

JOURNAL OF THE (1453rd) MEETING OF THE
BOARD OF TRUSTEES
THE METROPOLITAN ST. LOUIS SEWER DISTRICT
December 13, 2007 – 4:00 P.M.

The Trustees of the District met in Room 109 at 2350 Market on the above date.
Present at meeting:

Board of Trustees

D. B. Rosenberg, Chair
J. H. Goffstein, Vice Chair
E. Harshman
D. J. Hayes
C. Karam
J. H. Buford

Staff Members

J. L. Theerman, Executive Director
R. E. Hayman, General Counsel
K. J. Tyminski, Secretary-Treasurer
J. M. Zimmerman, Director of Finance
B. L. Hoelscher, Director of Engineering
J. C. Sprague, Director of Operations

Also present were Mr. Tom Sullivan, 35 N. Central; Shameka Watts, KPMG; Robert Merlo, Anheuser-Busch; Ed Sweet, Parsons; Robert Bella, HDR; Tom Ratzki, Black & Veatch; Clarence Harmon, Wackenhut; E. Goggin, Wackenhut; Bob Welsch, FMSM; Bently Green, CH2M Hill; Dennis Boehle, CH2M Hill; Vicki Slarosa, CDI; Jim Coll, Jacobs; Mark Kollitz, Woolpert; Burke Wasson, Call Newspapers; Diane Vuylsteke, Bryan-Cave; Tom Curran, Piper Jaffram; Phil Sutin, Post-Dispatch; Kim Diamond, Husch & Eppenberger; Lynn Oldham, Acorn; Monte Scott, Acorn; Vicki Taylor-Edwards, Director of Human Resources; Lance LeComb, Public Affairs Specialist; Barbara Mohn, Director of Information Systems; Mike Grace, Manager of Risk Management; Gene Rhodes, Audit Administrator; Debbie Johnson, Public Affairs; Marie Collins, Asst. Director of Engineering, and Pam Bell, Secretary to the Executive Director.

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Mr. David Rosenberg opened the meeting pursuant to notice and call.

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Motion made by Mr. Karam, seconded by Mr. Rosenberg, that the Board go into closed session to discuss confidential or privileged matters under §610.021(1), RSMO 1988 SUPP.; leasing, purchase or sale of real estate under §610.021(2).

Motion passed – 5 ayes, no nays

Poll taken:	D. Joyce-Hayes	aye	C. Karam	aye
	D. Rosenberg	aye	J. Buford	aye
	E. Harshman	aye		

During closed session the Board had discussion regarding confidential, legal, or

privileged matters under § 610.021 (1) RSMO 1988 SUPP.; leasing, purchase or sale of real estate under §610.021(2); personnel actions under §610.021(3). One vote was taken relating to the sale and/or lease of real property. The details of this vote will be disclosed when the transaction is complete.

Motion made by Mr. Buford, seconded by Mr. Rosenberg, to reconvene into open session.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	D. Joyce-Hayes	aye
	D. Rosenberg	aye	J. Buford	aye
	C. Karam	aye	E. Harshman	aye

Mr. Goffstein arrived during closed session.

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Upon motion made by Ms. Joyce-Hayes, seconded by Ms. Harshman, the Journal of the November 8, 2007 meeting was approved by unanimous voice vote.

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Mr. Tyminski gave the Pension Investment report for the period ending September 30, 2007. He noted that this report was delayed a month to allow for a greater focus on the rate issues. As of September 30, 2007, the asset allocation for the pension plan was on target and the investment performance of the plan was in the top 40% of the country. There are no recommendations for changes being made at this time and any new recommendations would come in early 2008 after the asset allocation assumptions have been reviewed. He did note that the transition from Ark to Kennedy Capital Management was proceeding on schedule.

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The Chair had no comments.

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Ms. Harshman reported that on November 15, 2007 the Stakeholder Relations Committee met at 7:30 a.m. at the District's headquarters. In attendance were Trustees Harshman, Goffstein, Buford and Rosenberg (via phone). Also in attendance were Kyna Iman, MSD State Lobbyist, Brent Franzel, MSD Federal Lobbyist (via phone), Rebeccah Bennett, Curtis Royston, III and staff. Ms. Harshman called the meeting to order at 7:30 a.m.

The first item was a discussion regarding the District's State and Federal Legislative Priorities, which staff is required to present to the Board each year. General

Counsel, Randy Hayman, presented to the Committee the State and Federal Legislative Priorities for 2008. The Federal Legislative priorities include, but are not limited to: securing funding for wastewater and stormwater projects through federal grants and SRF funding; support legislation establishing a Cleanwater America Trust Fund for water infrastructure; and seeking federal funding of drainage improvements in North St. Louis City and County and on the River Des Peres. At the State level, MSD will also seek additional SRF funding; support legislation authorizing bond sales at the State level consistent with revenue rulings; and support legislation that increases the penalties for stealing manhole covers. Consistent with past years, the District will make every effort to obtain government funding for projects and develop legislation that best protects the District's interest. After Mr. Hayman's presentation, the Committee voted to present the State and Federal Legislative Priorities to the full Board for their consideration.

Staff updated the Committee on the status of the long-term control plan's public participation requirements. The long-term control plan will serve as a blueprint for how MSD intends to address our area's combined sewer overflows. A federal requirement of the long-term control plan is formal public participation. In accordance with the public participation plan that was reviewed with the Stakeholder Relations Committee earlier this year, MSD will be forming a Stakeholder Advisory Committee to assist in gathering public input. Staff will meet with the Advisory Committee regularly over the projected 18-month timeline for the public participation process. While the Advisory Committee will serve an important role in the process, they will not have final say over the public recommendations that become part of the LTCP. Rather, their specific role will be the following:

- Provide third-party advice on strategies and tactics to move the public participation process forward;
- Serve as an ambassador for MSD in the community; and
- Provide feedback and information that the District might not be able to obtain on its own.

Given the future importance of the long-term control plan for our community, the Stakeholder Relations Committee has asked staff to make a presentation on public participation activities at a future Board meeting.

Executive Director, Jeff Theerman, informed the Committee that under the Charter, the District is required to consider Charter changes every ten years. Staff is currently reviewing items that would help streamline the operations of the District. Staff recommended working towards developing an Advisory Committee to review and assist with Charter changes to occur in 2010.

The Director of Information Systems, Barb Mohn, brought forth discussion regarding the donation of District cell phones to the "Cell Phones for Soldiers" program. The District attempts to return older cell phones to vendors for trade-in credit on newer model phones. It was suggested that in recognition of MSD colleagues who have served in Operation Freedom, that the District would donate all cell phones that are functionally obsolete and have no trade-in value to the "Cell Phones for Soldiers" program that provides pre-paid calling cards to soldiers serving overseas. Motion was made to forward this item for Board review. This is Item No. 60, Resolution No. 2751, on tonight's agenda.

Vicki Edwards, Director of Human Resources, briefed the Committee on the District's annual pension comparison as required by the pension plan. The District's plan was compared to four governmental plans in the State of Missouri. It was concluded that the staff is not recommending a change in the pension for this coming year.

There being no further business, motion to adjourn was made by Mr. Rosenberg, seconded by Ms. Harshman. The meeting adjourned at 8:45 a.m.

As noted, the Stakeholder Committee voted to bring to the full Board, for its consideration, the Federal and State Legislative Priorities as presented by staff. A copy of each document was placed in front of each trustee.

Ms. Joyce-Hayes asked what legislation the District is seeking regarding the theft of manhole covers. Mr. Theerman responded that the District seeks to strengthen the existing laws. Mr. Rosenberg motioned that the Board accept the Federal and State Legislative Priorities for the upcoming session. Mr. Goffstein seconded motion.

