

ORANGE WATER AND SEWER AUTHORITY  
MEETING OF THE BOARD OF DIRECTORS

FEBRUARY 8, 2007

The Board of Directors of the Orange Water and Sewer Authority (OWASA) met in regular session on Thursday, February 8, 2007, at 7:00 P.M., in the OWASA Community Room.

Directors present: Randy Kabrick, P.E., Vice Chair; Gordon Merklein, Secretary; Fred Battle; Milton S. Heath, Jr.; Marge Anders Limbert; Penny Rich; Laura Sandvik; and William Stott. Directors absent: Michael A. (Mac) Clarke, Chair.

OWASA staff: Ed Kerwin, Mason Crum, Patrick Davis, Greg Feller, John Greene, Ed Holland, Andrea Orbich and Kevin Ray; and Robert Epting, Esquire, Epting and Hackney.

Others present: Thatcher Freund.

There being a quorum present, Vice Chair Randy Kabrick called the meeting to order.

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MOTIONS ACTED UPON

1. Penny Rich moved to adopt the minutes of the January 11, 2007, Meeting of the Board of Directors. The motion was seconded by Fred Battle, and carried by unanimous vote.

2. Penny Rich moved to adopt the minutes of the January 25, 2007, Closed Session of the Board of Directors for the purpose of discussing land acquisition. The motion was seconded by Fred Battle, and carried by unanimous vote.

3. BE IT RESOLVED THAT the Orange Water and Sewer Authority adopt *Resolution Awarding a Construction Contract for the Lloyd Street and Starlite Drive Pump Stations Phase-Out Project*. (Resolution so titled attached hereto and made a part of these minutes. Motion made by Laura Sandvik, seconded by Milton Heath, and carried by unanimous vote.)

4. BE IT RESOLVED THAT the Orange Water and Sewer Authority adopt *Resolution Awarding a Construction Contract for the Mason Farm Wastewater Treatment Plant Solids Dewatering Project*. (Resolution so titled attached hereto and made a part of these minutes. Motion made by Fred Battle, seconded by William Stott, and carried by unanimous vote.)

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ITEM ONE: ANNOUNCEMENTS

CONFLICT OF INTEREST

Randy Kabrick said any Board Member who knows of a conflict of interest or potential conflict of interest with respect to any item on the agenda tonight is asked to disclose the same at this time. There were none.

THATCHER FREUND

Randy Kabrick introduced Thatcher Freund, who will join the Board of Directors in July 2007.

LAURA SANDVIK

Randy Kabrick said that this will be Laura Sandvik's last Board meeting because she is relocating. On behalf of the Board and staff, Mr. Kabrick expressed gratitude and appreciation for Mrs. Sandvik's service on the OWASA Board.

BOARD COMMITTEE

Gordon Merklein said the Ad Hoc Art Committee met to discuss next steps for the atrium art project and that Jane Eckenrode, the artist selected, will meet with staff to learn more about OWASA. She will then present her concept to the Ad Hoc Art Committee.

Mr. Merklein stated that the Budget and Financial Planning Committee will meet on Thursday, February 15, 2007 at 8:30 AM in the Boardroom to continue discussion of the rate study with the consultants, Burton and Associates. The Committee, staff and the consultant will also revisit revenue projections.

Mr. Merklein said due to the previous mentioned revisiting of revenue projections, staff has requested additional time to work on the Draft Capital Improvements Program (CIP) Budget until March 2007.

CLAYTON ROAD PUMP STATION

Ed Kerwin said the Clayton Road Pump Station project will be delayed given the demands on the budget. While there are benefits from eliminating pump stations by installing gravity flow sewers, the Clayton Road pump station is in good shape and requires only routine preventive maintenance.

ITEM TWO: PETITIONS AND REQUESTS FROM THE PUBLIC, BOARD AND STAFF

Randy Kabrick asked for petitions and requests from the public, from the Board, and from staff. There were none.

ITEM THREE: BIMONTHLY STATUS REPORT ON THE MASON FARM WASTEWATER TREATMENT PLANT (WWTP) 14.5 MGD UPGRADE AND EXPANSION PROJECT

The Board received the bimonthly status report on the Mason Farm WWTP update as an information item.

ITEM FOUR: ANNUAL SEWER SERVICE LATERAL REPORT

The Board received the annual sewer service lateral report as an information item.

ITEM FIVE: MINUTES

Penny Rich moved to adopt the minutes of the January 11, 2007, Meeting of the Board of Directors. The motion was seconded by Fred Battle, and carried by unanimous vote. Please see Motion No. 1 above.

Penny Rich moved to adopt the minutes of the January 25, 2007, Closed Session of the Board of Directors for the purpose of discussing land acquisition. The motion was seconded by Fred Battle, and carried by unanimous vote. Please see Motion No. 2 above.

