

**METROPOLITAN SEWERAGE DISTRICT BOARD**

**JUNE 21, 1988**

**1. Call to Order and Roll Call:**

The regular monthly meeting of the Metropolitan Sewerage District Board was held in the Boardroom of MSD's Administration Building at 2 p.m. on Tuesday, June 21, 1988. Chairman Smith called the meeting to order at 2:00 p.m.

Chairman Smith and the following members were present: Aceto, Batts, Boggs, Dent, Dyson, Edwards, Waddey and Williams. Others present were: W.H. Mull, Engineer-Manager, Walter Currie, General Counsel, Bill Morris, representative of the Consulting Engineers, and Leah Karpen representing the League of Women Voters.

**2. Minutes of May 17, 1988:**

Mr. Dent moved that the Board minutes of May 17, 1988 be approved as written. Mr. Waddey seconded the motion, and voice vote was unanimous in favor of the motion.

**3. Public Hearing on FY 1988 - 89 Operation & Maintenance Budget:**

**MINUTES OF PUBLIC HEARING**

At 2:05 p.m. Chairman Smith declared a Public Hearing open for the consideration of a proposed 1988-89 Operation & Maintenance Budget as advertised in The Asheville Citizen and The Asheville Times on May 27, 1988.

**NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF THE  
METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY**

Notice is hereby given that the Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, will hold a public hearing at the Administration Building of the Metropolitan Sewerage District at the Main Treatment Plant on N.C. Highway 251 North, Woodfin, North Carolina, at 2:00 p.m., Tuesday, June 21, 1988, on the Budget of the District for the Fiscal Year beginning July 1, 1988, and ending June 30, 1989. The Budget has been submitted to the Governing Board and is available for public inspection in the office of the Clerk of the Board.

THIS 17th day of May, 1988.

\_\_\_\_\_  
FRANK S. SMITH, III, CHAIRMAN  
Metropolitan Sewerage District Board  
of Buncombe County, North Carolina

Approved as to Form:  
John S. Stevens, Attorney  
May 17, 1988

Mr. Mull presented the same Preliminary Budget that was discussed at the Board meeting of May 17, 1988, the overall total being \$1,834,112.00.

After discussion, including comments and questions from the public, Chairman Smith announced that the Public Hearing was closed. Thereupon, Chairman Smith reconvened the regular monthly meeting at 2:10 p.m.

**4. Consideration of Resolution Adopting the FY 1988 - 89 Operation & Maintenance Budget:**

Mr. Boggs moved the adoption of the Resolution adopting the Operation and Maintenance Budget for FY 1988-89. This Resolution is attached herewith and made a part of these minutes. Mr. Williams seconded the motion, and roll call vote was unanimous in favor of the motion.

**5. REPORT OF ENGINEER-MANAGER:**

**a. Status of Phase III Plant Expansion Contracts:**

Mr. Mull reported that progress is improving on Section 3 General Work, and Republic Contracting Corporation has billed the District for 6.5% of the contract.

There has been no significant change in the status of Section 3A Electrical. No on-site work has begun on Section 3A. The contractor, King Electric, Inc., has requested payment of \$99,718 for partial mobilization and stored materials for 9.2% of the contract.

For Section 3B HVAC, this project was readvertised on May 2, 1988, and bids were received on June 7, 1988. Two bids were received. The apparent low bidder is Martin Heating and Air Conditioning, Inc. of Hendersonville, with a total bid of \$133,964.00. Asheville Heating and Cooling, Inc. presented a bid which totaled \$142,200.00. It is the recommendation of Hendon Engineering Associates, Inc. that this bid be tentatively awarded to Martin Heating and Air Conditioning, Inc., in the amount of \$133,964.00, subject to approval of the North Carolina Department of Natural Resources and Community Development, Division of Environmental Management, and the U.S. Environmental Protection Agency.

For Section 3C Plumbing, this project was readvertised on May 2, 1988, and bids were received on June 7, 1988. One bid was received from Price Piping, Inc. totaling \$198,440.00. It is the recommendation of Hendon Engineering Associates, Inc., that the bid be tentatively awarded to Price Piping, Inc., in the amount of \$198,440.00, subject to negotiations with Price Piping, Inc., following analysis of cost summary by Hendon Engineering and the Engineer-Manager, not to exceed \$198,440.00, and approval of the North Carolina Department of Natural Resources and Community Development, Division of Environmental Management, and the U.S. Environmental Protection Agency.

