

ACRS Board
Meeting Minutes
March 14, 2024

The following persons were present:

Shannon Smitley, Chairman
Nate Rumschlag, Secretary
John Carroll, Board Member
Jim Franz, Board Member
Josh Zimmerman, Board Member
Nathan Scherer Superintendent
Noah Brite, Field Technician
Mark Burry, Attorney
Brooke Hindenlang, Paralegal to Mark Burry

The following persons were absent:

John Summers, Board Member
Jane Kaverman, Billing and Accounting Clerk

APPROVAL OF MINUTES

MOTION TO APPROVE MINUTES MADE BY JIM FRANZ AND SECONDED BY JOHN CARROLL. Approved 5-0.

APPROVAL OF CLAIMS

Bank Reconciliation:

FBOB - 370,761.81
Gold - 267,906.91
BONY – 193,806.35
BONY - 3,175,978.86 P5

Payroll Vouchers:

8,447.89

Claim Vouchers

260,634.22

MOTION TO APPROVE BANK RECONCILIATION AND PAYROLL CLAIMS IN THE SUM OF \$8,447.89 MADE BY NATE RUMSCHLAG AND SECONDED BY JOHN CARROLL. Approved 5-0.

MOTION TO APPROVE VOUCHER CLAIMS IN THE SUM OF \$260,634.22 MADE BY JIM FRANZ AND SECONDED BY NATE RUMSCHLAG. Approved 5-0.

MOTION TO APPROVE SRF CLAIMS FOR PROJECT 5 IN THE SUM OF \$755,469.98 MADE BY NATE RUMSCHLAG AND SECONDED BY JIM FRANZ. Approved 5-0.

DISTRICT SUPERINTENDENT REPORT

Superintendent Report presented by Nathan Scherer

Project 4: Oakwoods - All hooked up

Project 4: Sunnybrook – 8 still need connected; 1 gentleman is not cooperating.

Project 5: Magley - waiting on AEP, lift station is hooked up but still needs service, ready to start going once power is out there.

Project 5: Winchester Road – started hooking up houses out there

Project 5: Clems Lake south – pressure testing 700, trying to find a leak, will start to release. All mainline has been put in at 300 up to 600, still have to do 200 intersection at 700 North going down Belmont Road. Most grinders have been set from 224 to 600 and starting to set there going south to 550. Might need an extension per report from Ben Adams as presented by Nathan Scherer. Closures are expected, might try to do the closures between school/work hours to help with traffic. Might start at east end of 224 and go towards the west.

- Nate Rumschlag – asks if Fleming is responsible for the notices. Per Darrell Drake they are required to issue the notice.
- Nate Rumschlag – comments that he is not inclined to grant an extension for Flemings without adequate documentation.
- Nathan Scherer reports that the big drill has left twice.
- Discussion held about the end date for Flemings. Potential deadline is the end of May.
- Mark Burry has talked to Jeff Rowe and we are okay at this time continuing to charge the interim rate in lieu of the full rate.

100 West: We need to do some changes with the existing easement. Flemings are ready to go.

- Chris Radtke (Commonwealth) – there is stuff in the platted ROW, he suggests they shift to the back lots. Need a permanent easement for those properties. Noah Brite and Nathan Schere gave property owners a written letter about getting started. They spoke to 4 of 7 property owners. Per Chris Radtke, even though it is all platted, it is all flood plain.
- Nate Rumschlag asks about a Right of Entry, needs at least an 11 foot easement.
- We will need 4 total mainline easements per Darrell Drake.

Shared grinder issue – Noah Brite spent 7 hours on an issue with a shared grinder property that connected without following procedures. Had to call Furhmann electric and there will be a bill for that service. The District Had to pay Furhman electric.

- Mark Burry to review ordinance and see what should be done concerning direct costs since he didn't follow procedures.

Discussion held regarding Interlocal Agreement with Wells County and part-time employee. Wells is planning to hire a part time employee. Nathan Scherer and Noah Brite would like to train them or work with them.

- Mark Burry discusses Mutual Aid v Contract for Services. Mutual Aid is intended to be use for vacations and similar circumstances
- Jim Franz is not in full support, we are the back-up for Wells and that is not acceptable. WCRSD should be more independent and have their own plan.
- Mark Burry reports to the Board that Wells County itself hasn't supported the WCRSD. The County needs to put forth more effort. Jim Franz said that isn't out problem though.
- Nate Rumschlag agrees that we are able to do what we can for our district and shouldn't over extend.
- Per Mark Burry, the County did submit 2 million to Craigville. That is only for direct costs, not operating costs.
- Part-time person will be Field person.
- John Carroll believes the District should propose a salary rate of Nathan Scherer or Noah Brite plus time and half and only be utilized if we have time. If it is after hours, then they would still be working for ACRSD but they would get comp time.
- Jim Franz offers a scenario – Charge time and half on a Wednesday for Noah to go to WCRSD. Maybe a M-F rate, and a S/S rate.
- Need to get figures to board members.
- Mark Burry explains that during regular hours, they would still get comp time.
- When drafting the interlocal, we need to use an exhibit with the rates
- Mark Burry is to draft an interlocal agreement.

