

**Tontitown Water & Sewer Commission Meeting  
Minutes  
2006-07-06**

**ROLL CALL:**

Mick Wagner –present  
Larry Goddard –present  
Bill Brandt –present  
Gene Baker –present  
Casey Dunigan –absent

**BID OPENING FOR FORCE MAIN AND LIFT STATION #1:**

Bids were received Thursday, July 6, 2006 at 11:00 a.m. for the construction of the Barrington Road force main and lift station. GN Contractors was the lowest bid received of \$1,084,589.00. The highest bid was from Fochtman Enterprises with \$2,648,015.00. USI recommended the award to go to GN Contractors.

**APPROVAL OF MINUTES FOR 06/06/06 MEETING:**

The Commission set a date for a review of the budget for July 11, 2006 at 3:00 p.m.

Motion to approve minutes as written by: Bill Brandt  
Seconded by: Larry Goddard

**Vote:**

Brandt –yes, Baker –yes, Goddard –yes

**OLD BUSINESS:**

**Update from lawyer on ESI litigation:**

The trial was scheduled for next week but judge granted a continuance so we are looking at a December trial date. ESI said that after the depositions that they needed an expert engineer. Judge ordered the parties mediate the case within 60 days which is August 24<sup>th</sup>. There is one deposition to be done tomorrow at 9:00 a.m. at Marshall Ney. We have received a lot of items that we asked for but didn't receive anything with control points. Mr. Dossett notified Marshall Ney that he would like to redepose Jerry Martin & David Sbanotto.

Motion for the Chairman to be designated as the representative for the litigation process with Mr. Dossett by Larry Goddard  
Seconded by: Bill Brandt

**Progress report 412/112 water line Phase 2:**

All the water lines are in & flushed. Phase 2 will be in service Monday week. If the samples come back positive it will be the first of August before it is in service. The Water Department is going to be flow testing the hydrants and meters to help improve the ISO rating in the City.

**Update on Sewer project (review easements):**

The Commission went over USI's recommendation of award on the bids for the Barrington Rd lift station & force main. There were a total of 7 bids received for the project. They are as follows:

GN Contractors \$1,084,589.00  
Kraus Construction \$1,380,800.00  
S&J Construction \$1,394,632.19  
Goodwin & Goodwin, Inc. \$1,459,741.00  
Dean Crowder Construction, Inc. \$1,465,641.75  
Crossland Heavy Contractors \$1,541,335.00  
Fochtman Enterprises \$2,648,015.00

USI presented a recommendation of award for GN Contractors.

\*\*Stipulation added for a barn or structure on the lift-station 1 if the Zulpo's want it.

Motion to accept the lowest bidder GN Contractors by: Larry Goddard  
Seconded by: Bill Brandt

**Vote:**

Brandt –yes, Baker –yes, Goddard –yes

**Discuss Sewer Rate Analysis, connection fees:**

Terry Carpenter with USI presented a map that shows the lines that go with the price for the construction of the sewer lines.

Motion to proceed with bid packages with a deductive alternative for a trunk line to run west of the Venetian Inn and to prepare those for advertisement for bids by: Bill Brandt  
Second by: Gene Baker

**Vote:**

Brandt –yes, Baker –yes, Goddard –yes

The Commission was provided about a month ago various connection fees. Mr. Wagner asked that the Commissioners look at that and provide any feed back that they might have. There was a discussion about how to charge users based on whether they are new construction or existing structures.

**Review Taldo easements, ratify Meeks condemnation:**

Mr. Dossett talked with Mr. Meeks. Mr. Meeks declined the offer that was presented by the Water & Sewer Commission. Mr. Dossett has all the paperwork completed for condemnation. Mr. Meeks' 10 day notice ends on the 17<sup>th</sup>. The lawsuit will proceed at 9:00 a.m. on the 17<sup>th</sup>.

**NEW BUSINESS:**

**Davenshire Subdivision:**

Three weeks ago, the contractor brought a set of construction drawings to the Planning Department. He had laid some lines that were only 6" when the minimum standard for Tontitown is an 8". Rick Williams put a stop order on all actions being held by the contractor. Washington Water Authority had signed off on the plats for the water lines but the standards for all water lines in Tontitown hadn't been met. The contractor, Mick Wagner and Rick Williams all had a meeting together and the contractor said that he wasn't aware of our standards at the time and that he would halt all construction. The contractor then went on with his construction and paving his road instead of halting as he agreed to do. Mr. Dossett has advised that we get the contractor to the table to get this resolved before it has to be taken to litigation.

Motion for Mr. Dossett to send a draft letter with name changes as mentioned to Mr. DeWeese regarding Davenshire Subdivision to cease by: Larry Goddard  
Seconded by: Bill Brandt

**Vote:**

Brandt –yes, Baker –yes, Goddard –yes

**Truth Tabernacle/Jimmy Jones:**

Jimmy Jones was present to represent Truth Tabernacle's payment for their line extension. Two weeks ago, bids were let for the construction of this project. The lowest bidder was NW Utility Services and was awarded to them. The total amount of the bid was for \$25,600.00. Mr. Jones presented a check for \$20,000 and will present the rest before the 28<sup>th</sup>. Mr. Jones would receive a refund of \$500.00 upon connection to the line. This amount is to be netted out of the balance. Construction will not start until the balance of the money is presented.

**Review Financials:**

This will be looked at on Tuesday the 11th at 3:00pm.

**COMMENTS FROM COMMISSIONERS:**

Mr. Brandt had a question about our Open Service orders report concerning the ERT checks and replacements.

Mr. Wagner brought up the need to look at an upgrade to our handheld meter reader and the need to hire a part-time person to maintain our GIS.

Gene Baker wanted to elaborate on the testing of the pressure of the fire hydrants. He asked if it was the Commissions responsibility to do this or if it would be a joint effort from both the Commission and the Fire Department.

Motion to adjourn by: Bill Brandt

Seconded by: Gene Baker

**Vote:**

Brandt –yes, Baker –yes, Goddard –yes

**ADJOURN**