

Minutes of the Whitley County Regional Water and Sewer District

September 20,2022

Meeting was called to order by Mr. Cokl at 5:30 PM. Present for the meeting, Madalyn Sade-Bartl, Nicki Venable, Brooks Langeloh, Randall Cokl and Walt Crowder.

Resolution 2022-04 to expand the territory of the Whitley County Regional Sewer District. Ms. Sade-Bartl had a question about Churubusco's two-mile jurisdiction and if this resolution would interfere with it. Mr. Shipman advised it would not interfere. Motion made by Mr. Langeloh, second by Mr. Crowder. Passed by all.

Motion to approve August 16,2022 minutes was made by Ms. Sade-Bartl, with correction of "Mr. Ship", second by Mr. Langeloh. Passed by all.

Mr. Cokl gave the treasurer report with \$375.30 in checking, BAN obligation of \$1,018,987.11. Claim: JPR \$6,703.75. Motion made by Ms. Sade-Bartl, second by Mr. Crowder. Passed by all.

NEW BUSINESS

Mr. Shipman gave an update on the IDEM construction permit appeal. Judge has dismissed a handful of the claims. We are waiting on a final dismissal of all claims. Mr. Shipman stated he was confident that all claims will be dismissed shortly. He shared with the board that challenging a permit can be difficult, and ultimately it should be approved.

Mr. Henschen gave project update. Right of entry letters were sent out in August with an absolute deadline of September 30,2022. A decision was made that the grinders would still be purchased for those individuals that did not sign a right of entry agreement; however, property owners will still be responsible for paying for their installation. As of today, there are approximately 40 property owners who have not responded to the letter. Mr. Henschen shared the current schedule of the project. Notice of award was issued September 9; agreements will be signed on October 3; contract start date of October 10; substantial completion date of December 1,2023; final completion date of December 31,2023; customers will begin connection process after final completion, property owners will be given at least 90 days for connection. The pre-construction meeting will be held on October 13, 2022. Mr. Henschen gave a tentative schedule for the Phase 2 project, which includes the Churubusco area. Mr. Shipman and Mr. Henschen are planning on attending the October 5th Churubusco Council meeting to discuss phase 2 interlocal agreement.

Ratify authorization for Secretary/Treasurer to sign the notice of award. Motion was made by Ms. Sade-Bartl authorizing Mr. Cokl to sign the notice of award, construction contract with Flemming Excavating, Inc., and the notice to proceed with Flemming Excavating, Inc., second by Mr. Langeloh. Passed by all.

Mr. Shipman gave an update on the bond anticipation note (BAN). The note will be paid by the end of the month, with the remainder of the credit balance being used for future projects.

PUBLIC COMMENT

A property owner wanted to know how many Right of Entry agreements have been received. Coesse 85%, East County Line 80%, Dunfee 95%, Stable Acres 59%. The person added she did not appreciate the “nasty” letter that was sent to all the residents. Another property owner was not happy that they are being forced to connect to the sewer system and that they couldn’t do anything about it. Mr. Shipman told the public the letter was not meant to be threatening but give the facts and let them make an informed decision. There was a process with a scoring matrix to decide which areas of the county needed to be addressed.

Meeting adjourned at 6:20 PM

Next meeting Tuesday, October 18, 2022

Randall C. Cokl

Secretary