

**MR. REDMOND, ATTORNEY, AUTHORIZED TO SETTLE NESS BROTHERS CLAIM.  
RESOLUTION ADOPTED APPROVING REVOLVING FUND EXPENDITURES & REQUESTING REIMBURSEMENT.  
PRELIMINARY BUDGET ADOPTED & PUBLIC HEARING AUTHORIZED.**

The regular monthly meeting of the Metropolitan Sewerage District Board was held in the Board Room 501, City Building, Asheville North Carolina at 2:00 p. m. on Tuesday, April 20, 1971.

Vice Chairman Garrison, in the absence of Chairman Peterson, called the meeting to order and Mrs. Swicegood, Secretary, called the roll with the following members present: Mr. Garrison, Mrs. Swicegood, Mr. Dawson, Mr. Liles, Mr. Robinson, and Mr. Williams.

The members having received copies of the previous minutes, Mr. Dawson moved and Mr. Williams seconded the motion that they be approved as recorded. This motion was carried unanimously.

Mr. Johnson, Engineer-Manager, in his communications report commented on letters to Mr. Peterson from Mrs. Joe Tandy and her children, and also a note from Mr. Peterson, who was unable to be present, to Mr. Johnson regarding the Tandy letters. Mr. Peterson stated in his note that a committee of Mr. Johnson, Mr. Clark, and Mr. Dawson be appointed to talk with Mrs. Tandy. Mr. Garrison appointed the committee and added Mr. Williams who was on the previous committee.

Mr. Johnson read a letter from Mr. Redmond, Attorney, regarding negotiations of Ness Brothers claim for damages growing out of use of portions of their property for MSD pipeline right-of-way. Mr. Redmond recommended settlement of the claim for \$8,500.00 requested by attorney for Ness Brothers which could be settled out of court.

Mr. Dawson moved that Mr. Redmond be given authority to settle the claim and Mr. Williams seconded the motion. The roll call vote was unanimous.

Mr. Johnson read the following resolution:

RESOLUTION

WHEREAS, the following expenditures have been made from the Revolving Fund as indicated:

<u>NO.</u>	<u>NAME</u>	<u>AMOUNT</u>
107-B	Mr. & Mrs. A. J. Rivers	100.00
108-B	Hobson Construction Company, Inc.	925.29
109-B	Blue Ridge Parkway	5.00
110-B	Carolina Power & Light Company	<u>7,875.00</u>
		\$8,905.29

THEREFORE BE IT RESOLVED that the Metropolitan Sewerage District Board does approve these expenditures and direct the Trustee to transfer \$5,000.00 from the Construction Fund to the Revolving Fund as a partial replacement, and

BE IT FURTHER RESOLVED that the Chairman and Secretary sign a requisition authorizing the Trustee to reimburse the Revolving Fund for all or any portion of the aforementioned \$8,905.29 at such time and in such amount as the Engineer-Manager and Consulting Engineer deem necessary.

Mr. Dawson moved that the resolution be adopted and Mr. Williams seconded the motion. This motion was carried unanimously.

Mr. Johnson, Engineer-Manager, commented on the Preliminary Budget for the fiscal year 1971-72, copies of which each Board member had received. He stated the Budget Committee had met several times and that he had no objection to their recommendation and turned its presentation over to Mr. Dawson, Chairman of the Budget Committee. Mr. Dawson stated they had proposed a somewhat reduced budget from Mr. Johnson's but feels it is ample and realistic. He moved that the Preliminary Budget lay on the table and the Board hold a Public Hearing on the Preliminary Budget submitted, and that Mr. Redmond advertise the Notice of Public Hearing in accordance with the provisions of the Bond Resolution. Mr. Robinson seconded the motion and the roll call vote was unanimous.

There being no other business, Chairman Garrison adjourned the meeting at 2:30 p. m. with the suggestion that the Board go into executive session for questions and comments on the above items.

April 20, 1971

*Lewin H. Swicegood*  
Secretary