

Board of Municipal Utilities
Regular Meeting Minutes
February 2, 2016
201 Miller Road
Avon Lake, Ohio

Call to Order – Roll Call

The meeting was called to order at 6:32 PM.

Present: Mr. Dzwonczyk, Mr. Rush, Mr. Rickey, Mr. Berner and Mrs. Schnabel.

Also present: Chief Utilities Executive Danielson, Chief of Utility Operations Eberle, WPCC Manager Baytos Mayor Zilka, and Councilmember Fenderbosch.

Approve Minutes

Chairman Dzwonczyk presented the minutes of the January 19, 2016 meeting and with no changes, additions or corrections noted, ordered the minutes to stand and be distributed as presented.

Public Speakers

None.

Correspondence

None.

Expenditures

Following review of expenses dated February 2, 2016 for funds and amounts as follows, Mr. Rickey moved, Mr. Rush seconded, that all be approved and paid per budget:

Water Fund 701	\$	242,752.23
Wastewater Fund 721	\$	180,660.18
MOR Fund 703 ETL1	\$	8,768.09
MOR Fund 762 ETL2	\$	295.00
LORCO Fund 749	\$	234.85
Water Construction 704	\$	198,820.31

Ayes: Dzwonczyk, Berner, Rickey, Rush, Schnabel

Nays: None

Motion carried.

Cell Lease Agreement

CUE Danielson, worked with the Law Director extensively to re-write the draft agreement and arrive at terms and conditions acceptable for both parties for this agreement. The relevant details of the lease are:

- Five (5) year initial term, with up to five (5), five-year (5-year) extensions, with term-to-term 5-year extensions thereafter.
- We can terminate the agreement if we no longer need or need to repurpose the tower and the lessee can terminate if the facility is no longer needed.
- \$30,000 for first year, with 4%/year annual increases.
- Lessee is responsible to pay any taxes.

Mr. Rush moved Mr. Rickey seconded to authorize the CUE to execute the Water Tower Lease Agreement with Verizon Wireless for the Division Road water tank.

Ayes: Dzwonczyk, Berner, Rickey, Rush, Schnabel

Nays: None

Motion carried.

Extension of Residuals Disposal Contract

Per staff's recommendation and explanation, Mr. Rickey moved, Mrs. Schnabel seconded, that the CUE be authorized to extend the treatment plant residuals disposal contract with Browning Ferris/Republic for up to one additional year.

Ayes: Dzwonczyk, Berner, Rickey, Rush, Schnabel

Nays: None

Motion carried.

Water Tower

Staff is working with MWH Americas and our CMAR (MWH Constructors) to receive Ohio EPA approval for the water tower design and arrive at a guaranteed maximum price (GMP) for the amendment to the existing contract to be discussed and approved at the March 2, 2016 Board meeting. The project will receive 0%-interest funding with a 20-year loan through Ohio EPA.

Staff is in the process of providing all required documentation for the eventual amendment of the existing storage improvements project loan with Ohio EPA through its Water Supply Revolving Loan Account (WSRLA). OEPA and the WSRLA require legislative authorization for loan application.

Mr. Dzwonczyk moved and Mr. Berner seconded to authorize the CUE to amend the loan with the Ohio EPA for design and construction services for water supply improvements contingent upon Board-approval of the amendment with our Construction Manager At Risk. Mr. Dzwonczyk further moved and Mr. Berner seconded that repayment of the loan will be through water-related revenues.

Ayes: Dzwonczyk, Berner, Rickey, Rush, Schnabel

Nays: None

Motion carried.

Reports/Updates

F-750 Scheduled for Completion

The 2016 Ford F-750 cab and chassis is slated to roll off the assembly line on February 16, 2016. Staff continues to work with the Avon Lake Assembly Plant to hopefully be present when the truck rolls off the line. If we can make this happen, we will invite Board members to the event.

WPCC Rehabilitation Project

Staff is working with CDM Smith to finalize the plans and specifications for the WPCC rehabilitation and intends to issue the project for bidding around the middle of February. CDM Smith will present an overview of the project at the Board's February 16, 2016 work session.

Mull/Norman Information Meetings

The first of the Mull/Norman informational meetings was held January 26, 2016. More than 20 people attended (approximately 15 addresses of the ~100 within the project area). The second meeting is scheduled for February 18, 2016.

Chairman/Committee/Members Reports

Mr. Rush and Mr. Berner reported that they attended the Human Resources and Economic Development joint meeting yesterday. Nothing related to Avon Lake Regional Water was discussed.

Mrs. Schnabel reported she attended a Communications meeting where they discussed different communications methods to help reach the public more effectively regarding lateral separations.

CUE Report

CUE Danielson reported he attended a meeting in Columbus with the Ohio EPA where they made a few suggestions for residential financing opportunities for our sewer lateral program. The first suggestion was a linked deposit program (working with a local bank) and the second suggestion was a loan to Avon Lake Regional Water from the Ohio EPA that is then used to loan out to residents. Both ideas have pros and cons that will have to be weighed to determine a feasible option.

CUE Danielson also reported meeting with the Ohio EPA about the Lead content in our water. A bill has been brought to Ohio Legislation regarding this issue. Avon Lake Regional Water is taking a proactive stand in educating our customers on this issue.

CUE Danielson followed up on the DiGioia LORCO Lawsuit. O'Toole's findings of fact and conclusion of law is due, after CUE Danielson's review, February 3rd, 2016.

Adjourn

As there was no further business, Mr. Berner moved, Mr. Rickey seconded, that the meeting adjourn at 7:28 PM.

Ayes: Dzwonczyk, Berner, Rickey, Rush, Schnabel

Nays: None

Motion carried.

Approved February 16, 2016

John G. Dzwonczyk, Chairman

Todd A. Danielson, Clerk