Motion passed - voice vote, all ayes.

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Mr. Karam reported that the Program Management Committee met on December 5, 2007 at 11:30 a.m. The meeting was attended by trustees Karam, Rosenberg, and Joyce-Hayes.

The minutes of the November 1, 2007 meeting were approved.

Staff made a presentation on the storm sewer collapse that occurred on November 26, 2007 at #1106 South Florissant Road. Agenda item #57 is an ordinance confirming the Executive Director's Emergency Declaration and appropriating funds for repairs. A summary of that presentation will be made as part of the Executive Director's report. The Committee requested that staff review all potential liability considering the site was developed with full knowledge of the location of the stormwater box culvert. The Committee also requested that a full engineering inspection of the convenience store located next to the collapse be performed by the District.

Staff then presented and discussed the agenda items to be introduced tonight. There was a detailed discussion regarding the following items:

Item 39 – Missouri River Bonfils Phase VI – Staff is recommending amendment and adoption of this project. Due to the competitive bids received, staff is requesting that the appropriation be amended from \$3 million to \$1.6 million.

Item 45 – Fine Road Lagoon Closure – In November, the City of Arnold transferred all sanitary flows from the existing lagoons to the new Meramec Treatment Plant. This project will abandon the existing lagoons at the Fine Road site per MDNR requirements.

Items 46 & 47 – CCTV Inspection – Staff is seeking to enter the first option years on these contracts. Both contractors exceeded their performance objectives during the past year and have provided quality service.

Item 48 – Black Creek Sanitary Relief Phase I – Staff is seeking an appropriation and the right to enter into an agreement with Citadel Construction Management to construct part of the District's Capital program in coordination with redevelopment at the University Club Towers site in Clayton, Missouri. The developer will be compensated for the construction of 500 feet of sanitary sewer just above this development, but the developer will be responsible for any

improvements within the development. Staff estimates a cost savings of \$135,000 by coordinating this work with this development.

Item 55 – Coldwater Treatment Plant – This action will transfer dollars from the appropriation providing power for the plant expansion to the construction appropriation with no net increase in project cost. Work originally appropriated to be performed by AmerenUE was required to be performed by the construction contractor.

Items 64a through 64c – Staff briefly discussed why these items will require introduction and adoption at the January Board meeting. Construction of the UR-06 project must be coordinated with the County's schedule to maintain construction traffic detours during the I-40 construction. The Black Creek project must start and finish in coordination with redevelopment at the Galleria and the start of the 2008 holiday season. Finally, the chiller piping at the Lemay Plant needs to be completed before cooling at the facility is required this spring. A detailed presentation of each project will be made by staff at the next Committee meeting.

The meeting was adjourned at 12:45 p.m.

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Mr. Goffstein reported that the Audit Committee met on December 11, 2007 at 11:00 a.m. The meeting was attended by Board Trustees John Goffstein and Charles Karam.

The audit committee was presented with the status of the FY08 audit plans. The committee was informed that Karen Vangyia, KPMG Partner out of St. Louis, will be the engagement Partner going forward for MSD with Andy Gottschalk would be moving to the role of IT Partner and Client Service Partner. The Trustees were presented with the following audit reports: Legal review, Construction review, and Collection Agency review. All reports were approved by the committee.

The Trustees were then informed by Mr. Gene Rhodes that approximately 60 employees of the District completed a control self assessment questionnaire and the questionnaire is currently being analyzed. Mr. Rhodes indicated that he plans to present a report of his analysis at the next audit committee meeting. The control self assessment is an evaluation that will help the District determine it's strengths and weaknesses along with helping to identify potential improvements for the departments and the District as a whole.

Mr. Rhodes then indicated that the Fraud Abuse Hotline was implemented in 2003 and was contracted with Pinkerton, which later changed its name to Global Compliance. This year the District completed an RFP for the Fraud Abuse Hotline and received 4 responsive bidders. The lowest responsive bidder was Lighthouse for \$1000 per year. Mr. Karam made a motion to accept Lighthouse as the lowest responsive bidder for the Fraud Abuse Hotline RFP and the motion was approved.

Mr. Rhodes also provided the committee with an analysis of the previously issued audit findings. This analysis showed that the District has been diligently working to clear the findings, as the number open items went from 52 to 29.

A closed session was not convened and the meeting was adjourned at 11:55 a.m.

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Mr. Rosenberg reported that The Finance Committee met Monday December 10th at 7:30 am. In attendance were Trustees Buford, Harshman and Rosenberg.

At this meeting Mr. Rosenberg updated the Committee on the status of the stormwater and wastewater rate change proposals that were withheld for consideration at the November Board meeting to allow for further input and discussion with stakeholder groups. Two informal meetings were held with ad hoc stakeholder groups that included the representatives from the City, County, Acorn, AARP, the various hospitals, the large industrial users, and the Catholic Archdiocese. From these meetings a consensus of those present was reached that the District should implement only the first wastewater rate increase in January 2008 and only the first stormwater rate increase in March 2008. All future rate increases for both waste and stormwater would be subject to the District's resubmittal of a rate plan to the Rate Commission covering the time period through 2012 that would include a debt financing option for the wastewater rate and would consider an extension of the subsidy to stormwater. Items 36 and 37 on tonight's agenda are the rate change ordinances. The Committee voted to support consensus rate change proposal and bring that consensus to the full Board for consideration.

Mrs. Zimmerman reviewed the Districts ARC (Adjustment Review Committee) for both September 2007 and October 2007 with a combined reduction in outstanding receivables of (\$248,000) due from customers. This report was presented and reviewed and accepted into the record by the Committee.

Mrs. Zimmerman then reviewed the Districts Financial Position as of October 2007 with total Assets of \$2,577.00 billion and forecast of Expenses of \$123.2 million for FY08 in line with projections. She also reported the District's collection activity for the 1st Quarter FY08 from collection agencies and law firms as \$5.2 million and projected annualized FY08 collections of \$19 million. Also Receivables Aging & Collection Probabilities were presented and discussed. As of September 30th, the District had \$22.9 million in outstanding receivables. Mrs. Zimmerman then updated the Low Income Program with the Committee and indicated that we were taking more proactive steps to communicate the program to the Community.

Mr. Tyminski distributed to Finance Committee as well as all Trustees via E-mail a report titled "Report on Sub-Prime Mortgage Impact to Non-Pension Investment Portfolio" and discussed the actions the District had taken to tighten its credit standards to minimize the risk associated with Commercial Paper Investments.

Mr. Tyminski briefly discussed the performance of the Employees' Pension Plan investments, noting that they were in the top 10 percent as compared with other municipal plans for the 3rd quarter ending September 30th, and indicated that we would be making our required actuarial remaining contribution of \$3.4 million in December. He also indicated that the District would be liquidating its position with Ark Management in order to fund the new Smidcap manager Kennedy the first of next year.

The meeting adjourned at 9:10 am.

Motion made by Mr. Goffstein, seconded by Mr. Karam that the consensus recommendation to amend the rate proposal be accepted. This recommendation calls for the ratification of the first rate increase and the re-submittal of any future increases to the Rate Commission with the use of bonding to reduce the burden to the rate payers.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	nay
	E. Harshman	aye	C. Karam	aye

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Mr. Theerman reported that each year the Regional Commerce and Growth Association in collaboration with the St. Louis office of Deloitte presents the Top 50 Awards that have made an economic and civic impact on the St. Louis Region. I am proud to announce that MSD was selected from a field of 120 nominees to be recognized in the year's awards. The District has over 800 dedicated employees that are working hard to provide excellent wastewater and stormwater services to the community. This award is recognition for their efforts.