ITEM SIX: RESOLUTION AWARDING A CONSTRUCTION CONTRACT FOR THE LLOYD STREET AND STARLITE DRIVE PUMPING STATION PHASE-OUT PROJECT

Fred Battle asked what OWASA does to promote the use of minority contractors in its construction contracts.

Mason Crum commented that OWASA staff follows the 10% minority participation goals required by the State on all State projects. He also stated that he would meet with OWASA's Procurement Manager and that they would provide a brief summary of the actions that OWASA takes to promote minority participation on all procurements to all Board members.

Laura Sandvik moved to adopt the resolution; it was seconded by Milton Heath and carried by unanimous vote. Please see Motion No. 3 above.

ITEM SEVEN: RESOLUTION AWARDING A CONSTRUCTION CONTRACT FOR THE MASON FARM WASTEWATER TREATMENT PLANT SOLIDS DEWATERING PROJECT

Fred Battle moved to adopt the resolution; it was seconded by William Stott and carried by unanimous vote. Please see Motion No. 4 above.

ITEM EIGHT: PROPOSED REFINEMENTS TO THE ORANGE WATER AND SEWER AUTHORITY POLICY FOR ADJUSTMENT OF CUSTOMER ACCOUNTS

FOR EMERGENCY SITUATIONS INVOLVING LOSS OF METERED  
WATER

The Board agreed to seek customers' comments at the April 26, 2007 Board meeting regarding the proposed changes to OWASA's Policy for Adjustments of Customer Accounts for Emergency Situations Involving Loss of Metered Water. The Board authorized staff to publicize the proposed changes.

ITEM NINE: PROPOSED PUBLIC COMMUNICATION WORK PLAN FOR 2007

Williams Stott requested that the art atrium project be added to the communications work plan for 2007. Staff agreed.

There being no further business to come before the Board, the meeting was adjourned at 8:05 P.M.

**RESOLUTION AWARDING A CONSTRUCTION CONTRACT FOR THE LLOYD STREET AND STARLITE DRIVE PUMP STATIONS PHASE OUT PROJECT**

**WHEREAS**, there is a need for the replacement of the Lloyd Street and Starlite Drive pump stations with gravity sewer; and

**WHEREAS**, plans and specifications for the construction of this project have been prepared by McKim & Creed; and

**WHEREAS**, advertisement for bids was published in the News and Observer on December 4, 2005, and five bids were received on January 25, 2007; and

**WHEREAS**, on June 8, 2006 the Board approved a resolution authorizing funds for Capital Projects for Water Supply, including funds for this project;

**NOW, THEREFORE, BE IT RESOLVED:**

1. That the Orange Water and Sewer Authority Board of Directors awards the construction contract to Blackmon & Associates, Inc., the low bidder for the Lloyd & Starlite Pump Stations Phase Out Project, in accordance with the approved plans and specifications, in the amount of \$555,572.00 for the base bid, subject to such change orders as may apply.

2. That the Executive Director be, and hereby is, authorized to execute said contract, subject to prior approval of legal counsel, and to approve and execute change orders and such documents as may be required in connection with the construction contract.

3. That the Executive Director be, and hereby is, directed to furnish copies of said contract to the appropriate State and Federal regulatory agencies for required approval.

Adopted this 8th day of February 2007.

**RESOLUTION AWARDING A CONSTRUCTION CONTRACT FOR THE MASON FARM WASTEWATER TREATMENT PLANT SOLIDS DEWATERING PROJECT**

**WHEREAS**, Orange Water and Sewer Authority (OWASA) plans to install a biosolids dewatering system at the Mason Farm Wastewater Treatment Plant (WWTP) to improve the reliability, flexibility and sustainability of the biosolids management program; and

**WHEREAS**, plans and specifications for the construction of this project have been prepared by the consulting engineer, Brown and Caldwell; and

**WHEREAS**, advertisement for bids was published in the News and Observer and the Charlotte Observer on December 3, 2006, and subsequently re-advertised for bid on January 19, 2007, and two bids were received on January 29, 2007, and;

**WHEREAS**, on June 8, 2006, the Board approved a resolution authorizing funds for Capital Projects for Wastewater Treatment, including adequate funds for this project;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE ORANGE WATER AND SEWER AUTHORITY:**

1. That the OWASA Board of Directors award the general construction contract to Seaside Environmental Constructors, Inc., the low bidder for the Mason Farm WWTP Solids Dewatering project, in accordance with the approved plans and specifications, in the amount of \$786,195 for the base bid, subject to such change orders as may apply.
2. That the Executive Director be, and hereby is, authorized to execute said contract, subject to prior approval of legal counsel, and to approve and execute change orders and such documents as may be required in connection with the construction contract.
3. That the Executive Director be, and hereby is, directed to furnish copies of said contract to the appropriate State and Federal regulatory agencies for required approval.

Adopted this 8th day of February, 2007.