

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF MAUMELLE  
SUBURBAN IMPROVEMENT DISTRICT NO. 500, A/K/A MAUMELLE WATER MANAGEMENT**

**October 13, 2009  
4:30 p.m.**

**Commissioners present**

Dave Kaufman, Chairman  
Mary Peyton, Vice Chairman  
Ralph Kearney, Secretary

**Managers present**

Mike Thomason, General Manager  
Barry Heller, Asst. General Manager  
Tina Richardson, Business Manager  
Todd Crook, Wastewater Manager  
Bryan Smith, Water Manager

**Attending**

Vaughan Hankins, MWM Legal Counsel  
Fred Oswald, Consulting Engineer  
George Glenn, City Liaison  
Randolph Polk, City Liaison  
James Dreher, Engineer, Bottomline, Inc.

**Roll call/Call to order**

The Chairman called the meeting to order at 4:35 p.m. with all Commissioners present.

**Approval of Minutes**

After review, Commissioner Peyton motioned to approve the Minutes of the Special meeting of September 30, 2009 as written. Chairman Kaufman seconded the motion and motion passed.

After review, Commissioner Peyton motioned to approve the Minutes of the Regular meeting of September 8, 2009 as written. Chairman Kaufman seconded the motion and motion passed.

**Financial Report**

The Board then reviewed and discussed the financial report for the period ended August 31, 2009 with explanation of various items given by Mr. Thomason.

Although income is only at 92% of budget, the District has been able to meet its financial obligations. However, after in-depth discussion, the Board advised Mr. Thomason that it might be a good idea to gather the Finance Committee together and review the current and future financial situation.

### **Employee recognition**

The Board then recognized one of the District's employees, Larry Pruss, for an article that was written in the Maumelle Monitor concerning Mr. Pruss' dedication and participation in the community as a volunteer fireman, as well as his employment with Maumelle Water.

### **Manager's report**

Mr. Thomason next reported on the following items:

#### *Update on sewer overflow – Diamond Point Lift Station*

Mr. Thomason has responded to ADEQ's enforcement branch and has received a letter from ADEQ stating that everything is now in order. Mr. Thomason believes that the District responded promptly and performed everything that was required of it. ADEQ will follow up on their investigation and Mr. Thomason stated that ADEQ may attempt to fine the District depending upon ADEQ's opinion of how the District responded to the overflow.

#### *Sewer Damage – Mr. and Mrs. Hunter*

Mr. Thomason stated that he has received a F.O.I. request from the Hunters requesting any records pertaining to any prior sewer backups for the previous five years.

#### *General operations update*

Sludge dewatering equipment – Mr. Thomason stated that a purchase and installation price of approximately \$150,000 has been received for the remaining equipment for the sludge dewatering. Mr. Thomason requested Board approval to proceed with the purchase of those items. Commissioner Peyton then made a motion to authorize the \$150,000 purchase. Motion was seconded by Chairman Kaufman, and upon unanimous vote, motioned passed. This project will be funded with the 2008 Bond Issue.

Well operations update – Mr. Thomason stated that Well #9 has been treated and is only pumping approximately 300 gallons per minutes. Mr. Oswald stated he thinks we may be over pumping the wells. Mr. Oswald thinks the problem may be solved once the valves are put in place.

## **Old Business**

### *Policy on Employment of Relatives*

After discussion, the description of “City Liaisons” is to be deleted from the policy, and the final draft be submitted at the next regular meeting for approval.

### *Bottomline, Inc. Settlement Agreement*

Mr. Vaughan Hankins presented to the Board, a Settlement Agreement and Memorandum of Agreement which had been executed by Bottomline, Inc. Mr. Hankins stated that he had forwarded to Robert D. Holloway, engineer, for review the legal descriptions for the various easements which were to be conveyed by Maumelle Country Club to Bottomline, Inc. Mr. Holloway had advised that the legal descriptions for the easements appeared to be in order. Mr. James Dreher, Bottomline, Inc.’s engineer was present and confirmed to the Board that the legal descriptions for the easements had been provided to the District and that they and their locations were correct. After in depth discussion and review, Chairman Kaufman made a motion that the Board approve the “Settlement Agreement” with Bottomline, Inc. and the “Memorandum”, and authorize Mr. Thomason to execute both documents, and to authorize Mr. Hankins to record the documents in the real estate records and proceed with the County Court petition. Motion was seconded by Commissioner Kearney, and upon vote, motion passed unanimously.

Mr. Dreher, responding to Commissioner Kearney’s question regarding the well head protection parameters, confirmed and reassured the Board that they would not violate the 100 foot well head protection parameter.

## **New Business**

### *Distribution of draft 2010 Budget*

The Board and City Liaisons received a copy of the draft 2010 Budget for individual review. The Board will review and discuss the budget at the next regular meeting.

### **Engineer’s report**

Mr. Oswald complimented Mr. Thomason and the wastewater staff on their response to the sewer overflow.

Mr. Oswald next reported that a pre-construction conference has been held with the contractor working on the water treatment plant structural and a Notice to proceed will be issued tomorrow. The work will take approximately 4 to 6 months to complete.

**Attorney's report**

Mr. Hankins's items were covered under old business.

**Adjournment**

There being no further business to come before the Board, Commissioner Kearney motioned to adjourn the meeting at 5:50 p.m. Commissioner Peyton seconded the motion, and upon unanimous vote, motion passed.

Approved this \_\_\_\_\_ day of November, 2009.

**Respectfully submitted**

**Approved**

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**Tina Richardson**  
**Assistant Secretary**

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**Dave Kaufman, Chairman**

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**Mary Peyton, Commissioner**

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**Ralph Kearney, Commissioner**