

# EAGLE SEWER DISTRICT

February 8, 2010

## Regular Monthly Meeting

6:00 p.m.

### Minutes

#### I. Roll Call

Chairman Jim Brooks called the meeting to order at 6:02 p.m. Board members present: Ed Hendershot, Jim Gruber, Jim Brooks, and Chuck Ferguson. Erv Ballou is absent. A quorum is present.

Consultants present: Evan Robertson, legal counsel and Phil Johnson, MWH Engineers.

Staff present: Lynn Moser, General Manager; RJ Lake, Operations Manager; and Lynne Sedlacek, Business Manager.

#### II. Approval of Minutes

Ferguson moved, Gruber seconded, to approve the minutes of the January 11, 2010 Regular Meeting. The motion passes unanimously.

#### III. Monthly Reports

**A. Eagle City Council/Norm Semanko** – Semanko reported that the new council is off to a rocky start with several two-to-two split votes, thereby requiring the Mayor to vote and break the tie on several issues. Semanko stated the City Hall Task Force has held two meetings and it appears from the meeting minutes that progress is being made. At tomorrow's council meeting, the council will be reviewing the existing City Hall lease with their legal counsel.

The current council agenda will be revisiting Arbor Ridge Subdivision regarding a time extension, and the mixed use development on Chinden and Linder to review any progress made in the negotiations between the neighbors and the developer.

The agenda also contains a draft resolution supporting Mountain Home Air Force Base and Gowen Field Air National Guard Base as potential locations for deployment of the new F-35 Lightning II Joint Strike Fighter missions.

#### **B. ESD Board of Directors:**

Ferguson reported that he and Ballou had their monthly luncheon with the Operations Staff.

There were no other Director reports.

**C. Operations Report/RJ Lake** – Lake reported the total plant flow for January 2010 was 51.88 million gallons, for an average of 1.67 million gallons per day. Both of the gear boxes reported on last month have been repaired and reinstalled. With the nicer weather, the line maintenance crew has resumed line cleaning. The two new storage sheds should be ready in approximately one week.

No written inquiries have been received on the Aqua Jet/Vac truck. The District has advertised the truck in the newspaper and on the District's website. Lake has had a phone conversation and traded emails with one interested individual.

#### **IV. Unfinished Business**

**A. Wastewater Headworks Project** – Johnson reported the contractor is pouring concrete this week and the masonry work will start soon. The water and sewer pipes are installed and have been tested. The contractor is on schedule for the November 12, 2010 completion date.

**B. Dry Creek Crossing Project** - Johnson reported that after Sommer Construction was issued the formal Notice to Proceed, but before any construction was started, Sommer notified Eagle Sewer District that they will not be able to do the Dry Creek Crossing project.

The next low bid on the project was submitted by Rencor, Inc. Rencor's bid was \$1078.29 higher. Johnson has checked Rencor's references, bonding, and licenses and all are in order. Johnson reported the references for similar projects were positive. Moser, Lake, and Johnson met with John Rennison, the president of Rencor, and confirmed that Rencor is still interested in doing the work. Rennison indicated that Rencor may request a change order due to a recent increase in pipe cost. Their original cost estimate for pipe material was only good for 30 days.

Robertson has requested Sommer's bid bond and will file a claim on behalf of the District. The bid bond amount is \$7300. Robertson stated that the bid bond is to cover costs incurred in getting the contract changed into Rencor's name.

Moser referenced his memorandum that was included in the Director's meeting packet. Moser reported that in the interest of time, and because the difference between bids was only \$1078.29, he has already signed the Notice of Award for Rencor, rather than wait for discussion at tonight's Board meeting. The Notice to Proceed is scheduled to be issued tomorrow.

After brief discussion, Hendershot moved, Ferguson seconded, to ratify Moser's selection of Rencor based on the reasons outlined in Moser's February 2, 2010 memorandum. The motion passes unanimously.

**V. New Business**

**A. Oath of Office** – The two incumbents, Jim Brooks and Ed Hendershot, were the only two candidates to file for the two open Board Director positions. When the number of candidates is the same as the number of vacancies, an election is not required. Therefore, Jim Brooks and Ed Hendershot are deemed the successful candidates and both have been selected to serve full, six-year terms on the ESD Board of Directors.

Lynn Moser administered the oath of office to both Brooks and Hendershot and provided them with their Certificates of Election.

**B. Board of Directors/Selection of Chair and Vice-Chair** – Each year in February, the ESD Board of Directors selects a Chair and Vice-Chair to serve for the following year. Brooks explained that as General Manager, Moser was appointed to serve as the official Treasurer and Secretary of the District.

After brief discussion, Gruber moved, Ferguson seconded, that Jim Brooks serve another year as Chairman and Erv Ballou serve as Vice-Chairman and both the Chairman and Vice-Chairman will serve as signatories on the US Bank checking account. The motion passes unanimously.

**C. Future Agenda Item** – Moser presented a copy of Senate Bill No. 1279 and asked the Board to review the proposed legislation. Moser reported that while the Idaho Legislature is in session, he will add an agenda item to allow Board discussion of legislative issues.

**VII. Ratification of Claims Paid Against the District**

Ferguson moved, Hendershot seconded, to pay the claims against the District. The motion passes unanimously.

**VIII. Adjournment**

Ferguson moved, Gruber seconded, to adjourn the meeting. The motion passes unanimously. The Regular Meeting adjourned at 6:42 p.m.

Respectfully submitted:

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Lynne Sedlacek