Item 39 on tonight's agenda, the Missouri River Bonfils Infiltration and Inflow Correction Phase IV, is a pilot project aimed at reducing extraneous water that enters the sewer system through imperfections in service laterals. It is estimated that nearly 50% of the storm and ground water entering the MSD sewer system comes through the private system. The elimination of system overflows depends on the successful reduction in this inflow and infiltration. Staff is recommending that this item be held tonight to allow time to answer questions that were raised by Trustees at the Program Management committee meeting. We will discuss this ordinance further with the Program Management committee at its next meeting tentatively scheduled for December 28, 2007 at 11:30 a.m.

On the evening of Monday, November 26, 2007, a 50 year old Stormwater box culver collapsed near a convenience store in Ferguson. This event swallowed two parked vehicles including one that had a passenger who was not seriously injured. These types of events are infrequent, but do occur in sewers the size and age of the MSD system.

MSD has an emergency declaration process that allows me to enter into emergency contracts to expeditiously address these sorts of issues and assure that the infrastructure is returned to a working condition as rapidly as practical. In this process, we have a list of pre-qualified contractors for various types of work. The operations and engineering staff investigate the situation and advise the Executive Director of the need to perform an emergency contract. To properly address the situation in a timely manner, the contract is initiated as soon as possible and the details are reported to the Board of Trustees at the next regularly scheduled meeting.

I have authorized a time and materials contract with Karsten Equipment Company for the repair of the portion of the box culvert which requires immediate action. This is item 57 on tonight's agenda.

Mr. Jonathon Sprague, with the aid of photographs, reported that around 9:30 p.m. on November 26, 2007, a sewer collapse occurred at a service station and convenience store located at the corner of S. Florissant and Woodstock Roads. Two vehicles were impacted in the sewer collapse, one of those vehicles contained a passenger that had minor injuries. The collapse was caused by the failure of a cover on a box culvert. On the site of the Shell Station. This collapse impacted a 10x12 storm sewer. There will be a 217' stretch sewer that will need

to be repaired and will take approximately six weeks to complete. Karsten equipment will perform the work on this project at approximately \$645,000. Mr. Sprague indicated that \$700,000 will be appropriated, the difference being contingencies. Mr. Goffstein asked what the contractual mark-ups cost. Mr. Hoelscher responded that there is a 35% mark-up for benefits and labor, 15% for materials, and either 5% or 10% for profit. Mr. Goffstein asked if this construction could be done in-house. Mr. Sprague indicated that it is not typical for us to do this type of project in-house.

Mr. Sullivan addressed the Board and indicated that he's confused about the rate ordinance and understood that it is to be amended. Mr. Rosenberg explained that the District is seeking to adopt the first year of the rate increase. Mr. Tyminski explained that later in the meeting both the wastewater and stormwater rate ordinances would be voted on. For both increases, only the first rate change is being considered at this meeting. Earlier in the report of the finance committee, a motion was passed to accept the consensus recommendation. That recommendation calls for the first rate increase being ratified and any future rate increases being sent back to the Rate Commission to discuss their impact after bonding is used to finance the projects. Mr. Tyminski emphasized that before an amendment could be placed before the Board, their intention to amend was needed because of the prior ordinances and resolutions in place. Mr. Sullivan indicated that the process seemed complicated and questioned if the Board had responded to the Rate Commission as to their intentions, as required by Charter. Mr. Sullivan was pleased to see that Item 39 (Missouri River Bonfils Infiltration and Inflow Correction Phase VI) was being held. He asked if the Fine Road lagoon closure would be audited and questioned the amount of money being spent on video inspections. Mr. Theerman responded that the amount being spent on video inspections was discussed at the May 3, 2007 finance committee meeting.

CONSENT AGENDA

ADOPTION OF PROPOSED ORD. NO. 59-08 (ORDINANCE NO. 12543) APPROPRIATING \$3,500,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF SANITARY SEWERS IN FF-08 FEE FEE CREEK SANITARY RELIEF (89137), IN THE CITY OF MARYLAND HEIGHTS, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH GERSHENSON CONST. CO., INC. FOR THE AFORESAID CONSTRUCTION.

ADOPTION OF PROPOSED ORD. NO. 60-08 (ORDINANCE NO. 12544) APPROPRIATING \$34,000.00 FROM THE OPERATION, MAINTENANCE, AND CONSTRUCTION IMPROVEMENT FUND OF UNIVERSITY CITY TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF BRIAR COURT NO. 8011 STORM SEWER (2006132), IN THE CITY OF UNIVERSITY CITY, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH HEARTLAND CONSTRUCTION & EXCAVATING FOR THE AFORESAID CONSTRUCTION.

ADOPTION OF PROPOSED ORD. 61-08 (ORDINANCE NO. 12545) APPROPRIATING \$115,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF SANITARY SEWERS IN LINDBERGH/WARSON PUMP STATION ELIMINATION (P-706) (2006081), IN THE CITY OF CREVE COEUR, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH HEARTLAND CONSTRUCTION & EXCAVATING FOR THE AFORESAID CONSTRUCTION.

ADOPTION OF PROPOSED ORD. NO. 62-08 (ORDINANCE NO. 12546) APPROPRIATING \$3,150,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF SANITARY SEWERS IN FF - 15 MCKELVEY/R.R. TO ADIE SANITARY RELIEF - PHASE II (89157A), IN THE CITY OF MARYLAND HEIGHTS, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH J & J BORING, INC. FOR THE AFORESAID CONSTRUCTION.

ADOPTION OF PROPOSED ORD. NO. 63-08 (ORDINANCE NO. 12547) APPROPRIATING \$280,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF DEER CREEK TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN FREDERICK LANE STORM SEWER IMPROVEMENTS (2006056), IN THE CITY OF GLENDALE, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH K.J.U. INC. FOR THE CONSTRUCTION OF THE AFORESAID STORM SEWERS.

ADOPTION OF PROPOSED ORD. NO. 64-08 (ORDINANCE NO. 12548) APPROPRIATING \$330,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF DEER CREEK TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN GARDEN LANE STORM SEWER PHASE II (2005074), IN THE CITY OF KIRKWOOD, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH GERSHENSON CONSTRUCTION CO., INC. FOR THE CONSTRUCTION OF THE AFORESAID STORM SEWERS.

ADOPTION OF PROPOSED ORD. NO. 65-08 (ORDINANCE NO. 12549) APPROPRIATING \$372,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF DEER CREEK TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN GIRARD PLACE NO. 149 STORM SEWER IMPROVEMENTS (89052), IN THE CITY OF KIRKWOOD, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH SOUTHERN DITCHING & EXCAVATING COMPANY FOR THE CONSTRUCTION OF THE AFORESAID STORM SEWERS.

ADOPTION OF PROPOSED ORD. NO. 66-08 (ORDINANCE NO. 12550) APPROPRIATING \$5,900,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF SANITARY SEWERS IN UPPER MALINE TRUNK SANITARY RELIEF PHASE III SECTION A (90080A), IN UNINCORPORATED ST. LOUIS COUNTY AND THE CITIES OF FERGUSON AND JENNINGS, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF

OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH PURLER-CANNON-SCHULTE, INC. FOR THE AFORESAID CONSTRUCTION.

ADOPTION OF PROPOSED ORD. NO. 67-08 (ORDINANCE NO. 12551) MAKING A SUPPLEMENTAL APPROPRIATION OF \$1,450,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL COSTS INCURRED IN THE LOWER MERAMEC RIVER IMPROVEMENTS - BAUMGARTNER LAGOON CLOSURE (95066N) CONSTRUCTION PROJECT.

