

**SOUTHWEST LICKING COMMUNITY WATER & SEWER DISTRICT
P.O. BOX 215, ETNA, OH 43018
(740) 927-0410**

**BOARD MEETING MINUTES
August 11, 2015**

1. OPENING

The August 11, 2015 meeting of the Board of Trustees of the Southwest Licking Community Water and Sewer District was called to order by Mr. Kretzmann at 1:00 pm. Mr. Kretzmann and Mr. Carlisle were present at roll call. Mr. Meade was absent. Mr. Kretzmann led the Pledge of Allegiance. Also present were Mr. Don Rector, Ms. Rhonda Loomis and Ms. Bobbie O'Keefe.

2. ADOPTION OF AGENDA

Mr. Carlisle made a Motion to adopt the Agenda. Mr. Kretzmann seconded. Vote, all aye. The Agenda was adopted.

3. APPROVAL OF MINUTES

Mr. Carlisle moved to approve the minutes of the July 28, 2015 meeting. Mr. Kretzmann seconded. Vote, all aye. The minutes were approved.

4. PAYMENT OF BILLS

Mr. Kretzmann made a Motion, which was seconded by Mr. Carlisle, to pay the bills as presented. Vote, all aye. The Motion to pay the bills was approved.

5. COMMUNICATIONS/WRITTEN PUBLIC COMMENTS

Correspondence from Josh Mandel: Mr. Rector distributed a letter from State Treasurer Mandel regarding his new OhioCheckbook.com program. Mr. Carlisle indicated the program was interesting but that the district does not have the resources to participate at this time. Mr. Kretzmann concurred.

6. PUBLIC COMMENTS

a. Mr. Duffey: Mr. Duffey asked whether the EPA was going to mandate the annual inspection of all private septic systems, regardless of whether the systems were operational or failing. Mr. Rector responded that any such inspection requirement would be implemented by the Licking County Department of Health, not the district. Mr. Carlisle stated that a similar regulation was proposed by the EPA approximately 10 years ago but the townships fought it due to the annual fees. Mr. Rector stated that the proposal is to "implement a program" but that no

specifics regarding the program have been released. Mr. Rector believes the idea is unmanageable, since there are 33,000 private septic systems in Licking County alone and only two inspectors.

Mr. Duffy also asked when the debt elimination charge might be discontinued, or whether it was implemented to cover new debt as well as old debt. Mr. Rector explained that the debt elimination charge was implemented to retire debt related to the sewer system. There is no specific duration, and it is attached to sewer debt in general. Mr. Rector further stated that doing away with the debt elimination charge would undoubtedly result in a rate increase. Mr. Duffy stated a preference for putting the debt elimination charge in the rate because he has control over his usage. He also asked whether the debt elimination charge was levied equally against users with master meters. Mr. Rector responded that there is a debt elimination formula for master meters with multiple users, which results in a slightly lower debt elimination charge per ESFU; however, those users also pay a higher minimum based on their average usage over a one year period. Mr. Kretzmann indicated that it was important to assure consistency across the district in how the debt elimination charge is being applied, and Mr. Rector stated this is an issue that district staff will review.

b. **Borrer Company/Broken Sewer Lateral at Woods at Taylor Estates:**
Representatives from the Borrer Company were not present; however, Ms. Loomis stated that one of its contractors smashed a hub set, causing a broken sewer lateral to one of the homes in the Woods at Taylor Estates. A home owner's floor had to be torn out to find the problem, and the district imposed a \$100 per day penalty against the Borrer Company per the district's rules. The Borrer Company attempted to make the home owner pay the penalty; however, once it was determined that it was the contractor's fault, the home owner was not liable. The Borrer Company has requested a reduction in the penalty. The damage created a significant amount of inflow and infiltration into the district's sewer system. The homeowner's association paid \$3,168.00 to have this repaired and inquired about having the cost deducted from the total fine from the District based on confusion on who's responsibility to repair was determined. Mr. Kretzmann made a Motion, which was seconded by Mr. Carlisle, to remove \$3,168.00 from the \$4,300.00 penalty, leaving \$1,132.00 to be paid by the Borrer Company. Upon Motion vote, all voted aye. The Motion was approved.

