

**BOARD OF THE METROPOLITAN SEWERAGE DISTRICT
AUGUST 20, 1991**

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, August 20, 1991. Chairman Smith called the meeting to order at 2:10 p.m. with the following members present: Aceto, Bryson, Edwards, Maas, McDonald, Smith, Waddey, and Wallace.

Others present were: W. H. Mull, Engineer-Manager, John S. Stevens, General Counsel, Dean Huber, and Bill Morris of Hendon Engineering Associates, Inc., Gary Davis with McGill Associates, Bill Lapsley with W. G. Lapsley & Associates, John Roberts with Camp, Dresser & McKee, Larry Blackmon of Mount Pisgah Academy, Bob Tinkler representing the League of Women Voters, Ann LaVeck, Bob Ensley, Stan Boyd, Angel Morris, and Marc Fender, MSD.

2. Minutes of the July 16, 1991 Board Meeting:

Mr. Edwards moved that the minutes of the July 16, 1991 meeting be adopted as written. Mr. Waddey seconded. Voice vote was unanimous in favor of the motion.

3. Special Resolutions:

Chairman Smith presented two resolutions for Board approval. The first, for Mr. Myron Peterson who served as a Board member from February 16, 1962 until January 19, 1974 and who died on August 10, 1991 and second, for Mr. Leon Williams who served as a Board member from February 16, 1965 until his death on August 14, 1991. Following review, Mr. Waddey moved that the Board approve the resolutions as presented. Ms. Bryson seconded. Voice vote was unanimous in favor of the motion.

4. Report of Engineer-Manager:

a. Status of Construction Projects:

1. Plant Expansion/Sludge Handling;

Mr. Mull reported that progress on construction of Phase IV Plant Expansion/Sludge Handling is as follows: Site Development 33% complete; Sludge Handling Facility 25.2% complete; Generator Building 16.3% complete; Digester Modification 8% complete and Industrial Water Supply 15.7% complete.

2. Sewers:

a. Montford Area Sewer Rehabilitation - Asheville;

Mr. Mull reported that all work on this project is complete with the exception of minor work on inverts and manholes, installation of steps and plugging holes in manhole covers and pavement patching. Mr. Mull further reported that a request has been made for a time extension to replace 150' of sewer until the Asheville/Buncombe Water Authority relocates a waterline located directly above the sewer. Mr. Mull stated that there has been no change in the cost of this project.

b. Status of Gill Branch Sewer Line Replacement - Weaverville;

Mr. Mull reported that to date, of the total 5,900 liner feet of sewer line, 1,028 has been replaced with completion of the contract expected by October 19, 1991.

b. Status of Capacity Depletion Fee Waiver - Mt. Pisgah Academy:

Mr. Mull presented a memorandum from MSD Attorneys with regard to the District's policy on waiver of the capacity depletion fee; situations whereby the MSD approved waivers of the fee and a report on the status of a request by Mt. Pisgah Academy for waiver of its fee. Mr. Mull reported that this request was brought before the Sewer System Consolidation Committee for a second time at its August 19, 1991 meeting to consider whether the fee should be waived and to discuss the following billing options: 1) whether the fee should be calculated on a normal residential basis for the entire facility at a charge of \$135,075.00; 2) whether to calculate the fee on mixed use (residential/commercial) for a charge of \$63,375.00, or 3) whether to use the figure originally quoted of \$30,750.00, based on a 4" city water line less the \$7,707.50 paid by the Academy for the extension of the Moore Creek sewer line. In addition, Mr. Mull presented the following information for Board review: MSD's fee schedule; a billing schedule based on the number of residents (approximately 474) at Mt. Pisgah to be added to the system; a report on construction contract amounts for Section I and II of the Moore Creek Sewer project and a report on costs comparison between a commercial facility and a residential apartment complex.

Mr. Mull reported that the original Moore Creek Interceptor (a Buncombe County Project) did not extend to the Mt. Pisgah Academy property, since it had its own treatment plant. This original project was funded 65% by Buncombe County and 35% by MSD (total MSD contribution was \$77,000.00). The Moore Creek Interceptor was extended to serve the Mt. Pisgah Academy property after the State advised that the Academy's treatment plant was not up to standards and recommended that they tap to the MSD system. The Academy and the County split the cost of this extension, each funding \$7,707.50.