ADOPTION OF PROPOSED ORD. NO. 69-08 (ORDINANCE NO. 12552) APPROPRIATING \$1,200,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR EASEMENT ACQUISITION FOR COMBINED/SANITARY PROJECTS (FY2008) (2005115) THROUGHOUT THE ENTIRE DISTRICT.

ADOPTION OF PROPOSED ORD. NO. 70-08 (ORDINANCE NO. 12553) AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 1 OF CONTRACT E-1199 WITH GEORGE BUTLER ASSOCIATES, INC. FOR GENERAL SERVICES AGREEMENT - SEWER AND CHANNEL DESIGN (2007037).

ADOPTION OF PROPOSED ORD. NO. 71-08 (ORDINANCE NO. 12554) AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH UNITED HEALTHCARE DENTAL FOR DENTAL PLAN BENEFITS FOR THE DISTRICT'S EMPLOYEES AND FAMILY MEMBERS.

ADOPTION OF PROPOSED ORD. NO. 72-08 (ORDINANCE NO. 12555) AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH FORT DEARBORN LIFE INSURANCE COMPANY, A WHOLLY-OWNED SUBSIDIARY OF HEALTH CARE SERVICES CORPORATION, FOR THE DISTRICT'S EMPLOYEE GROUP LIFE AND ACCIDENTAL DEATH & DISMEMBERMENT INSURANCE.

ADOPTION OF PROPOSED ORD. NO. 73-08 (ORDINANCE NO. 12556) AUTHORIZING THE EXECUTIVE DIRECTOR AND THE SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH TRI-STAR BENEFIT SYSTEMS, INC. TO ADMINISTER THE DISTRICT'S FLEXIBLE BENEFIT PLAN AND PRESCRIPTION EYEWEAR PLAN.

ADOPTION OF PROPOSED ORD. NO. 74-08 (ORDINANCE NO. 12557) AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH THE WACKENHUT CORPORATION WHEREBY THE WACKENHUT CORPORATION WILL PROVIDE SECURITY FOR THE DISTRICT'S HEADQUARTERS BUILDING, DISTRICT EMPLOYEES AND THROUGHOUT THE DISTRICT AS NEEDED.

ADOPTION OF PROPOSED ORD. NO. 75-08 (ORDINANCE NO. 12558) AUTHORIZING A TAX AND REVENUE ANTICIPATION NOTE IN CONNECTION WITH THE FINANCING OF CAPITAL IMPROVEMENTS IN SUBDISTRICT NO. SEVEN OF THE RIVER DES PERES WATERSHED (WELLSTON AREA) OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT.

ADOPTION OF PROPOSED ORD. NO. 77-08 (ORDINANCE NO. 12559) REPEALING AND SUPERSEDING ORDINANCE NO. 8472, ADOPTED AUGUST 14, 1991, AND ENACTING IN

LIEU THEREOF AN ORDINANCE REGULATING THE USE OF RESIDENTIAL AND NON-RESIDENTIAL, PUBLIC AND PRIVATE SEWERS, DRAINS, AND WASTEWATER PRETREATMENT AND TREATMENT SYSTEMS AND THE DISCHARGE OF WATERS AND WASTES INTO THE DISTRICT'S SYSTEM; AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

Plan Approval

Infrastructure Repairs (Rehabilitation) (FY2008)

The project is within the Metropolitan St. Louis Sewer District Boundaries which includes all of St. Louis City and parts of St. Louis County in the state of Missouri. The work to be done under this contract consists of the rehabilitation of approximately 229,396 lineal feet of sewers using CIPP methods, varying in size from 6 inch to (42 inch x 54 inch). This project is in the Fiscal Year 2008 Budget and the estimated construction cost is \$7,000,000.00.

Bissell Point-Sewer Solid Waste Transfer Station (2006165)

This project, located in the City of St. Louis, is to provide a contained dumping area where solids can be dewatered. This project is in the Fiscal Year 2000 Budget and the estimated construction cost is \$ 358,000.00.

Ferguson Ave. and Salerno Ct. Storm Improvement (2003139)

This project, located in the City of Pagedale, is to alleviate property loss and damage due to stormwater flooding. This project is in the Fiscal Year 2008 Budget and the estimated construction cost is \$328,000.

CSO - Interceptor & Outfall Modifications (LM-143, BP-003, BP-006, BP-019, BP-030, BP-037, BP-043) (2003053A)

This project, located in City of St. Louis, is to comply with Environmental Protection Agency requirements for control of combined sewer overflows. This project is in the Fiscal Year 2006 Budget and the estimated construction cost is \$5,224,000.

Tanqueray Lane #4953 Sanitary Sewer Replacement (Infrastructure Repair) (2006184)

This project, located South of Interstate 270\255 and West of Lemay Ferry Road, in unincorporated St. Louis County, Missouri. This project is in the Fiscal Year 2008 Infrastructure Repair Budget (2007173) and the estimated construction cost is \$120,000.

Black Creek Sanitary Relief (Highway 40 to Wenlou Drive) (2002103)

This project, located in the city of Richmond Heights, is to alleviate basement backups and overcharged sanitary sewers, and to separate a combined sewer. This project is in the Fiscal Year 2008 Budget and the estimated construction cost is \$1,912,000.

UR-06 Upper River Des Peres Sanitary Relief Phase II (89170)

This project, located in the Cities of University City, Overland, and Olivette, is to alleviate basement backups and overcharged sanitary sewers. This project is in the Fiscal Year 2005 Budget and the estimated construction cost is \$2,998,000.

Lemay WWTP Secondary Chiller Piping Replacement (2007154)

This project, located in unincorporated St. Louis County, is to replace all secondary chiller piping at the Lemay WWTP. This project is in the Fiscal Year 2008 Budget and the estimated construction cost is \$212,000.

Motion made by Ms. Joyce-Hayes, seconded by Mr. Rosenberg, that the Consent Agenda be adopted.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

The Chair declared the Consent Agenda adopted and proposed Ord. Nos. 59-08, 60-08, 61-08, 62-08, 63-08, 64-08, 65-08, 66-08, 67-08, 69-08, 70-08, 71-08, 72-08, 73-08, 74-08, 75-08 and 77-08, and were assigned Ordinance Nos. 12543, 12544, 12545, 12546, 12547, 12548, 12549, 12550, 12551, 12552, 12553, 12554, 12555, 12556, 12557, 12558, and 12559.

UNFINISHED BUSINESS

Ordinances

ADOPTION OF PROPOSED ORD. NO. 53-08 (ORDINANCE NO. 12560) REPEALING AND SUPERSEDING ORDINANCE NO. 9030, ADOPTED JUNE 16, 1993, ORDINANCE NO 8657, ADOPTED MAY 3, 1992, AND ORDINANCE NO. 9183 ADOPTED JANUARY 12, 1994, AND ENACTING A NEW ORDINANCE IN LIEU THEREOF WHICH ESTABLISHES A SCHEDULE OF STORMWATER USER CHARGES AND ESTABLISHES AN ADJUSTMENT REVIEW COMMITTEE.

This ordinance was amended to only reflect the first column entitled March 1, 2008 Change. This would result in the implementation of an impervious area charge of 12¢ per 100 square feet of impervious area.

Ms. Harshman stated that during the meeting the Finance Committee report touched on the communities concern related to overall affordability of the District's rate change proposal through 2012. In keeping with the communities concern over rate affordability we passed a motion of support for the consensus recommendation. She then motioned for the amendment of Appendix II, which sets forth a schedule of user rates in proposed ordinance 53-08 dealing with the stormwater rate increase to reflect only the first column entitled "March 1, 2008 change". This would result in the implementation of an impervious area charge of \$.12 per 100 square feet of impervious area.

