

ACRS Board
Meeting Minutes
July 10, 2020

The following persons were present:

Shannon Smitley, President
Nathan Rumschlag, Secretary
Richard Lambert, Member
Steve Bailey, Board Member
Jim Franz, Board Member
John Carroll, Member
Barry Scherer, Superintendent
Mark Burry, Attorney
Brooke Hindenlang, Paralegal to Mark Burry
Ben Adams, Commonwealth Engineer

Don Bergdall, Board Member - Absent

APPROVAL OF MINUTES

MOTION TO APPROVE MINUTES MADE BY STEVE BAILEY AND SECONDED BY JOHN CARROLL. APPROVED 6-0.

PROJECT CUSTOMER QUESTIONS

- Kara Wickey, Linn Grove:

Q. Discusses that she feels that notification regarding the lawn chair meeting held in Linn Grove did not notify the residents timely or properly and many residents knew nothing about it. Comments that she wants to request earlier notification of meetings.

- Barry Scherer

A. He put signage up a week before, it wasn't put in the paper, people said that they would notify other residents. He felt that overall, it was a good meeting – maybe 40 some people present. The meeting lasted approximately 2 hours. Barry will gladly come down if there is a group that want to meet.

- Jim Franz:

Q. How many people didn't make it?

- Kara Wicky:

A. Maybe 10.

- Nancy Lichtle, 900 N.

Q. Regarding the signs on telephone poles, she doesn't look at those things, how are they supposed to know?

- Barry Scherer

A. No project funded yet, this was an informational meeting only, a lot of bad stories out there, he rec'd calls and that prompted the meetings. Likely nothing will happen for 12 months or so.

- Brooke Hindenlang advises that residents can sign up online to receive notifications.
- Mark Burry responds that the board can send out another informational letter and set-up project area meeting and put it in the newspaper once we know if the funding is there.

- Lew Seffernick, 000:

Q. Comments that he is bothered by when the plans were brought out, certain residents were still not included. In the previous plan, the line was ran down 000 to Sefton's place and his neighbor and now they are not included.

- Barry Scherer:

A. They are hooking up due to a failed system. They came to the ACRSD asking what they needed to do.

- Lew Seffernick:

Q. Why couldn't they have been included in the plans?

- Barry Scherer:

A. It might take 3 years before they are added in, do you want the sewage coming out in the meantime?

- Lew Seffernick:
 - It doesn't come out and it will cost 15k. He was told it will be 5K to install the grinder.
- Barry Scherer:
 - It will be 2K plus what it costs to have the line run.
- Nate Rumschlag:
 - They could do it themselves to save money.

APPROVAL OF CLAIMS

- Barry Scherer presents the claims in the amount of \$220,578.54.
 - Barry Scherer advises the board that the treatment cost dropped at Arcadia. He and Ben looked at and it is in the top 3 lowest. 404,000 gal of water at Mercer compared to 1mil before. Checking the pumps everyday pays off. Otherwise the city would have estimated usage due to the meter not working.

MOTION TO APPROVE CLAIMS MADE BY JOHN CARROLL AND SECONDED BY JIM FRANZ. APPROVED 6-0.

- Barry presents the SRF Claims:
 - #20 - Easements/Recorder - \$390.00
 - #21 – Commonwealth/Inspections – \$9,560.00,
 - #22 - Van Tillburgh Farms- \$223,987.00
- Total =233, 937.00**

DISTRICT SUPERINTENDENT REPORT

- USDA Quarterly Report presented by Barry Scherer.

MOTION TO APPROVE QUARTERLY REPORT BY JIM FRANZ AND SECONDED BY RICHARD LAMBERT. APPROVED 6-0.

- Bank Reconciliation presented to the Board.

MOTION TO APPROVE BANK RECONCILIATION BY JIM FRANZ AND SECONDED BY JOHN CARROLL.

- Brooke Hindenlang clarifies the Balance Sheet presented in May had an error and has since been corrected. The wrong balance sheet was sent for the May meeting.
- Barry Scherer presents the Payroll Voucher for signature.
- Barry Scherer advises that SRF will not pay for the backwater valve. These are roughly 30.00 per unit.
 - Barry Scherer asks the Board if ACRSD is going to buy the valves and give them to the homeowner or will the homeowner pay.
 - John Carroll asks why won't they approve.
 - Ben Adams advises that they won't pay for anything that is in the homeowner's lateral. It would be nice to give it to the homeowners. Maybe you need to discuss this at the time you consider the rate.
 - Jim Franz asks about what happens if it fails.
 - Barry Scherer advises that it will be \$30.00 x 70 homes.
 - Jim Franz and Steve Bailey think we should provide it.
 - Shannon Smitley suggests that we might need to increase the tap (inspection fee) from \$75 to \$80. Another consideration regarding the inspection fee is that Barry is using gas etc. to provide this service. Financial committee to look at this.
 - John Carroll asks if Barry gives the valve to them?
 - Barry Scherer responds that when they come to buy a permit, they get one.
 - Shannon Smitley believes that the District should provide them so they all have the same thing.
 - Nate Rumschlag comments that we are providing this as part of the inspection fee.
 - Jim Franz comments that we can make them available to them if they want them.

