

Sanitary District # 1 – Town of Lyndon

Commissioner’s Meeting Minutes of 7-22-09

1. **Meeting began at 3:34 P.M**
2. **Pledge of Allegiance** – dispensed with; no flag in meeting room
3. **Confirmation of Meeting Posting:**
 - i. Monday, July 20th, between 10:15 – 11: 00 A.M. at Lyndon Town hall and Lyndon Web Site,
 - ii. Monday, July 20th, between 10:15 – 10:30 A.M. at Marshall’s Gas & Goods, Cascade
 - iii. Monday, July 20th, between 10:15 – 10:30 A.M. at U.S. Post Office Cascade
 - iv. Monday, July 20th, between 11:15 – 11:30 A.M. sent agenda/notice to Plymouth Review
4. **Role Call** – all commissioners present: Ray Zimmermann, Dave Triebensee, Jim Weigel, (no one else in attendance)
5. **Minutes from** – Motion by Triebensee to accept minutes as published and dispense with reading of minutes; seconded by Weigel. All Approved
6. **Public Concerns** – no one in attendance; therefore, no concerns voiced.
7. **Act upon request for 3 year extension of Development Agreement for Darling Downs** – motion by Triebensee to grant a three year extension of the Darling Down’s Development Agreement contingent upon the same conditions specified by the Town Board :
 - Conveyance of property for Silver Creek/Cascade Road approach to NN to take place within 90 days
 - Telephone and Utilities would be buried with adequate space between them and sewer laterals
 - Extra expense incurred by the Town and Sanitary District due to the extension of the Agreement deadline to be reimbursed by Sunnyhill Acres/Darling Downs.
 - Utility expenses be added into the amount of letter of creditMotion was seconded by Weigel; Vote 3- Yes; 0 – No; extension approved. Zimmermann to notify Darling Down’s Attorney and Town of Lyndon, including costs associated with review/approval.
8. **Enact resolution to switch from billing tenants to billing landlords/property owners** – after a brief discussion, the Board adopted Resolution 2009-5 specifying that future bills; commencing with the 4th quarter 2009 billing, be sent to property owners. Motion by Weigel to adopt; seconded by Triebensee; vote: 3 – Yes; 0 – No. Zimmermann will communicate this action to the affected properties in the near future.
9. **Harbor Lights Project Bidding and Action** – Three bids were submitted and opened by Zimmermann and consulting engineer, Scott Schramm, at the Lyndon Town Hall on Wednesday, July 15th at 11:00 A.M. Dorner, Inc. was low bidder at \$152,531; followed by DeGroot, Inc. at \$211,707 then Ronet Construction at \$254,467. Engineer’s estimate for the project was \$161,160.

Zimmermann had provided the commissioners with Scott Schramm’s bidding summary several days in advance of today’s meeting. At the meeting we reviewed a Review/Decision summary which reflected the impact of proceeding with the project. Preliminary costs for engineering, soil borings, permit submissions and interest paid to-date on the interim loan total \$6,700. Additional interest through August plus Strategic Municipal Services inspection work throughout the project will add an additional \$12,700 to the total cost of the project. Thus we are projecting a total cost of \$171,930 for the two projects: 1) Harbor Lights Court – replace manhole and sagging main and 2) sagging main on Harbor Lights Road between manholes #4 and #5.

The State Trust Fund program has approved the District obtaining up to \$200,000 of financing for 20 years. The quarterly user rate may have to be increased in 2010 between \$18 and \$23.50 per quarter in order to make the loan payments to the State. Receiving a subsidy through the Clean Water Fund (CWF) program would generate the lower per quarter figure. It is still unclear if funds will be available through the CWF program because many communities have jumped onto the application bandwagon with the advent of the federal stimulus program. Repaying of the Trust fund loan would be annually in the March-April timeframe. If we obtain CWF subsidy, that program would provide the District with an annual payment prior to the due date for the Trust Fund loan payments. Zimmermann indicated that we are incurring a one-time cost of likely

\$3,000 in 2009 for legal services in preparation of the new ordinance. That cost would not repeat in 2010 so the possibility exists that the rates would not have to be raised as much as the \$18-\$23.50 projection at this point.

Our conclusion was that it is necessary to proceed with the projects in order to avoid a catastrophic failure of the two problem sections of the main. A major portion of the service flows through this area's mains and a failure would put the District at great risk and cost. Now is the time to step up to do the necessary repairs.

Motion made by Triebensee to proceed with both repairs by awarding the contract to Dorner, Inc.; Zimmermann seconded; vote: 3 – Yes, 0 – No. Zimmermann will execute the contract within the next few days. Construction is targeted to be carried out in September.

10. Old Business

- Attorneys have responded to the comments and suggestions submitted by the Commissioners regarding the new District Ordinance. No further work has been done on this as we have been occupied with the Harbor Lights Projects and a variety of other issues.

11. New Business

- Bill's Electric adjusted electrical converter at Lift Station #3 in an attempt to reduce static generated that is interfering with radio reception at the Klas residence adjacent to the lift station. The adjustment was made with the advice provided by the product technician contacted by Bill's Electric. The adjustment made seems to have reduced radio interference; however, the noise now emanating from the pump motors is quite substantial and downright irritating. Triebensee indicated that he had concern for the long run implications on the pumps. The Commissioners were going to visit the Lift Station and test the motors immediately after adjourning the meeting in order to determine if further corrective action should be taken.

Motion by Triebensee to adjourn; seconded by Weigel. All approved - meeting adjourned at 4:29 P.M.

Respectfully submitted,

Ray Zimmermann, Chairman
July 22, 2009