

**MINUTES OF THE ONE HUNDRED NINETY-FIFTH MEETING
OF THE BOARD OF DIRECTORS OF THE
EVANSVILLE WATER & SEWER UTILITY -----NOVEMBER 15, 2011**

The Board of Directors of the Evansville Water & Sewer Utility met in the Conference Room of the Water & Sewer Department in the City-County Administration Building, at 1:30 p.m., Tuesday, November 15, 2011.

ATTENDANCE

Present were members, Stephen Titzer, Tina Murphy, Jeffrey Hatfield, James Gribbins, Barry Russell; Thomas Bodkin, Utility Attorney, James Garrard, Interim Director of Utilities; Michael Labitzke, Deputy Director - Engineering; Harry Lawson, Sewer Superintendent; Roger Johnson, Water Superintendent; Lloyd Lamberton, Pre-Treatment Coordinator; Debbie Spaulding, Purchasing; Talmadge Vick; Ron London, BMB, Inc.; Lynn Wile, CH2M Hill; Ron Deig, Deig Bros.; David Schminke, Wessler Engineering; Heath Titzer, Clark Dietz; Dave Hynes, Commonwealth; Steve Titzer, Blankenberger Brothers Inc; Bill Woodston, Reynolds; Dennis Mullins, Sternberg; Jeff Osborne, Freightliner of Evansville; Chris Downs, JCI; Mike Pope, JCI; Ryan Cross, Structurepoint; Jim Elpers, Elpers Truck Equipment; K.C. Jain, American Engineers, Inc.; Chaitanya Mandala, American Structurepoint; Dave Watson, Banner.

CALL TO ORDER

Board President Stephen Titzer called the meeting to order.

CONSENT AGENDA

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|---|---------------------------------|
| A. Minutes - | November 1, 2011 |
| B. Payroll - Week ending | October 9, 2011 - \$208,835.02 |
| | October 16, 2011 - \$119,085.73 |
| | October 23, 2011 - \$215,665.36 |
| C. Pay Requests and Other Accounts Payable Voucher Register Items | |

2008 Water Bond

1. For \$68,215.86 (Pay Request No. 5) to Deig Brothers Construction for the Martin Luther King Water main project, through November 2, 2011, recommended by Michael Labitzke. Contract Amount: \$542,419.30; Balance on Contract: \$54,241.93.
2. For \$3,923.42 (Pay Request No. 18) to HNTB Corporation for construction engineering assistance for the Kratzville Road Water Line project, through September 30, 2011, recommended by Michael Labitzke. Contract Amount: \$308,200; Balance on Contract: \$26,145.55.
3. For \$97,983.00 (Pay Request No. 1) to Utility Service Co., Inc. for Upper Mt. Vernon, Volkman, and Lincoln water tanks painting and mechanical modifications, through September 22, 2011, recommended by Jamaal Charlton/ Michael Labitzke. Contract Amount: \$310,270; Balance on Contract: \$212,287.

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4. For \$10,887.00 (Pay Request No. 1-Retainage in-house) for Utility Service Co., Inc. for the Upper Mt. Vernon, Volkman, and Lincoln water tanks painting and mechanical modifications, through September 22, 2011, recommended by Jamaal Charlton/ Michael Labitzke.

Water General Fund

5. For \$13,148.72 (Pay Request No. 5) to CH2M Hill for Owners Technical Representative services, through September 16, 2011, recommended by Michael Labitzke. Contract Amount: \$79,474; Balance on Contract: \$24.38.

Consultant

6. For \$6,760.00 (Pay Request No.4) to Harding, Shymanski for Accounting Services, October 2011, recommended by James Garrard. Total invoice \$13,520.00 - the cost will be split between Water and Sewer.

Project Management, Consulting & Implementation

7. For \$2,556.64 (Pay Request No. 2) to Power Engineers for services for Asset Management System, October 2011, recommended by James Garrard. Total invoice \$5,113.29 - the cost will be split between Water & Sewer.

Sewer General Fund

8. For \$178.33 to Kent Rexing for crop damage on Stacer Road during summer manhole recovery, recommended by Michael Labitzke.
9. For \$18,821.50 (Pay Request No. 7) to R.W. Armstrong for the Weinbach Lift Station Design, August 27 - October 28, 2011, recommended by Michael Labitzke. Contract Amount: \$198,700; Balance on Contract: \$17,834.64.

Legal

10. For \$710.00 (Pay Request No. 28) to Aqualaw for NPDES Permit Review and regulatory assistance, October 2011, recommended by James Garrard.

