

MINUTES OF THE METROPOLITAN SEWERAGE DISTRICT BOARD

JANUARY 17, 1978

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, January 17, 1978.

Chairman Robinson called the meeting to order, and Mrs. Crowe called the roll. In addition to Chairman Robinson, the following members were present: Messrs. Clark, Dillingham, Griffith, Hyatt, McDevitt, Warlick, and Williams.

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

Mr. J. Ray Elingburg, Clerk of Superior Court, administered the Oath of Office to two of the three appointees to three-year terms to the MSD Board, effective January 19, 1978. Taking the oath, being sworn by Mr. Elingburg, were:

Mr. Ben H. Clark, Town of Weaverville
Mr. C. LeRoy Robinson, City of Asheville

Mr. Frank S. Smith, III, an appointee of Buncombe County, was not present. Oath of office will be administered to Mr. Smith during the February 21 meeting.

The members having received copies of the Minutes of the November 7 meeting, Mr. Clark moved that the Minutes stand approved as written. Mr. Williams seconded the motion, and voice vote was unanimous.

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

- (a) Wastewater service charges adjustments to industrial customers: Received as information by the Board.
- (b) Request for authorization to advertise for bids to purchase mechanics' truck: Mr. Clark moved the motion, which was seconded by Mr. Hyatt, that Mr. Mull be authorized to advertise for bids for a ½-ton pickup truck. Roll call vote was unanimous.
- (c) Emergency repair to interceptor sewer from Brevard Road to French Broad River; reaffirm vote by Board members by telephone poll to accept bid from W & W Contracting to do the repair work for a cost of \$50,000: Mr. McDevitt moved the motion that the Board accept the \$50,000 bid, thereby reaffirming the telephone poll. Mr. Hyatt seconded the motion, and roll call vote was unanimous.

- (d) Reaffirm vote by Board members by telephone poll to apply for federal aid to assist in flood disaster costs: Mr. Clark moved the motion that the Board authorize Mr. Mull to apply for federal assistance for flood disaster costs, thereby reaffirming the telephone poll. Mr. Dillingham seconded the motion, and roll call vote was unanimous. Mr. Mull told the Board that MSD has recovered about \$38,000 of the costs incurred.
- (e) 201 Facilities Planning--route location surveying in Hominy Valley and South Buncombe: Mr. Mull circulated two letters among the Board members from Mr. Huber which stated that difficulty had been encountered from two landowners (one in Hominy Valley and one in South Buncombe) which prevented the survey crews from crossing their property. After discussion, Mr. Redmond suggested that Mr. Mull take two members of the Board, along with representatives from the County, and go talk with the dissenting landowners to see if a solution might be reached.

Mr. Huber reported on progress of the surveying in Hominy Creek and South Buncombe, stating that everything is right on schedule. Mr. Huber further reported that flow monitoring and smoke testing under the SSES is about 25 percent completed.

- (f) Show Cause Hearing in Atlanta with EPA on January 9, Messrs. Redmond, Huber, and Mull: Mr. Mull reported to the Board that EPA had decided not to prosecute the MSD for violations incurred last spring and summer since the violations were caused by freezing over of the sludge lake last winter and by untreated influent wastewaters which have been discharged from unidentified industries. A remote monitoring system is being studied and, if feasible, would enhance strict enforcement of pretreatment standards. Mr. Mull added that EPA made it clear that it would take action on any future violations, which would result in a \$10,000 a day fine. Mr. Redmond told the Board that he felt EPA's decision not to prosecute at this time was the result of Mr. Mull's outstanding presentation at the meeting, adding that EPA will in the future produce proper enforcement of NPDES Permit Requirements if MSD fails.
- (g) Request to increase budget line items "Dues & Subscriptions" and "New Equipment": Mr. Mull reported to the Board that "Dues & Subscriptions" was over the budget in the amount of \$364.86 as a result of the District's subscribing to BNA's Environment Reporter, which was authorized at the Board's August 16, 1977, meeting. Mr. Mull requested that this item be

increased from \$800 to \$1,500, thereby decreasing "Contingency" accordingly. Purchase of a new truck--see (b) in these Minutes--will require approximately \$5,000; "New Equipment" was budgeted \$5,000 for FY '77-78, of which \$4,824.15 has been expended (\$1,011.98 for a new control panel at Weaverville Plant), thereby leaving a balance of \$174.85. Mr. Mull requested that this item be increased from \$5,000 to \$13,000 (an increase of \$8,000), thereby decreasing "Contingency" accordingly. Mr. Clark moved the motion, and Mr. Griffith seconded. Roll call vote was unanimous for approval of these two line item increases with the exception of Mr. McDevitt's negative vote.

