

Board Minutes for the Board of Sanitary Commissioners Meeting of September 21, 2022

THE BOARD OF SANITARY COMMISSIONERS conducted a regularly scheduled meeting.

Board members present; Stephen Brand, Board President; Tonya Brothers-Bridge, Vice President; Adam Leach, Secretary; and David Smith, Board Member.

Department managers and staff present; John Barlow, District Administrator; Mark McKinney, Legal Counsel; Deana Cox, Financial Manager; John Anderson, District Engineer; Jason Donati, Stormwater Educator; Thom Noble, Sewer Maintenance Assistant Superintendent; Phil Reagon, Sanitation Superintendent; Tim Stover, IT Administrator; and Maggie Bales, Executive Office Manager.

Public present: None.

Consideration of Minutes: Mr. Brand entertained a motion to approve the minutes as presented. Mrs. Brothers-Bridge moved to approve the Board Meeting Minutes as submitted for the meeting of September 7, 2022. Mr. Leach seconded the motion. The motion was approved (4-0).

Consideration of Claims: Mr. Brand entertained a motion to consider the register of claims totaling \$1,827,411.40. Mrs. Brothers-Bridge stated on page three of fourteen we paid \$19,988.88 to two different engineering firms, American Structurepoint and Wessler Engineering, for on call work. She stated we paid Dague Builders Supply \$2,433.80 for supplies. Mrs. Brothers-Bridge stated on page six of 14 a total of \$35,785.81 to a variety of vendors for maintenance and repairs at the Water Pollution Control Facility. She stated we paid Specialty Earth Sciences \$24,647.03 for quarterly monitoring that is required by IDEM. Mrs. Brothers-Bridge stated we paid Smith Family Services \$15,100 for the tenth levee mowing. She stated on page nine of 14 there is refund for \$2,067.26 for a leak that happened at 1217 East McGalliard. Mrs. Brothers-Bridge stated our practice is to refund once we can determine that the leak has been taken care of and the charges are not at fault of the property owner. She stated the reason this is pointed out because the owner is EZ Pawn and did not want it to look as if we purchased something from them. Mrs. Brothers-Bridge stated on page 12 of 14 we paid Flatland Resources \$164,542.23 for work on the Cardinal Greenway. She stated we paid Bowen Engineering \$188,728.20 for on call work. Mrs. Brothers-Bridge stated we paid Bowen Engineering \$900,016 for a bond payment, pay application number 14. She stated we received the review on everything that is worked on that, work done on CSO 28, CSO 13, contingency work, contractor fee, miscellaneous work, etcetera. Mrs. Brothers-Bridge stated we paid United Consulting \$67,427.41 for oversight of all our work. Mr. Brand pointed out on page 10 of 14 that the Muncie Sanitary District paid \$13,909 in credit card transaction fees. He stated a lot of our customers pay with their credit card and as of now the Muncie Sanitary District continues to fund that fee. Mr. Brand entertained a motion to consider the register of claims totaling \$1,827,411.40. Mrs. Brothers-Bridge moved to approve. Mr. Smith provided second. The motion was approved (4-0).

District Administrator Update – John Barlow. Mr. Barlow stated MSD entered a mutually beneficial contract with Delaware County Commissions regarding log jams. He stated that he is happy to say that the day after that was executed, we started removing log jams. Mr. Barlow stated we contracted with Flatland to do the actual work and we did the disposal. He stated we pulled out a total of seventy-three tons of log jams from three or four bridges here in Muncie. Mr. Barlow stated the locations were from Tillotson to Elm Street including High Street and Washington Street. He stated the contract calls for a not to exceed for \$50,000 that they will reimburse us, as he gets the total numbers, he will submit those to Angie Moyer at the commissioner's office. Mr. Barlow stated he received a draft of the new, long term control plant plan. He stated that edits were sent to the consulting firm and once they send the final draft it will be review and sent to IDEM. Mr. Barlow stated we received our new phones for the Sanitary District, Tim and Dustin hooked up the new phones. He stated we had a bump in the road at the start at no fault of