7. GENERAL MANAGER'S REPORT

a. **Taylor Road South Water and Sewer Line Project.** Mr. Rector stated that the plans, specifications, profiles and estimates of cost have been prepared and are on file and available for inspection at the district office. He also stated that the estimated assessments have also been prepared and are similarly available for inspection at the district office. Mr. Carlisle stated that he reviewed the plans with Mr. Rector and suggested modifications so that lines were not placed directly beneath brand new roads. He indicated that he is now comfortable with the plans. Mr. Rector explained that the funding is a combination of an OPWC grant and an OPWC

loan at zero percent interest, and that the balance will be paid with an interest bearing loan with OWDA. Mr. Carlisle stated that ODOT is trying to impose an unreasonable fee of seven percent of the total project cost to pay for an inspector to inspect the construction of the lines and the road work being done in conjunction with the project. He believes the district should fight this, because the district is covering 100 percent of the total project cost. Mr. Carlisle further stated that he will be having more conversations with ODOT on this issue. Mr. Carlisle made a Motion, which was seconded by Mr. Kretzmann, to adopt Resolution No. 2015-038 to approve the plans, specifications, profiles and estimates of cost for the Taylor Road South Water and Sewer Line Projects. Upon roll call vote, all voted aye. Resolution No. 2015-038 was adopted.

Mr. Carlisle made a Motion, which was seconded by Mr. Kretzmann, to adopt Resolution No. 2015-039 to approve the Resolution Declaring the Necessity to construct the Taylor Road Water Project. Upon roll call vote, all voted aye. Resolution No. 2015-039 was adopted.

Mr. Carlisle made a Motion, which was seconded by Mr. Kretzmann, to adopt Resolution No. 2015-040 to approve the Resolution Declaring the Necessity to construct the Taylor Road Sewer Project. Upon roll call vote, all voted aye. Resolution No. 2015-040 was adopted.

b. Discussion of Resolution to Post Construction Inspector/Utility Locater Position: Mr. Rector requested that this item be addressed in Executive Session under the employment exception of the Sunshine Law.

c. High User Report: Mr. Rector noted to the board that the High User Report was in the board's packet.

d. Tap Fee Report: Mr. Rector stated that the purchase of tap fees has been steady and robust, and that the report is also in the board's packet.

8. OFFICE MANAGER'S REPORT

Ms. Loomis stated there was no Office Report for this meeting.

9. ATTORNEY'S REPORT

None.

10. EXECUTIVE SESSION

Mr. Kretzmann made a Motion to go into Executive Session to discuss pending litigation with Pataskala and to discuss Employment Matters, specifically the injury of one of its employees and the need to advertise and post for a Construction Inspector/Utility Locater position. Mr. Carlisle seconded the Motion. Upon roll call vote, all voted aye. The board went into Executive Session at 1:52 pm.

Mr. Carlisle made a Motion to come out of Executive Session. Mr. Kretzmann seconded the Motion. Upon roll call vote, all voted aye. The board came out of Executive Session at 2:26 pm.

11. **ADDITIONAL PUBLIC COMMENTS**

None.

12. **TRUSTEE COMMENTS**

a. Mr. Carlisle reported that the Ohio Township Association had met the previous week and discussed sample legislation from Trumbull and Ashtabula Townships to create protection zones around water facilities specifically from injection wells in Ohio. He stated that the OTA is in favor of creating such protection zones. The sample legislation would require that no injection wells be installed within five miles of an existing wellhead protection area. He indicated that a House bill will be introduced soon and it is hoped that it will be passed by the end of the year.

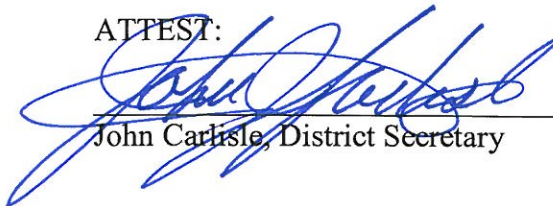
b. Mr. Kretzmann made a Motion, which was seconded by Mr. Carlisle to adopt Resolution No. 2015-041 to approve the posting of a position to hire a Construction Inspector/Utility Locator for the district's construction department. Upon roll call vote, all voted aye. Resolution No. 2015-041 was adopted.

c. Mr. Kretzmann indicated that the district sends its condolences to Mr. Meade and his wife upon the passing of her brother.

13. **ADJOURNMENT**

Mr. Carlisle made a Motion to adjourn. Mr. Kretzmann seconded. All voted aye. The meeting adjourned at 2:44 pm.

ATTEST:



John Carlisle, District Secretary