Motion by Ms. Harshman, seconded by Mr. Karam that proposed Ord. No. 53-08 be amended.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	nay
	E. Harshman	aye	C. Karam	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 53-08.

Motion made by Mr. Rosenberg, seconded by Mr. Karam that proposed Ord. No. 53-08 be adopted.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	nay
	E. Harshman	aye	C. Karam	aye

ADOPTION OF PROPOSED ORD. NO. 52-08 (ORDINANCE NO. 12561) REPEALING AND SUPERSEDING ORDINANCE NO. 12019, ADOPTED JULY 14, 2005, AND ENACTING IN LIEU THEREOF AN ORDINANCE ESTABLISHING A SCHEDULE OF WASTEWATER USER CHARGES, AND ESTABLISHING THE ADJUSTMENT REVIEW COMMITTEE.

This ordinance was amended to reflect only the first column entitled December 1, 2007 Change and that the wording of that column was also amended to read “January 1, 2008 Change.”

Ms. Harshman stated that earlier in this meeting the Finance Committee report touched on the communities concern related to overall affordability of the District’s rate change proposal through 2012. She then motioned for the amendment of Appendix I, which sets forth a schedule of user rates in proposed ordinance 52-08 dealing with the wastewater rate increase be amended to reflect only the first column entitled “December 1, 2007 Change” and that the wording of that column also be amended to read “January 1, 2008 Change”.

Motion by Ms. Harshman, seconded by Mr. Karam that proposed Ord. No. 52-08 be amended.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	nay
	E. Harshman	aye	C. Karam	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 52-08.

Motion made by Mr. Rosenberg, seconded by Mr. Karam that proposed Ord. No. 52-08 be adopted.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	nay
	E. Harshman	aye	C. Karam	aye

AMENDMENT AND ADOPTION OF PROPOSED ORD. NO. 54-08 (ORDINANCE NO. 12562) REPEALING ORDINANCE NO. 12466, ADOPTED JUNE 14, 2007, AND ENACTING A NEW ORDINANCE IN LIEU THEREOF, MAKING APPROPRIATIONS FOR CURRENT EXPENSES OF THE DISTRICT, THE WASTEWATER REVENUE FUND, THE STORMWATER REVENUE FUND, THE GENERAL FUND, THE REAL PROPERTY IMPROVEMENTS & ALTERATIONS FUND, THE WATER BACKUP INSURANCE & REIMBURSEMENT FUND, THE EMERGENCY FUND AND THE WASTEWATER REVENUE BOND SERVICE FUND FOR THE FISCAL YEAR BEGINNING JULY 1, 2007 AND ENDING JUNE 30, 2008, NOT INCLUDING SUMS HEREBY SET APART FOR AND TRANSFERRED TO SPECIAL FUNDS, AMOUNTING IN THE AGGREGATE TO \$174,440,980.00, WHICH SUM IS HEREBY APPROPRIATED FROM THE GENERAL AND SPECIAL FUNDS NAMED TO PAY INTEREST FALLING DUE ON BONDS ISSUED, THE COSTS OF SUPPORT, OPERATION, AND MAINTENANCE OF THE DISTRICT AND ITS VARIOUS SUBDISTRICTS, AND EMERGENCIES.

Motion by Mr. Rosenberg, seconded by Ms. Joyce-Hayes that proposed Ord. No. 54-08 be amended.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 54-08.

Motion made by Ms. Joyce-Hayes, seconded by Mr. Rosenberg that proposed Ord. No. 54-08 be adopted.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

Resolutions

None

NEW BUSINESS

Ordinances

INTRODUCTION OF PROPOSED ORD. NO. 84-08 APPROPRIATING \$3,500,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF MARBENDALE – LEMP SANITARY FACILITIES CONSOLIDATION (2001139), IN THE CITY OF KIRKWOOD, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN KIRKWOOD SEWER DISTRICT TO ENTER INTO A CONTRACT WITH UNNERSTALL CONTRACTING CO., LTD. FOR THE AFORESAID CONSTRUCTION.

Proposed Ord. No. 84-08 was presented and read. The work to be done under this contract consists of the construction of approximately 4,100 lineal feet of pipe sewers varying in size from 6-inches to 8-inches in diameter, 1,000 feet of 6-inch force main, and appurtenances. A duplex pump station will also be constructed with 70 lineal feet of 96-inch storage pipe. The purpose of this project is to eliminate five pump stations and three pump station overflows in sub-area #3 of the Lower Meramec River service area. This project is scheduled to be completed in 370 days.

Motion made by Ms. Joyce-Hayes, seconded by Mr. Karam that proposed Ord. No. 84-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 85-08 APPROPRIATING \$19,000,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF CREVE COEUR CREEK (L-52) PUMP STATION IMPROVEMENTS (2003062A) IN THE CITY OF MARYLAND HEIGHTS, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH KCI CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF THE AFORESAID PUMP STATION IMPROVEMENTS.

Proposed Ord. No. 85-08 was presented and read. The work to be done under this contract consists of the construction of a new 60 mgd pump station including two channel grinders, odor control system, emergency generator, meter vault, associated gravity and force main piping, and the demolition of the existing pump station. The purpose of this project is to replace the existing pump station with a new station with increased capacity, and to allow for the future removal of 21 constructed SSOs. This project is scheduled to be completed in 540 days.

Motion by Mr. Karam, seconded by Ms. Joyce-Hayes that proposed Ord. No. 85-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 86-08 APPROPRIATING \$66,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR THE PROCUREMENT OF PUMP STATION EQUIPMENT AS PART OF THE LEMAY PUMP STATION NO. 3 (DRIVE PROCUREMENT) (2003078A) AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH GRAYBAR ELECTRIC CO., INC. FOR THE FURNISHING OF THE AFORESAID PUMP STATION EQUIPMENT.

Proposed Ord. No. 86-08 was presented and read. The work to be done under this contract consists of the procurement of variable frequency drives, soft starters, and appurtenances for the Lemay Pump Station No. 3 and the Jefferson Barracks Pump Station. This equipment will be installed by District staff. The purpose of this project is to replace inadequate and deteriorating equipment with new drives and soft starters to reduce excessive staff and maintenance repair costs, and alleviate property loss and damage due to mechanical outages. This project is scheduled to be completed in 210 days.

Motion by Mr. Rosenberg, seconded by Mr. Karam that proposed Ord. No. 86-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 87-08 APPROPRIATING \$100,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR THE PROCUREMENT OF PUMP STATION EQUIPMENT AS PART OF THE LEMAY PUMP STATION NO. 3 (PUMP PROCUREMENT) (2003078B) AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH VANDEVANTER ENGINEERING A DIVISION OF LEE MATTHEWS EQUIPMENT, INC. FOR THE FURNISHING OF THE AFORESAID PUMP STATION EQUIPMENT.

Proposed Ord. No. 87-08 was presented and read. The work to be done under this contract consists of the procurement of a spare pump and appurtenances for the Lemay Pump Station No. 3. This equipment will be installed by District staff. The purpose of this project is to provide a spare pump for the Lemay Pump Station No. 3 to reduce excessive staff and maintenance repair costs, and alleviate property loss and damage due to mechanical outages. This project is scheduled to be completed in 210 days.

Motion by Ms. Joyce-Hayes, seconded by Mr. Buford that proposed Ord. No. 87-08 be introduced.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	nay	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 88-08 APPROPRIATING \$385,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE REHABILITATION AND EXPANSION OF THE EXISTING FACILITY IN BISSELL POINT - SEWER SOLID WASTE TRANSFER STATION (2006165) IN THE CITY OF ST. LOUIS, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH XL CONTRACTING, INC. FOR THE REHABILITATION OF THE AFORESAID SANITARY SEWERS.

