

**STEBEN LAKES REGIONAL WASTE DISTRICT
BOARD OF TRUSTEES MEETING
OCTOBER 10, 2013
13-10R
6:00 P.M.**

MEMBERS PRESENT:

Bob Coder
Bill Heckley
Jim Kidd
Harry Krebs
Lyndon Tucker
George Pifer
Jim Van Vlerah

MEMBERS ABSENT:

Also Present

--- Bruce Boxberger - District Attorney

Bill Heckley called the meeting to order at 6:00 p.m.

PUBLIC HEARING

Bill Heckley: This is a public hearing for the rate ordinance 2013-02 restated as amended sewer rate ordinance. The public will be given an opportunity to speak. Each person shall have a limit to three minutes. Your comments will be a part of the public record of the public hearing so we ask that you state your name, address, and present the comments in a professional manner and speak to issues relevant to the 2013-02 restated and amended sewer rate ordinance. The amended ordinance is not a rate increase, rather a previously approved rate increase, is being eliminated. Ordinance number 2013-03 restated and amended sewer rate ordinance. The ordinance restated the amendment updating and combining all previous rate ordinances which outline a schedule of rates and charges to be collected by the Steuben Lakes Regional Waste District as hereafter defined from the property owners served by the sewage works and District and other matters connected here within.

Tim Frederick: I got to apologize. I did make a typo on that, on your first part was 2013-03 instead of 02.

Bill Heckley: At the beginning here?

Tim Frederick: 2013-03 is the correct one.

Bill Heckley: So we are ready to take any comments from the public. Anyone want to come forward? Action, um,

Bruce Boxberger: Bill, let's, uh, let's let the record reflect there is nobody here.

Bill Heckley: Alright, so there is no one on either side. No one wishing to speak to the amended rate ordinance. Ok.

Bruce Boxberger: Yes.

Bill Heckley: So, action will be taken during the regular meeting. Is that correct, Tim?

Tim Frederick: Yes sir.

Bill Heckley: Do I need to read the rest of it during the... During the meeting, second reading, we'll ask for motion to approve. Then suspend the rules, the third, and the third meeting, we'll ask for a motion to adopt.

Tim Frederick: Right.

Bill Heckley: That will all happen tonight.

Tim Frederick: Yes.

Bill Heckley: We just need to close the portion of the public hearing. Do we need a motion for that?

Bruce Boxberger: You do.

Jim Kidd: I'll make the motion that we close the public hearing.

Bill Heckley: Second?

Lyndon Tucker: I'll second that.

Bill Heckley: Everybody signify by saying aye.

All Board Members: Aye.

Bill Heckley: Any opposed? Abstained? Seven to zero.

END OF PUBLIC HEARING

Bill Heckley read the following statement: At the end of the meeting, the public will be given an opportunity to speak. In the interest of time, each person shall be limited to three minutes. Your comments will be part of the public record of the meeting so we ask that you present them in a professional manner and speak to issues relevant to the business of the District.

APPROVAL OF SEPTEMBER 12, 2013 REGULAR MEETING MINUTES CHANGES OR ADDITIONS.

The Board presented minutes of the September 12, 2013 meeting for review and approval. Upon motion made by Bob Coder and seconded by Jim Van Vlerah, the Board unanimously approved the minutes of the September 12, 2013 meeting.

FINANCIAL REPORTS

The financial reports, check register, project check register, bank account report, and claims, were presented for review. George Pifer attended the executive meeting the past Monday and questioned the Board regarding statement #21848 for 20 hours of attorney time. Bruce Boxberger stated that he is rectifying the situation and a credit will be given next month. Jim Van Vlerah moved and Harry Krebs seconded the motion to accept the financial reports as presented, which motion was unanimously approved.

OLD BUSINESS

Approval of RESTATED AND AMENDED SEWER RATE ORDINANCE 2013-03 - Tim Frederick read the Ordinance to the Board for the second reading. Tim Frederick clarified that the ordinance was due to be raised from a pre-approved rate ordinance starting in January, 2014. This Restated and Amended Sewer Rate Ordinance 2013-03 eliminates the rate increase of approximately \$8.80 per month per customer. Harry Krebs moved and Lyndon Tucker seconded the motion to accept and approve the second reading of the Restated and Amended Sewer Rate Ordinance 2013-03 as presented, which motion was unanimously approved.

Tim Frederick stated that the rules need to be suspended for the final reading of the Restated and Amended Sewer Rate Ordinance 2013-03. Jim Van Vlerah moved and George Pifer seconded the motion to suspend the rules regarding the final reading for Restated and Amended Sewer Rate Ordinance 2013-03, which motion was unanimously approved.

The final reading was read by Tim regarding read the Restated and Amended Sewer Rate Ordinance 2013-03. Lyndon Tucker moved and Jim Kidd seconded the motion to accept and approve the final reading of the Restated and Amended Sewer Rate Ordinance 2013-03, which motion was unanimously approved.

Sewer Use Ordinance 2013-02 Update - Tim stated that no changes have been made to the ordinance, but the State requested a supplement to the ordinance regarding enforcement response plan guidance. The supplement will mimic everything in the Sewer Use Ordinance but the State requires this information in supplement form.

Review and Approve the 2014 Budget - Discussion was held regarding employee rates. Lyndon Tucker would like a flat rate increase across the Board regarding employee increases. Bob Coder moved and Jim Van Vlerah seconded the motion to approve the budget as written, with two in opposition, the motion passed 5-2.

NEW BUSINESS

620 LN 150A Lake James, Leave Boulders Over Sanitary Sewer Main - Tim distributed pictures of a property with boulders placed on the sewer main for the Board to review. Tim stated that a document needs to be in place for this piece of property stating that if there is sewer work needed, the boulders will be removed and the District would not be responsible for replacement of those boulders. Bruce Boxberger stated that documents are already in place for all easement situations. A waiver will be put in place for this property.

Mr. & Mrs. G.A. Crawford, 2920 W. Shady Side, Requesting Exception to Install Drainage Tile in the Sewer Utility Easement - Tim stated that a tree is also in the easement area, and that tree needs to be removed, and the drainage tile can be installed. A waiver will be put in place for drainage tile installation.

DISRICT BUSINESS AND OTHER GENERAL MATTERS

Northeast Corner of District Funding- No new information.

Lake Pleasant Funding - No new information.

Update on Sewer Main at the Intersection of 200 W. and 200 N. - Tim Frederick stated that \$13,080.92 was spent by the Board for moving the sewer main. The District saved approximately \$9,700.00 by doing the work with their own employees.

Miller Poultry Pre-Construction Meeting Update - December 1, 2013, is hopefully the hookup date for Miller Poultry.

Requesting an Upgrade to Lift Station 21 Pumps That are too Small - Tim stated that the employees of the District can complete these repairs. He stated that parts and equipment cost approximately \$50,000.00 vs. \$150,000.00 for someone else to complete the repairs.

Final Settlement for the Bad Load of Ferrous Chloride - Tim stated that the District is in the process of receiving a load of ferrous chloride. This issue has now been settled.

Tim Frederick stated that the IRSDA conference is to be held at the end of the month.

Public Comments - None.

There being no further business to come before the meeting, Mr. Heckley asked for a motion to adjourn. Such motion was made, seconded and unanimously carried, the meeting was adjourned.