

Tontitown Water & Sewer Commission
Meeting Minutes
2006-09-05

Roll Call:

Mick Wagner- present
Larry Goddard- present
Gene Baker- present
Bill Brandt- present

Also attending:

Mark Dossett- Attorney
Terry Carpenter- USI engineer
Chuck Nickle- USI engineer

Approval of the minutes for 2006-08-01:

Motion to approve by Bill Brandt
Seconded by Larry Goddard

Vote:

Baker- yes, Brandt- yes, Goddard- yes

Old Business:

Update from lawyer on ESI litigation:

In a meeting on 2006-08-24 an agreement was reached that was tentative pending City Council approval. ESI agreed to pay \$140,000.00 to the City of Tontitown. Mr. Dossett stated to the Commission that he thought this was a good settlement. He stated that there was one difficulty with the case. ESI stated that all things were approved by two individuals on behalf of the City, Mayor Daniel Watson and Water Superintendent David Sbanotto. In his deposition Mayor Watson said that his purpose in coming was to support ESI. Mr. Dossett stated that he thought it was in the best interest to accept the settlement and move on.

Motion to recommend to the City Council to accept the \$140,000.00 settlement from ESI by Larry Goddard
Seconded by Gene Baker

Vote:

Baker- yes, Brandt- yes, Goddard- yes

Update on Sewer project:

The Sewer project advertised last Friday for the first time and then again yesterday. Upon review of the ad by USI, it was noticed that there was an error. The newspaper is to rerun at their expense. The Bid date is September 21, 2006 at 2:00 pm at City Hall. Plans have been given out to several contractors. The plans had been revised to go past Sonic to Mantegani. Mr. Wagner asked Mr. Nickles for a revised digital file as well as the Phase 2 waterline that has been built. There is a revised cost estimate since the last meeting. The total is now \$3,660,500.00 with the total for the total gravity sewer and force main project to be at \$6.12 million. There are still a few easements needed but there shouldn't be any problem. Completion date set for May or June of 2007.

Davenshire Subdivision:

Mr. Dossett hasn't had any new contact with the principals at Davenshire.

New Business:

Presentation by Northstar Engineering:

Representing Northstar Engineering was Mr. Jason Ingall. He stated that there are 11 lots just past Sonic that are approved for septic. These are now in the construction phase. Mr. Ingall looked at the plans for sewer and stated that there are 6 lots that can access the gravity sewer line. That leaves 5 lots that will have to be lifted in order to flow properly. Mr. Ingall proposed having private lift stations to pump to the gravity main with a private 3" force main. He asked permission from the Commission to do this. The Commission looked at the current layout of lines for the sewer and talked about rerouting the sewer line to where it would come around the subdivision. Mr. Wagner requested a letter from USI stating that this would not incur any additional cost to the project for rerouting around the subdivision.

Discuss Verruci 2" line extension:

Mr. Verruci asked the Commission to consider getting an easement to extend a 2" line down to Eldridge Road to service his home. This will be at his cost per SOP 30.2. The standard procedure is to put in an 8" line but the Commission would like to create a variation for a 2".

Motion to allow Mr. Verruci to have a variation of a minimum standard 8" to a 2" line to extend from Eldridge to parcel 001-17110-001 by Gene Baker

Seconded by Bill Brandt

Vote:

Baker- yes, Brandt- yes, Goddard- yes

Review Sewer Rate Ordinance:

Mr. Dossett took Ordinance 2004-10-187 and took out the provisions that come up with the rates and added what the Commission talked about and adopted at the last meeting. The Commission asked for the following changes to be made in addition: to take out the non-meter statement, change the due date to the 10th of the month or same as water billing, section 9- maintained by the City of Tontitown Water & Sewer Commission, take out revolving loan statement, take out Art. II section II, add exposing and covering and repair of line. Mr. Wagner asked for a sponsor to be added to the ordinance under attest.

Motion to accept as revised by Bill Brandt
Seconded by Larry Goddard

Vote:

Baker- yes, Brandt- yes, Goddard- yes

Consider matching funds for Osage grant:

Motion for Tontitown Water & Sewer to take part in matching program to match up to \$345,845.00 by Gene Baker
Seconded by Larry Goddard

Vote:

Baker- yes, Brandt- yes, Goddard- yes

Review USI fees:

USI didn't bring anything for the Commission to review. Mr. Nickle stated that he sent his reply to Mr. Brandt in response to his email that he sent inquiring about USI fees. Mr. Wagner asked if he was copied and Mr. Nickle said that he wasn't. Mr. Wagner asked that Mr. Nickle resend email and copy the entire Water & Sewer Commission and Mr. Dossett as well. Mr. Nickle said that he would.

Appoint Commissioner to replace Casey Dunigan:

Mr. Goddard said that he spoke with Steve Gunderson and he said that he would be interested. No other names were brought up by the other Commissioners.

Motion to appoint Steve Gunderson to the Water & Sewer Commission by Larry Goddard
Seconded by Bill Brandt

Vote:

Baker- yes, Brandt- yes, Goddard- yes

Comments from Commissioners:

Mr. Goddard congratulated Mr. Dossett on the progress with the ESI matter. Mr. Wagner seconded it.

Motion to adjourn by Bill Brandt
Seconded by Gene Baker

Adjourn