

AUGUST 20, 1974

The regular monthly meeting of the Metropolitan Sewerage District Board was held in the old Office of the Junior Chamber of Commerce on the First Floor, City Hall, Asheville, North Carolina at 2:00 p. m. on Tuesday, August 20, 1974.

Chairman Robinson called the meeting to order and Mrs. Swicegood, Secretary, called the roll with the following Board Members present: Mr. Clark, Mr. Dawson, Mr. Robinson, Mr. Goodson, Mr. Williams, Mr. Dent, Mrs. Swicegood and Mr. McDevitt.

In addition to the Board members, the following staff members and consultants were present:

Mr. Anthony Redmond  
Mr. W. H. Mull  
Mr. L. E. Hoffmann  
Mr. Robert Turner  
Mrs. Patsy Hoglen  
Mrs. Linda Duncan

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

Mr. W. H. Mull, Engineer-Manager, gave a report on the following items:

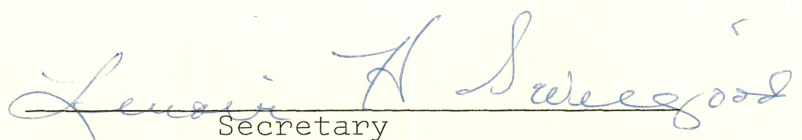
- (a) Progress Report on Section 201 Facilities Planning Application.
- (b) Receipt of Bond Destruction Certificates from Trustee covering the periods of 7/1/71 through 6/30/72 and 7/1/72 through 6/30/73.
- (c) Transmittal of final payment of \$829.00 to U. S. Department of Housing and Urban Development for Advanced Planning loan originally received by City of Asheville in 1950 for planning of sewerage facilities. This amount was determined by Mr. Lew Hoffmann as being applicable to the design of the Beaverdam Intercepting Sewer and, as such, was due and payable.
- (d) Request for authorization to make payment, in the amount of \$2,177.60, to Hobson Construction Company for repairs to Swannanoa Relief Sewer. Mr. Dawson moved the motion that the Construction Company be paid and Mr. Clark seconded this motion. Vote was unanimous.
- (e) Increased power rate effected by Carolina Power & Light Co. Mr. Robinson, Chairman, stated that he and the Board would like a progress report at the next Board meeting, and that the Board would take action, if necessary, to amend the budget for this increase.
- (f) Change order on contract for Biltmore Farms Drainage Project. (Harry P. Clay Construction Co.) Due to rock encountered at the base of the main sewer, manholes originally specified cannot be utilized, and a change order to provide for concrete boxes was prepared, the increase in contract price is \$5,729.50. Mr. Williams made the motion that the Board accept the increase and Mr. Goodson seconded the motion. Roll call vote was unanimous.
- (g) Status report on Black Mountain Relief Sewer. (Project No. NC 370370) After discussion, Mrs. Swicegood moved the motion to advertise for bids for this project and Mr. Dent seconded the motion. Roll call vote was unanimous. Bids are to be opened at the September 17 Board Meeting.
- (h) Request for authorization to purchase tractor and mowing rig equipment. Mr. McDevitt moved the motion that Mr. Mull be authorized to advertise for bids for the tractor and mowing rig which he described, and to further authorize him to accept and purchase the subject of the lowest responsible bidder providing there is enough bidders required by law and not have to readvertise. Mr. Clark seconded this motion. Mr. Dent moved that the Chairman appoint two or three Board members to be present at the bid opening. Mr. Clark seconded this motion. Vote was unanimous.
- (i) Response from N. C. Department of Natural and Economic Resources regarding designation of a Section 208 (PL92-500) Planning Area. Chairman Robinson stated that maybe we should submit a letter to Mr. McRorie and tell him that it was not our intent to "kill" the 208, and invite Mr. McRorie to a meeting here and invite all local governmental units to come and get a full explanation of Section 208. Mr. McDevitt moved the motion to follow the course of action to get an explanation and that it was not our intent to kill the 208, and that Mr. Mull contact Mr. Shephard of Region B and that we are requesting that he set up a region wide meeting either with Mr. McRorie or appropriate State or Federal Official who will discuss 208 with us. Mr. Dawson seconded the motion. Vote was unanimous.

Mr. Robinson said that he would like to have a copy of Mr. Mull's letter sent to all other governmental bodies who are involved with 208, so that they can see our intent in response to our killing it, and that it was not our intent to do so. Also send a copy of McRorie's answer.

- (j) Mr. Mull stated that on August 16, 1974 that he had received a publication from the U. S. Department of Labor specifying that as of May 1, we came under the minimum wage law in the over pay provisions. Discussed.
- (k) Extra personnel at Plant. If provisions were made in the 1974-75 Budget, this matter was left up to the Engineer-Manager.

There being no further business, Mr. Dawson moved that the meeting be adjourned at 4:10 p. m.

August 20, 1974

  
Secretary

REPORT ON PURCHASE OF TRACTOR AND MOWING RIG

Pursuant to instructions received from the Board at its August 20, 1974 meeting, bids were advertised for the purchase of a tractor and flail type mowing rig in the Asheville citizen and Times on Friday, August 23, 1974. Bids were to be opened August 30, 1974 at 2:00 p. m. in the Engineer-Manager's Office on U. S. Highway 191 North.

