

A SPECIAL MEETING OF THE SEWER BOARD OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL BE HELD IN THE THIRD FLOOR ASSEMBLY ROOM OF THE CITY-COUNTY BUILDING ON THURSDAY, JANUARY 14, 2010 AT 9:00 A.M.

PRESENT: Mr. Harbison, Mr. Wilkinson, Mr. Brinkworth, Mr. Dixon, Mr. Marinaro, Mr. Sartell, Ms. Welsh, Mr. Buchanan, City Attorney Shane Gibson, Mrs. Garry and Ms. Wisman

CALL TO ORDER:

Mr. Harbison called the meeting to order at 9:07 a.m.

PLEDGE OF ALLEGIANCE:

APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:

Mr. Brinkworth moved to approve the November 20th special meeting minutes, Mr. Wilkinson second, all voted in favor.

Mr. Brinkworth moved to approve the December 10th regular meeting minutes, Mr. Wilkinson second, all voted in favor.

BIDS:

COMMUNICATIONS - PUBLIC:

Steven Scott, Stemwood Manufacturing explained that he has had several conversations with Ms. Welsh and Mr. Conrad regarding his companies billing because he didn't understand why some months they would get credits and some months they would owe. He stated that once Mr. Conrad explained it to him in a way that he could understand he started to track it and one month when he thought he should have a credit he was charged \$10.80 and was told that it was a minimum usage.

The board explained to him that they realized that there were problems when they took over the billing from American water and they are still trying to get a handle on it.

COMMUNICATIONS - CITY OFFICIALS

Mr. Marinaro presented an addendum regarding the maintenance of private service laterals. He explained that they currently do not have a policy in writing when a structural pipe failure occurs past the property line or inside the "right of way". He stated that this put the responsibility in the hands of the property owner to locate where the failure has occurred prior to any preemptive action by the City to restore service.

There was a lengthy discussion regarding the homeowner's responsibility to have lateral lines checked.

The Addendum was tabled until the next meeting to give Mr. Gibson time to review the policy.

SEWER ADJUSTMENTS:

Ms. Welsh presented an adjustment from Bearnos Pizza in Highlander Point in the amount of \$1311.42 for a leaky hydrant.

Mr. Wilkinson moved to approve, Mr. Brinkworth second, all voted in favor.

Ms. Welsh up-dated the board on the sewer liens and informed them that they are getting the liens certified and they have a total amount of \$455,451.69.

NEW BUSINESS:

Item #1 – D. A. Andrews re: Progress report for Georgetown Project

D.A. Andrews addressed the board regarding the Georgetown Project. He explained that everything has been bid, they have received permits from IDEM, land acquisition is complete, all the paperwork has been signed and sent in for the grants, and they are on track to start construction within the next 30 days. He explained that they hope to have the project finished by this time next year or sooner but there is a small problem with a few customers that are west of the County Garage and they haven't decided how they are going to fix this problem. He explained that it is a minimal number of customers but they tie into a 12" line and they don't know if it makes sense for them to minimize that line or reverse pumps or some other alternative but their hopes is that when they turn it around it will flow in the right direction.

Mr. Wilkinson asked that he profile his notes on the update just give to the board and send it to Mr. Gibson.

OLD BUSINESS:

Item #1 - Clark Dietz Update

Mr. Christmas reported that on Basin 35 Christiani planted the trees and they have submitted the invoice for the work in the amount of \$4,000.00. He stated that he did go through the smoke testing information with Mr. Sartell and prepared a list of customers and draft letters to send out with instructions for the these customers.

There was a lengthy discussion regarding the different issues that were found while smoke testing. The board decided that they would give the residents 90 days to correct the issues.

Mr. Brinkworth made a motion to give the residents 90 days to correct the problem and that Mr. Gibson send out the letters, Mr. Wilkinson second, all voted in favor.

