

BOARD OF THE METROPOLITAN SEWERAGE DISTRICT

OCTOBER 23, 1990

1. Call to Order and Roll Call:

The regular monthly meeting of the Board of the Metropolitan Sewerage District was held in the Boardroom of MSD's Administration Building at 2:00 p.m. on Tuesday, October 23, 1990. Chairman Smith called the meeting to order at 2:00 p.m. with the following members present: Aceto, Dent, Edwards, Ivey, Maas, McDonald, Pope, Waddey and Williams.

Absent: Dyson

Others present were: W. H. Mull, Engineer-Manager, John S. Stevens, General Counsel, Dean Huber and Bill Conner of Hendon Engineering Associates, Inc., and Patty Beaver representing CIBO, Gary Davis and Gary McGill representing McGill Associates, George Morrison with the Town of Montreat, Jim Erwin of Henderson County, Jean Webb and Peter Gregott with the French Broad River Foundation.

2. Minutes of September 18, 1990:

Mrs. Pope moved that the minutes of September 18, 1990, be adopted as written. Mr. Edwards seconded the motion, and voice vote was unanimous in favor of the motion.

3. Annual User Charge Report - Dean Huber

Mr. Dean Huber of Hendon Engineering Associates, Inc., reviewed the District's Annual User Charge Report with the Board. General discussion followed.

6. Report of Committees

c. Sewer User Charge - Mrs. Pope

Mrs. Pope stated that the Sewer User Charge Committee met on October 22nd to review the Annual User Charge Report submitted by Hendon Engineering Associates. The Sewer User Charge Committee recommends that the Board accept Hendon Engineering's User Charge Report for the District, which would yield a rebate totaling approximately \$58,885.00 for the District's Industrial Users. Mrs. Pope moved that the Board accept Hendon Engineering's Annual User Charge Report for the District which totals approximately \$58,885.00 in rebates for the District's Industrial Users. Mr. Williams seconded the motion. Roll call vote was as follows: 8 Ayes and 0 Nays.

4. Report of Engineer-Manager:

d. Request From French Broad River Foundation:

Mr. Mull reported that the French Broad River Foundation has requested to speak to the District Board and at this time introduced Mrs. Jean Webb of the French Broad River Foundation and turned the floor over to Mrs. Webb. Mrs. Webb gave a brief presentation and introduced Mr. Peter Gregott, Executive Director of the French Broad River Foundation who also gave a brief overview of the French Broad River Foundation and requested that the District support the efforts of the French Broad River Foundation by making a contribution to the Foundation. After general discussion, Mr. Dent moved that the Board make a contribution to the Land-Of-Sky Regional Council of \$1,000.00 for 1990/91, to be used to support the French Broad River Foundation. Mr. Waddey seconded the motion. Roll call vote was as follows: 8 Ayes and 0 Nays.

a. Status of Phase III & IV Plant Expansion Contracts:

Mr. Mull reported that the status report for Phase III & IV are in each Board folder for information purposes, and reviewed the status report with the Board.

b. **Status of Sludge Dredging Proposals:**

Mr. Mull reported that the District advertised for bids and opened bids on Monday, October 22, 1990. The District received only one bid and this bid was returned unopened and the District will readvertise with a bid open date of November 8, 1990. General discussion followed.

c. **Amendment to Agreement with Cane Creek Water & Sewer District:**

Mr. Mull reported that the District currently has a sewerage disposal Agreement with the Cane Creek Water & Sewer District. In July 1990 the District advised Cane Creek that the Capacity Depletion Fee did not apply to the current contract the District has with Cane Creek Water & Sewer District which is for 1.35 mgd allocation. Cane Creek is considering annexing some areas which would allow additional flows to the system. In discussions with Cane Creek, the MSD proposed an amendment to the Agreement with Cane Creek to allow Cane Creek to take new areas into the Cane Creek District, but any allocations for the newly annexed areas would be on an as-come basis subject to all of the capacity depletion fees, and would not come out of Cane Creek's 1.35 mgd allocation. The Amendment to Agreement with Cane Creek is attached hereto and made a part of these minutes. Mr. Edwards moved that the Board adopt the Amendment to Agreement with the Cane Creek Water and Sewer District as attached. Mr. Dent seconded. General discussion followed. Voice vote was unanimous in favor of the motion.

