

**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, MARCH 10, 2011 AT 9:00 A.M.**

**PRESENT:** Roger Harbison, Gary Brinkworth, Ed Wilkinson,

**OLSO PRESENT:** Kelly Welsh, Greg Fifer, Kay Garry, Kelly Welsh, Rob Sartell, Tim Crawford, Matt Lorch, Wes Christmas, Shane Gibson, and Mindy Milburn

**CALL TO ORDER:**

**Mr. Harbison called the meeting to order at 9:02 a.m.**

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:**

**Mr. moved to approve the February 24<sup>th</sup> meeting minutes as amended contingent on Mr. Fifer's and Ms Welsh's changes, Mr. second, all voted in favor.**

**BIDS:**

**Mr. Sartell** presented 5 bids for the project on Charlestown Road

|                    |             |
|--------------------|-------------|
| TSI                | \$11,045.99 |
| Excel Excavating   | \$13,396.08 |
| Christiani         | \$8,250.00  |
| Stumler Excavating | \$12,692.00 |
| Cornel             | \$5,790.00  |

**Mr. Sartell** recommended that they take these under advisement before the move forward.

**Mr. Brinkworth** asked which ones didn't have unit pricing.

**Mr. Sartell** stated that Excel and TSI did not and he explained that the lowest cost was \$45 per inch of depth from Cornel.

**Mr. Brinkworth** moved to take the bids under advisement, **Mr. Wilkinson** second, all voted in favor with the exception of **Mr. Harbison** who abstained.

**COMMUNICATIONS - PUBLIC:**

**Jack Norton** addressed the board and explained that he is working on two houses on Bono Road and they have been on the line for years and it has been up to the home owners to take care of the line. He explained that the lines are getting really bad and need to be replaced so they are proposing that they take the two houses off the line and pump them to Bono Road. He asked the board if these individuals would be responsible for any type of new tap fee.

**Mr. Harbison** explained that they board decided several months ago that if they are already on the line there would not be a new tap fee.

**Mrs. Welsh** stated that they will have to pay the inspection fees but there won't be a new tap fee.

**Ted Niemann** with RJN Group stated that they are a new firm and they wanted to introduced themselves to the board and offer their services and leave some literature with them in the future.

**C.R. Bell** addressed the board and explained that he lives on DePauw Avenue and after the heavy rain in February his sewer backed up into his basement through a floor drain. He stated that he has lived there for twenty years and never had any problems and wanted to know what happened and what they could do to prevent this from happening in the future.

**Mr. Brinkworth** stated that unfortunately sewer lines do back up from time to time but if it hasn't happened in 20 years he doesn't think it would be due to the rain.

**Scott Wilkinson** stated that they have a 21 inch line that ties into a 90 degree at Basin 16 and runs down to about 200 feet of an 8 inch line off of the 21 inch line downstream of their homes and the 8 inch line was full of roots. He explained that they have been there since this has happened and inspected the line and they removed all of the roots that they found. He asked if they had any problem with this last rain event.

**Mr. Bell** stated that they did not.

**Robert Burton** stated that they lost a considerable amount of money due to the 19 inches of water that they had in their basement and they wanted to know if there was anything they could do to be reimbursed for this loss. He stated that he has copies of the bills and photographs if they need them.

**Mr. Fifer** explained that they need to go to the City Attorney's office to fill out a form for a tort claim and asked that they fill out that form and attach all of their documents to the claim. He explained that their deductible is probably higher than his total amount of damage so they will more than likely have to handle this in house but the city has up to 90 days to settle the claim and if it is not settled he will have up to 2 years to file litigation but he doesn't see it coming to that.

**Mr. Harbison** explained that one of the things they can do for future prevention is maintenance on the Sewer Departments side and to install a back-flow prevention system.

