

**BOARD OF THE METROPOLITAN SEWERAGE DISTRICT**  
**October 20, 1992**

**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 20, 1992. Chairman Smith called the meeting to order at 2:00 p.m. with the following members present: Bryson, Dent, Edwards, Ivey, Maas, Penny, Post, Slosman and Wallace. Those members absent were: Frizzell

Others present were: W. H. Mull, Engineer-Manager, Jack Stevens, General Counsel, Dean Huber and Bill Morris of Hendon Engineering Associates, Inc., Bob Tinkler representing the League of Women Voters and Angel Morris, MSD.

**2. Minutes of the September 15 and September 30, 1992 Board Meetings:**

Mr. Slosman moved that the minutes of the September 15 and September 30, 1992 meetings be adopted as written. Mr. Dent seconded the motion. Voice vote was unanimous in favor of the motion.

**3. Report of Engineer-Manager**

**a. Status Report on Construction Projects;**

**1. Montreat CIP Phase I**

Mr. Mull reported that 51% of Montreat CIP Phase I is complete with 155% of the contract time passed through October 9, 1992. Mr. Mull further reported that 1,231 linear feet of pipe was added on Gray Beard Trail during the months that construction was delayed on Assembly Drive but that construction crews are now back on Assembly Drive and that the MSD is in the process of preparing a change order to give an additional 5 months to complete the project.

**2. Sweeten Creek Interceptor Sewer**

Mr. Mull reported that design work on the Sweeten Creek Interceptor Sewer is 95% complete with survey work on the Wilson Creek Interceptor and Blalock Lateral underway. Mr. Mull further reported that easement work has not been started but that a proposed contract for easement plat preparation is being prepared.

**3. North Swannanoa Sanitary Sewer Interceptor**

Mr. Mull reported that design work, plans and specifications are complete on Phase I of the North Swannanoa Sanitary Sewer Interceptor with six (6) easement acquisitions still outstanding and that construction is expected to be complete by January, 1995. Mr. Mull further reported that Phase II plan/profile surveying is complete on Sections 1 and 2 and approximately 97% complete on Section 3 with plans and specifications on Section 1 approximately 20% complete. In addition, Mr. Mull reported that completion of Phase II is as follows: Section 1, January, 1997; Section 2, February, 1998 and Section 3, March, 1999.

**4. Beaverdam Interceptor Improvements**

Mr. Mull reported that design of the Beaverdam Interceptor is complete with easement acquisitions in process by the MSD.

**5. Asheville Streets and Sidewalk Sewer Rehabilitation**

Mr. Mull reported that Contract 9 - Section II of the Asheville Streets and Sidewalks Sewer Rehabilitation project is complete with Contract 11, 25% complete and Contract 6, 9% complete.

6. Phase IV Sludge Handling Facilities

Mr. Mull presented a status report on the construction of Phase IV, Sludge Handling Facility and reported that as of September 25, 1992, 94% of Section I - General Work is complete; 90% of Section 1A - Electrical is complete; 95% of Section IB - HVAC is complete and 80% of Section IC - Plumbing is complete with 89% of the contract time passed and project completion expected January 2, 1993.

b. **NC AWWA/WPCA Conference - Charlotte, November 15 - 18, 1992;**

Mr. Mull reported that the NC AWWA/WPCA Conference will be held in Charlotte, NC, November 15-18, 1992 and for those Board members planning to attend, please let Sondra Honeycutt know today. Following a brief discussion on the variety of interesting papers to be presented at the conference, Mr. Dent moved that the Board approve expenditures for those members who wish to attend the conference. Mr. Post seconded the motion. Roll call vote was as follows: 10 Ayes; 0 Nays

4. **Report of Officers**

a. Minutes of the District Board and Buncombe County Commissioner's meeting, October 16, 1992 - Chairman Smith

Chairman Smith reported that the purpose of the meeting between the District Board and Buncombe County Commissioners, October 16, 1992 was to discuss an easement for the North Swannanoa Interceptor sewer over the Buncombe County Golf Course and as a result of that meeting, the District Board proposed the following compromise:

1. That the District would agree to extend the revenue reimbursement period for 30 days beyond the end of construction on the golf course.
2. The District would remove all existing sod within disturbed areas and use best efforts to keep it alive and replant it. In the event of sod die off where existing sod was replanted in the fairway, the District would replace with new sod. In the event of sod die off where existing sod was replanted in the rough, the District would replace with seed.

Mr. Edwards moved that the Board approve the proposal as presented at the October 16 meeting. Mr. Post seconded the motion. Ms. Morris presented a copy of a cover letter and revised specifications to be sent to Dr. Gene Rainey, Chairman of the Buncombe County Board of Commissioners. A discussion followed regarding the cost involved and the start up date on the golf course portion of the project. Ms. Morris reported that surveyors, along with the golf course Superintendent will stake the different points between the fairway and the rough and those lines will be drawn onto the plans, leaving no question as to what is fairway and what is rough. There being no further discussion, roll call vote was as follows: 10 Ayes; 0 Nays

5. **Report of Committees:**

a. **Sewer System Consolidation Committee - Mr. Dent**

Mr. Dent reported that the Sewer System Consolidation Committee met October 5, 1992 to consider the following issues not previously discussed in the Engineer-Manager's report:

1. Update on Mr. Meyer (7 Cogswood Road)

Mr. Dent reported that the District received correspondence from Mr. Meyer and his attorney expressing some confusion about what the District agreed to contribute toward the relocation of the line from

under a portion of Mr. Meyer's house. As a result of this correspondence, the Committee instructed District staff to write Mr. Fred Meyer with a copy to his attorney, Mr. Westall, restating the District's earlier position, that it would spend 22 1/2 percent of the construction costs up to \$10,000.00 to assist in the relocation of the line.

