

**LEBANON UTILITY SERVICE BOARD**  
**Lebanon, Indiana**

December 9, 2009

Utility Conference Center

4:00 P.M.

Present:

Board:

Allen Milburn, Chairman  
Gary Ladd, Vice Chairman  
Tom Temple, Secretary  
Dan Lamar, Member  
Jim Urban, Member

Staff:

Michael Martin  
Sandra Morgan  
Bob Waples  
Mike Adams  
Randy Parsons  
Steve Large  
Doug Zitzelsberger  
Linda Ridgway

Guests:

Steve Biggerstaff,  
Cinergy MetroNet  
  
Mark Chmeliwskyj,  
Butler, Fairman & Seufert

Larry Giddings, Legal Counsel

1. Chairman Allen Milburn called the regular meeting of the Lebanon Utility Service Board to order at 4:00 P.M. with a full quorum of members present. Confirmation of appropriate notification was acknowledged.

2. Chairman Milburn requested comments on the November 18, 2009 minutes. Hearing no comments Member Jim Urban made a motion to approve the minutes as written. Secretary Tom Temple seconded the motion. Motion carried.

Chairman Milburn suggested changing the order of the agenda to accommodate the opening of the bids for the Vac Truck Waste Processing Building. Other agenda items proceeded as follows while the bids under item#3 of the agenda were opened and tabulated

5. Finance Manager Sandra Morgan addressed the Board requesting ratification of the August, September and October transfer of funds between the Telecommunications Utility and the Electric, Wastewater, and Water Utilities for the purpose of covering cash shortages in the Telecommunications Utility. The transfers resulted in a net payback to the Utilities of \$59,173.89. Member Dan Lamar made a motion to ratify the transfer. Secretary Tom Temple seconded. Motion carried.

6. Engineering Manager Mike Adams made a recommendation to the Board to approve a Contract with Hunt Technologies for AMI/AMR Data Hosting. The Contract is a five (5) year Command Center Managed Services Package Schedule with a minimum monthly fee of \$750.00 determined by the total number of end points deployed. Vice Chairman Ladd made a motion to accept the contract subject to incorporation of Attachment B showing a breakdown of fees based on a Schedule of end points deployed. Member Urban seconded. Motion carried.

8. IT and Telecommunications Manager Randy Parsons requested Board approval and authorization to purchase computer upgrades in hardware and software from SoftChoice for \$61,665.26. Member Lamar made a motion to give Board approval and authorization to the purchase of computer upgrades from SoftChoice. Secretary Temple seconded. Motion carried.

Messrs. Mr. Chmeliskyj and Waples returned to the meeting from tabulating the bids at which point Chairman Milburn returned to item#3 for deliberation.

3. General Manager Mike Martin introduced Mr. Mark Chmeliwskyj of Butler, Fairman & Seufert, and Water, Wastewater Manager Bob Waples, who reported on the bids received and opened from six (6) contractors for construction of the Vac Truck Waste Processing Building. Bids were received from the following contractors:

Gilliatte General Contractors, Inc.  
C. F. Jones Group  
Maddox Industrial Contractors, Inc.  
M. K. Betts Engineering  
RL Turner  
Smock Fansier Corporation

Mr. Chmeliwskyj and Manager Waples asked Board approval to take the bids under advisement and return to the Board at a latter date with a recommendation. Member Urban made this request a motion. Secretary Ladd seconded. Motion carried.

It was noted later in the meeting a representative of the C.F. Jones Group withdrew their bid.

4. General Manager Martin informed the Board of the ongoing work of the Broadband Task Force that included; Gary Ladd, Dan Lamar, Keith Campbell, Jeremy Lamar, Steve Large, and Mayor Lewis with staff support from Randy Parsons, Sandra Morgan, and himself. He then introduced Steve Biggerstaff of Cinergy Metronet. Mr. Steve Biggerstaff addressed the Board with information regarding his company, the potential for a fiber-to-the-premises project, and a proposed Letter-of-Intent (LOI) for a public-private partnership with provisions for working together to deliver fiber-to-the-premises and acquiring the assets and customers of the Telecommunications Division. Mr. Martin indicated that the Broadband Task Force and staff were in agreement with the LOI. Attorney Giddings also discussed a resolution authorizing the disposition of certain assets as contained in the LOI. Member Lamar made a motion to have General Manager Martin sign the LOI and Board members to sign the Resolution. Member Urban seconded. Motion carried. It was also agreed that the Broadband Task Force be kept intact to pursue the development of a contract based on the LOI. It was recognized that the LOI was nonbinding as stated in the LOI itself and a contract was needed to consummate the agreement.

7. IT and Telecommunications Manager Randy Parsons requested Board approval of the purchase of VMware for the utilities server virtualization. Manager Parsons obtained five (5) quotes from various providers and recommended SoftChoice's quote #5010615 for \$61,665.26. Vice Chairman Ladd made a motion to accept the SoftChoice quote. Secretary Temple seconded. Motion carried.

9. IT and Telecommunications Manager Randy Parsons discussed with the Board the Department's Monthly Broadband Report.

10. General Manager Martin complimented his staff on their work preparing the 2010 Operating and Capital Budget and their efforts to trim their departments' expenditures. General Manager Martin introduced Finance Manager Sandra Morgan to report on the proposed Budget for 2010. Finance Manager Morgan led the Board thru the proposed budget to allow for any questions or explanations. All Managers were present to answer any questions. Compliments were given to Manager Morgan for her expertise and professional presentation.

Secretary Temple made a motion to accept the proposed 2010 Budget. Member Ladd seconded. Motion carried.

11. Member Urban made a motion to pay the claims dated November 30, 2009 for \$342,473.82, and December 9, 2009 for \$183,099.65. Vice Chairman Ladd seconded. Motion carried.

12. Chairman Milburn asked for any other business that should be brought before the Board.

13. Chairman Milburn requested a five-minute recess before entering into Executive Session to discuss personnel matters. During the Executive Session only personnel matters were discussed.

The Board reconvened into regular public session at 6:20pm.

Chairman Milburn stated the purpose of the executive session was to discuss issues as they specifically related to health care. Secretary Tom Temple made a motion to accept the benefit package for health care, dental and vision for 2010 as was presented by Human Resource Manager, Sandra Morgan. Member Urban seconded. Motion carried.

Board Members complimented Sandra on the extra work in preparing information for the Health Care and Budget for 2010.

The next Utility Board Meeting will be Wednesday, January 6, 2010 at 4:00pm.

14. Hearing no further business before the Board, a motion was made to adjourn the meeting by Member Urban. Vice Chairman Ladd seconded. Meeting was adjourned at 6:30 pm.

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2010

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CHAIRMAN OF THE BOARD

ATTEST:

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CLERK OF THE BOARD