**Mr. Wilkinson** explained what a back-flow preventer was and stated that he would highly recommend that they do this.

**Mr. Sartell** stated that they can purchase and inexpensive backflow preventer to put in their drains from Lowes.

**Garry McCartin** addressed the board and asked if there were any sewer credits available in the Gantline Road area near IUS

**Mr. Fifer** stated that right now they are still operating under the methodology that if someone wants to connect something substantial they will need a capacity certification, but the good news is that IDEM and EPA are allowing credits to be awarded to the Grant Line-Industrial Park expansion as long as the lift station improvements are completed before discharge goes into it. He stated that they are available but they are still hindered by a couple of hoops they may have to jump through.

**Mr. Harbison** explained that they could start construction as soon as they get through the permitting process but the buildings can't be occupied until the city's projects are complete.

**There was a lengthy discussion regarding how credits were issued in the past and the process that they go through now.**

**COMMUNICATIONS - CITY OFFICIALS**

**Mrs. Garry** stated that everything in her office is paid including the EMC bill. She explained that Mr. Wilkinson asked about recouping expenses on older equipment purchased through the loan and stated that she could write up a claim for that and asked if they had a list of other equipment they want to do this for.

**Mr. Fifer** stated that he would suggest that she hold that until they get a larger amount to send up because there is no deadline of when she can send it up to SRF.

**Mrs. Garry** stated that she has several ready and explained that everything else that has been sent up has already been reimbursed or paid directly to the supplier.

**SEWER ADJUSTMENTS:**

**Mrs. Welsh** presented an adjustment for the removal of the penalty for Trilogy Health's utility invoice in the amount of \$657.20. She explained that they are asking for a one time penalty adjustment and have been very good customers up to this point.

**Mr. Fifer** stated that the bill was only 2 days late.

**Mr. Brinkworth moved to waive the penalties, Mr. Wilkinson second, all voted in favor.**

**FINACIAL REPORT:**

**Mr. Wilkinson** went over several changes the financial report; said report is on file with the City Clerk's office. He stated that they have inserted a reimbursements line that now shows \$337,000.00 and on the misc income the Georgetown \$25,000.00 is going to cause the % over budget to sit there for the year because it is a onetime event. He stated that he will straighten out the engineering line but it will go above budget until they get done with the SRF projects. He explained that the legal fees line will be out of sorts for a while because of the Fox & Cotner invoice.

**NEW BUSINESS:**

**Item #1 - Chris Gregory re: approve for sanitary sewer tap for Auto Zone in Lafollette Center.**

**Mr. Gregory** explained that Prism Engineering is working with Auto Zone at Lafollette Station and they would like to tap into the line and stated that a service lateral has already been installed. He stated that the building is about 7300 square foot and according to the IAC Code they are required to take the square footage of the building times 10% plus the number of employees at 20 gallons/day. He explained that they will have 3-5 employees and would use about 837 gallons a day based on a comparable store which would equate to 3 credits. He stated that a comparable store would use about 100-150 gallons per day but they calculated the usage based on the code. He asked the board what steps they need to go through to get approval for this.

**Mr. Brinkworth** stated that they would need proof of that usage.

**Mr. Gregory** stated that he has about a year's worth of bills from a comparable store in Lexington if they could use that.

**Mr. Harbison** stated that they questioning whether they go with the 3 credits based on the IAC calculations or go with the actual usage of a comparable store.

**Mr. Fifer** suggested that the reasonable compromise would be to go with 2 because he would have a hard time ignoring the code totally and using a flat 1 because the code factors in I&I and actual usage does not.

**There was a lengthy discussion regarding the code and if there would be a more appropriate category to use for this project.**

**Scott Wilkinson** stated that any additional inspection fees that they would be responsible for would be included in the tap fees.

**Mr. Harbison** stated that since it is in Lafollette Station they shouldn't have to pay the additional fees.

**Mr. Fifer** stated that would be something they would have to get clarified and he will get in contact with the developers and copy Mr. Gregory on the email. He stated that he would recommend that they take this under advisement so that they can hash out all the details.

**Mr. Harbison** stated that they should be able to give him a firm answer by the next meeting.

**Mr. Fifer** stated that if he is part of Lafollette Station he doesn't need credit.

**Item #2 - John Spitznagel and Thad Adams for Adams Construction re: Tap into city lines.**

**Mr. Adams** stated that they are going to be working with a resident at 4339 Green Valley Road. He explained that they are still on the septic system and the owner would like to get on the New Albany sewer line.