The bids for Section 3B HVAC and Section 3C Plumbing were reviewed by Mr. Walter Currie, General Counsel, and found to be in acceptable form, with the exception the copy of the bid bond from Price Piping, Inc. did not bear the corporate seal of the surety.

**b. Consideration of Resolutions for Tentative Award of Bids for Phase III Main Plant Expansion, Section 3B HVAC, and Section 3C Plumbing:**

Mr. Currie reviewed the Resolution for Section 3B with the Board.

Mr. Currie stated there is a bill pending before the Legislature in the short session which would allow Boards such as the MSD, the option of going with a single contract versus multiple contracts. General discussion followed.

Mr. Waddey moved that the Board adopt a Resolution, attached hereto and made a part of these minutes, expressing its support for the proposed Amendment to General Statutes Section 143-128 allowing single contracts for construction of public construction projects. Mr. Aceto seconded the motion, and voice vote carried unanimously in favor of the motion.

Mr. Dent recommended that the Plant Expansion Committee meet with the Engineer-Manager, Consulting Engineers, and General Counsel when negotiations take place for Section 3C Plumbing, for the protection of the Board. Mr. Aceto seconded the motion, and voice vote was unanimous in favor of the motion.

Mr. Dent moved that the Board adopt the Resolution accepting the bid of Martin Heating and Air Conditioning, Inc., for Section 3B HVAC, and award the contract to said bidder pending and subject to the approval and grant of the North Carolina Department of Natural Resources and Community Development and the United States Environmental Protection Agency, and that the Engineer-Manager of the District be authorized to execute all contracts and documents relating to this Project on behalf of the MSD. Mr. Edwards seconded the motion, and roll call vote was unanimous in favor of the motion. A copy of the Resolution is attached herewith and made a part of these minutes.

Mr. Waddey moved that the Board adopt the Resolution authorizing the Engineer-Manager of the MSD to negotiate with Price Piping Company, Inc., and following negotiations, to accept the negotiated bid of Price Piping Company, Inc., and award the contract to Price Piping, Inc., for Section 3C Plumbing, and award the contract to said bidder pending and subject to the approval and grant of the North Carolina Department of Natural Resources and Community Development and the United States Environmental Protection Agency, at an amount not to exceed \$198,440.00, and that the Engineer-Manager be authorized to execute all contracts and documents relating to this Project on behalf of the MSD. Mr. Batts seconded the motion, and roll call vote was unanimous in favor of the motion. A copy of the Resolution is attached herewith and made a part of these minutes.

**c. Consideration of Requests to Attend WPCF Conference:**

Mr. Mull requested that the Board authorize any Board members who wish to attend, along with the Engineer-Manager and his staff, to attend the Water Pollution Control Federation (WPCF) Conference in Dallas, Texas, October 3 thru 6, 1988.

Mr. Boggs moved that the Board authorize any Board members, the Engineer-Manager and his staff to attend the WPCF Conference October 3 - 6, 1988, in accordance with the policy previously set forth. Mr. Edwards seconded the motion. Roll call vote was unanimous in favor of the motion.

**d. Status Report on Preliminary Discussions to Improve Septage Handling Situation:**

Mr. Mull reported that June 13, 1988, he, Bill Morris and Jim Stokoe had a meeting to discuss septage/grease, and reviewed the results of their meeting with the Board. Lengthy discussion followed.

**e. Status of Proposed Sludge Disposal Facilities (Phase IV, Plant Expansion):**

Mr. Mull reported that the District has not heard anything from the EPA concerning this project.

**6. Report of Officers:**

None

**7. Report of Committees:**

**a. Budget Committee - Mr. Batts**

**(1) Selection of Audit Firm for 1988-'89 Audit:**

Mr. Batts reported the Budget Committee met on May 24, 1988 to interview audit firms who had submitted a proposal for services to the District. It is the recommendation of the

Budget Committee that Mohnkern, Bolick & Company be selected to perform the FY 1987-88 audit for the District, and that Mohnkern, Bolick & Company be engaged on the basis of a firm quotation to develop for MSD a policies and procedures manual and a comprehensive chart of accounts, after the audit is completed, all at a cost not to exceed \$9,900.00. Mr. Dyson moved that the Board accept the recommendation of the Budget Committee and Mr. Williams seconded the motion. Roll call vote was unanimous in favor of the motion.

