

MARCH 16, 1976

The regular monthly meeting of the Metropolitan Sewerage District Board was held in the Jaycees' office on the sixth floor, City Hall Building, Asheville, North Carolina, at 2 p.m., on Tuesday, March 16, 1976.

Vice-Chairman Williams called the meeting to order, and Mrs. Crowe called the roll. In addition to Vice-Chairman Williams, the following members were present: Messrs. Clark, Dawson, Dent, Dillingham, McDevitt, and Smith.

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

Mr. Anthony Redmond  
Mr. Dean Huber  
Mr. W. H. Mull  
Mrs. Jan Crowe  
Mrs. Linda Duncan

The members having received copies of the Minutes of the February 17 meeting, Mr. Clark moved the motion and Mr. Dawson seconded that the Minutes stand approved as read. Voice vote was unanimous.

Mr. W. H. Mull, Engineer-Manager, reported on the following:

- (a) Status of District's Bonds and possible advertisement for tenders. After discussion, the following Resolution was offered by the Board:

RESOLUTION OF THE METROPOLITAN SEWERAGE  
DISTRICT BOARD OF BUNCOMBE COUNTY

WHEREAS, the Trustee has informed the Metropolitan Sewerage District Board of current assets in the Reserve Account of \$1,684,000.00, which is substantially greater than the required reserve; and

WHEREAS, the Consulting Engineer and the Engineer-Manager recommend that a portion of the funds in said account be used for the redemption of the Bonds of the District;

NOW, THEREFORE, BE IT RESOLVED that the Trustee be authorized and instructed to advertise for tenders and, if tenders are received and acceptable, to use \$500,000.00 of funds in said Reserve Account to redeem Bonds of the District at his discretion on or before May 14, 1976.

ADOPTED: March 16, 1976

Mr. Smith moved the motion, which was seconded by Mr. Dent, that this Resolution be adopted. Roll call vote was unanimous.

- (b) Status of Grants for 201 Facilities Planning. Received as information by the Board.

- (c) Projected plans for South Buncombe Interceptor Sewer. After considerable discussion of both the cost and estimate of the proposed interceptor and being advised that both the Buncombe and Henderson Counties' Boards of Commissioners have passed resolutions requesting that MSD undertake said project, the following Resolution was presented to the Board:

RESOLUTION OF THE METROPOLITAN SEWERAGE  
DISTRICT OF BUNCOMBE COUNTY, NORTH  
CAROLINA, WITH RESPECT TO THE EXTENSION  
OF THE SOUTH BUNCOMBE INTERCEPTING SEWER

WHEREAS, consultants engaged by the Metropolitan Sewerage District of Buncombe County, North Carolina, to prepare a Section 201 facility plan pursuant to the provisions of Public Law 92-500 for the "Metro-Buncombe County Tentative 201 Planning Area" as defined by the North Carolina Department of Natural and Economic Resources have presented a plan to the Board of Commissioners of Buncombe County and to the Board of Commissioners of Henderson County whereby main sewer interceptor lines might be constructed in the South Buncombe-Avery's Creek, Buncombe County, and the Fletcher-Hoopers Creek, Henderson County, areas; and

WHEREAS, the Board of Commissioners of Buncombe County and the Board of Commissioners of Henderson County have adopted resolutions to implement said plan whereby authorization is given for the making of application for Federal and State funds for the design and construction of said interceptor lines; and

WHEREAS, the Metropolitan Sewerage District of Buncombe County, North Carolina, has been designated in the respective resolutions of Buncombe and Henderson Counties as the official agent, representative, and/or official for each of said counties in applying for such funds; and

WHEREAS, an estimate of the costs of the design and the construction of said interceptor lines has been prepared by the consultants of the Metropolitan Sewerage District and has been accepted as a preliminary plan estimate for the purposes of this Resolution and those adopted by Buncombe and Henderson Counties, which said preliminary planning estimates show the contributions required to be made by each of said counties and by the Metropolitan Sewerage District with respect to the proposed South Buncombe Interceptor Lines; and

WHEREAS, said counties have resolved that upon completion of the project hereinbefore referred to the Metropolitan Sewerage District of Buncombe County will become the owner of and operate and maintain interceptors designated on lines A, B, C, D, E, F, G, and H of the preliminary planning estimate, a copy of which is hereto attached and made a part of this Resolution and further providing that the said Metropolitan Sewerage District will succeed to and become the owner of all rights, easements and appurtenances with respect to said interceptors.

NOW, THEREFORE, BE IT RESOLVED by the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina:

1. That the Metropolitan Sewerage District does hereby accept the designation of said Buncombe and Henderson Counties as official agent, representative and/or official for each of such counties in applying for State and Federal grants available for financing a portion of the costs of design and construction of the South Buncombe Interceptor Sewer Lines.

2. That the Metropolitan Sewerage District of Buncombe County, North Carolina, will assume its pro-rata share of the estimated design and construction costs of said project as designated and shown on the Exhibit attached hereto entitled "South Buncombe Preliminary Planning Estimate."

3. That William H. Mull, Engineer-Manager of the Metropolitan Sewerage District of Buncombe County, North Carolina, be, and he is hereby, authorized and directed on behalf of the District to execute any and all documents as may be required to carry out the intent and purpose of this Resolution and the complementary Resolutions of Buncombe and Henderson Counties, including, without limiting the generality of his authority, the signing and filing of applications for State and Federal grants for the design and construction of the said South Buncombe Interceptor Sewer Lines.

