

A G E N D A

1435th SPECIAL MEETING OF THE BOARD OF TRUSTEES
THE METROPOLITAN ST. LOUIS SEWER DISTRICT

AUGUST 31, 2006 – 4:30 P.M.

MSD OFFICES
2350 MARKET STREET
ROOMS 111/112

ROLL CALL

- 1 COMMENTS BY THE CHAIR
- 2 REPORT OF BOARD COMMITTEES
- 3 REPORT OF EXECUTIVE DIRECTOR
- 4 COMMENTS FROM THE PUBLIC
- 5 SUBMISSION OF PUBLIC HEARING REPORTS – None.
- 6 COMMUNICATIONS – None.
- 7 CONSENT AGENDA – Item Nos. 8 through 22

Ordinances

- 8 Adoption of proposed Ord. No. 16-07 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 construction of storm sewers in North Bemiston #325 Storm Sewer Improvements (Infrastructure Repair) (2005098), in the City of Clayton, Missouri. (Intro. 8/10/06)
- 9 Adoption of proposed Ord. No. 17-07 appropriating \$1,160,000.00 from the Sanitary Replacement Fund to be used for project costs for the construction of sanitary sewers in Oak Drive to Bopp Lane Sanitary Relief Phase II (99104B), in the Cities of Town and Country, and Frontenac, 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 construction of the aforesaid sanitary sewers. (Intro. 8/10/06)
- 10 Adoption of proposed Ord. No. 18-07 appropriating \$43,000.00 from the Operation, Maintenance and Construction Improvement Fund of The University City Branch of River Des Peres to be used for project costs for the construction of storm sewers in Fairham #7619 Storm Sewer (2005140), in the City of Shrewsbury, Missouri; and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into a contract with Edward's Construction Co. for the construction of the aforesaid storm sewers. (Intro. 8/10/06)
- 11 Adoption of proposed Ord. No. 19-07 appropriating \$2,600,000.00 from the Sanitary Replacement Fund to be used for project costs for the construction of Harlem-Baden Relief Phase III (Highland) (2001138), 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 Gershenson Const. Co., Inc. for the aforesaid construction. (Intro. 8/10/06)
- 12 Adoption of proposed Ord. No. 20-07 appropriating \$200,000.00 from the Operation, Maintenance and Construction Improvement Fund of the Lower Meramec River Basin to reimburse American Heritage Homes, L.L.C. for the costs of construction of sanitary sewers as undertaken by American Heritage Homes, L.L.C. in Williams Creek Sanitary Interceptor Phase IIB (2000046B) in 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 American Heritage Homes, L.L.C. whereby the District will reimburse American Heritage Homes, L.L.C. for the construction of said sanitary sewers. (Intro. 8/10/06)
- 13 Adoption of proposed Ord. No. 22-07 appropriating \$1,500,000.00 from the Improvement Fund for the repair, removal, rehabilitation and modification of existing separate sewer system overflows in Separate Sewer Overflow Modification and Monitoring Program (2006174). (Intro. 8/10/06)

- 14 Adoption of proposed Ord. No. 23-07 appropriating \$1,195,000.00 from the Sanitary Replacement Fund for engineering services for the design of Creve Coeur Creek Sanitary Trunk Sewer Relief Phase II (2003063B) and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into Contract E-1181 with ABNA Engineering, Inc. for the aforesaid engineering services. (Intro. 8/10/06)
- 15 Adoption of proposed Ord. No. 24-07 appropriating \$485,000.00 from the Sanitary Replacement Fund for engineering services for the design of Gravois Trunk (Whitecliff to RDP) Sanitary Relief Phase IV (E-1182 & 90032C) and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into Contract E-1182 with HNTB Corporation for the aforesaid engineering services. (Intro. 8/10/06)
- 16 Adoption of proposed Ord. No. 25-07 appropriating \$1,297,000.00 from the Sanitary Replacement Fund for engineering services for the design of Riverside and Yarnell Sanitary Relief (SKME-400) (2006050) and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into Contract E-1183 with Fru Con Engineering, Inc. for the aforesaid engineering services. (Intro. 8/10/06)
- 17 Adoption of proposed Ord. No. 27-07 appropriating \$1,073,000.00 from the Sanitary Replacement Fund for engineering services for the design of Valley Sanitary Relief (SKME-014) (2006052) and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into Contract E-1185 with George Butler Associates, Inc. for the aforesaid engineering services. (Intro. 8/10/06)
- 18 Adoption of proposed Ord. No. 28-07 appropriating \$795,000.00 from the Sanitary Replacement Fund for engineering services for the design of Missouri WWTP Secondary Treatment Expansion and Disinfection at Various Treatment Plants (2006168) and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into Contract E-1186 with Black & Veatch Corporation for the aforesaid engineering services. (Intro. 8/10/06)
- 19 Adoption of proposed Ord. No. 29-07 appropriating \$305,000.00 from the Sanitary Replacement Fund for engineering services for the design of Kehrs Mill Trails Subdivision Sanitary Sewers (S.D. #2003144) and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into Contract E-1187 with Kuhlmann Design Group, Inc. for the aforesaid engineering services. (Intro. 8/10/06)
- 20 Adoption of proposed Ord. No. 30-07 appropriating \$280,000.00 from the Sanitary Replacement Fund for engineering services for the design of CSO – Ferguson and Raymond CSO Interceptor (I-134, L-074) (2005106) and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into Contract E-1188 with Engineering Design Source, Inc. for the aforesaid engineering services. (Intro. 8/10/06)