**b. Personnel Committee - Mr. Ivey**

**(1) Consideration of Request to Engage Land-Of-Sky to Prepare Personnel Policy Manual for MSD:**

Mr. Mull gave a report for the Personnel Committee in Mr. Ivey's absence. The Personnel Committee met on June 20, 1988, with Mr. Jim Carter and Mrs. Jane Miller from the Land-Of-Sky Regional Council, to discuss the preparation of a personnel policy manual for the District. After general discussion, Mr. Batts moved that the District engage the Land-Of-Sky Regional Council to prepare a personnel policy manual for the District, at a cost not to exceed \$3,700.00. Mr. Wadley seconded the motion, and roll call vote was unanimous in favor of the motion.

**c. Sewer Service Charge & Sewer Rate Review - Mr. Boggs**

Mr. Boggs reported that the Sewer Service Charge and Sewer Rate Review Committees met on June 7, 1988, to consider reductions in sewer charges for lawn watering, etc. The Committee recommends no change in the current policy. No action was taken on this issue.

**d. Sewer System Consolidation Committee - Mr. Aceto**

Mr. Aceto reported that the Sewer System Consolidation Committee met in May with Mr. Jack Stevens and Mr. Bill Morris and Mr. Jim Stokoe to draft consolidation options for discussion and reviewed these options with the Board. Mr. Aceto stated he has received a letter from Mr. Doug Bean, City Manager, suggesting the City of Asheville would favorably entertain a proposal based on one of two options. One option being that MSD take over the entire system immediately, as MSD has proposed, and that MSD assume all responsibility for constructing the extensions that the City would require for its annexation program. The second being that MSD take over the interceptor system and give the municipalities a timetable to perform their own collector system rehab. Lengthy discussion followed. Mr. Aceto asked each Board member to get on the agenda for the next meeting of their constituted Board, to present the Sewer System Consolidation options to each constituted Board.

**8. Unfinished Business:**

**Status of U.S. Fish and Wildlife Matter**

Mr. Mull reviewed events to date on this matter, and asked each Board member to review draft letters from Mr. Martin Gaynes and Mr. Jack Stevens, and present to him comments, changes or questions concerning these draft letters as soon as possible.

**9. New Business:**

None

**10. Date of Next Regular Meeting: July 19, 1988 Annual Meeting**

**11. Adjournment:**

There being no further business, the meeting was adjourned at 4:10 p.m.

  
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SECRETARY/TREASURER

6/22/88

METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY, NORTH CAROLINA

OPERATION AND MAINTENANCE FUND--STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS

OPERATION AND MAINTENANCE BUDGET

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	1988-89 BUDGET	CURRENT JULY	PERIOD ENDING 7/31/88
	-----	-----	-----
200 SALARIES.....			
210 BILLING & COLLECTIONS.....			
220 TELEPHONE & TELEGRAPH.....			
230 TRAVEL & CONVENTION.....			
240 OFFICE SUPPLIES.....			
251 POWER & WATER.....			
260 DIRECTORS' EXPENSES.....			
270 INSURANCE.....			
280 DUES & SUBSCRIPTIONS.....			
290 ACCOUNTING @ 1% OF PAYROLL..			
300 CONSULTING ENGINEERS.....			
310 LEGAL FEES & EXPENSES.....			
320 TRUSTEE FEES.....			
330 AUDIT FEES.....			
340 POSTAGE & PETTY CASH.....			
350 OFFICE EQUIPMENT REPAIRS....			
360 FICA TAXES @ 7.15%.....			
370 NC RETIREMENT @ 8.42%.....			
380 VEHICLE EXPENSE.....			
390 CAPITAL OUTLAY (EQUIPMENT)..			
400 CONTINGENCY.....			
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TOTAL ADMINISTRATIVE AND GENERAL.....	640,953		