Regarding private lines, Mr. Mull reported that in one of the annexed areas there is a private sewer system the City of Asheville is going to rebuild under annexation procedures but that the sewer line is stopped up and backing up into the houses. Mr. Mull stated that the City of Asheville contacted the MSD by letter requesting that the District clean the line and that the City of Asheville would assume all liability in the event cleaning of the line caused other problems.

2. City of Asheville CIP - Sewer Master Plan

Mr. Dent reported that the City of Asheville, in the Consolidation Agreements, asked the District to assist in the revision of its 10 year Sewer Master Plan. Mr. Dent further reported that MSD staff has reviewed the plan and has come up with some revised estimates, and as a result, staff will reprioritize those projects according to MSD's funding commitment and that other projects would be funded as funds become available.

b. **Out of District Policy Committee - Dr. Maas**

Dr. Maas reported that the Out of District Policy Committee met October 12, 1992 to discuss the following issues:

1. Mulberry Hill Mobile Home Park

Dr. Maas reported that Mr. Carl Winkler, who is planning to develop a mobile home park next spring near Emma Road and Louisiana Avenue was present at the meeting to request that he be allowed to tie into an existing line which would inevitably become a part of the District in the near future. Dr. Maas further reported that the Committee recommended that the District agree to treat the waste from Mr. Winkler's proposed mobile home park provided that the sewer line which will serve the development be upgraded and that the District and the Developer each pay a share based on the District's sewer extension upgrade policy. Dr. Maas stated that the agreement is contingent upon the Consolidation Committee moving this line up in priority on the CIP and an agreement between the District and Mr. Winkler to treat the waste. Dr. Maas further stated that this matter would have to be considered by the Sewer System Consolidation Committee and could not be approved by entire District Board until its meeting in November.

2. Biltmore Dairy Farms/Biltmore Park Subdivision

Dr. Maas reported that Biltmore Dairy Farms are petitioning the City of Asheville to become a part of the City by annexation and if the area is annexed by the City it will automatically become a part of the Metropolitan Sewerage District.

3. Language in Agreements to Treat Waste Outside District

Dr. Maas reported that the Committee discussed the need for uncompromising legal language in agreements to treat waste outside the District and that the agreements should include restrictions on flow and language to make successors to the original owners responsible for maintaining the system.

In other business, Dr. Maas reported that the District received an informal request from another county to use the MSD lab to do some additional monitoring and sampling of industrial wastewater for its treatment plant on a possible contractual basis. Dr. Maas stated that this situation has come up one time before and the Committee agreed to ask staff to look into the matter further.

**c. Personnel Committee - Mr. Ivey**

Mr. Ivey reported that the Personnel Committee met October 15, 1992 to consider the results of the Wage and Salary Compensation Study performed by Griffith/Archer. Mr. Steven Foster of Griffith/Archer gave a brief background on the procedures in the preparation of the study and reported that the job descriptions were in the final phase of completion and will be returned this week. Mr. Ivey presented a chart, prepared by the Engineer-Manager, showing the projected salary increases compared to the amount budgeted. Following a brief discussion as to whether the study will be updated annually, Mr. Ivey moved that the District Board adopt the pay plan as presented and that all employees be given a 3.2% cost of living adjustment to their salaries, except that any employee who is presently above the maximum in his or her pay grade, be given the cost of living adjustment as a one time payment instead of a salary adjust and that the pay plan be fairly implemented according to the system that was presented by the Engineer-Manager. Mr. Penny seconded the motion. Roll call vote was as follows: 10 Ayes; 0 Nays.

**6. Unfinished Business:**

Mr. Mull reported that the Professional Services Workshop has been tentatively rescheduled for Monday, November 9, 1992 at 9:00 a.m. Mr. Mull stated that the workshop will be held to review procedures for retaining consultants.

Mr. Mull reported that the Fish Habitat Study for the Hydro project is scheduled to begin November 2, 1992.

Regarding the Alkaline Stabilization Facility and Sludge Handling Facility, Dr. Maas expressed concern about the apparent delay of this project and reported that when the Sludge Committee met April 20, 1992 the Committee gave Mr. Bob Holbrook of Hendon Engineering Associates a very strong directive that the District was behind schedule and was very much in jeopardy of having violated the Board's principal for bringing these systems on line for testing. Dr. Maas further reported that at the May 16, 1992 meeting of the Board, a schedule of work was presented stating that the preliminary plans would be ready by June 1, 1992 and the full plans complete by July 1, 1992 and that the District would be ready to advertise for bid on September 1, 1992 with construction to start November 1, 1992. Mr. Dean Huber of Hendon Engineering Associates stated that the reason for the delay was basically that it took longer to complete the plans than anticipated. Ms. Wallace pointed out to Mr. Huber that this situation has to do with the District's process and contractual commitments that were made with the Committee and asked why those were not forthcoming and what the revised time frame would be. Following a discussion on the time frame of the project, it was agreed that this situation be further considered by the Sludge Committee and put on the agenda for the next regular meeting of the Board.

**7. New Business:**

At 3:25 p.m. Mr. Penny moved that the Board go into Executive Session to discuss Rights-of-way matters. Ms. Bryson seconded the motion. Voice vote was unanimous in favor of the motion.


At 4:02 p.m. the Board reconvene the regular meeting.

Mr. Edwards moved that the Board approve the recommendations of the Right-of-Way Committee. Mr. Post seconded the motion. Roll call vote was as follows: 8 Ayes; 1 Nay

8. Date of Next Regular Meeting: November 24, 1992

9. Adjournment:

There being no further business Ms. Wallace moved that the meeting be adjourned. Mr. Ivey seconded the motion. Voice vote was unanimous in favor of the motion.

  
Jackie W. Bryson, Secretary/Treasurer