

# LUBECK PUBLIC SERVICE DISTRICT

APRIL 13, 2000

James E. Smith, Chairman  
David Steele, Secretary  
Lee Johnson, Treasurer

ATTENDING: James Smith, Lee Johnson, David Steele, Brian Arthur, John Goodman,  
James Cox, Larry Wright, Carroll Shingleton, Robin Mayer,  
Luther Davidson, Jim Justice, Jean Bohan, Jack Bohan,  
Wilma Ahart, Jim Ahart, Ron Merrett, Rick Fordyce, Jim Leach

NO. OF CUSTOMERS:	Section		
	1	Lake Washington Road	490
	2	Lubeck	409
	3	Riverhill - Blenn. Heights	383
	4	DuPont Road	297
	5	Larkmead Road	308
	6	LMH - Homewood Road	244
	7	Washington Bottom	355
	8	New England Ridge	303
	9	Lubeck South	312
	10	Larkmead Area - Marrtown	305
	11	Route 68 South - Hopewell	178
	12	Mitchell's	68
		Total Customers	3,652

### TREASURER'S REPORT:

Revenue Fund - United National Bank	\$508.26
Operations & Maintenance Fund - Wesbanco	\$3,436.22
Security Deposits - One Valley Bank	\$0.00
Operation & Maintenance Reserve - One Valley Bank	\$1,905.04
Construction Reserve - One Valley Bank	\$2,951.15
Water Reserve Fund - One Valley Bank	\$43,355.76
Water Project Construction Fund - One Valley Bank	\$2,573.57
Sewer Reserve Certificate of Deposit - United National Bank	\$6,835.25
Sewer Project Construction Fund - United National Bank	\$15,349.77
Sewer Operation & Maintenance Reserve - United National Bank	\$1,201.84
Special Sewer Construction - Larkmead - United National Bank	\$55.80
Revenue Fund - Wesbanco	\$1,372.63
Hopewell Project Construction Account - United National Bank	\$0.00
Hopewell Reserve Fund - United National Bank	\$0.00
Sewer Reserve Fund - United National Bank	\$6,296.70
Hopewell Savings (Tap Fees) - United National Bank	\$21,967.68
Prudential Securities Sewer Fund	\$0.00
Prudential Securities Water Fund	\$54,866.91
Series 1999 Sewerage Bonds Account	\$53,164.57
Hopewell Debt Service Reserve	\$1,085.38
Hopewell O&M Reserve Account	\$1,822.90
Transfer From Revenue to Operation & Maintenance Checking	\$83,700.00
Transfer From Revenue to Water Reserve Account	\$2,132.51
Transfer From Revenue to RUS O&M Reserve Account	\$455.67
Transfer From Revenue to RUS Debt Service Reserve Account	\$271.33
Transfer From Water Project Construction Fund to O&M Checking	\$0.00
Transfer From Revenue to Sewer Project Construction Fund	\$0.00
Transfer From Revenue to Sewer Reserve Account	\$491.95
The following transfers were made to cover payroll since the last Board meeting:	
Transfer From Revenue to Operation & Maintenance Checking	\$15,000.00
Transfer From Revenue to Operation & Maintenance Checking	\$3,500.00
Transfer From Revenue to Operation & Maintenance Checking	\$0.00

**BUSINESS: Prayer by Jim Smith.**

- A) Moved by Dave Steele, seconded by Lee Johnson that the minutes of the Board meeting of March 23 be approved. Passed unanimously.

**SEWER PROJECT:**

- A) The District has the Certificates of Substantial Completion for Holley Brothers on Contracts 98-4, 98-5 and 98-7. We need a motion for Jim Smith to sign them. Moved by Lee Johnson, seconded by Dave Steele that Jim Smith be authorized to sign the Certificates of Substantial Completion for Holley Brothers for Contracts 98-4, 98-5 and 98-7. Passed unanimously.
- B) Holley Brothers is claiming that the District may have breached the contract with them by only paying them \$10,421.52. John has prepared a response to them that states that this was not done to breach a contract but only as a way to reduce paper work and checks passing back and forth. The other thing that he notes in his letter is that the retainage is being reduced to 2 1/2% for Contracts 98-4 and 98-5. Jim does not feel based upon the letter that the District received and information that we will be discussing later that the retainage should be dropped at this time.
- C) Discussion on Greenland Addition roads was held. The District cannot treat your subdivision any different than it has any other area. Jim Smith and the other Commissioners are going to go out and look at the road. However, based upon comments made by the County Commission today in a meeting with them and the residents of Greenland Addition, it is suggested that the residents hire an attorney to litigate the damage that they feel the contractor has done to their road.
- D) Jim Leach came to the meeting to discuss pavement replacement in the Pine Village area. The residents of this area are concerned that when their contractor comes in to install their service lines that he will cause damage to the recently replaced roadway. They are wanting the contractor to wait until they have their lines installed before the asphalt is put down. The Commissioners cannot delay the contractor. It was suggested that Mr. Leach talk to the contractor and see if he would be willing to wait for the residents to get their lines installed.
- E) Miller Communication has given us a proposal to tie all of our larger pumping stations together with either fiber or radio. Thus this would allow the District to be notified of any problems at these sites. It would be tied in at both the water and wastewater treatment plants. It is for \$115,095.00.

