construction Co., Inc. Director Dabrowski moved to approve the action. Director Smith seconded. Mr. Snyder reported to the Board that Pay Request No. 4 is for the completion of the water main replacement portion of the project. Upon a roll call vote, there were (5) affirmations and no negatives. The motion passed.
4. Highland Waterworks
Board of Directors
Resolution No. 2018-12

A Resolution approving and authorizing Change Order No. 1 to the construction contract between the Highland Water Works Board of Directors and Rex Construction Co., Inc. for the Wicker Park Manor Street Improvement and Water Main Replacement Project. Director Smith moved to approve the motion. Director Schroeder seconded.

Upon a roll call vote, there were (5) affirmations and no negatives. The motion passed.

WATERWORKS DISTRICT OF HIGHLAND
Board of Directors
Resolution No. 2018-12

A Resolution Approving and Authorizing Change Order No. One to the Construction Contract between the Highland Water Works Board of Directors and Rex Construction, Inc. for the Wicker Park Manor Street Improvement and Water Main Replacement Project

Whereas, The Town of Highland, through its Town Council, which is the Works Board of the Municipality pursuant to I.C. 36-1-2-24(3), has determined that a need exists make certain public improvements and repairs to roadway infrastructure on Wicker Park Drive between 81st Street and River Drive; on Walnut Drive between Wicker Park Drive and Robertson Place; and on Robertson Place between 81st Street and Walnut Drive, including the replacement of defective curb and sidewalk, pavement, and tree removal and replacement and have hereto approved a project to be described as the Wicker Park Manor Improvement Project (Project); and

Whereas, the Waterworks District of Highland (WW District) is governed by its Board of Waterworks Directors, pursuant to the provisions of IC 8-1.5-4 et seq.; and

Whereas, IC 8-1.5-4-4 specifically provides that the Board of Water Works Directors shall manage and control all works of the waterworks and may purchase, acquire, construct, reconstruct, operate, repair and maintain all water works; and

Whereas, The WW District, through its Board of Directors, has determine the need to replace and upsize the existing water lines within the Project boundaries, as described herein, in order to improve water flow and water quality; has determined that it would be in the best interest of the utility to coordinate the work with the Project; and have agreed to fund its share of the construction costs and engineering services necessary to complete the work; and

Whereas, on April 26, 2018, the Waterworks District adopted Joint Resolution No. 2018-06 and awarded the Project to Rex Construction, Incorporated in the total amount of Seven Hundred Forty-nine Thousand Seven Hundred Ninety-four Dollars and 00/100 (\$749,794.00), to be the lowest responsive and responsible bid, of which Four Hundred Sixty-six Thousand Five Hundred Eighty-four Dollars and 50/100 Cents (\$466,584.50) was for waterworks improvements; and

Whereas, during the course of construction of the Project, it has become necessary to change or alter the original specifications of the project and/or to increase or decrease the planned material quantities; and

Whereas, NIES Engineering, Inc., a licensed engineer performing construction engineering services on this project, has specifically identified and presented Change Order No. 1, attached herewith, which details the changes and alterations to the Project which have a net increase in the contract amount of (\$5,529.57); and

Whereas, The Waterworks District of Highland, through its Board of Directors, now desires to approve and authorize the Change Order as described.

Now Therefore Be it Resolved by the Board of Directors of the Waterworks District of Highland, Lake County, Indiana, as follows:

Section 1. That the First Addendum to the Construction Contract with Rex Construction, Incorporated for the Wicker Park Manor Street Improvement and Water Main Replacement Project, as prepared by NIES Engineering, Incorporated, a licensed engineer performing construction engineering services on this Project, is hereby determined to be directly related to the original project and is hereby approved, adopted, and ratified in each and every respect;

Section 2. That all of the work associated with the Change Order No. 1 is related to the construction of waterworks facilities on the Project;

Section 3. That this addendum is hereby ordered to be known as Change Order No. 1, issued to increase net changes to the original agreement in the amount of Five Thousand Five Hundred Twenty-nine Dollars and 57/100 Cents Dollars (\$5,529.27), bringing the total value of the entire agreement with any and all change orders approved to date to Seven Fifty-five Thousand, Three Hundred Twenty-three Dollars and 57/100 (\$755,323.57); and

Section 4. That the total of all change orders issued that increases the scope of this Project may not exceed twenty percent (20%) of the amount of the original contract, that original being of Eight Hundred Ninety-nine Thousand, Seven Hundred Fifty-two Dollars and 80/100 (\$899,752.80), pursuant to IC 36-1-12-18(d); and

Section 5. That the Proper Officers are hereby authorized to execute the necessary documents with their signatures.

Duly Approved and Adopted by the Board of Directors of the Waterworks District of Highland, Lake County, Indiana this 27th day of September, 2018 by a vote of 5 in favor and 0 opposed.

**BOARD of WATERWORKS DIRECTORS
WATERWORKS DISTRICT of HIGHLAND, INDIANA**

/s/ George Georgeff, President

Attest:

/s/ George A. Smith, Secretary of the Board of Directors

New Business: None

Reports:

1. Waterworks Superintendent – As part of NIPSCO’s new gas pipeline along LaPorte Street, NIPSCO exposed the Town’s 20” water main at Parrish Ave. and is crossing under the water main. In order to protect the water main from corrosion and potential stray current, NIPSCO will wrap the exposed part of the water main at the crossing with polywrap and Midwestern Electric will install an anode bag on the water main.
2. Waterworks Attorney – The lawsuit against Mr. Marks (Re: Resolution 2018-10) has been filed.
3. Waterworks Engineer – 5th Street is complete and a Change Order and Final Pay Request will be presented at the next meeting. The patching of the 45th St trench should be completed next week. The permit application to the railroad for the Martha St. project needs to be finalized.
4. Fire Department – No Report.

Business from the Floor: NONE

Claims:

Per the docket in the amount of:

061	Water Works District	\$0.00
062	Consumer Deposits	\$168.76
064	Waterworks Operating	\$212,848.00
066	Water Improvements	\$234,818.97
068	Water Capital	\$0.00
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Total		\$447,835.73

Director Smith moved to approve the claims per the September 27, 2018 docket in the amount of \$447,835.73. Director Dabrowski seconded. On a vote *viva voce*, the motion passed.

Next Meeting:

The next Public Meeting will be held on Thursday, October 25, 2018 at 7:00 p.m. following a regular study session at 6:30 p.m. at the Town Hall. President Georgeff gave notice that he would not be present at the meeting on Thursday, October 25, 2018.

ADJOURNMENT: With no other business to come before the Board of Waterworks Directors, Director Smith moved to adjourn. Director Dabrowski seconded. On a vote *viva voce*, the motion passed.

Meeting Adjourned at 7:31 p.m.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "K Webb". The signature is fluid and cursive, with the first letter "K" being particularly large and stylized.

Kim Webb, Recording Secretary