

Board Minutes for the Board of Sanitary Commissioners Meeting of April 20, 2022

THE BOARD OF SANITARY COMMISSIONERS conducted a regularly scheduled meeting.

Board members present; Stephen Brand, Board President; Tonya Brothers-Bridge, Board Vice President; Adam Leach, Secretary and David Smith, Board Member. Excused absences: none.

Department managers and staff present; John Barlow, District Administrator; Phil Reagon, Sanitation Superintendent; Jason Donati, Recycling/Stormwater Educator; Deana Cox, Financial Manager; Harvey Wright, Sewer Maintenance Superintendent; Tim Stover, IT Administrator; John Anderson, District Engineer; and Megan Huff, Executive Office Manager.

Public present:

Consideration of Minutes: Mr. Leach moved to approve the Board Meeting Minutes as submitted for the meeting of April 6, 2022. Mrs. Brothers-Bridge seconded the motion. The motion was approved (4-0).

Consideration of Claims: Mrs. Brothers-Bridge said she wanted to discuss some claims for the benefit of the public. She said we paid Napa in the amount of \$10,006.71 for operational expenses like computers, employees, etc. Mrs. Brothers-Bridge said there is a claim for \$948.54 for assembly parts for one of our trash trucks. She wanted to also give a reminder to our Board and the public that we now have a Napa store inside the new Sanitation garage which makes it very efficient and convenient for us to have parts on hand. She said there are other various claims for miscellaneous parts, but those are the larger ones she wanted to point out. Mrs. Brothers-Bridge said we paid Jack Doheny Company for parts related to our camera truck, one claim in the amount of \$1,016.92, another for \$4,837.88 as well as other software we paid WinCan for the same camera truck in the amount of \$1,500. Mrs. Brothers-Bridge said we paid Schneider Contracting \$10,200 and \$8,300 at the address of 1609 W 10th Street. She said we paid Bio Chem Inc. for some polymer for rotating drums in the amount of \$4,948. Mrs. Brothers-Bridge said we paid Best Disposal in the amount of \$2,337.14 for dumpsters at the WCPF for our grit. She said we do not have a truck in our fleet that performs that function, so we must pay for it. Mrs. Brothers-Bridge said we paid Schneider General Contracting in the amount of \$55,970 for work done at MacArthur Lane and the project is about 90% done. Mr. Leach said there are several tax assessments throughout the claims this week and as we are typically a tax-exempt entity, but these are however stormwater drainage fees that are assessed by the county. Mrs. Brothers-Bridge moved to approve the proposed claims totaling \$597,913.95. Mr. Smith seconded the motion. The motion was approved (4-0).

Old Business:

1. Bid Award for Cardinal Trail Bridge Rehabilitation and Trail Approaches. – John Barlow, District Administrator. Mr. Brand said he is going to ask our legal counsel to touch on this item. Mr. McKinney said there were two bids submitted for this project from Jutte Excavating and Flatland Resources. He said we had our engineering for review the bids and they were referred to my office for legal review. Mr. McKinney said it was determined that unfortunately even though Jutte Excavating had the low bid, they were not a responsive bidder under IN code 22-5-1.7. He said they did not meet the requirements under that statutory section, section 11, so we were prohibited from awarding them the bid. Mr. McKinney said his recommendation is that the bid be awarded to the most responsive and responsible bidder – Flatland Resources. Mr. Leach made a motion to approve based on legal counsel's recommendation to award the Cardinal Trail Bridge Rehabilitation and Trail Approaches project to Flatland Resources on the basis that they are the only responsive bidder. Mrs. Brothers-Bridge seconded the motion. The motion was approved (4-0).

2. Mr. Brand said there are no other items under old business, but he would like to bring back a discussion on the 8th and Meeker project. He said during the last meeting there was some public comment regarding the

project, and he has asked our legal counsel to clarify the process that is being used on this project. Mr. Drew Hall, McKinney Law, said he believes there was some confusion at the last meeting along with a lot of statutory references. Mr. Hall said the Board declared this project an emergency which takes it outside the realm of normal bidding procedures. He said the Board followed that procedure which required the invitation of two quotes from people who perform this type of work. Mr. Hall said the work was contracted at and part of what the Board has done has chosen to use the GMAX contract because there are specific allocations within the contract to handle payment for these types of contracts. Mr. Hall said the GMAX contract exhibit A provides a specific fund for miscellaneous and emergency expenditures on page 22. He said this was not a normal bidding procedure which may be why there has been some confusion. Mrs. Brothers-Bridge said that GMAX contract is with Bowen Engineering, and we awarded the contract last year. She said in that contract there is a specific line item that says we have dollars allocated for emergency projects. Mrs. Brothers-Bridge said this Board has been very transparent on work that we are doing. She said the minutes that discuss this GMAX contract were in January of 2021 and May of 2021 if anyone from the public would like to review them. Mr. Smith asked if we could review for the public what exactly the GMAX project is. Mr. Hall said essentially the contract is a guaranteed savings contract so there are entering into a contract that overtime will save more money than the expenditures are going to be. He said this type of specific contract is governed by IC 36-1-12.5 with specific provisions. Mr. Hall said this will accomplish the terms of the Long-Term Control Plan while saving the MSD money in the long run. Mr. Brand thanked Mr. Hall for explaining things and answering the Boards questions.

