

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

**April 13, 2010
4:30 P.M.**

Commissioners present

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

Managers present

Barry Heller, General Manager
Tina Richardson, Business Manager
Bryan Smith, Water Manager
Todd Crook, Wastewater Manager

Attending

Stuart Hankins, MWM Legal Counsel
Fred Oswald, MWM Consulting Engineer
Bob Holloway and Kelley Fort, Robert D. Holloway Engineering
George Glenn, City Liaison
David Jones, Marlar Engineering
Tom Martin and Jimmy Kent, Maumelle Limited Partnership

Call to order/Roll call

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

Change in Agenda order

New Business

Osage Terrace Site Plan

The Board then reviewed and discussed the revised Osage Terrace site plan that was submitted by Mr. Jones. Mr. Jones stated approximately 750 to 900 square feet of Maumelle Water Management's property is included in the road right-of-way. After discussion, Commissioner Kearney made a motion that the Board conditionally approve the revised plat for the subdivision subject to the District's attorney's review and approval of documents to exchange an approximate amount of land on the southwest corner for which the District would be giving up for the road bed right-of-way. Motion was seconded by Commissioner Peyton, and upon unanimous vote, the motion passed.

Old Business

Pleasant Valley Development

Mr. Holloway stated that the Pleasant Valley Development located outside of the Maumelle city limits is ready for sewer connections. Mrs. Fort explained that she has been, and is currently working with CAW to work out the sewer billing for this subdivision. The District had previously explained to the developer that the District will charge an \$8.00 per month sewer surcharge per connection, as well as the District's current and future sewer rates, and it would be the developer's responsibility to work out the billing process with CAW. Mr. Hankins stated that when a billing agreement has been finalized between the developer and CAW, a copy be sent to him and the District's general manager and business manager for their review. Mr. Heller then told Mr. Holloway that he needed to inform the developer that there is also a sewer connection fee that will be required for each connection.

Mr. Hankins then asked what formula the District used to arrive at the \$8.00 surcharge. Ms. Richardson will gather that information for Mr. Hankins review and the Chairman requested this item be put on the next meeting's agenda.

The Chairman then returned to the regular Agenda order.

Review/Approval of Minutes

The Board then reviewed the Minutes of the March 9th, March 14th, and March 30th, meetings. After review, and there being no changes, additions or deletions, Commissioner Peyton motioned to approve the March 9th Minutes as written. Commissioner Kearney seconded the motion, and motion passed. Commissioner Kearney next made a motion to approve the March 14th Minutes as written. Chairman Kaufman seconded the motion, and motion passed. Chairman Kaufman then motioned to approve the March 30th Minutes as written. Commissioner Kearney seconded the motion, and motion passed.

Financial report

The Board next reviewed and discussed the financial report for the period ended March 30, 2010 with explanation of various items given by Mr. Heller. Mr. Heller also informed that Board that the Flexible Spending Plan that was put in place at the beginning of 2010 will probably be discontinued at the end of the year. The District does not have enough employee participation to make this a viable benefit.

Manager's report

Mr. Heller reported on the following items:

- Bond Fund Balance – Mr. Heller reported that the 2008 Bond balance at this time is \$110,000.
- Water Plant Structural – The steel has been installed.
- Well valves – There are 4 or 5 remaining to be installed.
- Dewatering Container is complete.
- Electrical rehab is still on-going.

Old Business (con't)

Champs Boulevard

The City requested the District's participation in this project approximately two (2) years ago. The City's engineer decided that they could complete this project without the District having to relocate its water or sewer mains. The District will have to perform some valve work.

Bond Fund Status

The Board had a lengthy discussion about its concerns relating to the City's decision not to approve the District's entire rate increase. The Board is concerned about the District's ability to maintain its Debt Reserve Fund without the requested rate increase. After discussion, Chairman Kaufman suggested that a meeting be scheduled with the District's legal and Bond counsel, and the City's attorney and Mayor to discuss these concerns.

The Board next held a lengthy discussion concerning other options the District may have to collect additional revenue other than raising rates.

ADEQ Inspection Response

ADEQ notified the District that they are satisfied with the way the District is running its operations.

