

April 16, 2013

The regular meeting of the Yorkville Sewer Utility was called to order by President Peter L. Hansen at 7:00 PM, April 16, 2013 in the Yorkville Board Room, 925 15th Avenue, Union Grove. Present were President Hansen, Commissioners Gruhn, McMahon, Robers & Johnson, Utility Manager Hanson, Attorney Pruitt, Engineer Madsen and the Clerk-Treasurer.

Minutes of the March 19th meeting were approved as printed on a motion from Commissioner Robers, second by Commissioner McMahon and the motion carried.

The financial report was approved as presented on a motion from Commissioner McMahon and second by Commissioner Johnson. Motion carried.

The invoices in the amount of \$65,873.91 were approved for payment on a motion from Commissioner Gruhn, second from Commissioner Robers and motion carried.

Mario Denoto, owner and operator of the Subway Restaurant at 734 S. Sylvania Avenue was present to discuss the new user charges proposed to start with the second quarter billing for the utility users. He and his attorney, Amy Zott, questioned the formula used to figure the new upcoming charges and alluded to the fact they feel the charges are way too high and in fact higher than any other sewer utility in the area. Discussion followed as to the formula being established in 1981 when the sewer utility was formed by Utilities Manager Hanson, telling them of the charges being based on the number of hours of operation, number of employees, number of restrooms and also number of chairs/tables. This is a formula recommended and approved by the DNR according to Hanson. Denoto countered with the amount of sewage produced not entering into the factor which would be the fair and equitable for all. Hanson noted the charges have nothing to do with the flow and how the charges must relate to our budget. Each business unit is given an assigned REU (residential equivalent units) with a minimum of three residential units per business/commercial facility according to Hanson. DeNoto then claimed he could take out seats and change hours of operation but did not feel that is needed to reduce his charges. The Sewer Commissioners and Utility Manager told DeNoto to tell us what changes he was going to make in his business operations and the engineer and utilities manager will inspect the facility and come up with a formula for the changes made. DeNoto asked President Hanson to meet with him tomorrow to further discuss the user charges to which Hanson agreed to meet him. Commissioner McMahon told DeNoto he was disappointed that he would go to the PSC first before coming here.

Attorney Pruitt told of meetings held and the recent discharge permit update for the sewer utility which now is in the sixty day publication time frame and notice for the final draft to be made up. Pruitt and Hanson told of their plans to have Paul Kent file a petition to the PSC relative to interim limits etc. Jay Kemp told of this being a small plant and an aerial view of the plant and where we see this permit going would help to make up a solid plan. Paul Kent also suggests preserving our rights and feels it is unfair they are saying Yorkville has a downstream impact and after our analysis file a petition to see what happens by keeping our foot in the

door. President Hansen moved that we hire Paul Kent to file a petition on behalf of the Yorkville Sewer Commission objecting to the phosphorus limit by providing the stream data on hand. Commissioner McMahon seconded the motion which carried.

President Hansen then reappointed Larry Robers as Commissioner for the Sewer Utility to serve from 5-1-13 to 5-1-18. Commissioner Robers accepted the appointment.

Utility Manager Hanson reported he is getting ready to have sampling done of all business with training of procedures to be used being completed and should start in the next two weeks. We are looking for large amounts of zinc and chloride being discharged into our system by this testing. The sewer leak at the motel property of Mike Lakic has not been repaired with Lakic stating he can't do the repair at this time so Hanson will get an estimate from Reesman's Excavating and if not started by Lakic by May 1st, we will go ahead and do the repair work and put it on the tax bill for Lakic.

Engineer Madsen reported he is working with Utilities Manager Hanson to do the sampling for the sewer users. There were a couple of "hitches" with the clarifier after being rebuilt and installed to which his firm was called reported Madsen.

With no further business to come before the meeting, Commissioner Johnson moved to adjourn with a second from Commissioner McMahon. President Hansen then adjourned the meeting at 8:15 PM.



Judy Aimone, Clerk-Treasurer