District Administrator Update – John Barlow. Mr. Barlow said he does not have much to update on today. He said we do have the ribbon cutting for the Sanitation Facility on Friday, but he will defer to Mr. Phil Reagon to give more details on that during his update. Mr. Barlow said we have had some preliminary reports on our new contracted mower, Smith Family Services, which have all been glowing. He said Harvey Wright who is the MSD employee in charge of the levee mowing has even said the same thing. Mr. Barlow said just a reminder this was a \$5,000 less than the next highest bid. He said regarding 8th & Meeker, Case was awaiting a 60-inch casting and they will start the job on Monday, April 25th. Mrs. Brothers-Bridge asked if the plate at 8th & Meeker that we were concerned about having a creeping failure is still in good shape. Mr. Barlow said yes, we are still in good shape as we have not had to do any closures before construction. Mr. Leach said the road closure permit went through Board of Works this morning and technically they don't have to do that. He said they expected about two weeks of work with the permit. Mr. Brand asked Mr. Leach who is allowed to close a road in the City of Muncie. Mr. Leach said the mayor, himself as city engineer and the Board of Public Works.

Department Head Update – Phil Reagon, Sanitation Superintendent. Mr. Reagon said he only has a few updates as far as the Sanitation department goes. He said we are getting our tax refund trash right now such as box springs, furniture, tv boxes, etc. This happens every year around this time. Mr. Reagon said if we have this nice weather, they are predicting this weekend we will have some yard waste to pick up next week. He said we have twelve neighborhood cleanups scheduled for May. Mr. Reagon said Shred Your Files week is this week through Friday. He said it is for residents, government, and nonprofits, and you can take up to 50 boxes. Mr. Reagon said this Friday at 1 p.m. will be our Ribbon Cutting for the Sanitation Facility at 2121 N MLK Blvd. He said we have some guest speakers lined up, a food truck on site, vegetable plants to give away donated by ECR, tours of the building and other fun things. Mr. Reagon said this event is open to the public as well. Mrs. Brothers-Bridge said thank you for the work done by Mr. Reagon and his team. She is proud to be a part of this event. Mr. Leach said he hears more good things about the Sanitation Department over any other City or MSD department. He said he appreciates the hard work as a Board member. Mr. Smith said thank you for all the hard work as well and he loves when the guy's honk at him as he passes by. Mr. Brand said he is looking forward to the event and thanked Mr. Reagon.

New Business:

None.

Additional Board Topics:

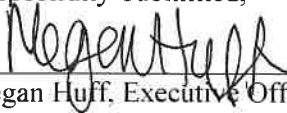
1. Mrs. Brothers-Bridge said she did want to remind the public that we still have a building for sale at 300 E Jackson Street. She said the price is \$625,000 and we are looking forward to receiving some interest in that property.

2. Mr. Leach said as the INDOT Commissioner and the Governor mentioned on Monday, it is 'orange cone' season so he cautions everyone to be aware of who is on the road doing construction or sewer projects. Please look after yourself and our staff as you go on about your day.

Public Comments: Mr. Brand said he will now welcome public comments. He would like to remind anyone wishing to speak that this is a family, friendly program and we must adhere to FCC guidelines. There were no public comments.

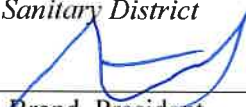
Adjourn: Mr. Brand said our next regularly scheduled meeting will be held on May 4th at 11:30 a.m. Mr. Smith made a motion to adjourn the meeting for March 9, 2022. Mrs. Brothers-Bridge seconded the motion. The motion was approved (4-0).

Respectfully Submitted,

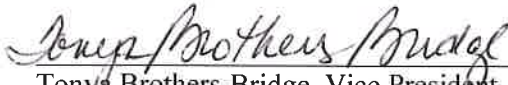


Megan Huff, Executive Office Manager

*Approved by the Board of Sanitary Commissioners
Muncie Sanitary District*



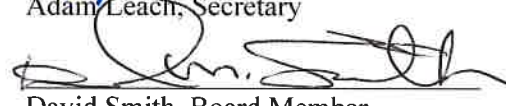
Stephen Brand, President



Tonya Brothers-Bridge, Vice President



Adam Leach, Secretary



David Smith, Board Member

