

Berne Storm Water Utility Management Board
Regular Meeting
Tuesday, November 12, 2019
Berne City Hall 12:00 noon
Minutes

Present: Board members Ron Sprunger and Ernie Steiner, along with Storm Water Director Shannon Smitley, City attorney Dave Baumgartner and Gwen Maller for recording secretary Becky Sprunger. An agenda was posted on the door prior to the meeting and notice was given according to state statute. Board member Kent Liechty joined the meeting via telephone.

Others present, Clint Anderson with the Berne Witness, Dennis Otten with Bose, McKinney Evans, Ben Adams with Commonwealth Engineering, Mayor McKean, Clerk-Treasurer Gwen Maller and Work Force Manager Kurt Dailey.

Ernie called the meeting to order and verified a quorum.

Comments by Citizens if not on the Agenda None

Approval of Minutes On a motion by Ron Sprunger and a second by Ernie Steiner, the minutes of May 21, 2019 were unanimously approved as written. 2-0

DECLARATORY RESOLUTION NO. SWMB2019-11-1- Dennis Otten presented the board with the resolution and explained that the board needs to adopt the resolution at this meeting so the city can move forward with the IDEM mandated projects. Dennis explained that the steps following the passage of the ordinance is to have a public hearing on December 4th and to approve the bond resolution at the same meeting following the public hearing. Dennis stated that he will provide the Berne Witness with the legal notice. On a motion by Ron Sprunger and a second by Ernie Steiner, the board unanimously approved the following on a vote of 2-0

DEPARTMENT OF STORM WATER MANAGEMENT
CITY OF BERNE, INDIANA

DECLARATORY RESOLUTION NO. SWMB2019-11-1

A Resolution of the Board of Directors of the Department of Storm Water Management of the City of Berne, Indiana, approving the construction and acquisition of certain storm water improvements, and all matters related thereto

WHEREAS, the City of Berne, Indiana (the "City") has heretofore adopted the provisions of Indiana Code 8-1.5-5, as amended, establishing the Storm Water Management District of the

City (the “District”), which is governed by the Board of Directors of the Department of Storm Water Management of the City (the “Board”); and

WHEREAS, the City owns and operates through the Board a storm water utility to serve and benefit the residents of the District; and

WHEREAS, the Board has engaged Commonwealth Engineers, Inc. as the District’s engineer (the “Engineer”) to review and report on the storm water improvements necessary to provide sufficient drainage in the District; and

WHEREAS, the Engineer has reviewed and determined a need exists to improve the storm water system and equipment, as set forth in Exhibit A (the “Project”); and

WHEREAS, the Engineer has provided preliminary plans, specifications, drawings, maps, and cost estimates of the Project to the Board for consideration and approval of the Project; and

WHEREAS, the Board finds it necessary to make the proposed construction and improvements provided in the Project and declares the Project to be of public utility and benefit to the residents of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DEPARTMENT OF STORM WATER MANAGEMENT OF THE CITY OF BERNE, INDIANA, THAT:

Section 1. The Board declares the Project is both reasonable and necessary to improve storm water drainage and that the existing system is insufficient to furnish the necessary collection and disposal of storm water to properly protect the public health and welfare and safeguard the property within the District.

Section 2. The Board declares the Project is of public utility and benefit to all residents and rate payers in the District.

Section 3. The Board approves and adopts the plans, maps, specifications, drawings, details, and descriptions for the Project and the estimate in the amount not to exceed \$7,100,000 for the Project.

Section 4. The Board finds that no property rights are necessary to be acquired by purchase or appropriation in connection with the completion of the Project.

Section 5. The Board finds that the funds of the storm water utility are insufficient to pay the costs of the Project, and the Board hereby makes a preliminary determination to issue revenue bonds payable from storm water fees to be collected.

Section 6. The Board further directs the Clerk-Treasurer of the City to provide notice of the adoption of this Resolution, the fact that plans, specifications and estimates are on file and subject to inspection at the office of the Board, and that a public hearing should be set when the Board will review and hear remonstrances.

Section 7. This Resolution shall take effect, and be in full force and effect, from and after its passage.

PASSED BY the Board of Directors of the City of Berne Department of Storm Water Management this 12th day of November 2019.

BOARD OF DIRECTORS OF THE CITY
OF BERNE DEPARTMENT OF STORM
WATER MANAGEMENT

Presiding Officer

Member

Member

Attest: _____
Secretary

EXHIBIT A

Description of Project

The Project consists of two distinct separate projects as follows:

(1) The sewer separation phase of the proposed Project (Phase I) includes sewer separation along Water Street, California Street, Reusser Street, Franklin Street, Brown Street and Hilty Street as well as within the alley south of Main Street from Hendricks Street to the Main Street Lift Station (LS). The proposed separation consists of new sanitary and storm sewers in areas where combined sewers currently serve as the primary conduits for sewage. The Project may also include the prospect of lining a portion of the existing sewer infrastructure within the alley due to limited working space and the presence of other existing utilities and drinking water infrastructure.

(2) The installation of a mechanical fine screen structure at the existing Wastewater Treatment Plant (WWTP) to capture algae and other floatables prior to the waste entering the SAGR splitter box for final treatment. This includes the screening improvements at the plant and the installation of a new comminutor (chopper pump) at the Main Street LS to further reduce the particle size of contaminants at the LS and improve the pumping efficiency of the LS's pumps.

Superintendent's Report: Shannon presented the board with the final pay application from Commonwealth Engineers for the Poplar Street Stormwater Improvement project. On a motion by Ron Sprunger and a second by Ernie Steiner, the board unanimously approved the final pay application for \$5,76.36 for the Poplar Street Stormwater Improvement project.

Shannon informed the board that he has been working with Ben Adam, Commonwealth on various smaller storm water projects and he plans to bring the costs and plans to the next meeting. At that time, the board can rank the projects and decide on a schedule.

With nothing further to come before the board and on a motion by Ron and a second by Ernie, the meeting was adjourned.