At 1:50 p. m., only two bids had been received: one from Farm Equipment Co. of N. C., and one from Arden Equipment Company. The Engineer-Manager contacted Blue Ridge Tractor and Equipment Corporation, since they had indicated that they might bid, and was advised that a bid had been completed and was being delivered. By mutual consent of Farm Equipment Company, Arden Equipment Company, and the Board members present, the Engineer-Manager delayed the bid opening for up to 30 minutes until a third bid was received.

(Otherwise, with only two bids, neither bid could be opened, and the equipment would have to be re-advertised the following week.)

At 2:13 p. m., three bids had been received and the bid opening commenced with the following persons in attendance:

Mr. Ben Clark, Board Member  
Mr. Frank Hyatt, Board Member  
Mr. Jack Roberson, Farm Equipment Co. of N. C.  
Mr. David York, Blue Ridge Tractor & Equipment Corp.  
Mr. W. H. Mull, Engineer-Manager  
Mr. R. L. Cunningham, Superintendent

The bids are tabulated as follows:

EQUIPMENT TO BE PURCHASED

One new 38 hp (minimum) Diesel Tractor and one new 72" (minimum) flail-type mower, both with attachments and equipped as specified in the August 23, 1974 advertisement; less trade-in for International Harvester "Low-Boy" Mower with attachments.

<u>BIDDER</u>	<u>LUMP SUM BID</u>
Arden Equipment Company Case (David Brown) 48 hp Tractor Mott 72" Flail-Type Mower	\$4,769.24
Farm Equipment Company of N.C. Ford 40 hp Tractor Ford 74" Flail-Type Mower	\$5,636.00
Blue Ridge Tractor & Equipment Co. Massey Ferguson 38 hp Tractor Mott 72" Flail-Type Mower	\$5,930.56

BIDS

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It was agreed by Messrs Clark, Hyatt, Mull, and Cunningham that the bid received from Arden Equipment Company met all specifications. Mr. C. E. Shope of Arden Equipment advised by telephone that the tractor was on his lot and ready for immediate delivery. Pursuant to the Board's instructions, the low bid was accepted by letter dated September 3, 1974 from the Engineer-Manager to Arden Equipment Company.

**AFFIDAVIT OF PUBLICATION**

NCOMBE COUNTY }  
RTH CAROLINA } SS.

**NOTICE TO BIDDERS**  
One (1) Farm Tractor (New), one (1) Flail Type Mower (New).  
Metropolitan Sewerage District of Buncombe County, will open sealed bids for the purchase of one (1) Farm Tractor and one (1) Flail Type Mower at 2 P.M. in the Engineer-Manager's Office, Main Wastewater Treatment Plant on Highway 191 North, Asheville, N.C., on Friday, August 30, 1974.  
**SPECIFICATIONS (Minimum):** One (1) Farm Tractor; 38 H.P. Diesel Engine, 8 Speed Transmission, Live P.T. O. Power Steering, Deluxe Seat, Differential Lock, Stabilizers, Cold Start, Lights, Roll Bar, Seat Belts, Rear Tires 13.6 x 28, 4-Ply Loaded, Front Tires 6.00 x 16, 4 Ply-Rib Improved; One (1) Flail Type Mower, 72 inches. Bid shall include deliver date, which date shall be of major consideration in award of purchase **TO BE TRADED ON THE ABOVE IS:** contract.  
One (1) International Cub 154 LO-Boy Tractor, 1970 Model, Equipped with 3 pt. Hitch and drawbar.  
One (1) International 3160 Rotary Cutter.  
One (1) International 54 Blade  
One (1) Set Reel Type Mowers.  
The above trade-in equipment is available for inspection between the hours of 8:00 A.M. to 4:00 P.M. at the MSD Main Plant on NC Highway 191 North.  
The Metropolitan Sewerage District of Buncombe County reserves the right to reject any or all proposals.

W. H. MULL  
Engineer-Manager  
By: C. LeRoy Robinson, Chairman  
(1193)  
August 23, 1974.

Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified, and authorized by law to administer oaths, personally

appeared Brenda Payne  
Who, being first duly sworn, deposes and says: that he (she) is  
Principal Clerk

(Owner, partner, publisher, or other officer or employee authorized to make this affidavit).  
of ASHEVILLE CITIZEN-TIMES COMPANY,  
(Name of Publishing Concern)  
engaged in the publication of a newspaper known as

The Asheville Citizen  
(Name of Newspaper)

published, issued, and entered as second class mail in the City of Asheville, in said County and State; that he (she) is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a true copy of

which is attached hereto, was published in The Asheville Citizen  
(Name of Newspaper)

on the following dates August 23, 1974

and that the said newspaper in which said notice, paper, document, or legal advertisement was published was, at the time of each and every publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This 4th day of September, 19 74  
Brenda Payne  
(Signature of person making affidavit)

Sworn to and subscribed before me  
this 4th day of September, 19 74  
Joseph R. Branson Jr  
(Notary Public)

My Commission expires 3/20/75