- (h) Archaeological Survey: This mandatory survey originated in Step I, SSES, and is to be conducted in the areas where the proposed sewer lines will be placed and is required by the Federal Government since federal grant money is to be used in the project. The purpose of the archaeological survey will be to decide whether anything of historical value lies in the path of the proposed sewer system. Should anything of such value be discovered, the sewer system will have to be rerouted or the situation otherwise settled. Proposals were presented to the Board by three archaeologists, the lowest proposal being \$5,835. Mr. Clark moved the motion that the Board accept the low proposal as submitted from Dr. Harvard G. Ayers, and Mr. McDevitt seconded. Roll call vote was unanimous.
- (i) Resolution regarding surplus funds in the Revenue Account: Mr. McDevitt moved the motion, which Mr. Hyatt seconded, that the Board adopt a Resolution regarding these surplus funds and their investment. Roll call vote was unanimous for the adoption of this resolution, said Resolution being attached and thereby made a part of these Minutes.
- (j) Joint meeting with City and County officials to update progress on water and sewer planning within the 201 area: By mutual agreement, the MSD Board will meet with City and County officials from 1-3 p.m., February 7, 1978, in County Commissioners' Board meeting room.
- (k) Proposed revisions to Sewer Use Regulations and Public Hearing for February 21 Board meeting: Mr. Warlick moved the motion, which Mr. Clark seconded, that the Board set a Public Hearing on these revisions for the February 21 Board meeting and that the Board authorize Mr. Redmond to advertise said Public Hearing in both the CITIZEN and the TIMES at least two weeks prior to the hearing. Roll call vote was unanimous.

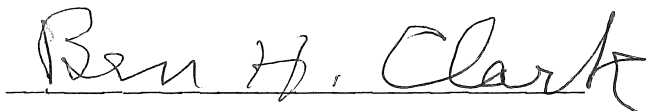
- (1) Certificate of insurance claim by MSD for wind damage to the roof of the raw wastewater pumping station and the windows of the blower building, June 6, 1977: Received as information by the Board.

- (m) Unemployment Insurance coverage by MSD as required by the State: Received as information by the Board.

Final inspection of MSD's new Administration Building was conducted by the Building Committee, the architects, the contractors, and Messrs. Redmond, Huber, and Mull at 1:30, January 12. There were several items to be corrected, and another inspection will be held in a week or so. During the inspection on January 12, it was discovered there was no heat in the heat-locked, glass-enclosed front entrance to the building; and the doors were iced over. After discussion, Mr. Williams moved the motion that the Building Committee be authorized to install a small heat duct in the foyer area at an add-on cost to the District while the contractor is still at the site. Mr. Dillingham seconded the motion, and roll call vote was unanimous.

Date of the next meeting of the MSD Board was set for February 21, 1978, in the City Council Chambers.

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



Secretary

RESOLUTION

WHEREAS, the Metropolitan Sewerage District Board passed a Resolution at its regular meeting held on January 17, 1978, adopting an Amended Operation and Maintenance Budget for the Fiscal Year 1977-78; and

WHEREAS, increases necessary to meet the operating requirements of the Metropolitan Sewerage District of Buncombe County, North Carolina, consisting of line item "Dues & Subscriptions" from \$800.00 to \$1,500.00, thereby decreasing line item "Contingency" from \$10,000.00 to \$9,300.00, and line item "Capital Outlay--New Equipment" from \$5,000.00 to \$13,000.00, thereby decreasing line item "Contingency" from \$20,000.00 to \$12,000.00, this being the same Preliminary Budget which was presented at the regular Board meeting on April 22, 1977, currently lying on the table and totaling \$848,750.00, of which the estimated monthly budget is equal to one-twelfth (1/12) of the total budget;

NOW, THEREFORE, BE IT RESOLVED by the Metropolitan Sewerage District Board of Buncombe County that the January 17, 1978, Resolution adopting the Amended Operation and Maintenance Budget for Fiscal Year 1977-78 be and is hereby unanimously approved by roll call vote.

