

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

STATE OF INDIANA

JENNINGS NORTHWEST REGIONAL)
UTILITIES, by its Board of Trustees,)
Edwin Whitaker, Brian Roney,) SS:
Cadie Mathis, Dorothy Vaughn and)
Thomas Trulock.)

PETITION TO REDUCE SIZE OF
JENNINGS NORTHWEST REGIONAL UTILITIES' BOARD OF TRUSTEES

Comes now Jennings Northwest Regional Utilities ("JNRU"), a regional water and sewer district, organized and operating under Indiana Code 13-26, et seq., by its Board of Trustees, and petitions the Indiana Department of Environmental Management ("IDEM") for authority to reduce the size and composition of JNRU's Board of Trustees. In support of said Petition, JNRU would show IDEM the following:

1. That JNRU was duly organized under Indiana Code 13-26-2-1, et seq., pursuant to an Order forming the district issued by the Indiana Department of Environmental Management, on or about November 4, 1996.

2. That the Order of November 4, 1996, required a seven (7) member Board of Trustees to be appointed by the Jennings County Commissioners as follows:

- a. Two (2) Trustees will be nominated from the residents of the Country Squire Lake Subdivision; one (1) person serving for three (3) years and one (1) person serving for four (4) years.
- b. Two (2) Trustees will represent the District at-large and will be nominated from the residents of the Country Squire Lake Subdivision; one (1) person serving for three (3) years and one (1) person for four (4) years.
- c. Three (3) Trustees will be nominated from individuals residing in the outlying communities who will receive prospective service once the current collection facilities are extended; one (1) person serving for two

(2) years, one (1) person serving for three (3) years and one (1) person serving for four (4) years. One such trustee will be selected from Scipio, one such trustee shall be selected from Green Acres Subdivision, and the remaining trustee shall be selected from the outlying communities including such areas as Queensville and Hayden.

3. That on December 13, 2001, IDEM issued an order modifying the formation and composition of the Board of Trustees of JNRU, to-wit:

- A. Three (3) of the Trustees shall be appointed for an initial term of one (1) year, which term shall be calculated commencing on January 1, of the year following his or her appointment. The Trustee shall be appointed by the majority vote of the Jennings County Commissioners.
- B. Two (2) of the Trustees shall be appointed for an initial term of two (2) years, which term shall be calculated commencing on January 1, of the year following his or her appointment. The Trustee shall be appointed by the majority vote of the Jennings County Commissioners.
- C. Two (2) of the Trustees shall be appointed for an initial term of three (3) years, which term shall be calculated commencing on January 1, of the year following his or her appointment. The Trustee shall be appointed by the majority vote of the Jennings County Commissioners.
- D. All terms of appointment, subsequent to the expiration of the initial terms described above, shall be for a period of four (4) years.
- E. Upon a vacancy on the Board of Trustees, the Jennings County Commissioners shall appoint a replacement Trustee to complete the term of the Trustee who vacated his or her office.

4. That since the Second Order was issued by IDEM, the service territory of JNRU has been significantly reduced to include only residents of Country Squire Lakes Subdivision and a few customers located immediately adjacent thereto.

5. That despite repeated requests for persons to serve on said Board of Trustees, JNRU and the Jennings County Commissioners have only been able to find five (5) individuals willing to serve on said Board of Trustees.

6. That since JNRU's service territory has been substantially reduced, the composition of its Board of Trustees should be substantially changed.

7. That the Board of Trustees believes that it is in the best interest of JNRU that the size of its Board of Trustees should be reduced to five (5) members, with at least four (4) members residing within JNRU's service territory and one (1) member residing at large within Jennings County.

8. That the Board of Trustees hereby requests that IDEM determine it to be in the best interests of JNRU, that the JNRU Board of Trustees be reduced from five (5) members, of which at least four (4) members shall reside within JNRU's service territory, and one (1) member shall reside at large.

Respectfully submitted,

JENNINGS NORTHWEST REGIONAL UTILITIES,

By: Edwin Whitaker
EDWIN WHITAKER, President

Brian Roney
BRIAN RONEY, Vice President

Cadie Mathis
CADIE MATHIS, Treasurer

Dorothy Vaughn
DOROTHY VAUGHN, Secretary

Thomas Trulock
THOMAS TRULOCK, Member

ATTEST:

Dorothy Vaughn
DOROTHY VAUGHN, Secretary