Proposed Ord. No. 88-08 was presented and read. The work to be done under this contract consists of the construction of approximately 670 square yards of concrete pavement, 202 cubic yards of reinforced concrete construction, 419 lineal feet of pipe sewers varying in size from 10-inches to 12-inches in diameter, a solids-separator manhole, and appurtenances. The purpose of this project is to provide a contained dumping area where solids that are combined with sewer cleaning waste can be dewatered. This project is scheduled to be completed in 150 days.

Motion by Mr. Buford, seconded by Ms. Joyce-Hayes that proposed Ord. No. 88-08 be introduced.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	nay	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 89-08 APPROPRIATING \$3,300,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS ASSOCIATED WITH THE LOWER MERAMEC RIVER SYSTEM IMPROVEMENTS – FINE ROAD LAGOON CLOSURE (95066N1) IN UNINCORPORATED ST. LOUIS COUNTY, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH SYNAGRO CENTRAL, LLC FOR THE CLOSURE OF THE FINE ROAD LAGOON.

Proposed Ord. No. 89-08 was presented and read. The work to be done under this contract consists of the construction for demolition and closure of the Lower Meramec River System Improvements – Fine Road Lagoon Closure including furnishing all labor, material, tools, equipment and supervision necessary for demolition and removal of aeration equipment and piping, process piping, above and below grade utilities and structures, and biosolids removal, processing, transportation and disposal from the existing two-cell aerated lagoon, construction of approximately 900 feet of haul road, disposal of a construction trailer, including demolition and removal of all ancillary facilities. This project is scheduled to be completed in 360 days.

Motion by Mr. Karam, seconded by Ms. Joyce-Hayes that proposed Ord. No. 89-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 90-08 MAKING A SUPPLEMENTAL APPROPRIATION OF \$1,125,000.00 FROM THE SANITARY REPLACEMENT FUND FOR CCTV INSPECTION AND PHYSICAL INSPECTION OF SEWERS – NORTH (2007236A) AND CCTV INSPECTION AND PHYSICAL INSPECTION OF SEWERS – SUPPORT SERVICES (2006166A) AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 1 OF THE CONTRACT WITH ADS ENVIRONMENTAL SERVICES, LLC FOR THE AFORESAID CCTV AND PHYSICAL INSPECTION AND SUPPORT SERVICES.

Proposed Ord. No. 90-08 was presented and read. This ordinance appropriates funds and authorizes the District to enter into Amendment No. 1 for the first option year with ADS Environmental Services, LLC. The purpose of this contract is to provide District staff with information regarding sewer condition by the use of Closed Circuit Television (CCTV) and physical inspection. These inspections will determine sewer conditions and system defects and will form the basis for preventative maintenance activities, inflow/infiltration investigations, and sewer system models. This contract amendment for CCTV Inspection and Physical Inspection of Sewers – North is for \$1,125,000, which includes \$125,000 of support services for sewer cleaning and locating and raising of manholes. Approximately 70% of the CCTV investigations will provide support data for the Watershed Planning efforts and the remaining 30% will support specific design projects, pre-design studies, and miscellaneous inspection requests. This contract is renewable for one (1) additional year after this action. It has an unencumbered balance of \$456,000. This remaining balance has been assigned to work tasks amounting to approximately \$500,000 (250,000 lineal feet of sewer). It is anticipated that this balance will be expended by April 2007. Currently, there is a backlog of unassigned work tasks totaling \$2,680,000 (1,340,000 lineal feet) to be addressed by this and future actions.

Motion by Mr. Buford, seconded by Ms. Joyce-Hayes that proposed Ord. No. 90-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 91-08 MAKING A SUPPLEMENTAL APPROPRIATION OF \$1,125,000.00 FROM THE SANITARY REPLACEMENT FUND FOR CCTV INSPECTION AND PHYSICAL INSPECTION OF SEWERS – SOUTH (2007236B) AND CCTV INSPECTION AND PHYSICAL INSPECTION OF SEWERS – SUPPORT SERVICES (2006166B) AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 1 OF THE CONTRACT WITH ACE PIPE CLEANING, INC. FOR THE AFORESAID CCTV AND PHYSICAL INSPECTION AND SUPPORT SERVICES.

Proposed Ord. No. 91-08 was presented and read. This ordinance appropriates funds and authorizes the District to enter into Amendment No. 1 for the first option year with Ace Pipe Cleaning, Inc. The purpose of this contract is to provide District staff with information regarding sewer condition by the use of Closed Circuit Television (CCTV) and physical inspection. These inspections will determine sewer conditions and system defects and will form the basis for preventive maintenance activities, inflow/infiltration investigations, and sewer system models. This contract amendment for CCTV Inspection and Physical Inspection of Sewers – South is for \$1,125,000, which includes \$125,000 of support services for sewer cleaning and locating and raising of manholes. Approximately 70% of the CCTV investigations will provide support data for the Watershed Planning efforts and the remaining 30% will support specific design projects and miscellaneous inspection requests. This contract is renewable for one (1) additional year after this action. It has an unencumbered balance of \$472,000. This remaining balance has been assigned to work tasks amounting to approximately \$500,000 (250,000 lineal feet of sewer). It is anticipated that this balance will be expended by April 2007. Currently, there is a backlog of unassigned work tasks totaling \$1,536,000 (786,000 lineal feet) to be addressed by this and future actions.

Motion by Ms. Joyce-Hayes, seconded by Ms. Harshman that proposed Ord. No. 91-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 92-08 APPROPRIATING \$270,000.00 FROM THE SANITARY REPLACEMENT FUND TO REIMBURSE CITADEL CONSTRUCTION MANAGEMENT, LLC FOR THE COSTS OF CONSTRUCTION OF SANITARY SEWERS AS UNDERTAKEN BY CITADEL CONSTRUCTION MANAGEMENT, LLC IN BLACK CREEK SANITARY RELIEF (HIGHWAY 40 TO WENLOU DRIVE) PHASE I (2002103A) IN THE CITY OF CLAYTON, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH CITADEL CONSTRUCTION MANAGEMENT, LLC WHEREBY THE DISTRICT WILL REIMBURSE CITADEL CONSTRUCTION MANAGEMENT, LLC FOR THE CONSTRUCTION OF SAID SANITARY SEWERS.

Proposed Ord. No. 92-08 was presented and read. The work to be done under this contract consists of the construction of approximately 504 lineal feet of pipe sewers 8-inches in diameter and appurtenances. The purpose of this project is to alleviate property damage due to basement backups and overcharged sanitary sewers. This project will also provide for separation of a combined sewer and for future elimination of a combined sewer overflow. This project is scheduled to be completed in 120 days.

Motion by Mr. Karam, seconded by Ms. Joyce-Hayes that proposed Ord. No. 92-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 93-08 APPROPRIATING \$430,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF SANITARY SEWERS IN CSO - INTERCEPTOR & OUTFALL MODIFICATIONS PHASE II (BP-012, BP-038) (2003053B6) IN THE CITY OF ST. LOUIS, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH KARSTEN EQUIPMENT CO. FOR THE CONSTRUCTION OF THE AFORESAID SANITARY SEWERS.

Proposed Ord. No. 93-08 was presented and read. The work to be done under this contract consists of the construction of approximately 365 lineal feet of pipe sewers varying in size from 8-inches to 24-inches in diameter and appurtenances. The purpose of this project is to construct modifications to remove direct sanitary connections to the combined sewer outfalls. This project is scheduled to be completed in 234 days.