Consultant

11. For \$7,500 (Pay Request No. 32) to Peck, Madigan, Jones & Stewart, Inc. for Federal Lobbying Assistance, October 2011, recommended by James Garrard.
12. For \$6,760.00 (Pay Request No.4) to Harding, Shymanski for Accounting Services, October 2011, recommended by James Garrard. Total invoice \$13,520.00 - the cost will be split between Water and Sewer.

Project Management, Consulting & Implementation

13. For \$2,556.64 (Pay Request No. 2) to Power Engineers for services for Asset Management System, October 2011, recommended by James Garrard. Total invoice \$5,113.29 - the cost will be split between Water & Sewer.

2008 SRF

14. For \$16,235.00 (Pay Request No. 18) to Clark Dietz, Inc., for the CSO LTCP Update, Amendment No. 4 only, August 27 – September 30, 2011, recommended by Michael Labitzke. Contract Amount: \$150,000; Balance on Contract: \$19.58.

2009 SRF

15. For \$835.50 (Pay Request No. 22) to Bernardin Lochmueller for construction administration assistance for the Southeast Boulevard Sewer project, September 2011,

recommended by Michael Labitzke. Contract Amount: \$200,000; Balance on Contract: \$117,027.32.

16. For \$573,842.76 (Pay Request No. 24) to Blankenberger Brothers for the Southeast Boulevard Sewer project, through October 21, 2011, recommended by Wes Christmas (Clark Dietz)/ Michael Labitzke. Contract Amount: \$24,378,164.87; Balance on Contract: \$5,452,319.82.
17. For \$30,202.25 (Pay Request No. 24-Retainage) to Old National Bank, escrow agent for Blankenberger Brothers for the Southeast Boulevard Sewer project, through October 21, 2011, recommended by Wes Christmas (Clark Dietz)/ Michael Labitzke.

B-1 Bond

18. For \$114,727.23 (Pay Request No. 6) to Blankenberger Brothers for the Jeanette-Cass Addition Stormwater project, September 24 – October 21, 2011, recommended by David Schminke (Wessler)/ Michael Labitzke. Contract Amount: \$2,773,761.94; Balance on Contract: \$532,539.70 including retainage.
19. For \$6,038.27 (Pay Request No. 6-Retainage) to Old National Bank, escrow agent for Blankenberger Brothers, for the Jeanette Cass Stormwater project, September 24 – October 21, 2011, recommended by David Schminke (Wessler)/ Michael Labitzke.
20. For \$30,618.38 (Pay Request No. 33) to Wessler Engineering for construction engineering for the Jeanette Cass Addition Stormwater project, September 2011, recommended by Michael Labitzke. Contract Amount: \$564,140; Balance on Contract: \$103,165.72.
21. For \$215,244.00 (Pay Request No. 2) (Retainage \$23,916.00 held in-house) to PPMI Construction Company for the East Wastewater Treatment Plant Headworks Building #59 New Fine Screen #1 and RWW Pump #2 project, October 2011, recommended by Tom Bernardin (Three I)/ Michael Labitzke. Contract Amount: \$326,669.00; Balance on Contract: \$97,925.00.
22. For \$756,479.52 (Pay Request No. 7) to S.J. Louis for the Eastview Terrace Sewer project, July 3 – August 15, 2011, recommended by Stuart May (United Consulting)/ Michael Labitzke. Contract Amount: \$5,046,190; Balance on Contract: \$2,476,276.00.
23. For \$61,665.20 (Pay Request No. 7/Retainage) to Bremer Bank, escrow agent for S.J. Louis for the Eastview Terrace Sewer project, July 3 – August 15, 2011, recommended by Stuart May (United Consulting)/Michael Labitzke.
24. For \$1,165.73 (Pay Request No. 6) to American Structurepoint for the Cave Avenue Sewer, final design through bidding, September 2011, recommended by Michael Labitzke. Contract Amount: \$285,350; Balance on Contract: \$221,705.94.
25. For \$14,670.00 (Pay Request No. 1) to Evansville-Vanderburgh County Building Authority for work provided by American Structurepoint on the “back 40” Green Improvements, August 2011, recommended by Michael Labitzke. Contract Amount: \$39,700; Balance on Contract: \$25,030.
26. For \$61,558.00 (Pay Request No. 1) to Parkson Corporation for on-site rebuild of Aqua Gard screen, 50% upon parts delivery, recommended by Michael Labitzke. Contract Amount: \$123,116.00; Balance on Contract: \$61,558.00.

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27. For \$6,876 (Pay Request No. 1 – Final) to Parkson Corporation for split chain cover, backing and support angle for the Eastside Wastewater treatment plant headworks

project, recommended by Michael Labitzke. Contract Amount: \$6,876; Balance on Contract: \$0.