By: C. LeRoy Robinson

C. LeRoy Robinson, Chairman
Metropolitan Sewerage District
Board of Buncombe County

ATTEST: W. H. Mull

W. H. Mull
Engineer-Manager

MSD Metropolitan Sewerage District of Buncombe County, North Carolina.

W. H. Mull, P. E., Engineer-Manager
P.O. Box 7157, Asheville, N. C. 28807
Telephone: Area Code 704-255-5383

Anthony Redmond, General Counsel



C. LeRoy Robinson, Asheville
Chairman
M. Leon Williams, Buncombe Co.
Vice-Chairman
George E. Dawson, Asheville
Paul W. Warlick, Biltmore Forest
Ben Clark, Weaverville
D. Frank Hyatt, Asheville
Larry S. McDevitt, Buncombe Co.
Frank S. Smith III, Buncombe Co.
P. P. Dillingham, Woodfin
Paul E. Griffith, Black Mountain

January 20, 1978

I, Paul E. Warlick, Assistant Secretary to the District Board of The Metropolitan Sewerage District of Buncombe County, North Carolina, DO HEREBY CERTIFY that the attached copy is a true and correct copy of the AMENDED 1977-78 BUDGET adopted by the Metropolitan Sewerage District Board at its regular meeting held January 17, 1977.

WITNESS my hand and seal of said District this 20th day of January, 1978.

Signed by Paul E. Warlick
Assistant Secretary
Metropolitan Sewerage District
of Buncombe County

OPERATION AND MAINTENANCE FUND--STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS
 FOR MONTH OF _____ AND _____ MONTH ENDED _____ COMPARED WITH PREVIOUS YEAR

AMENDED	1977-78 BUDGET	CURRENT YEAR		PRIOR YEAR	
		MONTH OF _____	ENDED _____	MONTH OF _____	ENDED _____
SALARIES.....	64,600	_____	_____	_____	_____
BILLING & COLLECTIONS.....	50,000	_____	_____	_____	_____
TELEPHONE & TELEGRAPH.....	1,000	_____	_____	_____	_____
TRAVEL & CONVENTION EXPENSES.....	3,000	_____	_____	_____	_____
OFFICE SUPPLIES.....	4,000	_____	_____	_____	_____
POWER & WATER.....	2,400	_____	_____	_____	_____
DIRECTORS' FEES & EXPENSES.....	3,200	_____	_____	_____	_____
INSURANCE.....	16,000	_____	_____	_____	_____
DUES & SUBSCRIPTIONS.....	1,500	_____	_____	_____	_____
ACCOUNTING SERVICE @ 1% of Payroll	3,200	_____	_____	_____	_____
CONSULTING ENGINEERS.....	7,000	_____	_____	_____	_____
LEGAL FEES.....	15,000	_____	_____	_____	_____
TRUSTEE FEES.....	5,000	_____	_____	_____	_____
AUDIT.....	2,000	_____	_____	_____	_____
POSTAGE & PETTY CASH.....	750	_____	_____	_____	_____
REPAIRS--OFFICE EQUIPMENT.....	300	_____	_____	_____	_____
SOCIAL SECURITY TAXES @ 5.85%.....	15,500	_____	_____	_____	_____
CONTRIBUTIONS--RETIREMENT FUND 7.4%	19,600	_____	_____	_____	_____
VEHICLE EXPENSES.....	3,900	_____	_____	_____	_____
CAPITAL OUTLAY (EQUIPMENT).....	2,000	_____	_____	_____	_____
CONTINGENCY.....	9,300	_____	_____	_____	_____
TOTAL ADMINISTRATIVE & GENERAL....	<u>229,250*</u>	=====	=====	=====	=====

