

MINUTES

WINFIELD SANITARY BOARD REGULAR MEETING October 5, 2023 5:00 p.m.

On Tuesday, October 5, 2023, at 5:00 p.m. the meeting of the Winfield Sanitary Board was called to order by Mayor Randy Barrett, at Winfield City Hall, 12248 Winfield Road, Winfield, West Virginia.

ATTENDANCE

Those attending: Rod Burns, member; Clarence Litton, member; Randy Barrett, Mayor; Nikki Phillips, City Clerk/Secretary

Others present: Tim Lafon, City Lawyer

PUBLIC:

MINUTES

Hearing no comments, the minutes of September 7, 2023, regular meeting were approved as presented.

FINANCIAL

Bill Approval. The bills paid for the month of September in the amount of \$76,595.39; hearing no comments the bills pass as presented.

Income/Expense. The financial statement for the month of September; hearing no comments, the financial statement passes as presented.

Adjustments. The adjustments for the month of September in the amount of \$1,765.19; hearing no questions the adjustments pass as presented.

REPORTS

Staff report.

Billy Harper reported that the plant is running smooth. We are taking sludge to Beckley. Installed a tap at 2nd Street for two townhomes. Rod Burns asked for the tap fee schedule for more than one home. We placed a doghouse on the manhole at Jordan's Place, west of the Baptist Church, 38 townhomes are scheduled to be built in this location.

Chairman report

Mayor Barrett asked the city attorney to look into a waiver of fees and permits if the townhomes at Jordan's Place beside of the Baptist Church were to be brought into city limits so that we could claim the roads. A letter was mailed to Harry Teare today giving him 10 days to remove the sump pump illegally tied into the sewer system before legal action will be taken.

UNFINISHED BUSINESS

Infrastructure Projects utilizing the American Rescue Plan relief funds. Mayor Barrett updated the Sanitary Board on the balance in our ARPA account and that council would be deciding what to do before the end of 2024.

Possibilities of spending Contingency Fund. The final Pay APP was submitted to the USDA for concrete work on the new building, there will be a \$4000 balance due to Parsons Contracting upon completion.

Chapman Engineering Lawsuit. Tim Lafon gave an update on motions filed pertaining to a provision in the contract that states "all consequential damages are waived by each side. The question about whether the loss of interest rate is considered a consequential damage or not has been sent to the Supreme Court as a "certified question". The state of West Virginia does not have any other case to use for a reference so the trial will be postponed a couple of months until the Supreme Court's ruling.

NEW BUSINESS

GOOD OF THE ORDER

Rod Burns asked Nikki Phillips to investigate the payoff of Bond #3 and other upcoming payoffs.

ADJOURNMENT

Motion was made by Clarence Litton to adjourn at 5:26 p.m.

Randy L. Barrett, Chairman

Nikki Phillips, Secretary