Mark Burry provides the Board with Amended Rate Ordinance 2024-1 pertaining to amending schedule rates. For those churches that have limited and infrequent flow. 1 EDU for a church without a kitchen; 2 EDU's if there is a kitchen.

MOTION TO INTRODUCE AMENDATORY RATE ORDINANCE 2024-1 AMENDING SCHEDULE RATES AND CHARGES FOR SPECIFIC USES MADE BY NATE RUMSCHLAG AND SECONDED BY JOHN CARROLL. Approved 5-0.

MOTION TO TABLE THE ADOPTION OF AMENDATORY RATE ORDINANCE 2024-1 MADE BY NATE RUMSCHALG AND SECONDED BY JOSH ZIMMERMAN. Approved 5-0.

Violations of Notice to Connect:

Nathan Scherer reports that the Health Department hasn't sent anything out yet regarding those properties that have failed to connect. They are meeting with their attorney about proceeding.

Nate Rumschlag asked about getting on the Health Department's agenda; he will attend their meeting.

Nathan Scherer discusses a recent meeting held with SRI with regards to sewer liens and the benefit to the County; specifically the auditor's office and the treasurer's office.

The Board would like to see a copy of the agreement.

Bob Noll Property: Mr. Noll filed an Affidavit of No Occupancy, upon review by the Board, it was agreed that the District should cap our line off at the easement and that billing may cease.

ENGINEERS REPORT

No updates

ATTORNEY REPORT

Mark Burry reports to the Board as follows:

At the November meeting, bids were presented for the amendment to the PER on Project 3 for the 100W project – picking up 7 homes, Board approved the project, SRF has approved but we need to have the contract signed.

MOTION TO SIGN THE CONTRACT MADE BY JIM FRANZ AND SECONDED BY JOHN CARROLL. Approved 5-0.

Question by member of the public:

Kelly Gerber: 500 822 West, Decatur, Indiana:

- He is lined up with Whitetail drive (Deer Run) and would like to connect. He has already paid the City for 2 taps for sewer and water.
 - Discussion held with input from Christopher Radtke and Darrell Drake from Commonwealth.
 - This area is in the engineering report for Project 6.
 - Question asked if there are any homes on the south side tied into the city; Grey Goose section is.
 - City gravity line is on the North side. Per Josh Zimmerman, it is 6 feet deep. Looking to extend a low pressure line west and east down 500.
 - What are the options, could they do gravity?
- Nathan Scherer responds that when we submit to SRF for Project 6, the District will be looking at 13 million to do it all. We do have a couple of big projects, this is

more of a smaller project. He reports to Mr. Gerber that it is not a guarantee that we are coming but you are projected for future hook-up.

- Mark Burry is going to try and speak to Kevin Hackman from the City.

Project 6:

Mark Burry introduces the Asset Management Plan and SRF Application for Project 6

MOTION TO ENGAGE IN BT ENGAGEMENT TO APPROVE THE ASSET MANAGEMENT PLAN MADE BY NATHAN RUMSCHLAG AND SECONDED BY JIM FRANZ. Approved 5-0.

MOTION TO APPROVE SIGNATURE AND DOCUMENTS TO SUBMIT THE PER FOR PROJECT #6 MADE BY NATE RUMSCHLAG AND SECONDED BY JOHN CARROLL. Approved 5-0.

OTHER MATTERS PRESENTED

None

PUBLIC COMMENTS

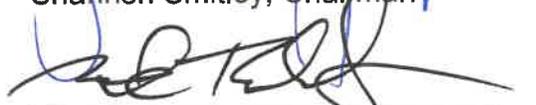
None

MOTION TO ADJOURN BY JOHN CARROLL AND SECONDED BY JOSH ZIMMERMAN. Approved 5-0.

Minutes approved by:



Shannon Smitley, Chairman

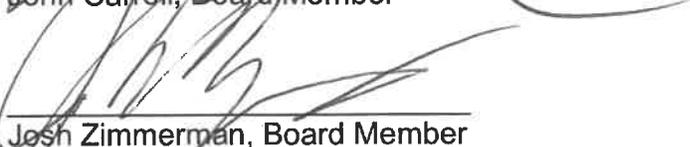


Nate Rumschlag, Secretary

John Summers, Board Member



John Carroll, Board Member



Josh Zimmerman, Board Member



Jim Franz, Board Member