PLANT OPERATION EXPENDITURES	1977-78 BUDGET	CURRENT YEAR: _____ MONTH		PRIOR YEAR: _____ MONTH	
		MONTH OF _____	ENDED _____	MONTH OF _____	ENDED _____
SALARIES & WAGES.....	200,000	_____	_____	_____	_____
CHEMICALS.....	59,000	_____	_____	_____	_____
TELEPHONE.....	1,500	_____	_____	_____	_____
POWER & LIGHTS.....	190,000	_____	_____	_____	_____
MAINTENANCE SUPPLIES.....	2,200	_____	_____	_____	_____
WATER.....	4,000	_____	_____	_____	_____
VEHICLE EXPENSE.....	7,000	_____	_____	_____	_____
LABORATORY SUPPLIES.....	2,500	_____	_____	_____	_____
UNIFORM SERVICE.....	1,300	_____	_____	_____	_____
SMALL TOOLS & SUPPLIES.....	1,000	_____	_____	_____	_____
MAINTENANCE (BUILDINGS & GROUNDS).	11,000	_____	_____	_____	_____
MAINTENANCE (PIPELINE).....	25,000	_____	_____	_____	_____
MAINTENANCE (EQUIPMENT).....	55,000	_____	_____	_____	_____
CAPITAL OUTLAY--NEW.....	13,000	_____	_____	_____	_____
EQUIPMENT REPLACEMENT.....	35,000	_____	_____	_____	_____
CONTINGENCY.....	12,000	_____	_____	_____	_____
TOTAL OPERATIONS EXPENDITURES.....	619,500*	_____	_____	_____	_____
TOTAL DISBURSEMENTS.....	<u>848,750**</u>	_____	_____	_____	_____
<u>RECEIPTS:</u>					
TRANSFER FROM REVENUE FUND.....		_____	_____	_____	_____
OTHERS: _____.....		_____	_____	_____	_____
TOTAL RECEIPTS.....		_____	_____	_____	_____
EXCESS OF RECEIPTS OVER DISBURSEMENTS.....		_____	_____	_____	_____
(DISBURSEMENTS OVER RECEIPTS).....		_____	_____	_____	_____
<u>CASH BALANCE:</u>					
BEGINNING OF PERIOD.....		_____	_____	_____	_____
ENDING OF PERIOD.....		_____	_____	_____	_____

*THE CURRENT EXPENSES FOR EACH MONTH ARE ESTIMATED TO BE ONE-TWELFTH (1/12) OF THE ANNUAL BUDGET.

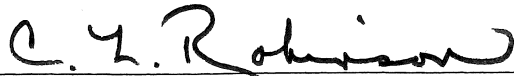
**ESTIMATED REVENUE TO BE COLLECTED FROM SEWER SERVICE CHARGES FOR THIS FUND EQUAL TO \$848,750.

R E S O L U T I O N

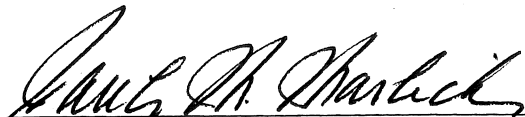
WHEREAS, the Trustee has informed us that there will be surplus funds accrued in the Revenue Account during Fiscal Year 1977-78;

THEREFORE, BE IT RESOLVED that the Trustee is authorized and directed to deposit any surplus funds accrued in the Revenue Account between July 1, 1977, to June 30, 1978, in the Reserve Account and invest these funds in accordance with the Bond Resolution.

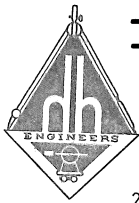
Read, approved, and adopted this 17th day of January, 1978.



Chairman of the Board
Metropolitan Sewerage District
of Buncombe County



Assistant
Secretary



Harry Hendon and Associates

INCORPORATED

ENGINEERS

Phone 704 - 274-7711

Address reply to P. O. Box 5176

25 REED STREET • ASHEVILLE, NORTH CAROLINA 28803

HARRY H. HENDON (1904-1973)

L. E. HOFFMANN

A. B. JOWERS

H. D. HUBER

We have considered the proposed amendment to the 1977-78 Budget increasing the Budget amount for "Dues & Subscriptions" from \$800.00 to \$1,500.00 and increasing the item "Capital Outlay--New Equipment" from \$5,000.00 to \$13,000.00 and find the proposed increases necessary to meet the operating requirements of the Metropolitan Sewerage District of Buncombe County.

In accordance with Section 506 of the BOND RESOLUTION, we recommend and approve this proposed amendment to the Annual Budget.

H. Dean Huber
HARRY HENDON & ASSOCIATES
January 17, 1978