- 21 Adoption of proposed Ord. No. 31-07 appropriating \$144,500.00 from the Sanitary Replacement Fund for engineering services for the design of Natural Bridge Branch Sanitary Relief (SKME-221) (2006048) and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into Contract E-1189 with Access Engineering, LLC for the aforesaid engineering services. (Intro. 8/10/06)
- 22 Adoption of proposed Ord. No. 33-07 appropriating \$46,000.00 from the General Fund of the District for a financial feasibility study for the planned sale of sewer revenue bonds; and authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into a contract with Black & Veatch Corporation whereby Black & Veatch Corporation will perform said financial feasibility study.

Plan Approval

None.

UNFINISHED BUSINESS

Ordinances

None.

Resolutions

None.

New Business

<u>Agenda Item Number</u>	<u>Name</u>	<u>Page Number</u>
23	Proposed Ord. No. 38-07 2006 Tax Levy for the Metropolitan St. Louis Sewer District and its Various Subdistricts	7

Introduction and adoption of proposed Ord. No. 38-07 repealing Ordinance No. 12222, adopted June 8, 2006, and enacting a new ordinance in lieu thereof, determining the amount of taxes which shall be levied, assessed, and collected in the year 2006 on all taxable tangible property in the District within the corporate limits of the City of St. Louis and St. Louis County, respectively, and in Subdistricts within the corporate limits of St. Louis County as follows: Coldwater Creek Trunk Subdistrict, Gravois Creek Trunk Subdistrict, Maline Creek Trunk Subdistrict, Watkins Creek Trunk Subdistrict, Subdistrict No. 88 (Fountain Creek), Subdistrict No. 89 (Loretta-Joplin), Benefit Subdistrict No. 111 (Marlborough), Subdistrict No. 325 (Paddock Creek), Subdistrict No. 342 (Clayton-Central), Subdistrict No. 366 (University City Branch of River des Peres Stormwater Subdistrict), Subdistrict No. 367 (Deer Creek Stormwater Subdistrict), Subdistrict No. 369 (Sugar Creek), Subdistrict No. 374 (Wedgewood Creek), Subdistrict No. 376 (Black Jack-Dellwood Creek), Subdistrict No. 380 (Upper Paddock Creek), Subdistrict No. 448 (Missouri River – Bonfils), Subdistrict No. 449 (Meramec River Basin M.S.D. Southwest), Subdistrict No. 453 (Shrewsbury Branch of River des Peres), Subdistrict No. 454 (Seminary Branch of River des Peres), Subdistrict No. 455 (Black Creek), Subdistrict No.1 of the River des Peres Watershed (Creve Coeur-Frontenac Area), Subdistrict No.4 of the River des Peres Watershed (North Affton Area), and Subdistrict No.7 of the River des Peres Watershed (Wellston Area), with an emergency clause.

24	Proposed Ord. No. 39-07 Designation of Underwriting Teams for Remaining Debt from the February 2004 Debt Authorization Election	8
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Introduction of proposed Ord. No. 39-07 authorizing the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into contracts with A. G. Edwards, Banc of America Securities, Edward Jones, and Stifel Nicolaus whereby A. G. Edwards, Banc of America Securities, Edward Jones, and Stifel Nicolaus will serve as Bond Underwriters for the District.

Resolutions

Page Number

25 Adoption of Resolution No. 2669 whereas, Ordinance No. 11846, adopted September 9, 2004, authorized the Executive Director and Secretary-Treasurer on behalf of The Metropolitan St. Louis Sewer District to enter into a contract with Securitas Security Services USA, Inc. whereby Securitas Security Services USA, Inc. would provide security for the District's headquarters building, District employees and throughout the District as needed.

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26 ANY OTHER BUSINESS THAT MAY PROPERLY BE BROUGHT BEFORE THE BOARD

27 CLOSED SESSION

The Metropolitan St. Louis Sewer District Board of Trustees may go into closed session at this meeting if such action is approved by a majority vote of the Board members who constitute a quorum, to discuss legal, confidential or privileged matters under §610.021(1), RSMo 1988 Supp.; leasing, purchase or sale of real estate under §610.021(2).

28 ADJOURNMENT

AGENDA ITEM NUMBER: 23 – Proposed Ord. No. 38-07 (Introduction & Adoption)

NAME OF PROJECT: 2006 Tax Levy for the Metropolitan St. Louis Sewer District and its various Subdistricts

LOCATION: N/A

TYPE OF PROJECT: NA

DEPARTMENT REQUESTING ACTION: Finance

REQUESTED ACTION:

Why is this action necessary?: To repeal Ordinance No. 12222, adopted June 8,2006.

What does action accomplish?: Levies taxes in accordance with Missouri state laws and State Auditors office.

