

METROPOLITAN SEWERAGE DISTRICT BOARD

January 19, 1982

The regular monthly meeting of the Metropolitan Sewerage District Board was held in the Boardroom of MSD's Administration Building at 2 p.m., Tuesday, January 19, 1982.

Chairman Robinson called the meeting to order, and Mrs. Crowe called the roll. In addition to the Chairman, the following members were present: Messrs. Black, Boggs, Clark, Griffith, Hyatt, Pope, Smith, Warlick, and Williams.

In addition to the Board, the following attorney, consultant, and MSD staff were present: Mr. John S. Stevens; Mr. Dean Huber; Mr. W. H. Mull and Mrs. Jan Crowe.

Mr. Clark moved that the minutes of the December 15 meeting stand approved as written. Mr. Hyatt seconded the motion, and voice vote was unanimous in favor of the motion.

Mr. J. Ray Elingburg, Clerk of Superior Court, administered the Oath of Office to two members appointed to three-year terms to the MSD Board, effective January 19, 1982. Taking the oath, being sworn by Mr. Elingburg, were:

Mr. Charles M. Dent, County of Buncombe
Mr. Roy W. Pope, Town of Woodfin

No word has been received to date on the reappointment of Mr. D. Frank Hyatt, an appointee of the City of Asheville. Mr. Dent replaced Mr. Michael L. Black on the Board.

Mr. Stevens presented the following resolution to the Board:

RESOLUTION

WHEREAS, Michael L. Black has been a member of the Metropolitan Sewerage District Board since January 19, 1979; and

WHEREAS, Michael L. Black has rendered conscientious and distinguished service to the Board and to the citizens of Buncombe County; and

WHEREAS, Michael L. Black will be sincerely missed by the remaining members of the Board;

NOW, THEREFORE, BE IT RESOLVED:

ONE: That Michael L. Black be and he hereby is congratulated and thanked by the Board for his three years of dedication to the work of the Board and on behalf of the people of Buncombe County.

TWO: That the original of this Resolution be placed in the permanent records of the Board and a copy be transmitted to Michael L. Black.

Duly adopted this 19th day of January, 1982.


Chairman

Mr. Smith then moved the adoption of the foregoing resolution, and Mr. Warlick seconded the motion. Voice vote was unanimous in favor of the motion.

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Mr. W. H. Mull, Engineer-Manager, reported on the following:

- a. Ratification of poll by telephone regarding resolution to tentatively award the contract for Section III, South Buncombe Interceptor Sewer Project, to Taylor & Murphy Construction Co.: Mr. Pope moved that the Board ratify action taken by the Board on December 29, 1982, which tentatively awarded the contract to Taylor & Murphy Construction Co. Mr. Williams seconded the motion, and roll call vote was unanimous in favor of the motion. The resolution in its entirety is as follows:

RESOLUTION

WHEREAS, the Metropolitan Sewerage District of Buncombe County, North Carolina, desires to expand its sewerage system in the interest of the public's health; and

WHEREAS, competitive bids have been solicited and received from contractors for Project No. 522, South Buncombe, for Section III, Interceptor Sewers; and

WHEREAS, the following low bidder for Section III has been reviewed by Harry Hendon and Associates, Inc., and found to be responsible:

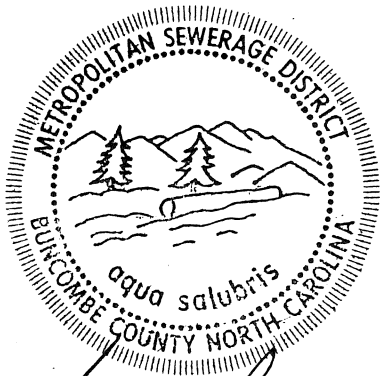
Taylor & Murphy Construction Co., Inc.
P. O. Box 6215
Asheville, NC 28816
\$1,988,270.26

NOW, THEREFORE, BE IT RESOLVED by the Metropolitan Sewerage District Board to award said contract to said low bidder pending North Carolina Department of Natural Resources and Community Development and United States Environmental Protection Agency approval; and

BE IT FURTHER RESOLVED to pledge the required local funds for Section III (approximately \$248,533.78); and

BE IT FINALLY RESOLVED to authorize Mr. W. H. Mull, Engineer-Manager of the Metropolitan Sewerage District of Buncombe County, to execute all contracts and documents relating to this project on behalf of the Metropolitan Sewerage District.

RESOLVED this 29th day of December, 1981, by the Chairman of the Board of the Metropolitan Sewerage District of Buncombe County.



W. H. Mull
Secretary

METROPOLITAN SEWERAGE DISTRICT OF
BUNCOMBE COUNTY, NORTH CAROLINA

C. LeRoy Robinson
C. LeRoy Robinson
Chairman of the Board

Mr. Mull advised the Board that the estimated construction cost for this phase was \$2,600,000 and that the bids received were all well below this figure.

