

MINUTES OF SPECIAL MEETING
BOARD OF PUBLIC WORKS AND SAFETY
CITY OF MONTICELLO
NOVEMBER 06, 2006

A special meeting of the Board of Public Works and Safety of the City of Monticello, Indiana was held on November 06, 2006 in the Council Chambers of the City Building at 5:30PM. The meeting was called to order by Mayor Robert Fox and opened with the Pledge of Allegiance.

Roll call by Deputy Clerk Treasurer Patricia Golden was answered by City Attorney George Loy, Boardmembers Robert Fox, Richard Cronch, William Smith.

INDOT/Twin Lakes Investment Water and Sewer Line Agreement

Attorney Loy said that Twin Lakes Investment is represented by Rick Long and Kevin Sims. Currently the City of Monticello services the INDOT facility since 1996 at INDOT's expense of placing and maintaining the lines. The 1996 agreement with INDOT names them as the owner of the water and sewer lines crossing the river to the facility. On July 3, 2006 the Board of Works approved a contract with the State of Indiana, Indiana Department of Transportation, and Twin Lakes Investment, LLC consenting to any other party attaching to the water and sewer line. This also is in the Twin Lakes Regional Sewer District jurisdiction which will assume the servicing of the development in the future. Attorney Loy said that through negotiations with INDOT they are willing to assign the lines to the City so that the lines, with the INDOT's consent, can be assigned to Twin Lakes Investment who then would become owner of the lines. Attorney Loy has a letter from John Cochran, General Counsel for INDOT, confirming this position. The July 3rd contract has been revised omitting the State of Indiana as a party because the State will be assigning the lines to the City and the City will immediately assign ownership of the lines to Twin Lakes Investment and it will become their sole responsibility to maintain. If there are any problems with the line, the City has the ability to shut it off at the point that the City's jurisdiction ends. This will also allow other developments to attach to the line. A million dollar bond has been posted. A motion was made by Boardmember Smith seconded by Boardmember Cronch to approve the Twin Lakes Investment/City of Monticello Sewer and Water Service Agreement. Roll call vote: all aye.

There being no further business, meeting adjourned at 5:40PM.

Patricia Golden, IAMC
Deputy Clerk Treasurer