SUMMARY EXPLANATION/BACKGROUND:

Contractor: NA

Previous District Contract: No

Consultants: NA

Agency: NA

Number of bidders: NA

Low Bid: NA

High Bid: NA

Appropriation Amount: NA

District Estimate: NA

MBE/WBE Participation: NA

Plan Approval Date: NA

Type of Contract: NA

Properties Affected: NA

Properties Benefiting: NA

Designed by: NA

FUNDING/COST SUMMARY:

Budgeted: NA

Budget Year: 2006-2007

Amount: N/A

Fund Name: N/A

Additional Comments: Tax levies require adjustment to properly reflect final assessed property valuation per County Board of Equalization which occurred after Ord. No. 1222 was adopted in June 2006.

PREVIOUS BOARD ACTION RELATED TO THIS ACTION:

6/08/06 – Ordinance No. 12222 – 2006 Tax Ordinance.

9/08/05 – Ordinance No. 12083 – 2005 Revised Tax Ordinance.

6/09/05 – Ordinance No. 11990 – 2005 Tax Ordinance.

6/10/04 – Ordinance No. 11742 – 2004 Tax Ordinance.

6/12/03 – Ordinance No. 11495 – 2003 Tax Ordinance.

5/13/02 – Ordinance No. 11215 – 2002 Tax Ordinance.

AGENDA ITEM NUMBER: 24 – Proposed Ord. No. 39-07

NAME OF PROJECT: Designation of Underwriting Teams for Remaining Debt from the February 2004 Debt Authorization Election

LOCATION: District-wide

TYPE OF PROJECT: Contract Authorization

DEPARTMENT REQUESTING ACTION: Secretary-Treasurer

REQUESTED ACTION:

Why is this action necessary?: This ordinance allows the District to enter into agreement(s) with an underwriting team.

What does action accomplish?: This ordinance establishes the underwriting team for the sale of remaining unused debt authorization from the February 2004 election.

SUMMARY EXPLANATION/BACKGROUND:

Contractor: N/A

Previous District Contract: Yes

Consultant: Banc of America Securities
800 Market Street – 11th Floor
St. Louis, MO 63101

A.G. Edwards & Sons, Inc.
One North Jefferson Ave.
St. Louis, MO 63103

Agency: N/A

Number of bidders: N/A

Low Bid: N/A

High Bid: N/A

Appropriation Amount: N/A

District's Estimate: Compensation will vary depending on size of the bond issue.

MBE/WBE Participation: 15% (Two firms to be named by Resolution in the future)

Plan Approval Date:

Type of Contract:

Properties Affected:

Properties Benefitting:

Designed by: The District desires to select an investment banking team to market the \$100 million bond financing. Proposals were solicited from thirty-eight firms and twenty-three firms responded. The District seeks a team to both market long-term debt and commercial paper. Based on the proposals received, a team consisting of A. G. Edwards, Banc of America Securities, Edward Jones, Banc of America Securities and Stifel Nicolaus is recommended with Banc of America Securities to serve as the lead banker for the commercial paper program and A. G. Edwards to serve as the lead banker for long-term debt issued in fiscal 2006-2007.

PREVIOUS BOARD ACTION RELATED TO THIS ACTION:

4/11/02 – Ord. No. 11209 – Names the senior underwriter for the financing team for the April 2002 bond authorization election, which never materialized.

7/10/03 – Ord. No. 11420 – Amends ordinance that names lead banker for the April 2004 bond issue.

AGENDA ITEM NUMBER: 25 - Resolution No. 2669

NAME OF PROJECT: Security Guard Services

LOCATION: 2350 Market

TYPE OF PROJECT: Professional Services

DEPARTMENT REQUESTING ACTION: Risk Management

REQUESTED ACTION:

Why is this action necessary?: To provide security for the MSD Headquarters building, employees, and emergency situations as needed.

What does action accomplish?: Authorizes contract to procure security services.

SUMMARY EXPLANATION/BACKGROUND:

Contractor: Securitas
326 S. 21st Street, Suite 306
St. Louis, MO 63103

Previous District Contract: Yes

Consultant: N/A

Agency: N/A

Number of bidders: 5 **Low Bid:** \$300,048.00 **High Bid:** \$316,100.00

Appropriation Amount: N/A **Designer's Estimate:** \$325,000.00

MBE/WBE Participation: 10% - Urban Investigations, Inc. - DBE

Plan Approval Date: N/A **Type of Contract:** Professional Services

Properties Affected: N/A **Properties Benefiting:** N/A

Designed by: N/A

This resolution will authorize the District to exercise the second one-year option and enter into a contract with Securitas from October 1, 2006 to September 30, 2007.

FUNDING/COST SUMMARY:

Budgeted: \$325,000.00 **Budget Year:** 2007 **Amount:** Not to exceed \$500,000.00

Fund Name: Building Fund

Additional Comments: RFP was sent to four companies, received five proposals. Securitas was selected with the lowest mark up percentage and other selection criteria.

PREVIOUS BOARD ACTION RELATED TO THIS ACTION:

9/09/04 – Ord. No. 11846 – Amount: \$500,000 - Securitas