

Western Townships Utilities Authority
REGULAR MEETING
Monday, April 27, 2009
WTUA MIDDLE ROUGE CONFERENCE ROOM
40905 Joy Road, Canton, MI 48187

The regular meeting of the Western Townships Utilities Authority Board of Commissioners was held on Monday, April 27, 2009 in the WTUA Middle Rouge Conference Room, 40905 Joy Road, Canton, Michigan 48187. The meeting was called to order at 3:10 p.m. by Chairperson, Phil LaJoy.

Closed Session: Motion made by Henningsen, supported by Reaume to move to a closed meeting for the purpose of discussion on attorney/client letter and Arbitration Results at 3:12 p.m. Motion carried unanimously.

Roll Call – Closed Session

Members Present: LaJoy, Reaume, Henningsen

Members Absent: Abbo

Staff Present: Sprague, Cezat

Others Present: Barbieri, Edwards

Motion by Henningsen, supported by Reaume to return to open session at 3:46 p.m. Motion carried unanimously

Present:

Phil LaJoy
Richard Reaume
Richard Henningsen

Absent:

Mark Abbo

Also present were:

Aaron Sprague	WTUA
Cindy Cezat	WTUA
Jack Polhill	CH2MHILL/OMI
Ron Edwards	Plymouth Township
Chuck Barbieri	FSC&S

The first order of business was acceptance of the agenda: Following discussion and upon hearing no objections; it was

R-09-04-31	Resolved to accept the agenda as amended, moving Item # XIV Closed Session; Arbitration Results Discussion to the beginning of the regular meeting; adding Item #IX(a) Middle Rouge EFSP Replacement; Phase 111 – Change Order No. 1 and adding Item # IX(b) Arbitration Results.
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Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was minutes of the regular meeting of March 30, 2009. Following discussion and upon motion by Henningsen supported by Reaume ; it was

R-09-04-32 Resolved to accept the minutes of the regular meeting of March 30, 2009 as presented.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was Treasurer's Report. Following discussion and upon motion by Henningsen supported by Reaume ; it was

R-09-04-33 Resolved to approve the schedule of disbursements for April, 2009 of \$1,556,153.64 and pre-approved payroll for May 2009 of \$18,067.63.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was Operations and Maintenance Report for the month of March 2009. Following discussion and upon motion by Henningsen supported by Reaume ; it was

R-09-04-34 Resolved to receive and file the Operations and Maintenance Report for the month of March 2009.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was Directors Report for the month of April 2009. Following discussion and upon motion by Henningsen supported by Reaume ; it was

R-09-04-35 Resolved to receive and file the Directors Report for the month of April 2009.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was Lower Rouge EQ Basin Quarterly Report: Following discussion and upon motion by Henningsen, supported by Reaume; it was

R-09-04-36 Resolved to receive and file the Lower Rouge EQ Basin Quarterly Report.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was Wayne County Tier 2 Contract Negotiations: The wastewater disposal contracts between each of the Townships and Wayne County (Tier 2 contracts) are set to expire in August 2011. The County has indicated that it intends to begin negotiations with the Tier 2 customers beginning in June of this year, with the hope of having the contract language in place by the end of 2010. The County is currently in negotiations with DWSD involving the new Tier 1 contract. The WTUA Planning Committee met last May with Wayne County to begin discussions on the issue. At that time, we indicated a desire to have WTUA be the signatory to the agreement on behalf of the three (3) member Townships. WTUA is not a party to the existing agreements, and is therefore not recognized by DWSD as a customer. Under this approach, WTUA would be allocated one capacity number, which would then be internally allocated to the Townships. During negotiations, I propose that WTUA be represented by Charles Barbieri (Foster, Swift, Collins & Smith) and myself, who will report back to and confer with the WTUA Planning Committee. Following discussion and upon motion by Henningsen supported by Reaume; it was

R-09-04-37 Resolved to concur with the Director of Operations to proceed with having WTUA be assigned as the signatory to the new Tier 2 contract with Wayne County for wastewater disposal services on behalf of the member Townships; and

Further, that WTUA (thus the member communities) be represented by Charles Barbieri (Foster, Swift, Collins & Smith) and Aaron Sprague (WTUA Director of Operations) during the negotiations in developing said contract.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was Spare Flow Meters: The Authority maintains many meters in order to calculate and analyze the sewage flow from the Townships. Currently WTUA has 16 Sigma meters and 10 ISCO meters installed, as well as 5 Mag and 5 Accusonic meters. We have consistently had problems with this meter plus the costs for repairs for Accusonics is much higher than the Sigma and ISCO meters. We have started a pilot program which will replace the Accusonic meters with 3 Sigma meters. Therefore 3 of the Sigma meters that were spares are now being utilized in test sites that will probably become permanent. That leaves 2 spare Sigma meters and 2 spare ISCO meters. Due to the aging of the meters, having only 4 spares will not be adequate for the number of meters in use. The operations budget for FY 08/09 included \$40,000 for the purchase of flow meters as WTUA anticipated that many of the meters were

reaching the end of their expected life. Following discussion and upon motion by Henningsen supported by Reaume; it was

R-09-04-38 Resolved to concur with the Director of Operations to approve the purchase of two (2) spare meters in the amount of \$8,976.10 plus shipping.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was Middle Rouge EFSP Replacement – Phase III; Change Order No. 1: Phase III of the Enclosed Flight Screw Pump (EFSP) Replacement Project is proceeding well. The final two (2) screw pumps have been removed and work continues on piping, electrical and ductwork. The new pumps are scheduled for delivery to Kennedy Industries on May 15th. During the course of the work, WTUA has issued (through Stantec of Michigan), two (2) bulletins requesting pricing for enhancements to the project. WTUA and De-Cal have come to an agreement on pricing for these bulletins, totaling \$6,802.07. The Change Order represents an increase of 0.7% of the contract amount. Following discussion and upon motion by Henningsen, supported by Reaume it was

R-09-04-39 Resolved to concur with the Director of Operations to approve Change Order No. 1 to the Middle Rouge Screw Pump Replacement Project – Phase III, increasing the contract price by \$6,802.07, to a new contract price of \$969,802.07; and

Further, that the CIP be amended to increase the Installation and Materials line item from \$963,000 to \$969,802.07; and

Further, that the Director of Operations be authorized to execute Change Order No. 1 on behalf of the Authority.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was Arbitration Results: Following discussion and upon motion by Reaume, supported by Henningsen; it was

R-09-04-40 Resolved that The Authority moves first to file a Complaint for Vacation or Modification of the Arbitration Award, issued on April 8, 2009, in Washtenaw Circuit Court; and

Further, that The Authority agrees to pay the amounts currently required by the Arbitration Award, without prejudice and subject to the filing of the Complaint for Vacation or Modification of the Arbitration Award, requesting the Auditor's General Opinion on the

treatment of other post employment benefits under GASB 45, and seeking other relief, all of which will be explained in a letter dated April 28, 2009 that will be enclosed with the payment to YCUA.

Ayes: LaJoy, Reaume, Henningsen

Nays: None

Absent: Abbo

The next order of business was public comments: There were none.

The next order of business was Commissioners' Comments: There were none.

There being no further business to come before the Board, the regular meeting was adjourned at 4:14 p.m.

Respectfully submitted,

Philip J. LaJoy
Chairperson