DISBURSEMENTS CONTINUED	1988-89 BUDGET	CURRENT JULY	PERIOD ENDING 7/31/88
500	SALARIES & WAGES.....		
510	CHEMICALS.....		
520	TELEPHONE.....		
530	POWER & LIGHTS.....		
540	SMALL TOOLS & SUPPLIES.....		
550	WATER & GARBAGE.....		
560	VEHICLE EXPENSE.....		
571	LABORATORY SUPPLIES.....		
580	UNIFORM SERVICE.....		
591	SCHOOLS.....		
600	MAINTENANCE BLDG. & GROUNDS.		
610	MAINTENANCE PIPELINE.....		
620	MAINTENANCE EQUIPMENT.....		
630	CAPITAL OUTLAY--NEW.....		
640	EQUIPMENT REPLACEMENT.....		
650	CONTINGENCY.....		
	TOTAL OPERATIONS EXPENDITURES.....	1,193,159	
	TOTAL EXPENDITURES.....	1,834,112	
	INTEREST TRANSFERRED TO REVENUE ACCT.....		
	TOTAL DISBURSEMENTS.....		
	TRANSFERRED FROM REVENUE FUND.....		
	OTHER RECEIPTS.....		
	TOTAL RECEIPTS.....		
	EXCESS OF RECEIPTS OVER DISBURSEMENTS.....		
	(DISBURSEMENTS OVER RECEIPTS).....		
	BEGINNING CASH BALANCE.....		
	ENDING CASH BALANCE.....		

# MSD Metropolitan Sewerage District of Buncombe County, North Carolina

W. H. Mull, P.E., Engineer-Manager  
P.O. Box 8969, Asheville, N.C. 28814  
Telephone: Area Code 704-254-9646

Telecopier (704) 254-3299

John S. Stevens, General Counsel



Frank S. Smith III, Chairman  
M. Leon Williams, Vice-Chairman  
Steven T. Aceto  
Walter T. Batts  
Walter J. Boggs  
Charles M. Dent  
E. Charles Dyson  
M. Wayne Edwards  
George E. Ivey  
Jackie W. Pope  
Marvin E. Waddey

I, Charles M. Dent, Secretary to the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, do hereby certify that the attached is a true and correct copy of the FISCAL YEAR 1988 - 89 BUDGET adopted by the Metropolitan Sewerage District Board at its regular meeting held June 21, 1988.

Witness my hand and seal of said District this 21st day of June,  
1988.

SECRETARY

Metropolitan Sewerage District Board  
of Buncombe County, North Carolina

(SEAL)

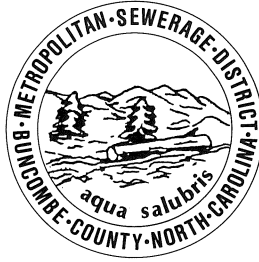


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Marvin E. Waddey

I, Charles M. Dent, Secretary to the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, do hereby certify that the attached is a true and correct copy of the Resolution adopting the Operation and Maintenance Budget for FY 1988-89 adopted by the Metropolitan Sewerage District Board at its regular meeting held June 21, 1988.

WITNESS my hand and seal of said District this 21st Day of June, 1988.

Charles M. Dent, Secretary  
Metropolitan Sewerage District Board  
of Buncombe County, North Carolina

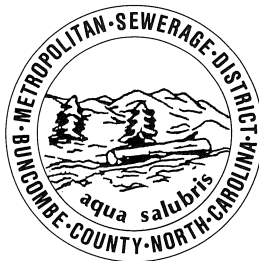
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## RESOLUTION OF THE METROPOLITAN SEWERAGE DISTRICT BOARD

OF

## BUNCOMBE COUNTY, NORTH CAROLINA

BE IT RESOLVED that the Metropolitan Sewerage District Board of Buncombe County, North Carolina, does hereby adopt the attached Annual Operation and Maintenance Budget for the Fiscal Year 1988-89, this being the same Preliminary Budget which was submitted to the Board and other interested parties by the Engineer-Manager and Budget Officer on May 13, 1988, and thereafter presented at the regular Board meeting on May 17, 1988, which Budget has been available for inspection at the District office since May 13, 1988, and which Budget totals \$1,834,112.00, of which the estimated monthly Budget is equal to one-twelfth (1/12) of the Total Budget.