WTP Operator of Record

The Operator of Record for the Water Treatment Plant has been officially changed to Bryan Smith.

City of Maumelle Ord. 271 (Discussed under Bond Fund Status)

Citizen questions and complaints

Commissioner Kearney stated that after listening to the complaints at the city meeting, he feels that the District needs to address the issue about how the District's board was organized and how or if, it could be changed. Mr. Hankins stated that theoretically some fundamental changes could be made to the District but financially and the amount of labor that would be required makes it almost impossible.

Donation Request

Kids Wish Foundation

The Board declined the donation request as it does not meet the District's criteria that donations must benefit Maumelle residents.

Maumelle Fire and Police Awards Banquet

The District has donated to the Maumelle Fire and Police Awards Banquet in the past and Commissioner Peyton made a motion to make a \$500 dollar donation to the Rotary Club for the Maumelle Fire and Police Awards Banquet. Commissioner Kearney seconded the motion, and motion passed.

New Business (con't)

Mike Thomason Tribute

Commissioner Kearney suggested that the Water Treatment Plant be renamed in honor of Mike Thomason. The staff felt that it would be more appropriate to honor Mr. Thomason by renaming the training building in his name since he was the reason the building was built. After further discussion, Commissioner Kearney suggested that the District use its "non-user" revenues to establish a scholarship in Mike's name through one of the water industry organizations such as the Arkansas Water and Wastewater Managers Association, the Arkansas Rural Water Association, The Arkansas Environmental Academy, etc.

Mr. Heller will gather additional information and bring this issue back to the Board for further discussion.

Change of Meeting Time

Due to a few customer complaints, the Board held a discussion about possibly changing the time of the monthly board meetings. After discussion, the Board would like to table this issue until the next regular meeting.

City/MWM new construction inspection cooperation

The Chairman tabled this issue until the next meeting.

Liaisons added to Web Site

After discussion, the Board agreed that the Liaisons should be put on the web site. Mr. Hankins stated he would like an opportunity to contribute to the information that is put on the web site to explain why and how the liaisons were originally put on the District's board and why they cannot be voting members on the Board.

Tank #2 Repair

Mr. Heller stated that the tank was inspected and the inspector suggested that the Cathodic Protection be removed as it is not needed. Mr. Heller stated RFQ's will need to be put out for repainting the tank. A lump sum will cost approximately \$350,000 dollars. Another option would be to pay in installments which would cost \$130,000 per year for three years which would include a maintenance agreement. Mr. Oswald stated the District could go with just the financing and no maintenance agreement. After discussion, the District will put out request for bids to include how the company would allow the District to pay for it and what kind of warranty, if any, would be included.

Engineer's report

Regional Wastewater Facility

Mr. Oswald stated that was contacted by Gary Mills with the North Little Rock Wastewater facility that had UALR complete a study about the possibility of forming a regional wastewater utility on the North side of the river. Sherwood and North Little Rock are in serious discussions about this. Mr. Mills asked Mr. Oswald if Maumelle would be interested in sitting down and discussing the possibility of becoming a part of that regional wastewater facility. Mr. Oswald suggested to Mr. Mills that he write a letter to MWM about this issue.

ADEQ Inspection

Mr. Oswald stated that the only deficiency in the inspection was that MWM did not qualify for Storm Water Protection Plan exclusion and he is currently working on putting together a Storm Water Pollution Protection Plan which is required by ADEQ.

Attorney's Report

Mr. Hankins stated that based upon the Board's expressed desires, he will not be filing a lawsuit against the City this week concerning the City's adoption of an Ordinance/Resolution approving only the first of the three requested increases. This means that the thirty (30) day statute of limitations will expire, but depending on what the City does in December a lawsuit could be filed then.

Adjournment

There being no further business to come before the Board, upon motion by Chairman Kaufman, seconded by Commissioner Kearney, the Chairman adjourned the meeting at 7:25 p.m.

Approved this ____ day of _____, 2010.

Respectfully submitted

Approved

**Tina Richardson
Assistant Secretary**

Dave Kaufman, Chairman

Mary Peyton, Vice Chairman

Ralph Kearney, Secretary

