

**PUBLIC UTILITIES COMMISSION
REGULAR MEETING
APRIL 12, 2005 7:00 P.M.
FAYAL TOWN HALL**

Chairman Bertucci called the meeting to order at 7:00 p.m.

ROLL present were: Aultman, Bertucci, Campbell, Damberg, M. Erjavec, Kingston Town Board Chairman Kniefel, Supervisors Tammaro. W/WWO Dickson and recording secretary Stewart.

Absent - Zlimen.

APPROVAL OF THE MINUTES

- **Motion by Damberg to approve the regular meeting minutes of March 7, 2005 second by Erjavec. Unanimously approved. Motion carried.**

GUEST

Clerk Sersha provided a handout with an update on the finances of the PUC (see attached). She explained not all of the expenditures have been spent but the funds have to be put away. FWC loan is taken out monthly. The principal is a reduction from the balance due, the interest is the only true expense. PUC expenditures of \$30,000 were mostly legal fees. See the attached statement re: Interest earned.

Clerk Sersha reports a settlement agreement was reached with RLK-Kuusisto, LTD on April 8, 2005. The settlement was in the best interest of the Town. RLK will complete the easement plat work and provide engineering plans on Kaleva Island. Town of Fayal will pay RLK \$232,500 and RLK shall pay the Town of Fayal \$100,000 through their liability carrier DPIC.

Campbell and the PUC praise the members of the Town Board that have been working on this project for so many years. Especially, for all of there time spent and commends them on a great job done. It appears the FSC and FWC are doing well with these new rates. Clerk Sersha state the GASB standards currently state you have to book all of the depreciation but you do not have to fund it. The State continues to change the GASB rules.

PUC thanks Clerk Sersha for her reports.

CORRESPONDENCE

2004 Consumer Confidence Drinking Water Report will not be mailed. It is available at the Township office. Placed on file.

3-28-05 MN Rural Water Assoc. New Flexible Long Term Finance Program, application is included. MRWA is launching a NEW program to finance the projects that will never reach the fundable area for water/wastewater construction, street projects and refunding opportunities. Placed on file.

NEW BUSINESS

Re appointment of Public Utility Commissioners, positions available have been posted, advertised, and also on the web site. To date no one has shown any interest.

- **PUC recommends the Town Board re-appoint the following commissioners:**
- **Lee Aultman, he has been filling in a partial opening, he will accept a new term thru 4-08.**
- **Kelly Campbell will accept a renewal term thru 4-08, although he is planning on serving only one year, due to the fact no one has come forward.**
- **David Zlimen's term is up. He will no longer be on the commission. This leaves one opening on the PUC.**

Kaleva Island sewer problem needs a plan. The W/WWO will review the plans from RLK and talk to the home owner, prior to moving forward with construction.

New Law, starting Jan 1, 2005, states fertilizers containing phosphorus cannot be used on lawns in MN. When buying fertilizer the middle number should be a zero (22*0*15).

OLD BUSINESS

Memo dated November 2004 re: utility easements were reviewed and discussed. After lengthy discussion the W/WWO feels only a small percent of owners have trees and such growing in the

easement areas. Dale wants it noted the PUC agrees to follow the easement and sewer agreement which states the easement areas will be Kept Clear of All Trees, brush, roots, buildings, structures etc. and all other obstructions that may interfere with or endanger the Town's equipment. The notice was read that was sent out June 24, 2004 by Campbell which states the same.

- **Motion by Kingston to send with the bills a notice the Town will be instituting an annual easement right of way inspection and any problem areas will be notified prior to clearing, second by Damberg. Unanimously approved. Motion carried.**
- **Motion by Damberg, all problem areas will be sent to the homeowner by registered mail prior to clearing, second by Kingston. Unanimously approved. Motion carried.**

Finish the permanent easements-this will be taken care of as per agreement with RLK to be completed by the end of this year.

WATER/WASTE WATER REPORT

W/WWO reports the waterline on O'Laughlin Square has a 30' easement between Laituri and Anderson and behind Melicher's where it turns and makes an L not a T. This will make it easier to make a loop.

SEWER

M. Erjavec is concerned about customers putting there sump water into the sewer system. This is illegal; he thinks it causes the extra flowage in the months of March and April. W/WWO states all systems take in I & I during the months of March and April. We have 500 manholes the frost moves them and they temporarily leak. He also has done inspections for sump pumps during the construction. Bertucci thinks maybe check a section every 3-5 years. Tammaro questions how can we find out if people have their sump pump tied into the sewer. Dale states he would need the help of the Fire Dept. and you dye the ground and water it, then check the manholes for dye.

We will be having a new customer on Ely Lake Dr a new house will be built.

WATER

Campbell reminds everyone applications need to be completed for new services.

Dale says we may be having a new water customer.

TREASURER

Report was made by Clerk Sersha

CABLE

Nothing at this time.

GAS

Nothing at this time.

STREET LIGHTS

Nothing at this time.

FYI

Tammaro reminds everyone the sewer agreement will end next year.

Motion to adjourn the meeting by Aultman, second by Damberg. Adjourned at 9:17 P.M.

Respectfully Submitted,

Diane Stewart
PUC Coordinator/Billing Clerk