Mr. Mull stated that two factors are involved in a decision regarding Mt. Pisgah Academy. First, will the MSD charge Mt. Pisgah Academy a capacity depletion fee and second, if there is a charge, how much, and how will the MSD address the addition of another home or building on the property. A discussion followed on the original fee estimate given by MSD (based on a 4" line) and costs incurred by Mt. Pisgah Academy in extension of the Moore Creek line. Mr. Bill Lapsley of Lapsley Engineering addressed the Board on the history of this project. Mr. Lapsley stated that because his firm was the engineer of record for Buncombe County on the Moore Creek project that the Academy contacted him in July, 1990 to advise him that the State of North Carolina, with regard to the renewal of its NPDES permit, demanded that the Academy shut down its facility and connect to the Moore Creek sewer line. Mr. Lapsley further stated that following discussions with the MSD as to whether the line was public or private, the Academy received an allocation letter from the MSD but made no mention of a capacity depletion fee. Mr. Lapsley stated that because the Academy has spent \$50,000.00 for a sewer line on its own property in addition to the \$7,707.50 spent for the extension of the Moore Creek line that this fee would have a substantial cost impact on the Academy's operation. Following a lengthy discussion, and comments by Mr. Larry Blackmon of Mount Pisgah Academy, Mr. Aceto moved that the Board not approve waiver of the capacity depletion fee but charge the original quoted fee of \$30,750.00. Dr. Maas seconded. Roll call vote was as follows: 5 Ayes; 3 Nays

c. Proposal for Easement Surveys in Montreat (McGill Associates):

Mr. Mull presented a proposal by McGill Associates, P.A. for Easement Surveys in the Town of Montreat. Mr. Mull stated that the proposal provides for field surveying to locate all easements (approximately 50) for each of the seventeen (17) individual sewer line segments, for a maximum not to exceed fee of \$31,950.00 (based on a fee schedule of hourly fees). By recommendation of the Sewer System Consolidation Committee, Mr. Aceto moved that the Board approve the proposal by McGill Associates, P.A. for Easement Surveys in the amount of \$31,950.00 maximum not to exceed fee. Ms. Bryson seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

d. Proposal for Market Study - Montreat CIP (Moore & Associates):

Mr. Mull presented a proposal by David Moore & Associates for a Market Study to determine the unit value for various parcels to be acquired for sewer line improvements in the Montreat area. Mr. Mull stated that cost to do a market study and provide general area and demographic data is \$2,500.00 and would take approximately 60 days to complete. By recommendation of the Sewer System Consolidation Committee, Mr. Aceto moved that the Board approve the proposal by Moore & Associates in the amount of \$2,500.00. Mr. Waddey seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

e. Proposal for Easement Acquisition - North Swannanoa Sewer (Martin/McGill):

Mr. Mull presented a proposal submitted by Martin/McGill for Easement Acquisition for the North Swannanoa Interceptor Sewer. Mr. Mull stated that the Scope of Services included: preliminary review of project schedule; initial owner contact; negotiation of acquisition; negotiation follow-up; project close-out and project coordination at a maximum not to exceed cost of \$25,300.00 (in accordance with Addendum A, Basic Fee Schedule). Mr. Mull further stated that following discussion on this proposal that the Sewer System Consolidation Committee suggested inviting Martin/McGill to submit another proposal indicating a price per parcel and incorporating project incentives prior to recommendation for Board approval. Angel Morris, MSD's Right-Of-Way Coordinator stated that in a discussion with Mr. Dennie Martin of Martin/McGill that they are willing to comply with anything the Board wishes, however, Mr. Martin wanted to know what was meant by incentives and what were the guidelines. Following discussion, Mr. Edwards moved that the Board approve the proposal as presented for a maximum not to exceed cost of \$25,300.00. Mr. Aceto seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

f. Proposal for Engineering Services for North Swannanoa (Hendon):

Mr. Mull presented a proposal from Hendon Engineering Associates, Inc. for Engineering Services in connection with the North Swannanoa Interceptor which is an amendment to an agreement accepted on June 18, 1974. Mr. Mull stated that this proposal included construction plans and specifications; engineering services during construction; resident project representatives and miscellaneous engineering services for a lump sum amount of \$728,000.00. Mr. Mull further stated that the Sewer System Consolidation Committee recommended that the Board approve the contract and proceed with design of the completion of the North Swannanoa Interceptor Sewer. Mr. Waddey moved that the Board accept the proposal from Hendon Engineering Associates, Inc. for a lump sum amount of \$728,000.00. It was pointed out that this fixed fee expressed as a percentage of estimated construction cost was lower and more favorable to the District than the norms or "curves" developed and used by the EPA and the American Society of Engineers. Mr. Aceto seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

g. Proposal for Asphalt/Concrete Cores - North Swannanoa Sewer (Law Engineering):