- Barry Scherer addresses the electric bill with Amish, how are we handling this. Also need to determine what are we charging for properties connecting that are over 300 feet. We have 2 that we are putting grinders in. Are we charging an extra 3.00 or 5.00 per house?
 - John Carroll asks how?
 - Barry Scherer replies that we are putting a meter in along with the road.
 - Steve Bailey asks if this is a rate ordinance discussion
 - Ben Adams responds yes.
 - Steve Bailey states that we need to have a rate ordinance discussion
 - Ben Adams replies that we need to have that committee provide recommendation.
 - Mark Burry also responds that we need information from Baker Tilly.
- Barry Scherer, regarding the Linn Grove Meeting, Doug Bauman, Nathan Scherer, Barry Scherer attended. Barry thought it went real well. People commented that they can't afford it.
- Regarding the Preble/Peterson meeting, Nate Scherer, Kim Fruechte, Ben Adams, Don Bergdall and Barry Scherer, attended and it also was decent.
- Regarding Barrington Woods/Clem Lake, the turn out wasn't that good, but there were good questions. (Steve Bailey, Kim Fruechte, Ben Adams, Don Bergdall, Barry Scherer and Nathan Scherer were present)
 - Barry Scherer thanks those that came and will try to meet with small groups if necessary.
- Barry Scherer brings up that he has been working for the county this week since Mark Wynn is off, he is on the agenda for Tuesday County Council meetings.
- John Carroll asks how is the project going.
 - Barry Scherer advises his hopes are dwindling that connection will occur sooner rather than later. Everything but the lift station for Bobo, got to mount the pumps yet.
 - John Carroll comments "So everything but the lift station, correct?"
 - Barry Scherer: Things are good, I&M poles are in.
 - John Carroll: Salem Road?
 - Barry Scherer: Pressure tested and passed. 15 lift stations on Salem Road.
 - Ben Adams: 13 or 15 lift stations
 - Barry Scherer: For certain they should be done in 2 weeks and get on 33. Hit water and sand at 8 feet. Everything is going good.

ENGINEERS REPORT

- Ben Adams handed out monthly status report.
- Project is going well, VTF billed 52% of project to date, got to send everything in for permitting, designs are done, Shannon to sign permits today. He wants to bid by the end of the month. He thinks we need the financing committee to have a meeting.
- Steve Bailey: What is the timeline from SRF?
- Ben Adams: We are still #2 and should find out in the next two weeks. He did have some back and forth, they want to know what projects we are wanting to do and Ben told them everything. After we find out, need to have another series of meetings. Lots of good questions. He hopes to advertise by the end of July – he is sort of hedging the advertising to hear what we are getting first.
- Nate Rumschlag brings up the treatment agreements
 - Ben Adams: Berne sounds agreeable, he met with Decatur, discussed modifying,

- Mark Burry: Have to have a signed treatment agreement before you sign the contract.
- Barry Scherer: Decatur has agreed, but he is waiting on Tim Baker.
- Mark Burry: We need to change the rate.
- Barry Scherer is working on that. Once we know the dollar amount, we have to know which projects we are doing with recommendations from Jessica. Barry asks Ben if he is going to bid them all even if we don't know what is being approved.
- Ben Adams: "Well that is what I was saying earlier. It might not make sense."
- Barry Scherer asked Ben Adams to break the bid out from the Barrington woods/Clem's lake, 900 expansion.
 - Nate Rumschlag: Recommends that Steve Bailey and Nate Rumschlag schedule a meeting to discuss, then make a recommendation to the group.
 - Shannon Smitley: We already have a project committee. Has asks Jessica what her thoughts are.
 - Nate Scherer: The testings that we have done indicate that Linn Grove and Prestress show that waste is going right into the river, but if you look at Preble/Peterson you are picking up more businesses/homes. For the money it would be better to pick Preble/Peterson, but from the health department standpoint, Linn Grove is worse. All areas are bad, but Linn Grove and Barrington Woods area are the worst.
 - Mark Burry: You will make that decision once you know the grant money amount, then in relation to the total project cost, but if it is within 100K – 1mil. Then you might bid all the projects and the bids come in favorable and maybe they will kick in more money to make it happen.
 - Ben Adams agrees.
- John Carroll ask how are the bids going?
 - Ben Adams responds, nothing since last year but he doesn't think much has changed. Got some of the best bids he has seen in a long time. (last year)
- Steve Bailey: Loan or grant money, what are you looking at?
 - Ben Adams: 7-8 mil for grant 2.5 mil for loan
 - Steve Bailey: Could we expect a combination?
 - Ben Adams: Would certainly do a loan to make up difference but can we make that workable with the rate. He thinks we could get 3-5 mil for grant and the rest for loan. Maybe we have to come back next year.
 - Barry Scherer: The cost in Linn Grove is 8k per home more than the cost per house going to Preble.
 - Nate Scherer: Advises that there is a wooden septic tank in Linn Grove with a caved in top covered with a brush pile.
 - Shannon Smitley: Once we have a number, project committee needs to meet and then come back to the board.
 - Mark Burry: Need to send photos to SRF.
 - Nate Scherer: Probably 55 gal drum at some homes.
- Ben Adams: Re potential connections outside of 300 Feet, financial committee should probably discuss. The District will put in first 300 F, then the balance is charged to the homeowners as to what the contractor charges. Ben passes out what Allen County uses.
 - Jim Franz and Steve Bailey like the way it was laid out.