e. **Request for Board Members & MSD Personnel to Attend AWWA/WPCA Conference in High Point, November 11th thru 14th, 1990:**

Mr. Mull requested that the Board approve attendance for Board Members and MSD Personnel to attend the Annual AWWA/WPCA Conference in High Point, November 11th thru 14th, 1990. Mr. Williams so moved and Mrs. McDonald seconded. Voice Vote was unanimous in favor of the motion.

Mr. Mull reported that the Sewer Extension Policy Committee met concerning the new connection policy, and stated that a new connection policy is being drafted which would apply to any new connection to the system.

Mr. Mull stated that the Personnel Committee met this month, and the Personnel Policy Manual is also in the process of being redrafted, and this should be available soon.

5. **Report of Officers**

None.

6. **Report of Committees:**

a. **Sewer System Consolidation - Mr. Aceto:**

Mr. Aceto introduced Mr. George Morrison, Mayor of Montreat and Mr. Tom Nalley, Montreat Commissioner, and stated they have concern with the capacity depletion fee for 80 lots in Montreat, who prepaid the sewer tap when lots were purchased. After lengthy discussion, Mr. Aceto moved that the capacity depletion fee exemption be extended to the purchasers of 80 lots in Montreat for those people who prepaid their \$345.00 for a sewer tap (before October 1, 1990). Mr. Ivey seconded. General discussion followed. Mr. Aceto amended his motion to read as follows: "With respect to lots in the John Knox, Rainbow, and Appalachian Way Subdivisions of Montreat, the capacity depletion fee shall be waived with respect to service connections to lots whose owners prepaid the water and sewer tap fee directly to either the Town of Montreat or Mountain Retreat Association, in accordance with the written offer made as shown on the attached letters.

This would incorporate the one year time limit (up to October 1, 1991) that is made available to the Enka Candler District. (These letters attached are an integral part of these minutes.) Roll call vote was as follows: 10 Ayes and 0 Nays.

b. Capital Improvement Plan - Mr. Aceto:

Mr. Aceto directed the Board's attention to the Capital Improvement Plan (CIP) Committee minutes in each Board member's folder. These minutes have not been approved by the CIP Committee, but cover the same concerns that were discussed under the Sewer System Consolidation Committee.

Mr. Aceto presented three (3) Engineering Proposals to the Board from McGill Associates for preliminary engineering work for either new sewers or sewer rehab work for 1) The Town of Biltmore Forest - Lump sum not to exceed \$11,900.00, 2) Old Toll Road - Design - Maximum amount not to exceed lump sum contract price of \$14,200.00, and Construction Admin: Not to exceed \$12,900.00, and 3) The Town of Weaverville - Design: Lump sum maximum amount not to exceed \$29,800.00, and Construction Admin: Not to exceed \$23,200.00. Mr. Aceto moved that the Board accept the three (3) Engineering Proposals from McGill Associates for either new sewers or sewer rehab work for 1) The Town of Biltmore Forest - Lump sum not to exceed \$11,900.00, 2) Old Toll Road - Design - Maximum amount not to exceed lump sum contract price of \$14,200.00, and Construction Admin: Not to exceed \$12,900.00, and 3) The Town of Weaverville Design - Maximum amount not to exceed lump sum contract price of \$29,800.00, and Construction Admin: Not to exceed \$23,200.00. Dr. Maas seconded the motion, and roll call vote was as follows: 9 Ayes - 0 Nays.

Mr. Aceto stated there is a letter in each Board folder from Hutchison Biggs, supplementing some information which was requested by the Board in regard to cost savings in connection with the sewer mapping project.

7. Unfinished Business:

None.

8. New Business:

None.

9. Date of Next Regular Meeting: November 20, 1990

10. Adjournment:

There being no further business, the meeting was adjourned.

Charles M. Dert, Secretary