4. That this Resolution shall be effective upon adoption of similar resolutions by the Boards of Commissioners of Buncombe County and Henderson County, North Carolina.

I move the adoption of the foregoing Resolution.

/s/ Ben Clark  
Member of the Board

Seconded by: /s/ Frank S. Smith, III  
Member of the Board

Read, approved and adopted this 16 day of March, 1976, to be effective upon adoption of similar resolutions by the Board of Commissioners of Buncombe County and Henderson County, North Carolina.

/s/ M. Leon Williams  
Vice-Chairman

/s/ George E. Dawson  
Secretary

APPROVED AS TO FORM:

/s/ Anthony Redmond  
Attorney

Mr. Clark moved the motion, which was seconded by Mr. Smith, that this Resolution be adopted. Roll call vote was unanimous.

- (d) Projected plans for extension of the Hominy Valley Interceptor Sewer. After considerable discussion of both the cost and estimate of the proposed interceptor and being advised that the Buncombe County Board of Commissioners has passed a resolution requesting that MSD undertake said project, the following Resolution was presented to the Board:

RESOLUTION OF THE METROPOLITAN SEWERAGE  
DISTRICT OF BUNCOMBE COUNTY, NORTH  
CAROLINA, WITH RESPECT TO THE EXTENSION  
OF THE HOMINY VALLEY INTERCEPTING SEWER

WHEREAS, consultants engaged by the Metropolitan Sewerage District of Buncombe County, North Carolina, to prepare a Section 201 facility plan pursuant to the provisions of Public Law 92-500 for the "Metro-Buncombe County Tentative 201 Planning Area" as defined by the North Carolina Department of Natural and Economic Resources have presented a plan to the Board of Commissioners of Buncombe County whereby main sewer interceptor lines might be constructed in the Hominy Valley, Buncombe County, area; and

WHEREAS, the Board of Commissioners of Buncombe County has adopted a resolution to implement said plan whereby authorization is given for the making of application for Federal and State funds for the design and construction of said interceptor lines; and

WHEREAS, the Metropolitan Sewerage District of Buncombe County, North Carolina, has been designated in the resolution of Buncombe County as the official agent, representative, and/or official for said county in applying for such funds; and

WHEREAS, an estimate of the costs of the design and the construction of said interceptor lines has been prepared by the consultants of the Metropolitan Sewerage District and has been accepted as a preliminary plan estimate for the purposes of this Resolution and that adopted by Buncombe County, which said preliminary planning estimates show the contributions required to be made by said county and by the Metropolitan Sewerage District with respect to the proposed Hominy Valley Interceptor Lines; and

WHEREAS, said county has resolved that upon completion of the project hereinbefore referred to the Metropolitan Sewerage District of Buncombe County will become the owner of and operate and maintain interceptors designated on lines I, J, K, L, M, N, and O of the preliminary planning estimate, a copy of which is hereto attached and made a part of this Resolution and further providing that the said Metropolitan Sewerage District will succeed to and become the owner of all rights, easements and appurtenances with respect to said interceptors.

NOW, THEREFORE, BE IT RESOLVED by the District Board of the Metropolitan Sewerage District of Buncombe County, North Carolina:

1. That the Metropolitan Sewerage District does hereby accept the designation of said Buncombe County as official agent, representative and/or official for such county in applying for State and Federal grants available for financing a portion of the costs of design and construction of the Hominy Valley Interceptor Sewer Lines.

2. That the Metropolitan Sewerage District of Buncombe County, North Carolina, will assume its pro-rata share of the estimated design and construction costs of said project as designated and shown on the Exhibit attached hereto entitled "Hominy Valley Preliminary Planning Estimate."

3. That William H. Mull, Engineer-Manager of the Metropolitan Sewerage District of Buncombe County, North Carolina, be, and he is hereby, authorized and directed on behalf of the District to execute any and all documents as may be required to carry out the intent and purpose of this Resolution and the complementary Resolution of Buncombe County, including, without limiting the generality of his authority, the signing and filing of applications for State and Federal grants for the design and construction of the said Hominy Valley Interceptor Sewer Lines.

4. That this Resolution shall be effective upon adoption of a similar resolution by the Board of Commissioners of Buncombe County, North Carolina.

I move the adoption of the foregoing Resolution.

/s/ Charles M. Dent, Jr.  
Member of the Board

Seconded by: /s/ Larry S. McDevitt  
Member of the Board

Read, approved, and adopted this 16 day of March, 1976, to be effective upon adoption of a similar resolution by the Board of Commissioners of Buncombe County, North Carolina.

/s/ M. Leon Williams  
Vice-Chairman

/s/ George E. Dawson  
Secretary

APPROVED AS TO FORM:

/s/ Anthony Redmond  
Attorney

Mr. Dent moved the motion, which was seconded by Mr. Smith, that this Resolution be adopted. Roll call vote was unanimous.

- (e) Infiltration/Inflow Survey. The total estimated costs for the I/I survey is estimated at \$2,700,000.00, and the local share is \$337,500.00. Mr. Mull advised that each political subdivision participating in the survey would be requested to pass a resolution amending the method of payment for 201 Facilities Planning to reflect the actual work done in that area. A sample resolution had been drawn up by Mr. Redmond and was passed by the Buncombe County Board of Commissioners this date.

Mr. Mull requested a meeting of the Budget Committee in early April.

There being no further business, the meeting was adjourned at 3:15 p.m.

  
Secretary