their own. Mr. Barlow stated he has not received too many discouraging words and it is pretty user friendly. He stated that Jason Donati gave numbers for the 15th annual White River clean up last weekend. Mr. Barlow stated they had a total of 205 volunteers, cleaned fifteen miles of river from Memorial to Canoe Country in Daleville, and added a new route from Memorial to Ribble where Indiana Water had put in a new fish ladder where the dam is. He stated that they cleaned out a total of 3.6 tons or 72,000 pounds of debris and a total of forty-four tires. Mr. Barlow over the 15 years these cleanups have cleaned out a total of seventy-three tons of debris and 867 tires. He acknowledged Jason Donati and thanks for his efforts to gather volunteers. Mr. Barlow thanked the volunteers for their efforts in the river clean ups. Mrs. Brothers-Bridge asked the timeline for the long-term control plan final draft. Mr. Barlow stated he sent his edits to the consultants so another couple of weeks before he gets it back from them. Mrs. Brothers-Bridge stated her thanks to Jason Donati and all the volunteers. She stated that we as citizens need to do a better job of keeping things out of the river, so all the clean ups are not necessary. Mr. Smith stated his thanks to Jason Donati and volunteers for the White River clean up. Mr. Brand asked for relevance as to why we remove the log jams. Mr. Barlow stated the removal of the log jams for the Sanitary District is that they can create a scouring effect. He stated in some locations it has at the Elm Street bridge. Mr. Barlow stated scouring affects the levee and we re responsible for the levee. He stated we spent quite a bit of money to repair the scour damage to the levee at the Elm Street bridge, so it behooves us to go ahead and get the log jams out. Mr. Barlow stated it creates a hydraulic issue when we get high river levels if the jams are in the way and causing a diversion of the normal river flow. He stated it is the same reason that we are involved with the Greenway bridge over at McCulloch Park, the old bridge has piers that cause the same scouring issue. Mr. Barlow stated the reason we get involved is for infrastructure or levee concerns. Mr. Brand asked for clarification on how many tires people can take to ECR per year. Mr. Barlow stated six per year per roof line. Mr. Brand stated for clarification that each address in the city can take up to six tires per year to ECR for free.

New Business

1. On Call Agreement between MSD and Beam, Longest, and Neff – John Barlow. Mr. Barlow stated Beam, Longest, and Neff is an engineering firm that we have used on various projects in the past. He stated there is a small project out at the plant that has to do with the grant for the mussel facility that Rick Conrad at Bureau of Water Quality will be doing. Mr. Barlow stated some engineering work that will help make this go smoother regarding the erection of the facility. He stated he asked Beam, Longest, and Neff to put together an on-call contract that will be utilized as it states. Mr. Barlow stated they sent a new rate schedule that shows the new rates for 2022-2023 that went into effect in July. He asked the Board to approve and execute the on-call agreement pending legal review. Mr. Leach expanded that this is for layout of the pad that the buildings will be placed on and the utilities going under the pads, where everything is being placed at the plant there are significant existing utilities. He stated we want to make sure there is a good layout for the installation of the new pad. Mr. Brand stated on page two it states owner, we should strike that out. Mr. Brand asked if this is approval for, he or Mr. Barlow to sign. Mr. Barlow stated for John Barlow to sign. He stated the on-call is not specific, this is just a general agreement with Beam, Longest, and Neff. Mr. Leach moved to approve. Mr. Smith provided second. Motion passed (4-0).

2. Muncie Task Order Number 1 – John Barlow. Mr. Barlow stated relating to the on-call agreement, this task order spells the specifics of what they will be asked to do for the pad design. He stated this is a not to exceed of \$21,000 so it is a limited design and gives a border of what we will spend on the design and oversight of where the cement foundations of the buildings that Rick is purchasing through the grant. Mr. Brand stated that this is a not to exceed \$21,500. Mr. Barlow stated that is correct, a not to exceed. Mr. Brand clarified that Mr. Barlow is asking the Board to approve and all him to execute, pending legal review. Mr. Brand entertained a motion to approve the task order one for John to execute with a not to exceed of \$21,500. Mr. Smith made a motion to approve. Mr. Leach provided second. Motion passed (4-

0).