- Mark Burry reviews the graphics and asks questions.
- Barry Scherer: We wouldn't be able to give these numbers until after bid.
- Ben Adams: Yes.
- Mark Burry: Will work on a resolution.
- Jim Franz: You have the option.

DISTRICT ATTORNEY REPORT

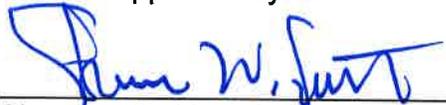
- Mark Burry passed out the draft Resolution to extend the line for developers. 2020-4. Mark reading proposal.
 - Mark Burry advises that they need to look at this, but it doesn't have to be approved today.
 - Ben Adams also comment that we still need an agreement, still need to work on that.
 - Mark Burry advises that he will put that in recordable form.
 - Steve Bailey: Once the extension is created, the person who wants to access the line will pay 2k plus a fee to the person who did the work. We are going to specify how much in total can be reimbursed.
 - Nate Rumschlag comments.
 - Mark Burry: Parameters need to be added in the resolution. At what point and time does it belong to the district? Maybe parameters about how much they can charge from any homeowner.
 - Steve Bailey: Might need to have something different per homeowner.
 - Mark Burry: It does need cleared up.
 - Nate Rumschlag: Thinks it needs to be a multiple of our tap fee. Protects homeowner in between from gouged.
 - Ben Adams: The agreement will have it spelled out.
 - Nate Rumschlag: This resolution is a Board map.
 - Steve Bailey: Ben has a template?
 - Ben Adams: Yes.
 - Nate Rumschlag: This doesn't include inspection cost, are we comfortable with that?
 - Mark Burry: Can add inspection in here. He has some changes to make.
 - Steve Bailey likes that everyone has to come back to the board for approval.
 - Mark Burry: Barry had a question, if the number of possible connections could trigger a subdivision and the city could possibly reject...
 - Ben Adams: Might need language "provided it doesn't exceed maximum pump rate".
- Mark Burry: Promissory Note for 130K presented.

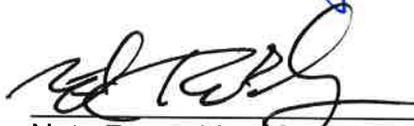
MOTION TO AUTHORIZE 130K PROMISSORY NOTE MADE BY JIM FRANZ AND SECONDED BY JOHN CARROLL. CHANGED THE MOTION TO AUTHORIZE 160K PROMISSORY NOTE MADE BY JIM FRANZ AND SECONDED BY JOHN CARROLL. APPROVED 6-0.

- Barry Scherer asks about committee meetings.
 - Ben Adams: Finance committee need to meet (Nate Rumschlag and Steve Bailey).

MOTION TO ADJOURN MADE BY STEVE BAILEY AND SECONDED BY JIM FRANZ. APPROVED 6-0

Minutes approved by:


Shannon Smitley, Chairman

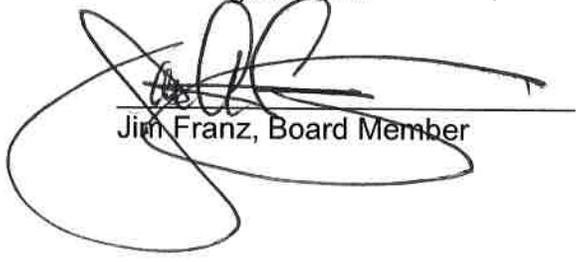

Nate Rumschlag, Secretary


Richard Lambert, Board Member


Steve Bailey, Board Member


John Carroll, Board Member


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