THIS 21st day of June, 1988.

FRANK S. SMITH, III, CHAIRMAN  
Metropolitan Sewerage District Board  
Of Buncombe County, North Carolina

Attest:

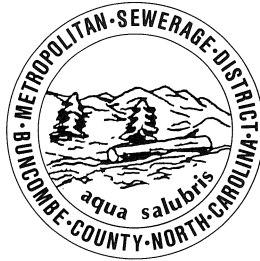
W. H. Mull, P.E.  
Engineer-Manager

# MSD Metropolitan Sewerage District of Buncombe County, North Carolina

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M. Wayne Edwards  
George E. Ivey  
Jackie W. Pope  
Marvin E. Waddey

I, Charles M. Dent, Secretary to the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, do hereby certify that the attached is a true and correct copy of the Resolution expressing the Board's support for the proposed amendment to General Statutes section 143 - 128 allowing single contracts for construction of public construction projects.

WITNESS my hand and seal of said District this 21st Day of June, 1988.

  
\_\_\_\_\_  
Charles M. Dent, Secretary  
Metropolitan Sewerage District Board  
of Buncombe County, North Carolina

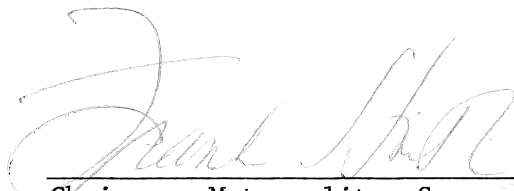
SEAL

METROPOLITAN SEWERAGE DISTRICT  
OF  
BUNCOMBE COUNTY, NORTH CAROLINA

RESOLUTION

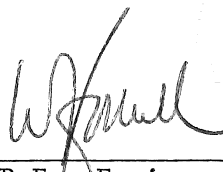
The Board of the Metropolitan Sewerage District of Buncombe County expresses its support for the proposed amendment to General Statutes section 143 - 128 allowing single contracts for construction .... of public construction projects.

SUPPORTED this 21st day of June, 1988.



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Chairman, Metropolitan Sewerage District Board of  
Buncombe County, North Carolina



---

W. H. Mull, P.E., Engineer-Manager, Metropolitan  
Sewerage District of Buncombe County, North Carolina

ATTEST:



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Secretary

# MSD Metropolitan Sewerage District of Buncombe County, North Carolina

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E. Charles Dyson  
M. Wayne Edwards  
George E. Ivey  
Jackie W. Pope  
Marvin E. Waddey

I, Charles M. Dent, Secretary to the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, do hereby certify that the attached is a true and correct copy of the Resolution to accept the bid of Martin Heating and Air Conditioning, Inc., and award the contract to said bidder pending and subject to the approval and grant of the North Carolina Department of Natural Resources and Community Development and the United States Environmental Protection Agency.

WITNESS my hand and seal of said District this 21st Day of June, 1988.

  
\_\_\_\_\_  
Charles M. Dent, Secretary  
Metropolitan Sewerage District Board  
of Buncombe County, North Carolina

SEAL

RESOLUTION

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

WHEREAS, competitive bids were solicited on August 18, 1987, for Project 703, Section 3B, Heating, Ventilation and Air Conditioning, for additions to the wastewater treatment plant and no bids were received; and

WHEREAS, competitive bids for the Project were again solicited on September 3, 1987, and one improper bid was received; and

WHEREAS, competitive bids for the Project were again solicited on September 25, 1987, and no bids were received; and

WHEREAS, competitive bids were again solicited for the Project and two bids were received on June 7, 1988; and

WHEREAS, the following low bid received on June 7, 1988, has been reviewed by Hendon Engineering Associates, Inc. and found to be responsible:

Martin Heating and Air Conditioning, Inc.  
Post Office Box 767  
Hendersonville, North Carolina 28793

\$133,964.00

NOW, THEREFORE, BE IT RESOLVED BY THE METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY, NORTH CAROLINA, TO ACCEPT THE BID OF MARTIN HEATING AND AIR CONDITIONING, INC. AND AWARD THE CONTRACT TO SAID BIDDER PENDING AND SUBJECT TO THE APPROVAL AND GRANT OF THE NORTH CAROLINA DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT AND THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; AND


BE IT FINALLY RESOLVED that Mr. W. H. Mull, Engineer-Manager of the Metropolitan Sewerage District of Buncombe County, North Carolina, is authorized to execute all contracts and documents relating to this Project on behalf of the Metropolitan Sewerage District of Buncombe County, North Carolina.

