

WATER BOARD MEETING

APRIL 14, 2008

TIME: 6:00 P.M.

PRESENT: Chuck Storie, Robin Meyer, Tony Higginbotham and John Wall. Frank Massey was absent.

Pledge of Allegiance was recited.

Minutes were approved.

Water Superintendent Rick Denney came before the Board and stated that he and the Mayor have talked about opening up the Upland Reservoir for public fishing. He introduced Steve Delph Conservation Officer.

Mr. Delph had a DNR representative with him. Mr. Delph stated the City Park is managed by DNR and they have no problems. He handed out the Statute on wildlife regulations, chapter 10. He told that the City would be in control of keeping the weeds under control and all State regulations would apply. The Reservoir would have to be open to the public some part of the day. Trash would be a problem and signage would need to be used stating rules the City would set up. Fines could be included on the signage.

Board members discussed issues of liability and would want the City's Insurance agent contacted and a letter in writing from the City's Insurance Company about the liability, no boating, no swimming, no alcohol, trash, contamination, no camping, maybe having a six-month trial and not having DNR stocking any fish to begin with.

Board members asked the City Attorney Matt Bailey to contact the City's Insurance. Matt stated that he would want to look at the statute and be advised by the City's insurance about any liability 100%. Matt advised that the rules of management should be set by the City and the Water Board.

Darren Burkhardt questioned since this is a City reservoir for drought, what happens if DNR stocks this with fish and there should be a drought or a problem and the reservoir should go down and the fish dies, would the City be liable for the cost of the fish.

The DNR representative stated they would need a letter on the Mayor's letterhead authorizing the DNR to look into the stocking of fish for the Upland Reservoir. It does not lock the City into an agreement of any kind. It would just get the process started.

Water Superintendent Rick Denney handed out quotes for the 421 South Water Line Project from the following:

1. Jim Gorman -- (1) \$3475 and (1) \$5075
2. HNTB -- \$4800

3. Barth & Associates -- \$5000

Motion by Robin Meyer and seconded by John Wall to approve the low quote of Jim Gorman and his quote \$3475 for the 421 South Water Line Project. Ayes Tony Higginbotham, John Wall, Robin Meyer and Chuck Storie. Nays none. So passed.

Darren Burkhart of HNTB brought certificate of substantial completion papers to be signed by the Board on the Upland Elevated Water Storage Tank.

Motion by Robin Meyer and seconded by Chuck Storie to approve the signing of the Certificate of Substantial Completion papers and not to release any of the \$117,350 retainage monies. Ayes Tony Higginbotham, John Wall, Robin Meyer and Chuck Storie. Nays none. So passed.

Motion by Chuck Storie and seconded by Robin Meyer approved a change order in the amount of \$43,882.50 for seven items on the Upland Water Main Extension. Ayes Tony Higginbotham, John Wall, Robin Meyer and Chuck Storie. Nays none. So passed.

Motion by Robin Meyer and seconded by Chuck Storie to approve the signing of the Certificate of Substantial Completion for the Phase I Waterworks Improvement Project and Upland Water Main Extension and approving retaining \$8,000 for retainage and releasing \$40,314 plus interest to the contractor Reynolds, Inc. Ayes Tony Higginbotham, John Wall, Robin Meyer and Chuck Storie. Nays none. So passed.

Darren Burkhart of HNTB gave an update on the current projects: West Side Interceptor and Regional Lift Station, Wastewater Treatment Facility Improvements, Upland Elevated Water Storage Tank, Upland Water Main Extension, Phase 2A Waterworks Improvements and Division 2 – Plant and Pump Station Upgrades and Flatrock Raw Water Main.

Mayor Herbert brought up the easement issue on the Raw Water Main and Rick Denney stated he has 5 or 6 easements completed. He is still waiting on Campion and Reed. Matt Bailey has some of those easements in his office.

Mayor Herbert addressed the well at the North Decatur School. The school would like to have a discussion at the school for concerned surrounding property owners. Mayor stated what he and Rick Denney Water Superintendent have been able to find the City evidently has paid for everything when this water line was put in. Rick stated the school did come to the City about it.

Mayor Herbert reported there is a potential company that will sign a waiver upon annexation that they will be a City water customer.

Meeting adjourned at 7:30 P.M.

PRESIDING OFFICER _____

ATTEST: _____
Clerk-Treasurer