

CONFIRMATORY RESOLUTION
OF THE BOARD OF SANITARY COMMISSIONERS
OF THE MUNCIE SANITARY DISTRICT

RESOLUTION NO. 2025-06

WHEREAS, the Board of Sanitary Commissioners ("Board") of the Muncie Sanitary District ("District"), at a meeting of the Board held on April 30, 2025, adopted a declaratory resolution ("Declaratory Resolution") determining that it is necessary for the public health and welfare and will be of public utility and benefit to construct certain additions and improvements to the sewage works of the District as more fully described on Exhibit A attached hereto and incorporated herein by reference ("Project"), together with necessary appurtenances, related improvements and equipment, and the incidental expenses in connection with the Project and the issuance of bonds therefor;

WHEREAS, the Board published notice of a public hearing to be held on May 28, 2025, which notice was published in *The Star Press* and stated that a public hearing would be held by the Board on this date for the purpose of receiving and hearing remonstrances from persons interested in or affected by these proceedings, including persons owning real or personal property located within the District and persons owning land which may be injuriously affected by these proceedings, and at which hearing the Board would take final action to determine the public utility and benefit of the Project;

WHEREAS, the Board on May 28, 2025, held such hearing and received and heard any remonstrances presented from persons interested in or affected by these proceedings and considered the evidence presented at such hearing; and

WHEREAS, the cost of proceeding with the Project of the District, including the incidental costs associated therewith and with the issuance and sale of bonds to provide funds therefor is estimated not to exceed \$280,000,000;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SANITARY COMMISSIONERS OF THE MUNCIE SANITARY DISTRICT, THAT:

Section 1. The Board finds and determines that it will be of public utility and benefit to undertake the proposed Project, as described in the Declaratory Resolution and confirmed by this Confirmatory Resolution.

Section 2. The estimated cost of the Project is not expected to exceed \$280,000,000. The estimated cost includes all necessary expenses to be incurred in connection with the proceedings and the Project, including a sum sufficient to pay the costs of supervision and inspection during construction, the costs of necessary records, engineering expenses, specifications, contingencies, inspections, publication of notices, the issuance and sale of bonds to provide funds for the Project and expenses and fees incurred in connection therewith and other necessary expenses to be incurred in connection with the letting of contracts with regard to the Project.

Section 3. In all respects the Declaratory Resolution is hereby confirmed.

Section 4. This resolution will be open to inspection by all persons interested in or affected by the Project.

Adopted this 28th day of May, 2025.

BOARD OF SANITARY COMMISSIONERS OF
THE MUNCIE SANITARY DISTRICT



Adam Leach, President



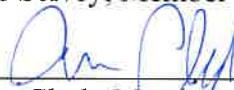
Tim Overton, Vice President



David Smith, Secretary



Steve Selvey, Member



Aaron Clark, Member

ATTEST:

Recording Secretary

EXHIBIT A
Description of the Project

The Project consists of repairs, replacements, and extensions throughout the District, including:

The Muncie Water Pollution Control Facility (MWPCF) capacity improvement project will take place at the MWPCF located on 5120 Bill Martin Ave. To achieve compliance with Muncie's Long Term Control Plan (LTCP), the wet-weather treatment capacity of the MWPCF must be increased from 38 MGD to 60 MGD. This project includes the evaluation and selection of various improvements throughout the plant including upgrades to screening, influent pumping, grit removal, primary clarification, anaerobic digestion and belt filter presses.

The Kilgore Interceptor project is located along a 2-mile stretch of Kilgore Ave. between W. 1st Street and the MWPCF. To achieve compliance with LTCP, a new Sanitary Sewer Interceptor line must be added. The proposed improvement is anticipated to require reconstruction of the roadway along the route. The reconstruction will include new pavement, curbs, sidewalk, ADA curb ramps, storm sewer, pavement markings and signage.

The CSO 007 project is located near Wheeling Avenue and Queen Street, in the Riverside-Normal City neighborhood in Muncie, Indiana. The White River borders the neighborhood on the east side and Ball State University is located west of the neighborhood. The CSO 007 basin comprises approximately 140 acres and outfalls into the White River via an existing outfall pipe. To achieve compliance with the LTCP, the CSO 007 area needs to be separated. The project will include the design of storm and sanitary sewer mains, manhole replacement, water main, pavement replacement, earthwork, streetscape design, erosion control, traffic maintenance, etc.

The CSO 023 project is located near S Hoyt Ave. and W 17th St. in the Thomas Park-Avondale neighborhood in Muncie, Indiana. Buck Creek borders the neighborhood to the south. The CSO 023 basin comprises approximately 77 acres and outfalls into Buck Creek via an existing outfall pipe. To achieve compliance with the LTCP, the CSO 023 area needs to be separated. The project includes the design of storm and sanitary sewer mains, manhole replacement, water main, pavement replacement, earthwork, streetscape design, erosion control, traffic maintenance, etc.

The Project may also include any other additions, improvements, or extensions necessary to implement the LTCP developed to control Muncie's CSOs and improve water quality in the White River as required by the Clean Water Act.

CSO-022 and CSO-28 projects will also be developed to separate storm and sewer drains in these basins. These projects will include the design of storm and sanitary sewer mains, manhole replacement, water main, pavement replacement, earthwork, streetscape design, erosion

control maintenance of traffic, etc. Floatable controls may also be necessary at the outfalls. More precise project details will be developed in the next five years.

The Project will also include any incidental and necessary sewage works projects as required for the operational and maintenance or regulatory requirements following substantial or milestone completion of the above-named projects.