

RESOLUTION ADOPTED TO EXECUTE CHANGE ORDER #2 ON SWEETEN CREEK PROJECT.

RESOLUTION ADOPTED TO CLOSE OUT CONSTRUCTION ACCOUNT.

RESOLUTION ADOPTED AUTHORIZING TRUSTEE TO DEPOSIT UNCOMMITTED REVENUE OCCURRING BY JULY 1, 1972 INTO RESERVE ACCOUNT.

MR. ERNEST WARD, DIRECTOR OF FINANCE FOR CITY OF ASHEVILLE, PRESENT TO REQUEST INCREASE OF SEWER SERVICE COLLECTION BILLING.

MOTION PASSED TO ISSUE WORK ORDER TO HOBSON CONSTRUCTION COMPANY ON SWEETEN CREEK PROJECT.

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, February 15, 1972.

Chairman Peterson called the meeting to order and the roll was called with the following members present: Mr. Peterson, Mr. Dawson, Mrs. Swicegood, Mr. Liles, Mr. Clark, Mr. Longshore, and Mr. Williams.

Due to lack of a quorum at the January meeting and no meeting in December, the members having received copies of the previous minutes for November, Mr. Clark moved and Mr. Dawson seconded the motion that they be approved as recorded. This motion was carried unanimously.

Mr. Johnson, Engineer-Manager, in his communications report read a letter from the City Clerk of Asheville notifying us of the reappointment of Mr. C. L. Robinson to the MSD Board for another three-year term. He also read a letter from Congressman Roy A. Taylor regarding another increase of \$9,100.00 to the Federal Grant on the Sweeten Creek Project.

Mr. Johnson asked Mr. Redmond, Attorney, to read the following resolution:

RESOLUTION

WHEREAS the following resolution has been prepared:

BE IT RESOLVED by the District Board of the Metropolitan Sewerage District of Buncombe County, N. C.:

WHEREAS, Thomas S. Garrison, Sr. has tendered his formal resignation as a member of this Board because of conditions of health, and

WHEREAS, the Board, while accepting with deep regret Mr. Garrison's resignation, desires to record its sentiments in this regard:

NOW, THEREFORE, BE IT RESOLVED that the resignation of Thomas S. Garrison, Sr. as a member of the Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, is accepted with deep regret.

BE IT FURTHER RESOLVED that the Board does hereby express its sincere appreciation to Mr. Garrison for the many contributions he has made to the District and to his fellow members over the years of the entire existence of this Board from Mr. Garrison's original appointment in January of 1962. The Board has been the beneficiary of his wise counsel, his moderation and his helpfulness in the property acquisitions of the District and of his counsel and advice in connection with the many problems that have arisen over the years. This Board will be ever grateful to Mr. Garrison and sincerely wishes him a continued useful and happy life.

BE IT RESOLVED that this resolution be written in the minutes of this meeting and that the original resolution be signed by the Chairman of the Board and then it be delivered to Mr. Garrison in person.

Mr. Dawson moved the resolution be adopted and Mr. Clark seconded the motion. The roll call vote was unanimous.

Mr. Johnson read the following resolution:

RESOLUTION

WHEREAS, Harry Hendon, Consulting Engineer, upon instruction from the Board to resolve the difficulty with Hobson Construction Company has prepared Change Order No. 2 on Sweeten Creek Outfall Sewer Project to increase the cost by \$2,226.00,

THEREFORE BE IT RESOLVED The Engineer-Manager be instructed to execute said Change Order.

Mr. Dawson moved the resolution be adopted and Mr. Williams seconded the motion. The roll call vote was unanimous.

Mr. Johnson read the following resolution:

RESOLUTION

WHEREAS, all of the original construction project financed by Bond Funds and paid for by requisitions on the Construction Account has been completed, and

WHEREAS the last known claim against this project has been settled

THEREFORE BE IT RESOLVED that the Engineer-Manager be instructed to close out the Construction Account, which has a balance of \$322.96, in accordance with Section 411 of the Bond Resolution and that the Trustee be authorized to place this balance in the Redemption Account.

BE IT FURTHER RESOLVED that after the completion of the next audit the Engineer-Manager be authorized to close the Revolving Fund and transfer any balance to the Trustee to be credited to the Repair and Extension Fund Account.

Mr. Dawson moved the resolution be adopted and Mr. Liles seconded the motion. The roll call vote was unanimous.

Mr. Johnson read the following resolution:

RESOLUTION

WHEREAS, the Trustee has notified us that some uncommitted revenue will be available in the remaining months of this fiscal year, and

WHEREAS the Repair and Extension Fund has a current balance of approximately one million dollars

THEREFORE BE IT RESOLVED that the Trustee be authorized to deposit any uncommitted revenue occurring by July 1, 1972 into the Reserve Account and shall have authority to invest same to conform with his current schedule of investments.

Some discussion and clarification followed, whereupon Mr. Dawson moved the resolution be adopted and Mr. Longshore seconded the motion. The roll call vote was unanimous.

Mr. Johnson read a letter from Mr. Frank H. Keener, Manager of the Town of Biltmore Forest, requesting an increase in their sewer service collection charges. Mr. Ernest Ward, Director of Finance for the City of Asheville, was present at the meeting for the purpose of requesting an increase from 10 cents to 15 cents per card for their sewer service collection billing for the MSD retroactive to July 1, 1971. After some discussion in which it was the concensus of the members present that the MSD should pay for whatever it was costing the City for this service, Mr. Peterson asked Mr. Ward to prepare a cost sheet showing exactly what the MSD is costing the City and give it to Mr. Johnson for distribution to the Board members for action at the next meeting. It was pointed out that Biltmore Forest and all the sewer districts would receive the same adjustment.


Mr. Redmond stated the Sweeten Creek right-of-way problem has been resolved to the extent that it would be in order for the Board to approve action for Mr. Hobson to return to work. Mr. Williams moved and Mr. Longshore seconded the motion that Hobson be allowed to go back on the job. The roll call vote was unanimous.

Mr. Johnson then requested instructions concerning Hobson Construction Company to return to work. Mr. Redmond stated that the issuance of a work order is a necessary procedure, whereupon Mr. Dawson moved and Mr. Clark seconded the motion that Mr. Johnson issue the work order to Hobson Construction Company to return to work. The roll call vote was unanimous.

Mr. Dawson, Right-of-Way Chairman, was asked to report on the closing of the Tandy matter. He stated that Mrs. Tandy had signed the total release prepared by Mr. Redmond, Attorney, and had been paid the sum of \$3,000.00 and that she seemed very satisfied. The Board approved this action on a motion by Mr. Dawson and seconded by Mr. Clark. The roll call vote was unanimous.

There being no further business, the meeting adjourned at 3:00 p.m. whereupon Chairman Peterson requested the Board to remain in an executive session to discuss a personnel problem. It was a short session and Chairman Peterson appointed a committee of Mr. Ben Clark of the Board, the Engineer-Manager, and the Superintendent to pursue the matter. No other item was discussed. This terminated the executive session and the session adjourned at 3:10 p.m.

February 15, 1972

  
Secretary