Mr. Mull presented a proposal from Law Engineering to core existing streets within the North Swannanoa Sanitary Sewer Interceptor project area to determine existing asphalt, concrete and stone thickness for a lump sum cost of \$2,645.00. Mr. Mull stated that this was very useful information and recommended Board approval. Mr. Waddey moved that the Board approve the proposal of Law Engineering for a lump sum total of \$2,645.00. Ms. Bryson seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

h. Proposal for Archaeological Consultants - North Swannanoa Sewer (Hall & Baker):

Mr. Mull presented a proposal from Hall & Baker Archaeological Consultants for archaeological testing along the North Swannanoa Interceptor Sewer. Mr. Mull stated that two proposals were reviewed by the Sewer System Consolidation Committee and that both companies were approved to do this work by appropriate local, state and

federal agencies and are as follows: Coastal Carolina Research, Inc. for a total cost of \$9,299.11 and Hall & Baker Archaeological Consultants for a total cost of \$8,974.96. Mr. Aceto moved that the Board approve the proposal of Hall & Baker Archaeological Consultants in the amount of \$8,974.96. Dr. Maas seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

i. Proposal for Engineering Services - Pumping Station Evaluation (Hendon):

Mr. Mull presented a proposal from Hendon Engineering Associates, Inc. to perform engineering evaluations on the following pumping stations: Erwin Hills, Mountain View, Lake Julian #1, Lake Julian #2, Venable and Ferry Road. Mr. Mull stated that some of the stations are quite old and in accordance with MSD's Bond Order and District Covenants it was decided to proceed with the evaluations to investigate the condition of the stations, evaluate the need for stand-by power, remote telemetry to treatment plant computer and remote telephone dialers for a recommended budget of \$20,000.00 (based on salary cost of each employee for time chargeable for such work times a multiplier of 2.50, plus out-of-pocket costs). Mr. Waddey moved that the Board approve the proposal as presented. Ms. Wallace seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

j. Status of Street/Sidewalk Sewer Rehabilitation - (Asheville CIP):

Mr. Mull asked Mr. Aceto to comment on the Status of the Street/Sidewalk Sewer Rehabilitation project. Mr. Aceto gave a brief history of the project and stated that there were two objectives in the evaluation of the sewers within the Street/Sidewalk project. First, an accelerated program of evaluation and TV inspections was done in order to avoid going back at a later date to do street cuts after the City of Asheville had repaved. Second, to have a clear idea of how extensive the work would be in order that the MSD could be in a position to negotiate with the City of Asheville if asked to share in the cost of the project. Mr. Dean Huber of Hendon Engineering Associates stated that the original contract cost was \$300,000.00, but because of the additional footage of line found that needed evaluation, the contract ceiling was raised to \$360,000.00. Mr. Huber reported that although work is near completion they cannot predict at this time the amount of additional work that will need to be done or the cost involved, but felt that the cost would be near \$400,000.00. A brief discussion followed regarding cost sharing with the City of Asheville in the completion of this project. Mr. Huber stated that Hendon Engineering will continue with the project with the idea of paring down project costs and asked the Board for the authority to participate in any negotiations with the City of Asheville. Chairman Smith stated that although the contract to Hendon is a large amount that a lot of work has been subcontracted out which in itself has been costly in the depletion of the budget for this project. Mr. Aceto moved that the Board approve the amendment of the contract and increase the contract ceiling to \$400,000.00. Ms. McDonald seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

k. Proposal for Sewer Line Extension - Beaverdam CIP (Vaughn & Melton):

Mr. Mull presented a proposal from Vaughn & Melton to provide professional engineering services for the extension of the Beaverdam CIP sewer line for a total fee of \$7,175.00. Mr. Stan Boyd of the MSD stated that this project is part of the Beaverdam Interceptor Sewer which frequently overflows and is currently a problem and that the proposal will provide for easement survey work and completion of design work on plans that were initially started by Vaughn & Melton for the Town of Woodfin and the developer of a complex in the Beaverdam area. Mr. Waddey moved that the Board upon recommendation of the Sewer System Consolidation Committee, approve the proposal of Vaughn & Melton at a cost not to exceed of \$7,175.00. Mr. Edwards seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

l. Report on Blue Ridge Plating Hearing:

Mr. Mull stated that the hearing for Blue Ridge Plating was held August 19, 1991 at the MSD. Ms. McDonald reported that the officers met subsequent to the hearing and found its facts and that an order will be drawn for review and presented at the next

regular meeting of the Board.

m. Proposal from Dr. Rubin of N.C. State University for Consultant for Stabilization Sludge Marketing Study:

Mr. Mull presented a proposal from Dr. Rubin of North Carolina State University for Consultant for a Stabilization Sludge Marketing Study at a total cost of \$18,100.00. Mr. Mull stated that because the committee has not had a chance to review the proposal, he suggested that the Board review the proposal and make its recommendations to the committee prior to the next meeting of the Board. Dr. Maas stated that in review of the proposal that the District was fortunate that Dr. Rubin has taken an interest in assisting with the

marketing of the lime stabilized product and felt that the proposal was excellent in that Dr. Rubin talked about meeting with the agriculture community; doing research with the Horticultural Crops Research Station; using the Southwestern Forestry Research Facility in Macon County to use the product on a series of demonstration sites; doing a study with agriculture growers and provide training sessions with the Department of Education and Forestry Service. Dr. Maas further stated that all of the above mentioned work is contingent on the assumption that the sludge will qualify as "Clean Sludge" and felt that there was no advantage in waiting to review the proposal at a later date. Following a brief discussion on Dr. Rubin's qualifications and the process by which test will be done, Dr. Maas moved that the Board approve the proposal under the condition that both lime and cement kiln dust tests be done at a cost of \$18,100.00. Mr. Edwards seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

n. Maintenance Facility Property:

Bids for Phase II Improvements - Additions & Alterations to Thompson Street Warehouse:

Mr. Mull reported that the District opened bids on August 13, 1991 for Phase II Improvements to the Thompson Street Warehouse and stated that in review of a letter from Mr. Walter Currie, Attorney for the District, that the bids of Clement and Blount, Inc., and Buncombe Construction Company, Inc. were in acceptable form and recommended that the bid of D. Michael Ward, Inc. needed clarification as to the correct amount the bidder intended to bid, otherwise, the bid was in acceptable form. Mr. Currie further stated that the bid of Southworth Construction Company, Inc. was not in acceptable form and recommended rejection. The results of the August 13, 1991 bid opening are as follows: Buncombe Construction with a base bid of \$232,175.00; Clement & Blount Construction with a base bid of \$207,500.00; Southworth Construction with a base bid of \$204,950.00 and D. Michael Ward, Inc. (apparent low bidder) with a base bid of \$181,800.00. Following clarification of the bid amount of D. Michael Ward, Inc., Mr. Waddey moved that the Board accept the apparent low bid of D. Michael Ward Inc. for additions and alterations to the Thompson Street warehouse for a total base bid of \$181,800.00. Ms. Wallace seconded. Roll call vote was as follows: 8 Ayes; 0 Nays.

o. Approval of bids for Collection System Equipment:

Dump Truck:

Mr. Mull reported that the District opened bids on July 23, 1991 for one (1) dump truck and stated that in review of a letter from Mr. Walter Currie, Attorney for the District, that the single bid of Carolina Truck and Body Company was in acceptable form. The results of the July 23, 1991 bid opening are as follows: Carolina Tractor & Body with a total base bid for (Option A) of \$37,990.00 and a total base bid for (Option B) of \$48,000.00. Mr. Waddey moved that the Board accept the bid of Carolina Tractor & Body for one (1) 1992 GMC w/Dual axle dump bed for a total base bid of \$48,000.00. Dr. Maas seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

Loader Sweeper:

Mr. Mull reported that the District opened bids on July 23, 1991 for one (1) Loader Sweeper and stated that in review of a letter from Mr. Walter Currie, Attorney for the District, that all bids appear to be in acceptable form with the exception of Prime Equipment Company with deviation of material specifications. The results of the July 23, 1991 bid opening are as follows: Forrest Equipment Company/Farm Equipment Company, Inc. with a total base bid of \$20,664.70; Prime Equipment Company with a total base bid of \$19,181.76; Viking Equipment Company (apparent low bidder) with a total base bid of \$18,689.00 and Arden Equipment Company, Inc. with a total base bid of \$19,473.26. Mr. Waddey moved that the Board accept the apparent low bid of Viking Equipment Company for one (1) Bobcat 843B Skid-Steer Loader & Sweeper w/Forks for a total base bid of \$18,689.00. Mr. Edwards seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

Tractor Loader Backhoe:

Mr. Mull reported that the District opened bids on July 23, 1991 for one (1) Tractor Loader Backhoe and stated that in review of a letter from Mr. Walter Currie, Attorney for the District, that the bids of Carolina Tractor & Equipment, General Tractor, Inc. and Forrest Equipment Company/Farm Equipment Co., Inc. are in acceptable form. Mr. Currie further stated that in his opinion the bid of Carolina Tractor and Equipment Company on the used caterpillar is unresponsive since the other bidders were not given an opportunity to bid on used equipment and should be rejected and that the bid of Arden Equipment Company materially deviated from technical specifications. The results of the July 23, 1991 bid opening are as follows: Forrest Equipment Company/Farm Equipment Co., Inc. (apparent low bidder) with a total base bid of \$25,360.50; General Tractor, Inc. with a total base bid of \$27,750.87; Arden Equipment Company, Inc. with a total base bid of \$27,296.06; Carolina Tractor & Equipment Company with a total base bid of \$41,827.60 and Carolina Tractor & Equipment with a total base bid of \$28,700.00. Mr. Waddey moved that the Board accept the apparent low bid of Forrest Equipment Company/Farm Equipment Co., Inc. for one (1) Ford 555C Tractor Loader Backhoe for a total base bid of \$25,360.50. Dr. Maas seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

6" High Capacity Pump

Mr. Mull reported that the District opened bids on July 23, 1991 for one (1) Six Inch High Capacity Pump and stated that in review of a letter from Mr. Walter Currie, Attorney for the District, that the bids of Sunbelt Equipment and Rentals, Inc. and Dixie Industrial Supply are in acceptable form. Mr. Currie further stated that the Bid of Emory L. Wilson & Associates, Inc. is unresponsive in that the bid was made on an FOB basis and should be rejected. The results of the July 23, 1991 bid opening are as follows: Emory L. Wilson & Associates, Inc. with a total base bid of \$19,300.00; Sunbelt Equipment & Rentals, Inc. (apparent low bidder) with a total base bid of \$18,623.47; Prime Equipment, submitted as No Bid and Dixie Industrial Supply with a total base bid of \$18,998.06. Ms. McDonald moved that the Board accept the apparent low bid of Sunbelt Equipment & Rentals, Inc. for one (1) Godwin Dri-Prime CD 150M 6" High Capacity Pump for a total base bid of \$18,623.47. Mr. Waddey seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

(1) One Ton 4WD Chassis Cab Truck:

Mr. Mull reported that the District opened bids on August 9, 1991 for one (1) One Ton 4WD Chassis Cab Truck. The results of the bid opening are as follows: Matthews Ford with a total base bid of \$18,954.00 and Parkway Chevrolet (apparent low bidder) with a total base bid of \$18,860.00. Mr. Edwards

moved that the Board accept the apparent low bid of Parkway Chevrolet for one (1) Chevrolet 1 Ton 4x4 Chassis Cab Truck for a total base bid of \$18,860.00. Ms. McDonald seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

(2) 1/2 Ton 2WD Pickup Trucks:

Mr. Mull reported that the District opened bids on August 9, 1991 for two (2) 1/2 Ton 2WD Pickup Trucks. The results of the bid opening are as follows: Matthews Ford with a total base bid of \$24,498.00 and Parkway Chevrolet (apparent low bidder) with a total base bid of \$22,476.00. Mr. Waddey moved that the Board accept the apparent low bid of Parkway Chevrolet for two (2) 1/2 ton 2WD Pickup Trucks for a total base bid of \$22,476.00. Ms. McDonald seconded. Roll call vote was as follows: 8 Ayes; 0 Nays

TV Inspection System:

Mr. Mull reported that the District opened bids on July 30, 1991 for one (1) Television Inspection System with options and stated that in review of a letter from Mr. Walter Currie, Attorney for the District, that the bid of Cues, Inc. appear to deviate from material specifications and the bids of Envirospec Associates, PLS International and Pearpoint, Inc. are unresponsive and should be rejected. Mr. Currie further stated that the bid of Aries Industries Incorporated is in acceptable form. The results of the bid opening are as follows: Aries (Apparent Low Bidder) with a total base bid of \$141,096.00; Cues with a total base bid of \$125,770.00; Envirospec with a total base bid of \$178,170.00; Pearpoint with a total base bid of \$170,953.18 and PLM with a total base bid of \$184,500.00. Mr. Mull stated that in addition to the above base bids that additional equipment options were added for an increased cost of \$3,191.00 for options AB&C. Followed a discussion on the expected delivery date and availability of training, Mr. Aceto moved that the Board accept the apparent low bid of Aries Industries Incorporated for (1) TV Inspection System with specified options for a total base bid of \$141,096.00 and additional items (A) 100 foot 12 gauge motorized power cord reel at \$1,293.00, (B) a second lifting harness at \$273.00 and (C) a video printer at a total combined cost of \$3,191.00, bringing the total base bid to \$144,287.00. Mr. Waddey seconded. Roll call vote was as follows: 8 Ayes; 0 Nays.