3. Resolution 2022-4 Transfer of Funds within the Muncie Sanitary District – Deana Cox. Mrs. Cox is asking to transfer \$150,000 from fund 611-00-000111 actual cash to fund 611-83-434011 other insurance. She stated that the other insurance fund handles all our workman's comp and property and casualty claims. Mrs. Cox as of right now what we budgeted for this year will not be enough to cover the rest of the year. She is asking for money to be put into this fund to cover the rest of this year. Mrs. Brothers-Bridge stated we had unanticipated increases in insurance or additional claims. Mrs. Cox stated we have had unanticipated increases in workman's comp and property and casualty claims. Mr. Brand stated for clarification that we are not asking to increase the budget or the spending, we are just working within the budget transferring funds from one fund to the other. Mrs. Cox stated the budget was originally for \$400,000 so she is asking to increase that. Mr. Brand stated that the overall budget is not increasing. Mrs. Cox stated that is correct. Mrs. Brothers-Bridge moved to approve. Mr. Leach provided second. Motion passed (4-0).

4. Christopher Burke Tie Back Levee, Amendment 1 – John Barlow. Mr. Barlow stated Christopher Burke is a design consultant that their specialty for us is levee design work. He stated they have had a contract with us since 2018 regarding the process of trying to get the levee certification work for the Corp of Engineers and FEMA. Mr. Barlow stated we are at a point with that existing contract and where we are going to the east side of town in what we are calling the tie back levee along and adjoining State Road 32 near Phillips Pond. He stated to carry on the further design of this levee work and several other tasks that are specific to this, Burke is asking for an Amendment to the original contract to continue to do this work for us. Mr. Barlow stated that the actual amendment itself is to increase the current contract another \$509,000. He stated of that amount 287,000 is to their subcontractor which is American Structurepoint regarding some of the road work that may be occurring over there at State Road 32. Mr. Barlow is asking the Board approval, pending legal review, to execute this. Mrs. Brothers-Bridge stated the revised amount is \$509,000. Mr. Barlow stated that is correct. Mrs. Brothers-Bridge stated the total project would cost \$739,000. Mr. Barlow stated is brings the contract up to that amount. Mrs. Brothers-Bridge stated and of that amount \$287,250 is Structurepoint working as a subcontractor. Mr. Barlow stated that is correct. Mr. Brand stated the purposed of the tie back levee is to prevent State Road 32 from flooding. Mr. Barlow stated this prevents Muncie from flooding. He stated that the existing levee system has been deemed noncompliant by the Corp in various places. Mr. Barlow stated this is one of the places and it will be financially advantageous to us to build a tie back levee as opposed to improving the existing levee. He stated this is a line of protection for the city. Mr. Brand stated it is a multi-million-dollar avoidance to fix the levee. Mr. Barlow stated that is correct. Mrs. Brothers-Bridge stated that Christopher Burke has been a long-time partner of ours. Mr. Barlow stated absolutely. Mr. Brand entertained a motion to approve item number four under new business the tie back levee as presented by John, this would be for John to sign it pending legal review. Mrs. Brothers-Bridge moved to approve. Mr. Leach provided second. Motion passed (4-0).

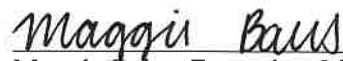
Additional Board Topics:

1. Mr. Leach stated his appreciation to the great people at the Sanitary District that make it happen every day. He stated for everyone to be safe out there.

Public Comments: None.

Adjourn: Mr. Brand stated our next regularly scheduled meeting will be held on Wednesday, October 5, 2022, at 11:30 a.m. in the City Hall Auditorium. Mr. Brand stated he would accept a motion to adjourn. Mr. Leach made a motion to adjourn the meeting for September 21, 2022. Mr. Leach seconded the motion. The motion was approved (4-0).


Respectfully Submitted,



Maggie Bales, Executive Office Manager

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


Stephen Brand, President


Adam Leach, Secretary


Tonya Brothers-Bridge, Vice President


David Smith, Board Member