

Western Townships Utilities Authority
REGULAR MEETING
Monday, August 24, 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, August 24, 2009 in the WTUA Middle Rouge Conference Room, 40905 Joy Road, Canton, Michigan 48187. The meeting was called to order at 3:05 p.m. by Chairperson, Philip J. LaJoy.

Present:

Philip LaJoy
Richard Henningsen

Absent:

Mark Abbo
Richard Reaume

Also present were:

Aaron Sprague WTUA
Cindy Cezat WTUA
Jack Polhill CH2MHILL/OMI

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

R-09-08-68 Resolved to accept the agenda as presented.

Ayes: LaJoy, Henningsen

Nays: None

Absent: Abbo, Reaume

The next order of business was minutes of the regular meeting of July 27, 2009. Following discussion and upon motion by Henningsen supported by LaJoy; it was

R-09-08-69 Resolved to accept the minutes of the regular meeting of July 27, 2009 as presented.

Ayes: LaJoy, Henningsen

Nays: None

Absent: Abbo, Reaume

The next order of business was minutes of the special meeting of August 12, 2009. Following discussion and upon motion by Henningsen supported by LaJoy; it was

R-09-08-70 Resolved to accept the minutes of the special meeting of August 12, 2009 as presented.

Ayes: LaJoy, Henningsen

Nays: None

Absent: Abbo, Reaume

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

R-09-08-71 Resolved to approve the schedule of disbursements for August, 2009 of \$1,193,311.11 and pre-approved payroll for September, 2009 of \$18,067.64.

Ayes: LaJoy, Henningsen
Nays: None
Absent: Abbo, Reaume

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

R-09-08-72 Resolved to receive and file the Operations and Maintenance Report for the month of July 2009.

Ayes: LaJoy, Henningsen
Nays: None
Absent: Abbo, Reaume

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

R-09-08-73 Resolved to receive and file the Directors Report for the month of August 2009.

Ayes: LaJoy, Henningsen
Nays: None
Absent: Abbo, Reaume

The next order of business was Financial Statements For Nine Months Ended June 30, 2009. Following discussion and upon motion by Henningsen supported by LaJoy; it was

R-09-08-74 Resolved to receive and file the financial statements for the nine months ended June 30, 2009.

Ayes: LaJoy, Henningsen
Nays: None
Absent: Abbo, Reaume

The next order of business was WTUA Amended Budget (Fiscal Year 2008/2009): Following discussion and upon motion by Henningsen, supported by LaJoy; it was resolved that

R-09-08-75 Whereas, the Michigan Uniform Budgeting and Account Act, being Act 621 of the Public Acts of 1978, requires that the budget appropriations be amended during the year to reflect necessary changes in order to maintain a balanced budget; and

Therefore, be it resolved that the amended departmental budget for the Western Townships Utilities Authority for the fiscal year ended September 30, 2009, is hereby approved in the amounts as presented on Page 1 of the Amended Budget Document.

Ayes: LaJoy, Henningsen

Nays: None

Absent: Abbo, Reaume

The next order of business was WTUA Proposed Budget (Fiscal Year 2009/2010): Article X of the WTUA Articles of Incorporation states "...The commission shall prepare, adopt and submit to the legislative bodies of the constituent municipalities an annual budget covering the proposed expenditures to be made for the organizing and operating of such Authority, and for the next fiscal year beginning October 1st, such budget to be submitted on or before September 1st of each calendar year.". Following discussion and upon motion by Henningsen supported by LaJoy; it was resolved that

R-09-08-76

Whereas, the Michigan Uniform Budgeting and Accounting Act, being Act 621 of Public Acts of 1978, requires that the Western Townships Utilities Authority adopt a budget for each fiscal year, said budget to include an estimate of all proposed expenditures and a proposed means of financing such expenditures; and

Whereas, the Authority has prepared a budget for the fiscal year ending September 30, 2010;

Therefore, be it resolved that the budget for the Authority for the fiscal year ending September 30, 2010 is hereby approved in the amounts as presented on page 1 of the Budget Document; and

Further, that the quarterly reporting to the Board include the line item detail as presented in the Supplemental Information of the Budget Document; and

Be it further resolved that the Director of Operations of the Authority is hereby authorized to submit this budget for approval during the September 2009 meetings of the Board of Trustees of each of the Charter Townships of Canton, Northville and Plymouth.

Ayes: LaJoy, Henningsen

Nays: None

Absent: Abbo, Reaume

The next order of business was Capital Improvement Program (August 2009): In August of 2003, the first Capital Improvement program (CIP) for WTUA was approved. The CIP is

reviewed and updated on an annual basis. Following discussion and upon motion by Henningsen supported by LaJoy; it was

R-09-08-77 Resolved to concur with the recommendation of the Director of Operations to adopt the WTUA Capital improvement Program dated August 2009 as presented, included delaying the reevaluation of the allocation of capital expenditures by one (1) year as listed on the assumptions on Page 6 of the CIP.

Ayes: LaJoy, Henningsen

Nays: None

Absent: Abbo, Reaume

The next order of business was Lower Rouge Expansion; Change Order No. 6: To date the Lower Rouge expansion project has been progressing very well. WTUA, through Wade-Trim Associates (WTA) has negotiated the sixth (6th) Change Order for the project. This Change Order includes 15 items representing an increase of \$67,192.44 (0.20% of the contract amount) and brings the total of Change Orders to date of \$496,895.99 (2.20% of the original contract amount). The majority of the changes result from conflicts experienced during rework of the existing facilities. The project is over 90% complete. Following discussion and upon motion by Henningsen supported by LaJoy; it was

R-09-08-78 Resolved to concur with the recommendation of the Director of Operations to approve Change Order No 6 to the Lower Rouge Expansion Project, increasing the contract price by \$67,192.44, to a new contract price of \$23,065,895.99; and

Further, that the Director of Operations be authorized to execute Change Order No. 6 on behalf of the Authority.

Ayes: LaJoy, Henningsen

Nays: None

Absent: Abbo, Reaume

The next order of business was Issuance of Refunding Bonds; Co-managing Underwriter: At the August 12, 2009 Special Meeting, the Board selected Raymond James as the Underwriter for the refunding of the 2001 Bonds. Bob Bendzinski (Bendzinski & Company) informed the Board that there could be a co-manager for the underwriting. The Board instructed Bob Bendzinski to inform Jaymond James they would like R.W. Baird as the co-manager. Following discussion and upon motion by Henningsen supported by LaJoy; it was

R-09-08-79 Resolved to resolved to select R.W. Baird to be the Co-Manager with Raymond James for the underwriting of the issuance of the bonds to refund the 2001 Bonds..

Ayes: LaJoy, Henningsen

Nays: None

Absent: Abbo, Reaume

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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 3:38 p.m.

Respectfully submitted,

Philip J. LaJoy
Chairperson