5. Report of Officers

None

6. Report of Committees:

a. Sewer System Consolidation - Mr. Aceto:

Mr. Aceto stated that the committee met August 19, 1991 to review items previously discussed in the Engineer-Manager's report and had nothing further to add regarding that meeting. However, Mr. Aceto brought to the Board's attention the minutes of the July 29, 1991 meeting regarding a letter received from the City of Asheville stating that District employees were removing lids from water meters in order to repair sewer lines and not replacing them. The committee took no action other than to reply that District employees would continue to exercise care in replacing lids after removal.

b. Right-of-Way Committee - Mr. Edwards:

Mr. Edwards reported that the Right-of-Way Committee met August 13, 1991 to discuss a proposal from Martin/McGill, previously discussed in the Engineer-Manager's report, and to review the policy on right-of-way acquisition. Ms. Angel Morris, Right-of-Way Coordinator reported that the policy is a result of visits with real estate departments in the city's of Greensboro, Charlotte and Raleigh and discussions with Mr. Mull and Mr. Boyd. Ms. Morris further reported that following appropriate revisions by the District's attorney that the result was a policy that will aid the right-of-way department

in obtaining valid and enforceable easement records. Mr. Aceto stated that the policy was excellent and commended the committee and Ms. Morris for efforts in drafting the policy and also commended staff for its work on the above bid tabulations. However, Mr. Aceto suggested that the committee investigate the possibility of a master title insurance policy for easements. Mr. Mull echoed Mr. Aceto's remarks with regard to the staff for its efforts. Mr. Aceto moved that the Board approve the policy as presented. Ms. Wallace seconded. Voice vote was unanimous in favor of the motion. Mr. Edwards stated that the committee will meet on the second Tuesday of each month at 9:30 a.m.

c. Plant Operations Committee - Dr. Maas

Dr. Maas reported that the committee met August 9, 1991 to discuss monitoring reports and that the District is continuing to meet its effluent limits. Dr. Maas stated that the biggest problem the MSD is facing now is that construction will not be finished by the deadline of August 31, 1991 and as a result, the District could be faced with a \$10,000.00 a day fine. Dr. Maas further stated that the committee will meet with Envirex on August 22, 1991 to determine whether it will meet the August 31, 1991 deadline and to remind Envirex that if the State does notify the District regarding a penalty that it will be obligated to pay. Mr. Mull stated that a letter has been sent to Envirex informing them of the District's concern. A discussion followed regarding the intermediate clarifiers and whether or not they will be effective in meeting the 30/30 limits by November 1, 1991.

7. Unfinished Business:

Chairman Smith presented a letter from Mrs. Leon Williams expressing her appreciation to the Board for its support and friendship during Mr. William's tenure as a member of the Board.

At 4:41 Mr. Waddey moved that the Board go into Executive Session to consider acquisition of real property.

At 4:44 Mr. Waddey moved that the Board reconvene the regular meeting. Ms. McDonald seconded. Voice vote was unanimous in favor of the motion.

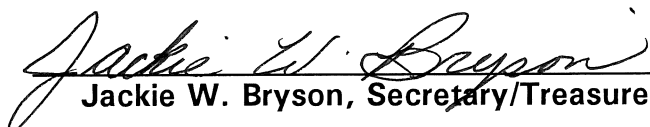
Mr. Mull stated that upon staff recommendation that the Board approve authorization to enter into a contract with Law Engineering to perform a preliminary environmental site assessment and a limited asbestos survey on the property adjacent to the maintenance facility for a total cost not to exceed \$4,500.00. Ms. McDonald moved that the Board approve the proposal as presented. Mr. Waddey seconded. Roll call vote was as follows: 6 Ayes; 0 Nays

8. New Business

9. Date of Next Regular Meeting: September 17, 1991

10. Adjournment:

There being no further business, the meeting was adjourned at 4:48 p.m.


Jackie W. Bryson, Secretary/Treasurer