- F) Moved by Lee Johnson, seconded by Dave Steele that the retainage on Contract 98-1 be reduced to 2 1/2% based upon work completed and that Contract 98-8 have their retainage reduced to 2 1/2% based upon their receiving Substantial Completion. Passed unanimously.

**SEWER PLANT SAMPLING & PHYSICAL CONDITION:**

- A) Ron and Mark continue to work on maintenance of the plants and continue to use the Driamad unit for sludge removal.
- B) The District has received the results from Jim Wright concerning the sewer plant operations for the first quarter of 2000. There are 15 violations for this quarter.

**DISCUSSION OF DISTRICT HAPPENINGS:**

It was reported what has been going on in the District:

- A) Installed 6 water taps since the last Board meeting. There are 9 water taps to be installed. This gives us 14 water taps for 2000 calendar year.
- B) Flushed two water line extensions and tested for bacteria. Both passed without any problems.
- C) Completed work orders, spotted lines, set meters, etc.

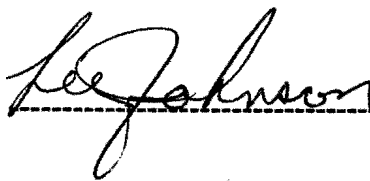
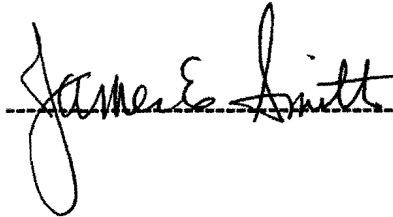
It was reported what Rod and Bill have been working on:

- A) March Water Pumped to System: 23,943,000 Gallons  
Homewood Booster Station: 162,000 Gallons  
New England Booster Station: 1,385,500 Gallons  
High Water Usage and Day: 984,000 on 03/13  
Low Water Usage and Day: 590,000 on 03/14
- B) Have experienced 185,000 gallon in overflows and filling of tanks at the new wastewater treatment plant.

**GENERAL BUSINESS:**

- A) The District has received from Wesbanco documents to increase our credit line to \$10,000. I need a motion to have this signed. Moved by Dave Steele, seconded by Lee Johnson that Jim Smith be authorized to sign the Corporate Credit Card increase in limit. Passed unanimously.
- B) Approved bills and signed checks.

- C) Brian and Jim have decided to hire out the mowing at all of the water and sewer sites with the exception of the well field, water and sewer plant sites. We looked at it based upon how much we would spend with a summer employee and other expenses and were then able to hire someone for slightly less money, \$300 per week.
- D) The District needs to go into Executive Session. Pursuant to 6-9A-4 of the Open Governmental Statue, an executive session of the District's board is necessary to discuss the appointment, employment, retirement, promotion, demotion, disciplining, resignation, discharge, dismissal or compensation of any public officer or employee, or other personnel matters, or for the purpose of conducting a hearing on a complaint against a public officer or employee, unless such public officer or employee requests an open meeting and matters involving or affecting the purchase , sale or lease of property, advance construction planning, the investment of public funds or matters involving competition which, if made public, might adversely affect the financial or other interest of the state or any political subdivision. The District used Subsections 2A and 9. Moved by Lee Johnson, seconded by Dave Steele that the Board go into Executive Session for discussion of matters recited above. Passed unanimously.
- E) Moved by Dave Steele, seconded by Lee Johnson that the Board come out of Executive Session with no decisions being made. Passed unanimously.
- F) Moved by Lee Johnson, seconded by Dave Steele that the District employ Michael Currie as the District's Contract Attorney for our potential litigation against Holley Brothers. Passed unanimously. The Board asked that he work with Mr. Brown.
- G) Meeting adjourned.

 APPROVED  ATTESTED