

MINUTES OF THE METROPOLITAN SEWERAGE DISTRICT BOARD

MARCH 15, 1977

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 Building, Asheville, North Carolina, at 2 p.m., Tuesday, March 15, 1977.

Vice-Chairman Williams called the meeting to order, and Mrs. Crowe called the roll. While the roll was being called, Chairman Robinson arrived and presided for the remainder of the meeting. In addition to Vice-Chairman Williams and Chairman Robinson, the following members were present: Messrs. Clark, Dawson, Dillingham, Griffith, Hyatt, 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 15 meeting, Mr. Dawson moved the motion and Mr. Clark seconded that the Minutes stand approved as written. After discussion by Mr. McDevitt, the Minutes were corrected to show that the \$30,000 item in Paragraph (a) of the Engineer-Manager's report reflect the State's 12½ percent share of EPA eligible funds for the Sewer System Evaluation Survey. Voice vote was unanimous that the Minutes be approved as corrected.

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

- (a) Environmental Law course to be held in Chicago, May 5-6: Mr. McDevitt moved the motion, which Mr. Williams seconded, that Mr. Mull, Mr. Redmond, and any interested Board member be authorized to attend the seminar. Roll call vote was unanimous.
- (b) Engineering contract with Harry Hendon & Associates: Mr. Redmond recommended to the Board that two additional items be added to the amended contract (original contract dated June 17, 1974, and accepted by the District on June 18, 1974) as follows:
  - (6) Contractor shall indemnify and save harmless Metropolitan Sewerage District from any and all claims for personal injury and property damage growing out of any incident resulting from the negligence of the contractor in the performance of the work hereunder.
  - (7) Specifically agreed and understood that this contract shall be of no force and effect as between the parties hereto unless approved by the Environmental Protection Agency and unless a Federal grant equal to at least 75 percent of the

total cost of the work to be done here-  
under; to wit, \$954,600 or such other  
amount as may be determined to be the final  
cost thereof.

Mr. Hyatt moved the motion that the Board  
accept the amended contract containing the  
two additional items as described herein-  
above. Mr. Williams seconded the motion,  
and roll call vote was unanimous.

- (c) Resolution of Appreciation for Mr. Dent:  
Mr. Smith moved that the Board adopt the  
proposed resolution, and Mr. Hyatt  
seconded the motion. Voice vote was  
unanimous that the resolution be adopted,  
that Mr. Dent be mailed a copy of said  
resolution, and that said resolution be  
inscribed in the official records of the  
Board. Resolution is attached and is  
thereby made a part of these Minutes.
- (d) Right-of-Way Agreement between MSD and  
Woodfin Sanitary Water and Sewer District:  
Mr. Williams moved that the Board authorize  
Chairman Robinson and Secretary Dawson to  
execute this agreement. Mr. Smith seconded  
the motion, and voice vote was unanimous.
- (e) Office Building Plans: Bids for the new  
MSD Administration Building will be opened  
April 7 at 2 p.m. in the offices of MSD.  
The bids will be reviewed by the architect  
and Mr. Redmond and a recommendation pre-  
sented at the Board's April 19 meeting.
- (f) Wastewater Service Charges: At Mr. Mull's  
request, Mr. Huber reported to the Board  
on these charges. After the report, Mr.  
McDevitt moved the motion that the Board  
adjust the adopted/actual rates of 1975-76  
to that of estimated rates of 1976-77 and  
either debit or credit the customer's  
account. Mr. Williams seconded the motion.  
After considerable discussion, Chairman  
Robinson requested that Mr. McDevitt  
withdraw his motion and that Mr. Williams  
withdraw his second. Both complied. After  
further discussion, the Board decided to  
mail out notices to each industry indicating  
either a debit or a credit to that industry's  
charges for the Fiscal Year 1975-76.

Chairman Robinson appointed the following Board members to the  
Fiscal Year 1977-78 Budget Committee: Messrs. Dawson, Hyatt,  
McDevitt, and Smith.

Date of the next meeting of the MSD Board was set for April  
19, 1977.

There being no further business, the meeting was adjourned at  
3:25 p.m.

  
Secretary

RESOLUTION OF APPRECIATION

BY THE BOARD

METROPOLITAN SEWERAGE DISTRICT  
OF BUNCOMBE COUNTY

WHEREAS, Charles M. Dent became a member of the Metropolitan Sewerage District Board as an appointee of Buncombe County in the Year 1974 for a term of three years; and

WHEREAS, during said period of time, Mr. Dent contributed generously of his time to the work of the Board in performing a vital service to the community by serving not only as a member, faithfully attending the regular meetings, but also as chairman of the Building Committee of said Board; and

WHEREAS, Mr. Dent, in his capacity as professional engineer, likewise gave of his knowledge constructive help in matters pertaining to engineering, pollution control, and wastewater treatment; and

WHEREAS, the Board of the Metropolitan Sewerage District wishes to formally recognize Mr. Dent for his services;

NOW, THEREFORE, BE IT RESOLVED that the Board of the Metropolitan Sewerage District of Buncombe County, North Carolina, in regular meeting assembled on the fifteenth day of March, 1977, does hereby express on behalf of its membership as well as the community at large and the citizens of the Metropolitan Sewerage District its gratitude for the fine and professional services rendered by Mr. Dent and do wish him every success in the future.

BE IT FURTHER RESOLVED that a copy of this Resolution be mailed to Mr. Dent and that this Resolution be inscribed in the official records of this Board.

This 15th day of March, 1977.



Chairman  
Metropolitan Sewerage District  
of Buncombe County