

**LAGRANGE COUNTY REGIONAL UTILITY DISTRICT
BOARD MEETING MINUTES
JULY 21, 2022**

The LaGrange County Regional Utility District Board of Trustees met in Regular Session on **Thursday, July 21, 2022**, at 4:00 P.M., at 116 E Wayne Street, LaGrange, IN 46761.

MEETING ATTENDANCE:

BOARD OF TRUSTEES:

ROLL CALL Kenneth Hunn, Vice President
 Kathy Miller, Secretary/Treasurer
 Gerry Turner, President
 David Gunter, Board Member
 Dennis Davis, Board Member

EX-OFFICIO MEMBERS:

Terry Martin, County Commissioner

DISTRICT STAFF:

Adam Sams, General Manager
Jeanette Combs, District Administrator

ADVISORS:

Christopher Nusbaum, Carson LLP
Steve Henschen, Jones Petrie Rafinski

The meeting was called to order by Gerry Turner at 4:00 P.M.

Roll Call was taken by Jeanette Combs.

Motion was made by Ken Hunn to approve the agenda as amended as follows:

- Add Item 9C6 – Change Order 6
- Add Item 9F2c – Shipman Consulting - \$15,000
- Add Item 9H – Truck Discussion

Motion was seconded by David Gunter. Motion carried unanimously.

Motion was made by Ken Hunn to approve the June 16, 2022, Regular Session minutes. Motion was seconded by Kathy Miller. Motion carried unanimously.

Jeanette Combs presented the June 2022 Bank Reconciliations, Fund Report, Revenue w/Estimates Report, and an Appropriation Report.

Motion was made by Ken Hunn to approve the June 2022, Financial reports. Motion was seconded by Dennis Davis. Motion carried unanimously.

Jeanette Combs presented the claims docket dated 7/21/2022 to the Board for approval.

- REGISTER OF CLAIMS dated 7/21/2022, in the amount of \$1,324,779.73

Motion was made by Ken Hunn to approve the Register of Claims dated 7/21/2022. Motion was seconded by Denny Davis. Motion carried unanimously.

Denny Davis spoke to the board members providing an update on his health status. Denny stated that he has been fighting an ongoing cancer battle that included a recent brain surgery. Denny stated that he is feeling okay, but he cannot read. He said he feels that he is capable of performing his duties as a board member, but he felt the other board member should know. Gerry Turner stated

he trusts Denny's judgement, experience and ability to analyze the facts clearly and offers his full support. Kathy Miller stated that she felt the same. Gerry did say that if Denny were to lose the confidence in himself to let them know.

Adam Sams presented the General Mangers report.

Motion was made by Ken Hunn to approve the General Manager's Report as presented. Motion was seconded by Kathy Miller. Motion carried unanimously.

The meeting was opened for public comments on non-public hearing issues and items not on the agenda.

There were none.

Lorraine Lemay was present to discuss the Lake of the Woods account fees & penalties. Lorraine stated that she had sold the business on contract, and the buyer has now left and has left all of his unpaid bills. The contract between the seller and buyer was not a recorded contract. Lorraine stated that she did not know the account was not being paid. Jeanette stated that anyone who had called regarding the account was told that the account would not change names because it is land contract, and the District keeps the account in the deeded owners name. At no time had Lorraine asked for the mail to be sent to a different address, therefore the mailing address remained unchanged. Lorraine did inform the board that she will be changing the business to a catering business. Lorraine was informed that she could complete a new business survey and her bill going forward would be charged accordingly.

Steve Henschen gave an update for the Region C Treatment Area WW Project Phase 2 including Design, Easements and Permitting. Adam Sams gave a brief funding update.

Chris Nusbaum presented the Amended and Restated Bond Ordinance 2022-07-21.

Motion was made by Ken Hunn to adopt the Amended and Restated Bond Ordinance 2022-07-21. Motion was seconded by Denny Davis. Motion carried unanimously.

Steve Henschen presented a construction update for the Region B Treatment Area WW Project Phase 2.

Motion was made by Ken Hunn to approve of the Certificate of Substantial Completion for Contract A for the Region B Treatment Area WW Project Phase 2. Motion was seconded by Kathy Miller. Motion carried unanimously.

Motion was made by Ken Hunn to approve of the Certificate of Substantial Completion for Contract B for the Region B Treatment Area WW Project Phase 2. Motion was seconded by Kathy Miller. Motion carried unanimously.

Motion was made by Ken Hunn to approve Contract A Change Order 12 for the Region B Treatment Area WW Project Phase 2. Motion was seconded by Kathy Miller. Motion carried unanimously.

Motion was made by Denny Davis to approve Contract B Change Order 5 for the Region B Treatment Area WW Project Phase 2. Motion was seconded by Ken Hunn. Motion carried unanimously.

Steve Henschen stated that he would like to withdraw Change Order 6 for Contract B until the next meeting.

Chris Nusbaum gave a brief update on the Forced Connection Legal Action for Region C.

Steve Henschen gave a brief update on the FRC Sewer Project.

Steve Henschen gave a brief update on the Water Tower Coating Project.

Motion was made by Ken Hunn to approve submittal of the following project claims for disbursement:

1. FRC Water Extension Project – SRF
 - a. JPR (Water Tower Coating) - \$435
2. Region B Wastewater Project Phase 2 – SRF
 - a. Pay App Contract A – Selge \$27,130
 - b. Jones Petrie Rafinski - \$14,778
3. Region C Wastewater Project Phase 2 – BAN
 - a. Jones Petrie Rafinski - \$157,605
 - b. Carson LLP - \$6,936
 - c. Baker Tilly - \$2,894.07
 - d. LUNA Language Services - \$700
4. Region C Wastewater Project Phase 1 – SRF
 - a. Reimburse LCRUD for Covalen (Use of Remaining Funds) - \$29,427

Motion was seconded by Denny Davis. Motion carried unanimously.

Jeanette Combs presented a request from Elizabeth Haviland to be removed from billing. The Haviland's have completed all of the necessary steps required.

Motion was made by Kenn Hunn to approve Elizabeth Haviland being removed billing. Motion was seconded by Kathy Miller. Motion carried unanimously.

Adam Sams discussed that he has been trying without success to find a new truck for the District. He pointed out that the District could purchase a truck up to \$49,999.99 without requiring bids. Adam was asking permission that if he find a truck that price or under that he could act on it and purchase the truck. Chris Nusbaum stated that there is a special purchasing standard and because the scarcity and rarity of the available trucks that there is an opportunity for substantial savings that we would not be acting illegally without any changes made to the purchases policy.

Jeanette Combs presented the June 2022 Adjustments of \$13.52 and Other Charges of \$16,095.

Motion was made by Ken Hunn to approve the June 2022 Adjustments and Other Charges as presented. Motion was seconded by Kathy Miller. Motion carried unanimously.

The meeting was opened to Board of Trustees member comments.

Terry Martin informed the board members that the county commissioners had recently repealed ordinances in which the county health department had been sitting in letters to property owners who had requested a septic inspection in order to qualify for an exemption in the Region C Phase II Project.

Motion was made by Ken Hunn to adjourn at 5:30 pm. Motion was seconded by Kathy Miller. Motion carried unanimously.

Respectfully Submitted,

Jeanette Combs
Recording Secretary