Motion by Mr. Karam, seconded by Mr. Rosenberg that proposed Ord. No. 68-08 be introduced.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	nay	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 94-08 APPROPRIATING \$7,000,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE REHABILITATION OF SANITARY SEWERS IN INFRASTRUCTURE REPAIRS (REHABILITATION) (FY2008) (2007172) IN THE CITY OF ST. LOUIS AND ST. LOUIS COUNTY, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH INSITUFORM TECHNOLOGIES USA, INC. FOR THE REHABILITATION OF THE AFORESAID SANITARY SEWERS.

Proposed Ord. No. 94-08 was presented and read. The work to be done under this contract consists of the rehabilitation of approximately 229,396 lineal feet of sewers using CIPP methods, varying in size from 6-inches to 42-inches x 54-inches in diameter, and manhole rehabilitation of approximately 2,250 lineal feet. The purpose of this project is to rehab older, damaged and deteriorated sewers that are causing pipe collapses, blocked mains, and leaking pipes. This project is scheduled to be completed in 365 days.

Motion by Mr. Karam, seconded by Mr. Rosenberg that proposed Ord. No. 94-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 95-08 APPROPRIATING \$53,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF DEER CREEK TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN AVIGNON CT. #1685 STORM SEWER (2006130), IN THE CITY OF WARSON WOODS, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH DIRTBUSTERS, INC. FOR THE CONSTRUCTION OF THE AFORESAID STORM SEWERS.

Proposed Ord. No. 95-08 was presented and read. The work to be done under this contract consists of the construction of approximately 205 lineal feet of pipe sewers varying in size from 12-inches to 15-inches in diameter and appurtenances. The purpose of this project is to alleviate yard and basement flooding at #1685 Avignon Ct. This project is scheduled to be completed in 30 days.

Motion by Mr. Rosenberg, seconded by Mr. Buford that proposed Ord. No. 95-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 96-08 APPROPRIATING \$82,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF FOUNTAIN CREEK TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN HARRISON AVE. #1375 STORM SEWER CONSOLIDATION AND OUTFALL (2006142), IN THE CITY OF FLORISSANT, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH HEARTLAND CONSTRUCTION & EXCAVATING FOR THE CONSTRUCTION OF THE AFORESAID STORM SEWERS.

Proposed Ord. No. 96-08 was presented and read. The work to be done under this contract consists of the construction of approximately 415 lineal feet of pipe sewers varying in size from 12-inches to 18-inches in diameter and appurtenances. The purpose of this project is to alleviate rear yard and basement flooding in the north side of Harrison Street, east of Aubuchon Street. This project is scheduled to be completed in 90 days.

Motion by Mr. Karam, seconded by Mr. Buford that proposed Ord. No. 96-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 97-08 APPROPRIATING \$760,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF DEER CREEK TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN KORTWRIGHT - NORTH OF SHERRELL AND O'DAY STORM IMPROVEMENT (2005050), IN THE CITY OF ROCK HILL, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH SOUTHERN DITCHING & EXCAVATING COMPANY FOR THE CONSTRUCTION OF THE AFORESAID STORM SEWERS.

Proposed Ord. No. 97-08 was presented and read. The work to be done under this contract consists of the construction of approximately 2,370 lineal feet of pipe sewers varying in size from 8-inches to 30-inches in diameter and appurtenances. The purpose of this project is to alleviate yard flooding and house flooding due to inadequate sinkholes. This project is scheduled to be completed in 427 days.

Motion by Mr. Buford, seconded by Mr. Karam that proposed Ord. No. 97-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION OF PROPOSED ORD. NO. 98-08 APPROPRIATING \$60,000.00 FROM THE OPERATION, MAINTENANCE AND DESIGN IMPROVEMENT FUND OF MALINE CREEK TO REIMBURSE THE CITY OF COOL VALLEY, MISSOURI FOR THE COSTS OF DESIGN OF STORMWATER IMPROVEMENTS AS UNDERTAKEN BY SAID CITY IN EMERLING - EVANS DRAINAGE IMPROVEMENTS (2007166); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH THE CITY OF COOL VALLEY, MISSOURI WHEREBY THE DISTRICT WILL REIMBURSE SAID CITY FOR THE DESIGN OF SAID STORMWATER IMPROVEMENTS.

Proposed Ord. No. 98-08 was presented and read. This project provides for the installation of various drainage improvements to address flooding of properties on Evans Avenue and yard erosion of properties on Emerling Drive in an area north of I-70 and west of Florissant Road (S) in the City of Cool Valley. The City is contracting with Palladian Consulting Engineers, LLC for the design of the proposed improvements including engineering, surveys, soils investigation, and preparation of construction plans and specifications. The District is providing \$60,000 in financial assistance to the City to complete the design of this project in order to be eligible for possible State Stormwater Program funding.

Motion by Ms. Harshman, seconded by Mr. Rosenberg that proposed Ord. No. 98-08 be introduced.

Motion passed – 5 ayes, 1 nay

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	nay

INTRODUCTION OF PROPOSED ORD. NO. 99-08 TRANSFERRING FUNDS BY RETURNING \$634,000.00 AS APPROPRIATED BY ORDINANCE NO. 12151, ADOPTED JANUARY 12, 2006, FOR THE COLDWATER TREATMENT PLANT IMPROVEMENTS (99077) TO THE SANITARY REPLACEMENT FUND BALANCE, AND APPROPRIATING \$634,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF COLDWATER TREATMENT PLANT IMPROVEMENTS (99077); IN ST. LOUIS COUNTY, MISSOURI.

Proposed Ord. No. 99-08 was presented and read. The work to be done under this contract consists of the construction of a new headworks building, including pumping and screening equipment, four new primary clarifiers, a sludge and grit pump station, flow spitting facilities, a new blower building, modifications to the existing aeration basins, a new final clarifier, a new sludge thickener, a new maintenance building, carbon absorption odor control system, building demolition, new site grading and piping, electrical and HVAC upgrades, plant controls system, and miscellaneous other plant improvements.

Motion by Mr. Rosenberg, seconded by Ms. Harshman that proposed Ord. No. 99-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	nay

INTRODUCTION OF PROPOSED ORD. NO. 100-08 MAKING A SUPPLEMENTAL APPROPRIATION OF \$575,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ENGINEERING SERVICES FOR THE FINAL DESIGN OF CREVE COEUR CREEK (L-52) PUMP STATION IMPROVEMENTS (2003062); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 2 OF CONTRACT E-1101 WITH CAMP DRESSER & MCKEE, INC., FOR THE AFORESAID ENGINEERING SERVICES.

Proposed Ord. No. 100-08 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 2 with Camp Dresser & McKee Inc. This project consists of the design and preparation of construction documents for approximately 1,800 lineal feet of 18-inch diameter force main, pump station, and appurtenances. Separate construction documents were prepared for pump station and force main improvements. The preliminary construction cost estimate for the two construction contracts is \$31,200,000.00. This amendment provides for engineering services during construction. The amended design appropriation is \$2,073,000.00. This project will increase the capacity of the pump station from 34 to 60 million gallons per day.

Motion by Mr. Rosenberg, seconded by Ms. Joyce-Hayes that proposed Ord. No. 100-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 101-08 APPROPRIATING \$700,000.00 FROM THE EMERGENCY FUND FOR EMERGENCY SEWER REPAIRS IN EMERGENCY REPAIR #042 – 1106 S. FLORISSANT ROAD (2007249A) IN THE CITY OF FERGUSON, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH KARSTEN EQUIPMENT COMPANY FOR THE AFORESAID EMERGENCY REPAIRS.