Item #2 - Donahue Update

Mr. Elling reported that the 15th Street substantial completion was achieved on December 11th as required and the substantial completion certificate was issued on December 18th. He explained that the inspection identified 6 items that were outstanding that are taking a little time to complete. He informed them that he received a call from CSX insisting that the city install an asphalt wedge adjacent to the tracks in the alley north of Elm down to the alley north of Spring. He explained that when the railroad installed the tracks they were substantially above the pavement grades in that area and the decision was made by himself and Mr. Marinaro that rather than going back to try to bring the pavement back to the top of the board they would leave it a little lower in that area so that the slopes coming from the street weren't so steep. He stated that they were informed by the railroad that if they city didn't pave this area they would and then they would back bill the city for the work and after discussion with himself and Mr. Marinaro he was told that they city signed an agreement with the railroad that they would pave this are and he looked at the agreement and that is exactly what it says but he believes that the city has met their end of this agreement but was told that they railroad will contract for this job and if they do it

could be three times more than what they would normally pay. He stated that he was asked to put together a change order for this work which he did in the amount of \$7680.

Mr. Brinkworth asked if it was his opinion that the city is not obligated to do this.

Mr. Elling stated that it is his opinion that there is no need for the city to do it. He explained that he had Mr. Denison go out and look at it and he felt the same way. He stated that he is willing to do whatever the board wants him to do.

Mr. Brinkworth stated that if they city is working with CSX on other projects he wants the administration to get involved with this issue because he doesn't want to make a decision that may throw a wrench in another project.

Mr. Elling stated that Pace has indicated that they will be coming to the next meeting to reduce their retainage.

Mr. Marinaro asked if he has the board's authority to go ahead with the project if the Mayor and Deputy Mayor want it done.

Mr. Brinkworth stated that if they say to do it he thinks they need to move forward but they need to speak to Mr. Rosenbarger to find out if that project to rebuild the street will be coming up in the next year and if it is then they need to say no.

Mr. Marinaro stated that he doesn't think they will have the funding to do this project in the next year but he will find out.

CLAIMS

Mr. Marinaro presented the following claims for the board's approval:

VENDOR	INVOICE DATE	ITEM	INVOICE	COST (\$)	TO DATE
EMC	1/1/2010	EMC WWTP Monthly Billing	2001658 0	294,055.0 3	
Clark-Dietz	1/14/2010	I/I Removal and Sewer Credits	405651	3,874.86	
Clark-Dietz	1/14/2010	Basin 35 Phase II & II Gravity Replacement Sewer	405652	2,200.00	
Clark-Dietz	1/14/2010	Basin 14 Lift Station Upgrade	405654	4,704.00	
Clark-Dietz	12/11/2009	I/I Removal Assistance and Sewer Credits	405593	3,019.64	
Clark-Dietz	12/11/2009	Basin 35 Phase II & II Gravity Replacement Sewer	405594	1,250.00	
Clark-Dietz	12/11/2009	Basin 35 Phase II & II Gravity Replacement Sewer	405595	3,982.84	
Clark-Dietz	12/11/2009	Basin 16 Smoke Testing	405597	4,500.00	
Clark-Dietz	12/11/2009	Basin 14 Lift Station Upgrade	405598	7,526.35	

K & E Environmental	12/8/2009	October SSO Monitoring/Reprorting	788	1,971.76
American Contracting	12/14/2009	Emerg Sewer Repair Jacees/Cannon St.	4401-1	14,959.56
New Albany Municipal Utilities	12/14/2009	WWTP Utility Bill		831.50
Aqua Utilities	11/30/2009	Emerg Sewer Repair Alley Behind 1907 Oak	542	9,455.52
Aqua Utilities	10/31/2009	SinkHole Repair Along Sewer Alley of Elm/	525	5,774.22
BASIN 5 SANITARY SEWER REPAIR				COMPLETE
TSI				254,633.91
BASIN 35 INTERCEPTOR PHASE II				526,268.10
Dan Cristiani	12/4/2009			
15th STREET SANITARY SEWER REPAIRS PHASE I & II				1559
Pace Contractors	12/12/2009			791,381.70
January 14, 2010 Sewer Board Meeting		SUB TOTAL	358,105.28	1,572,283.71
				1,667,215.01

Mr. Brinkworth moved to approve these claims, Mr. Wilkinson second, all voted in favor.

ADJOURN:

There being no further business before the board, the meeting adjourned at 10:11 a.m.

Roger Harbison, President

Marcey Wisman, City Clerk