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Other bids received for Section III of the South Buncombe Interceptor Sewer Project are as follows:

Central Builders, Inc.	\$2,010,524.00	Hall Contracting	\$2,255,499.00
CFW Construction Co.	\$2,040,271.00	Sam W. Smith, Inc.	\$2,255,280.95
Blythe Industries, Inc.	\$2,145,368.50	Hickory Const. Co.	\$2,289,495.00
Hickory Sand Company	\$2,149,105.84	Harrison Const. Co.	\$2,306,026.50
Preston Carroll Const. Co.	\$2,172,708.50		

- b. Approval of amended engineering contracts for Hominy Valley Construction, Step III: Mr. Huber told the Board that because of an error in calculating required manpower (2 inspectors for two years instead of two man-years) and direct costs incurred to complete the related engineering services in connection with this project the engineers (Harry Hendon and Associates) were requesting that their contract ceiling be increased to \$227,567 from \$150,514 and that the allowance for auto mileage be increased to 21¢ from 17¢ per mile, which represents their actual out-of-pocket cost. Mr. Boggs moved the acceptance of this amended engineering contract subject to the concurrence of the two other agencies (EPA and State) that are involved. Mr. Clark seconded the motion, and roll call vote was unanimous in favor of the motion.
- c. Status report on Hominy Valley, South Buncombe, and Weaver-ville projects: Mr. Mull submitted the following information to the Board: Hominy Valley: Construction is 96.5% complete on Phase I; construction is 13% complete on Phase II; construction was begun this month on Phase III; 11 parcels remain to be acquired, of which all 11 are under condemnation. South Buncombe: Construction is 35% complete on Phase I; contract is tentatively awarded on Phase II to Taylor & Murphy, pending State and EPA approval; plans are being modified to reduce the scope of Phase III; 19 parcels remain to be acquired, of which 17 are under condemnation and 2 are under negotiation. Weaverville: Of the 17 parcels on this project, 7 have been acquired, 5 are under negotiation, and 5 are to be condemned. This report was received as information by the Board.
- d. Ratification of action taken by Right-of-Way Review Committee: Mr. Smith moved that the Board ratify these actions, thereby accepting the total report of the committee, which was to authorize monetary payment for easement over the following parcels: Hominy Valley: #69, Hill, \$1,600; #113, Robinson, \$5,000. South Buncombe: #15-C, Fitzpatrick, \$4,600; #92, Roberts, up to \$6,000; #95, Moore, \$2,500. Mr. Hyatt seconded the motion, and roll call vote was unanimous in favor of the motion.
- e. POTW Program and Industrial Waste Monitoring: Mr. Mull presented to the Board facility requirements for upgrading of the Main Sewage Treatment Plant as prepared by Dr. Lloyd R. Robinson of Harry Hendon and Associates and told the Board that this report would be included in an addendum to MSD's 201 Facility Plan. This report was received as information by the Board.
- f. Set date for special meeting to discuss hydroelectric project report: After a brief discussion, the Board scheduled a special meeting to be held February 2, 1982, at 2 p.m., in MSD's Boardroom, to discuss this project.

Mr. Mull presented for the Board's consideration a Special Order by Consent as prepared by the State which would allow a proposed Bi-Lo to discharge into the Crescent Hills Treatment Plant until such time the South Buncombe Interceptor Sewers are completed. Mr. Stevens then read a resolution he had prepared to submit to the State along with the Special Order by Consent

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if said order met with the Board's approval. After a brief discussion, Mr. Smith moved that the Board adopt the resolution entering into a Special Order by Consent with the North Carolina Environmental Management Commission and authorizing and instructing officers of the MSD Board to execute same on behalf of the District. Mr. Hyatt seconded the motion, and roll call vote was unanimous in favor of the motion. The resolution in its entirety is as follows:

RESOLUTION

WHEREAS, the Metropolitan Sewerage District of Buncombe County (District) is operating the Crescent Hills Treatment Plant under a Special Order by Consent with the North Carolina Environmental Management Commission (Commission); and

WHEREAS, the District has been asked by the owners of Bi-Lo Shopping Center to accept an additional 670 gallons per day of wastewater into the Crescent Hills plant; and

WHEREAS, the Engineer-Manager of the District has negotiated a new Special Order by Consent with the Commission in order to accommodate the Bi-Lo Shopping Center wastewater.

NOW, THEREFORE, BE IT RESOLVED by the District that it enter into the Special Order by Consent, a copy of which is attached to this Resolution and is incorporated in it by reference, with the Commission and its officers are authorized and instructed to execute the same on behalf of the District.

Metropolitan Sewerage District
of Buncombe County

By: /s/ C. L. Robinson
Chairman

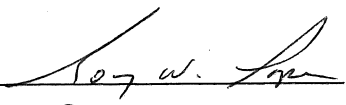
ATTEST:

/s/ Roy W. Pope
Secretary

A Sludge Committee meeting was scheduled for February 9, 1982, at 2 p.m., in the MSD Boardroom.

Date of the next regular meeting of the MSD Board will be February 16, 1982.

There being no further business, the meeting was adjourned at 3:05 p.m.


Secretary