This Resolution shall be effective upon its adoption.

READ, APPROVED AND ADOPTED THIS 21ST DAY OF JUNE, 1988.

METROPOLITAN SEWERAGE DISTRICT OF  
BUNCOMBE COUNTY, NORTH CAROLINA

By:

  
\_\_\_\_\_  
Chairman of the Board

ATTEST:

By:

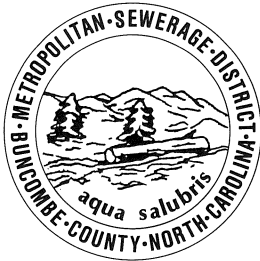
  
\_\_\_\_\_  
Secretary

# MSD Metropolitan Sewerage District of Buncombe County, North Carolina

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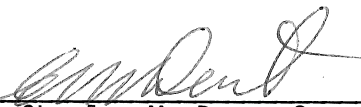
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Marvin E. Waddey

I, Charles M. Dent, Secretary to the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, do hereby certify that the attached is a true and correct copy of the Resolution authorizing and directing the Engineer-Manager of the Metropolitan Sewerage District to negotiate with Price Piping Company, Inc., and following negotiations, to accept the negotiated bid of Price Piping Company, Inc. and award the contract to said bidder pending and subject to the approval and grant of the North Carolina Department of Natural Resources and Community Development and the United States Environmental Protection Agency at an amount not to exceed \$198,440.00.

WITNESS my hand and seal of said District this 21st Day of June,  
1988.

  
\_\_\_\_\_  
Charles M. Dent, Secretary  
Metropolitan Sewerage District Board  
of Buncombe County, North Carolina

SEAL



RESOLUTION

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

WHEREAS, competitive bids were solicited on August 18, 1987, for Project 703, Section 3C, Plumbing, for additions to the wastewater treatment plant and no bids were received; and

WHEREAS, competitive bids for the Project were again solicited on September 3, 1987, and one improper bid was received; and

WHEREAS, competitive bids for the Project were again solicited on September 25, 1987, and no bids were received; and

WHEREAS, competitive bids were again solicited for the Project and one bid was received on June 7, 1988; and

WHEREAS, the following low bid received on June 7, 1988, has been reviewed by Hendon Engineering Associates, Inc. and found to be responsible:

Price Piping Company, Inc.  
12 Brook Street  
Post Office Box 5166  
Asheville, North Carolina 28813

\$198,440.00

NOW, THEREFORE, BE IT RESOLVED BY THE METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY, NORTH CAROLINA, THAT MR. W. H. MULL, ENGINEER-MANAGER OF THE METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY, NORTH CAROLINA, IS AUTHORIZED AND DIRECTED TO NEGOTIATE WITH PRICE PIPING COMPANY, INC. AND, FOLLOWING NEGOTIATIONS, TO ACCEPT THE NEGOTIATED BID OF PRICE PIPING COMPANY, INC. AND AWARD THE CONTRACT TO SAID BIDDER PENDING AND SUBJECT TO THE APPROVAL AND GRANT OF THE NORTH CAROLINA DEPARTMENT OF NATURAL RESOURCES AND COMMUNITY DEVELOPMENT AND THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AT AN AMOUNT NOT TO EXCEED \$198,440.00; AND

BE IT FINALLY RESOLVED that Mr. W. H. Mull, Engineer-Manager of the Metropolitan Sewerage District of Buncombe County, North Carolina, is authorized to execute all contracts and documents relating to this Project on behalf of the Metropolitan Sewerage District of Buncombe County, North Carolina.

This Resolution shall be effective upon its adoption.

READ, APPROVED AND ADOPTED THIS 21ST DAY OF JUNE, 1988.

METROPOLITAN SEWERAGE DISTRICT OF  
BUNCOMBE COUNTY, NORTH CAROLINA

By: 

Chairman of the Board

ATTEST:

By: 

Secretary