**Mr. Spitznagel** stated that he has meet with Joe Silers on site and he verified that the line comes through his property and they wouldn't have a problem connecting to it but it would require a pump which means and engineer would need to get involved.

**Mr. Adams** stated that they would use Jason with Paul Primavera.

**Mr. Fifer** asked where the closest gravity sewer is.

**Mr. Adams** stated that he thinks that would be down by the Industrial Park.

**Mr. Fifer** stated that subject to the design and review that it is not going to damage the system there is no other available alternative.

**Mr. Harbison** stated that contingent upon review and payment of the tap fee the board doesn't see a problem with them moving forward.

**OLD BUSINESS:**

**Item #1 - Clark Dietz Update**

**Mr. Christmas** stated that construction has started on Basin 4 interceptor but they did have a small easement that needed to be acquired at the downstream end from Pat

Kramer. He explained that she did sign the document and he needs some direction from the board on how to make the reimbursement for this easement.

**Mr. Wilkinson moved to approve \$1000.00 for reimbursement for the easement, Mr. Brinkworth second, all voted in favor.**

**Mr. Christmas** stated that he does have applications for Kelsey and Mac for Basin 4 and one for Mac on the Basin 14 lift station projects. He explained that they had a change order for the Mt. Tabor Lift Station and this is something that they have been expecting from them for a while and they need to formally approve it today.

**Mr. Wilkinson moved to increase the contract to \$242,640.00, Mr. Brinkworth second, all voted in favor.**

**Mr. Christmas** stated that he did some checking on a service truck and he has had some dialogue with Reline and they would like to move forward with that as soon as possible. He explained that he got a quote for a new truck from Carriage Ford for \$37,450.00 and he wanted to put this out there for the board's information in light of Reline waiting to put the equipment on the trucks.

**There was a lengthy discussion regarding the specs of the truck and the probability of finding one used.**

**Mr. Christmas** stated that they do owe the EPA a schedule and he will have something for them by the next meeting.

**Mr. Fifer** stated that the board needs him to take the Reline contract and whatever the commitment is for the initial down payment for equipment and get a claim to Mrs. Garry so they can submit it for reimbursement.

**Mr. Christmas** stated that typically for all the SRF projects there is one person that will keep the files and wanted to know who the board would like to designate to keep these documents.

**Mrs. Garry** stated that she does have a cabinet available in her office to do this.

**Mr. Harbison** stated that they need to talk about the pump repairs

**Mr. Sartell** stated that they came back with a quote of 37,217.00 and now they are asking for an additional \$6,700.00 and it has them at a standstill now.

**Mr. Brinkworth** stated that they gave them an original quote of \$40,000.00 and the only thing they didn't include was the reinstallation of the pump. He stated that they were told that their city needed a better price for that and they came back with the \$37,000.00 that also didn't include the reinstallation. He explained that all of this came after they had already stripped the pump down to decide what was wrong and what was needed and there was never anything mentioned about having to pay extra for that work. He stated that they didn't decide for a while because they were trying to find out if they would be reimbursed by the pump company and Aqua Source got to a point where they felt like they needed to be paid at least a portion for the work that had been done and they billed them \$8500.00 of which they paid them \$2500.00. He explained that at some point after that they decided that they were going to bill the extra \$8,500.00 on top of what the proposal was which would take the price up to \$45,000.00 and that did not sound correct to him or Mr. Sartell. He stated that they found out they were going to get \$1600 from the pump company and they paid \$5800.00 to fix the impeller which was included in Aqua Source's price, so they should get the credit of \$5800.00, \$1600.00 and \$2500.00 off of the \$37,000.00 and Aqua is arguing that they owe them the \$8500.00.