28. For \$14,500.00 (Pay Request No. 1) to Brown Equipment Co, Inc. for CUES Sewer Inspection System, recommended by Travis Hildenbrandt. Contract Amount: \$174,350.00; Balance on Contract: 159,850.00.

29. For \$369,563.40 (Pay Request No. 1) (Retainage \$41,062.60 held in-house) to Parkson Corporation for one (1) fine screen for the East wastewater treatment headworks project, recommended by Michael Labitzke and Harry Lawson. Contract Amount: \$410,626.

Treatment Plant Upgrades

30. For \$ 84,156.77 (12 invoices) to Piping & Mechanical, Inc. (PPMI) for upgrades at the Treatment Plants, recommended by Harry Lawson and James Garrard.

D. Residential Sewer Taps

No. 18631 - Homes by Eagle Construction, 4101 Eagle Watch Drive	\$1,200
No. 18632 - Debra C Vandagriff, 1501 Larkinwood Lane	\$1,200
No. 18633 - Jagoe Homes Inc., 5306 Jona Gold Court	\$1,200
No. 18634 - JD Flowers, 3915 Charlotte Avenue	\$1,200
No. 18635 - Jagoe Homes Inc., 3827 Bronson Lane	\$1,200

E. Water Construction Applications

Approval of Plans

10820 - Crestone Development LLC, 3638 Citadel

To serve Creekside Meadows Sect 3 (Water Main)

Acceptance for Maintenance

10804 - Cash Waggner & Associates, 414 Citadel Circle

To serve Centerra Ridge Sect 2

10821 - Sheffer Construction & Development, 1425 Royal Avenue

To serve 727 Cross Pointe Blvd

F. Sewer Construction Applications

Approval of Plans

S-1290 - Crestone Development LLC, 3638 Citadel Circle

To serve Creekside Meadows Sect 3 (Main)

Acceptance for Maintenance

S-1197 - EMC, 1931 Allens Lane

To serve New Haven sub

S-1279 - Cash Waggner & Associates P.C., 414 Citadel Circle Suite B

To serve Centerra Ridge Sect 2

ON MOTION by Tina Murphy, seconded by Jeffrey Hatfield, and unanimously carried, the Board approved the Consent Agenda as printed.

UNFINISHED BUSINESS**2011 SRF Series D Bond - Mt. Auburn****Open bids for the Mt. Auburn Sewer Septic Tank Elimination project**

Blankenberger Bros.	BMB Construction	Deig Bros. Lumber & Construction	Reynolds, Inc.
\$496,116.00	\$389,184.00	\$582,621.00	\$641,070.75

ON MOTION by Tina Murphy, seconded by James Gribbins, and unanimously carried, the Board approved bids for the Mt. Auburn Sewer Septic Tank Elimination project.

All bids were taken under advisement.

Water General Fund**Open bids for two new tandem dump trucks**

Banner Truck Sales	Freightliner - Western Star of Evansville	Peterbilt of Evansville	Sternberg
\$240,960.00	\$255,208.00	\$216,336.00	\$207,695.50

ON MOTION by Barry Russell, seconded by James Gribbins, and unanimously carried, the Board approved bids for the Mt. Auburn Sewer Septic Tank Elimination project.

All bids were taken under advisement.

NEW BUSINESS**Approve three Administrative Consent Orders**

Jeff Merrick - We had 3 companies that neglected to submit their Self-Monitoring Report (SMR). They have 15 days after the end of the month to get the report in to comply and an additional 30 day window in which to get the report in. If they would have submitted the report within the 30 day timeframe, they would have only received a notice of violation. Since the report wasn't received, the Administrative Orders were crafted along with a fine we feel appropriate in the amount of \$250.00 and \$500.00.

ON MOTION by Jeffrey Hatfield, seconded by James Gribbins, and unanimously carried, the Board approved the Administrative Consent Orders, recommended by Jeff Merrick.

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Approve Agreement with Johnson Controls

ON MOTION by James Gribbins, seconded by Tina Murphy, and unanimously carried, the Board approved an agreement with Johnson Controls, Inc. for implementation of a guaranteed savings agreement per Indiana Code §36-1-12.5 to provide and oversee various efficiency-related improvements at the water filter plant and wastewater plants, installation of automated wireless water meters, and construction and implementation of fiber optic and wireless networks, recommended by Jim Garrard and Matt Arvay.

Approve IRC Petition for Johnson Controls

ON MOTION by Barry Russell, seconded by James Gribbins, and unanimously carried, the Board approved IRC Petition, recommended by James Garrard.