Proposed Ord. No. 101-08 was presented and read. The work to be done on the emergency contract consists of the repair of an approximately 220-foot reach of 10' x 12' reinforced concrete box culvert. The repair is needed to expeditiously restore the sewer to service, prevent pollution to Maline Creek in North St. Louis County, and prevent future property damage. The District staff declared the project an emergency on November 27, 2007. The contractor, Karsten Equipment Company, has been selected per MSD Emergency Declaration Policy. The repair has started and is expected to be complete before January 31, 2008. District staff has taken appropriate measures to assure the environment is protected and any leaking hazardous waste is captured and properly disposed.

Motion by Mr. Rosenberg, seconded by Ms. Joyce-Hayes that proposed Ord. No. 101-08 be introduced.

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 101-08.

Motion made by Mr. Rosenberg, seconded by Ms. Joyce-Hayes that proposed Ord. No. 101-08 be adopted.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

The Chair declared proposed Ord. No. 101-08 adopted and it was assigned Ordinance No. 12563.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 102-08 APPROPRIATING \$583,723.41 FROM THE SANITARY REPLACEMENT FUND FOR THE CSO LONG-TERM CONTROL PLAN PUBLIC PARTICIPATION PROGRAM PROJECT (2007238).

Proposed Ord. No. 102-08 was presented and read. This action will correct a scrivener's error (clerical error) in ordinance number 12491, which was adopted on August 9, 2007. This action will authorize an appropriation - via an ordinance separate from ordinance number 12491 - to fund a contract with Vector Communications.

Motion by Ms. Joyce-Hayes, seconded by Mr. Rosenberg that proposed Ord. No. 102-08 be introduced.

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 102-08.

Motion made by Mr. Rosenberg, seconded by Mr. Buford that proposed Ord. No. 102-08 be adopted.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

The Chair declared proposed Ord. No. 79-08 adopted and it was assigned Ordinance No. 12564.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 103-08 VACATING A PORTION OF A TEN-FOOT (10') WIDE EASEMENT LOCATED IN LOT 3 OF PART OF LOT 4A OF THE SUBDIVISION OF LOT 4 OF THE WILLIAMS H. ERKER SUBDIVISION LOCATED IN PART OF LOT 25 OF JOHN COULTER'S SUBDIVISION OF HOWELL PRAIRIE TRACT IN U.S. SURVEY 1669, TOWNSHIP 46 NORTH, RANGE 3 EAST AS RECORDED IN THE ST. LOUIS COUNTY RECORDS IN ST. LOUIS COUNTY, MISSOURI.

Proposed Ord. No. 103-08 was presented and read. The District has been requested to vacate its rights to a ten-foot (10') wide easement in Lot 3 and common ground of this commercial property. The District did not pay for this easement being vacated, and it has no future use for the easement being vacated.

Motion by Mr. Rosenberg, seconded by Ms. Joyce-Hayes that proposed Ord. No. 103-08 be introduced.

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 103-08.

Motion made by Mr. Rosenberg, seconded by Ms. Harshman that proposed Ord. No. 103-08 be adopted.

Motion passed – 6 ayes, no nays

Poll taken:	J. Goffstein	aye	J. Buford	aye
	D. Rosenberg	aye	D. Joyce-Hayes	aye
	E. Harshman	aye	C. Karam	aye

The Chair declared proposed Ord. No. 80-08 adopted and it was assigned Ordinance No. 12565.

Resolutions

ADOPTION OF RESOLUTION NO. 2751 WHEREAS, IT WAS THE SUGGESTION OF A DISTRICT EMPLOYEE THAT THE DISTRICT DONATE ITS TECHNOLOGICALLY OBSOLETE CELLULAR PHONES THAT HAVE NO RESIDUAL VALUE TO THE "CELL PHONES FOR SOLDIERS" PROGRAM; AND THE DONATION OF THESE CELL PHONES IS IN RECOGNITION OF FIVE MSD COLLEAGUES WHO HAVE SERVED PAST AND PRESENT IN "OPERATION FREEDOM".

Resolution No. 2751 was presented and read. Donations to non-profit philanthropic private organizations are supported under Ordinance No. 9845, section seventeen. The Cell Phone for Soldiers program has been in place since 2004. It is a registered 501(c)3 non-profit organization that has to date raised approximately \$1 million in donations and has distributed more than 400,000 prepaid calling cards to US soldiers serving overseas. (www.cellphonesforsoldiers.com). The program works as follows: Donated phones are set to "factory default" by the company/organization/individual making the donation. This ensures that all proprietary data is removed from the phone. The Cell Phone for Soldiers program works with a vendor that recycles and buys the phone components. The dollars for the components are then used by the Cell Phone for Soldiers program to purchase calling cards which are sent to soldiers serving overseas. (Cell phones are not donated directly to soldiers because of military security restrictions on what can be sent to a soldier serving in a war zone and the fact that most older phones are not GSM enabled and would not work in regions such as the Middle East.)

Motion made by Mr. Rosenberg, seconded by Ms. Harshman that Resolution No. 2751 be adopted.

Motion passed – voice vote; 6 ayes, no nays

ADOPTION OF RESOLUTION NO. 2752 WHEREAS, UNDER PROVISIONS OF ORDINANCE NO. 12010, SECTION TWO, ADOPTED ON JUNE 9, 2005, THE LIST OF APPROVED DEPOSITARY BANKS MAY BE MODIFIED FROM TIME TO TIME BY RESOLUTION OF THE BOARD OF TRUSTEES OF THE DISTRICT.

Resolution No. 2752 was presented and read. At least annually, the District updates the list of approved banking institutions which it may deposit funds with. Typically, the District will invest in collateralized certificates of deposit, collateralized money market funds and collateralized time deposits with local banking institutions. This resolution authorizes a list of institutions that have been pre-qualified by the District. It also authorizes a list of security dealers that may execute investment transactions on the District's behalf.

Motion made by Mr. Buford, seconded by Mr. Karam that Resolution No. 2752 be adopted.

Motion passed – voice vote; 6 ayes, no nays

ADOPTION OF RESOLUTION NO. 2753 TRANSFERRING UNENCUMBERED APPROPRIATED BALANCES TOTALING \$35,000.00 FROM CERTAIN CLASSIFICATIONS OF EXPENDITURE WITHIN THE GENERAL FUND TO OTHERS WITHIN THE GENERAL FUND TO MEET THE OPERATING NEEDS OF THE DISTRICT FOR THE REMAINDER OF THE FISCAL YEAR 2007-2008.

Resolution No. 2753 was presented and read. This resolution transfers

unencumbered appropriated balances from Operations Utility Accounts (300's) to Secretary-Treasurer Contractual Services Accounts (400's) in the amount of \$35,000 to meet the operating needs of the District for the remainder of the Fiscal Year 2007-2008, said transfer to be made between accounts and in the amounts as indicated in the resolution.

Motion made by Mr. Rosenberg, seconded by Ms. Harshman that Resolution No. 2753 be adopted.

Motion passed – voice vote; 6 ayes, no nays

ADOPTION OF RESOLUTION NO. 2750 EXPRESSING THE BOARD OF TRUSTEES' APPRECIATION TO ROOSEVELT THURMOND FOR HIS 31 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM SEPTEMBER 27, 1976, TO HIS RETIREMENT EFFECTIVE JANUARY 1, 2008.

Resolution No. 2746 was presented and read.

Motion made by Mr. Rosenberg, seconded by Ms. Joyce-Hayes that Resolution No. 2750 be adopted.

Motion passed – voice vote; 6 ayes, no nays

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Upon motion made Mr. Buford, seconded by Ms. Joyce-Hayes, and unanimously passed, the meeting adjourned at 6:00 p.m.

Secretary-Treasurer