**Mr. Fifer** stated that he agrees with all of this except that from his recollection the \$8500.00 bill was for Aqua to remove it, tear it down, and the analysis work. He stated that they agreed to pay the \$2500.00 for the work that they did do. He stated that when they went back to them and asked for their best number to finished the job as reflected by the July 26<sup>th</sup> memo and amended by the August 11<sup>th</sup> memo they would owe them the remainder of the \$8500.00

**Mr. Sartell** stated that they didn't get the bill for that \$8500 until September or October.

**Mr. Fifer** stated that he understood that as he understood if they were saying that if the city wasn't going to proceed with the work then they would owe \$8500.00.

**Mr. Harbison** explained that the way he understood it is that if they did decide to fix it then the \$8500.00 was part of the \$37,000.00

**Mr. Sartell** stated that now they have a new proposal of \$43,000.00 without any credit for the impeller that they were going to have to purchase new and instead the city fixed but is willing to take the \$1600.00 off from that.

**Mr. Brinkworth** stated that he would be willing to let them keep the \$1600 and just send it back to them to get it done.

**Mr. Harbison** stated that they should start with \$37,000.00 and make the deductions they have talked and tell them to take it or leave it.

**Mr. Brinkworth moved to hire Aqua Utility to finish the work at \$37,217.00 less \$5845.00 for the impeller, less \$2500.00 that has been paid for a balance of \$28,872.00 which includes the stipulation that Aqua can keep the \$1600.00, Mr. Harbison second, all voted in favor.**

**Mr. Brinkworth** stated that if the decline this offer they will pick up the pieces and move on to the next company.

**Mr. Fifer** stated that at some point if they agree to this price they need to get a firm proposal for the cost of the pump installation.

#### **EMC REPROT:**

**Mr. Sartell** submitted the following report to the board:

- ❖ ITT brought back repaired Raw Wastewater Pump #1 and installed in dry pit of the 110 Basement
- ❖ Whyne Supply installed new solenoid valve on the gas line coming into the generator at Robert E. Lee LS
- ❖ Spencer Machine brought back the repaired screw shaft for the #3 fine screen screwpactor. Maintenance installed and the #3 fine screen and screwpactor are back online
- ❖ Changed the solenoid valve on the #3 air actuated check valve at Basin #14 lift station.
- ❖ Delta replaced variable frequency drive (VFD) on the #3 sludge feed pump

- ❖ Cleaned out wet wells at Wolf Lake and Pines lift stations.
- ❖ Replaced stop float at Wolf Lake lift station.
- ❖ Derby City Electric repaired #1 Recycle pump.
- ❖ Maintenance repaired breach found in #1 grit classifier.
- ❖ Replaced front tires on Unit #722 Maintenance Truck.
- ❖ Maintenance completed work order to replacing all the backup batteries to the RACO emergency dialers.
- ❖ Replaced bad lead float at Chapel Creek lift station.
- ❖ Maintenance installed a new step at 720 building for safety concerns.
- ❖ Cleaned out Recycle pump station wet well.
- ❖ Maintenance installed repaired #1 thickener pump.
- ❖ Replaced alternator at Chapel Creek lift station.
- ❖ 177 Preventative and Corrective work orders were closed in February.

**CLAIMS**

Mr. Sartell presented claims in the amount of \$66,046.25

| VENDO                                     | INVOICE    | DATE      | COST               |                                   |
|---|------------|-----------|--------------------|-----------------------------------|
| Brian Dixon                               |            | 2/22/2011 | \$510.00           | Engineering Services - Drainage   |
| Gripp Inc                                 | 309542     | 2/24/2011 | \$1,094.50         | February 2011 Flow Data Retrieval |
| Kelsey Construction LLC                   | 2864       | 3/4/2011  | \$52,941.75        | Basin 4 Interceptor Improvement   |
| Mac Construction                          | Request #1 | 3/1/2011  | \$11,400.00        | Basin 14 L S Upgrade              |
| Norfolk Southern Corp                     | 9102021540 | 2/28/2011 | \$100.00           | R/W Private Road                  |
| <b>March 10, 2011 Sewer Board Meeting</b> |            |           | <b>\$66,046.25</b> |                                   |

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

**ADJOURN:**

There being no further business before the board, the meeting adjourned at 10:28 a.m.

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Roger Harbison, President

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Marcey Wisman, City Clerk