Water General Fund

Approve a trade agreement with Diamond Equipment to trade-in 3 backhoes

ON MOTION by Jeffrey Hatfield, seconded by Barry Russell, and unanimously carried, the Board approved a trade agreement with Diamond Equipment to trade-in 3 backhoes for \$69,600. Quotes were also received from Erb Equipment for \$91,500 and Whyne Supply for \$ 111,106, recommended by Roger Johnson.

Approve the purchase of a new hydraulic hammer attachment and loader mounted hydraulic broom attachment

ON MOTION by Tina Murphy, seconded by James Gribbins, and unanimously carried, the Board approved the purchase of a new hydraulic hammer attachment and loader mounted hydraulic broom attachment for the one of the new backhoes for a total of \$38,173. Items included in total cost: Hydraulic Hammer \$17,700, Hydraulic Broom \$12,015, and Installation of auxiliary hydraulics and couplers on the machine \$8,458 from Diamond Equipment, recommended by Roger Johnson.

Request permission to purchase 7 laptop computers for crew trucks and Water Quality Manager

ON MOTION by James Gribbins, seconded by Tina Murphy, and unanimously carried, the Board approved request to purchase 7 laptop computers for crew trucks and water quality manager in the amount of \$14,316.75 to be purchased through computer services, recommended by Roger Johnson.

Declare an old power operated pipe threading machine and the three old diesel generators located at the filter plant as surplus so they may be sold for scrap.

ON MOTION by James Gribbins, seconded by Tina Murphy, and unanimously carried, the Board approved request to declare an old power operated pipe threading machine and the three old diesel generators located at the filter plant as surplus so they may be sold for scrap. None of the diesel engines have been in operation for 20 years, recommended by Roger Johnson.

2010 SFR - Cass Avenue Sewer

Approve Change Order No. 5 in the amount of \$89,976.25 to Gradex, Inc. for the Cass Avenue Sanitary and Storm Sewer Improvements, Phases I & II.

ON MOTION by Barry Russell, seconded by James Gribbins, and unanimously carried, the Board approved Change Order No. 5 in the amount of \$89,976.25 to Gradex, Inc. for the Cass Avenue Sanitary and Storm Sewer Improvements, Phases I & II. Items include additional pavement removal and excavation on the remaining roadway adjacent to the project, miscellaneous drainage field adjustments, reconfiguration adjustments to water line relocation along Boeke Road, as recommended by Tyler Price (American Structurepoint)/ Michael Labitzke. New Contract Amount: \$4,419,407.94.

2008 Water Bond

Approve a Professional Services Agreement with HNTB

ON MOTION by James Gribbins, seconded by Jeffrey Hatfield, and unanimously carried, the Board approved a Professional Services Agreement with HNTB for Dechlorination Facility compliance reporting, design, and bid assistance for the Water Treatment Plant per the NPDES requirements not to exceed \$184,400, recommended by James Garrard.

Other

Approve Cost Participation for Pipe Material and Sanitary Lateral Wye Cost differences - Creekside Meadows, Section 3 Development

ON MOTION by Jeffrey Hatfield, seconded by Tina Murphy, and unanimously carried, the Board approved cost participation for the pipe material and sanitary lateral wye cost differences to the Creekside Meadows, Section 3 Development; EWSU Application No. S-1290; in the amount of \$1,684.08, not to exceed \$1,852.49 with receipts, recommended by Michael Labitzke.

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Discussion

Talmadge Vick, Vick Strategic - Under contract with the City of Evansville to work with Purchasing and all City departments to look at ways to improve M/WBE participation. Recently played a role with the new Ford Center making sure these goals were meant.

MISCELLANEOUS ANNOUNCEMENTS AND INFORMATION

1. Next Scheduled Meeting - November 29, 2011

With no further business, the meeting was adjourned at 2:10 p.m.

	WATER DEPARTEMENT	SEWER DEPARTEMENT
Payroll (p/e 10/9)	\$122,473.07	\$86,361.95
Vendors (paid 10/13)	\$548,662.55	\$784,721.87
Payroll (p/e 10/16)	\$66,631.68	\$52,454.05
Vendors (paid 10/20)	\$253,985.17	\$854,448.56
Payroll (p/e 10/23)	\$123,681.68	\$91,983.68
Vendors (paid 10/27)	\$765,861.34	\$616,145.22

Stephen T. Titzer, President

Tina Murphy, Vice-President

Jeffrey M. Hatfield, Sr. Member

James H. Gribbins, Member

Barry Russell, Member

ATTEST:

James A. Garrard, Interim Director of Utilities