

**Utility Committee Meeting**  
**August 2, 2023**  
**9:30 a.m. Newburgh Town Council Chambers**

Steve Shoemaker, Leanna K. Hughes, Chris Wischer, Connor Voegel, Russell Powell, Susan Helms, Rebeka Kaufman, Drew Flamion, and Julie Lee.

Steve Shoemaker called the meeting to order at 9:30 a.m.

**Consent Agenda**

- |                             |                                     |
|-----------------------------|-------------------------------------|
| 1. Monthly Tracking Report  | 5. Financial Report                 |
| 2. Inspection Status Report | 6. Monthly Sewer Adjustment         |
| 3. Sewer Repairs Report     | 7. Approval of July 5, 2023 Minutes |
| 4. Tap Report               |                                     |

Motion: Leanna Hughes moved to approve the consent agenda.

Motion seconded: Susan Helms

Discussion: No additional discussion.

Motion passed unanimously.

**Petitions and Comments from Citizens Present**

None

**Committee Discussion Items**

**WWTF Superintendent, Russell Powell**

**1. Request for recommendation to Council for approval of the Triple Crown Warranty Resolution**

Motion: Leanna Hughes moved to recommend to Council to approve settlement with Ragle Inc. for outstanding warranty items for the Triple Crown Project. The settlement agreement will include \$500,000 maintenance bond or letter of credit with an expiration of December 2024 and payment by Ragle Inc. to the Town in the amount of \$62,000 for maintenance and loss of tap sales subject to

Motion seconded: Russell Powell

Discussion: The line was tested again and has not moved.

Motion passed unanimously.

**2. Rooster Den FOG**

The Rooster Den received a FOG (Fats, Oil, and Grease) permit in April 2022 with a waiver from the standards to utilize the existing 1000 gallons interceptor which is smaller than the calculation requires. The last FOG inspection passed for the Rooster Den.

**3. Jimmy John's Newburgh**

Jimmy John's in Newburgh has not responded to contact from the Newburgh Utility concerning the Fats, Oil, and Grease (FOG) violations. Mr. Wischer will contact them.

**4. Emergency Sludge Repair**

The Wastewater Treatment plant obtained Wilcox Construction to make the emergency repair on the sludge line. The repair cost less than \$4000.00.

## Engineer Report, Drew Flamion

### **1. Victoria Force Main Improvement Project - Change Order #1**

Motion: Leanna Hughes moved to recommend to Council to approve Change Order #1 for Victoria Force Main Improvements Project for a decrease of \$5,174.

Final Quantity Adjustment – deduction of \$60,174

Early Completion Incentive Bonus - \$55,000

Motion seconded: Russell Powell

Discussion: The early completion incentive bonus is \$1,000/day for each calendar day that work was substantially completed prior to 335 days. The project was completed 55 days early.

Motion passed unanimously.

### **2. Newburgh Heights – Change Order #1**

Motion: Russell Powell moved to recommend to Council to approve Change Order #1 for Newburgh Heights Sanitary Sewer Relocation Project for \$65,364.65.

Additional tree removal from storm damage - \$7,011.35

Rock excavation - \$58,353.30

Motion seconded: Susan Helms

Discussion: A tree fell into the work area during a storm. The rock excavation was for 12-foot-thick limestone that was removed and the large equipment that had to be shipped in to remove the stone. This project is on schedule.

Motion passed unanimously.

### **3. Epic OneWater Brew**

Mr. Flamion passed out an article from Half Moon Bay, California. This is a brewery in California that is making its beer out of recycled wastewater. He felt that it was very interesting and wanted to share.

### **4. Green Springs Valley Project Update**

Mr. Flamion stated that this project is wrapping up. All sewers were installed and expect a change order at next Utility Meeting.

## Utility Chairman, Steve Shoemaker

None

## Town Attorney, Chris Wischer

1. Easement Agreement for Combs property was mailed in the amount of \$3,300.00. The agreement has not yet been received.
2. All easements needed for Blue Lake have been received.

## Utility Manager, Susan Helms

1. Susan Helms stated the Sewer Operating Account balance is \$6,025,089.57. The motions outstanding amount is \$526,881.82

Ms. Helms stated that in May, the financial reports did not total correctly. Those will be corrected in the report.

Ms. Helms stated that Rebeka Kaufman would like to attend training in Green Castle, Indiana on August 24 on ERP 10.

Ms. Helms also informed the UC about an IRS issue that has come to light. She stated that the Utility Department will be required to pay back some funds that were received for wages during COVID due to not being a qualified employer. This amount is around \$27,000.00 which includes approximately \$3,000 in interest. Mr. Shoemaker asked about getting the interest removed and Julie Lee stated that she had requested that when she spoke to the IRS and was told that because it wasn't a penalty fee, it could not be removed.

**Mr. Shoemaker adjourned the meeting at 10:00 a.m.**



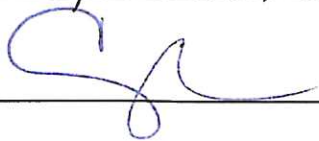
Motion: Leanna Hughes moved to adjourn the meeting.

Motion seconded: Russell Powell

Discussion: No additional discussion.

Motion passed unanimously.

Approved this 6<sup>th</sup> day of September, 2023.

  
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