

JOURNAL OF THE (1406<sup>th</sup>) MEETING OF THE  
BOARD OF TRUSTEES  
THE METROPOLITAN ST. LOUIS SEWER DISTRICT  
JUNE 10, 2004 - 4:00 P.M.

The Trustees of the District met in Rooms 111/112 at 2350 Market on the above date. Present at meeting:

Board of Trustees

R. J. Baer, Chair  
H. Crumpton, Vice Chair  
B. J. Margiotta  
M. A. Rhodes  
D. J. Hayes, excused  
J. M. Swartz, excused

Staff Members

J. L. Theerman, Executive Director  
R. E. Hayman, General Counsel  
K. J. Tyminski, Secretary-Treasurer  
G. Rhodes, Interim Internal Auditor  
J. M. Zimmerman, Director of Finance  
B. Hoelscher, Director of Engineering  
D. St. Pierre, Asst. Director of Operations

Also present were Tom Sullivan, 35 N. Central; Bob Januska, RJN; Ed Sweet, Parsons; George John, 1415 Elbridge Payne; Ron Krusie, O'Brien & Gere; Carey Brand, CH2M Hill; Jim Coll, Jacobs Civil; Robert Bella, HDR; Lance Carlson, AJCOCO; Ralph Thomas, R.T. Thomas; Brian Pukojski, SIUE; Larry Mager, SIUE; Ben Kelley, SIUE; Bob Rawie, Local 2000; Steve Gentry, SIUE; Ried Lowrie, AFSCME/410; Lee Jones; Bob Berry, Burns & McDonnell; Jon Keeling, FMSM Engineers; Jim Hagerty, CDM; Gary Penrod, Insituform; Dave Mizell, Burns & McDonnell; Mike Augustine, CDG Engineers; Michael J. Muehlbach, SEIU; Klint P. Oldham, SEIU; Paul J. Metzger, SEIU; Jeff Kaiser, Black & Veatch; Doug Mosley, NEPC; Mark Koultz, Woolpert; Phil Sutin, St. Louis Post-Dispatch; Tom Karleskint, Metro News; Tom Minogue, Thompson Coburn; Joan Newman, Thompson Coburn; Mike Dalton, SEIU; Grant Williams, SEIU; Don Peck, AFSCME; Elston McCowan, 9415 Dielman Rock Island Dr.; Lawrence Nwachukwu, Basilico Engineering; Lesley Mabrey, ABNA; Joe Gilbers, 9317 Mackenzie; Lisa Braddum, 3838 Bates; Wayne, Burns & McDonnell; Vicki Taylor Edwards, Director of Human Resources; Worris Levine, Director of Information Systems; Steve Brown, Assistant Director of Human Resources; Bob Breig, Assistant Secretary-Treasurer; Theresa Bellville, Assistant Director of Finance; Lance LeComb, Public Affairs Specialist; Bruce Kozozenski, Manager of Risk Management; Dan DeWilde, MSD; Todd Heller, MSD; Gary Moore, MSD; Jeanne Tinsley, MSD; Carole Willis, MSD; David Quinn, MSD; Danny Webb, MSD; Steve Reed, MSD; Gidget Taylor, MSD; Tony Harwell, MSD; Arthur Rickard, MSD; Scott Hess, MSD; Joe Ernst, MSD; Janice Barnett, MSD; Michael Neels, MSD; Robert Noonan, MSD; Ed Rulo, Jr., MSD; Earl Scott, MSD; Gregg Hall, MSD; Robert Taylor, MSD; Tom H., MSD; Charles Buchanan, MSD; Keith Lang, MSD; Chesley Poole, MSD; R. Helton, MSD; and Sheri Nackley; Secretary to Board of Trustees.

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Mr. Baer opened the meeting pursuant to notice and call.

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Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that the Board go into closed session to discuss leasing, purchase or sale of real estate under §610.021(2), personnel actions under §610.021(3); and negotiations with employee groups under §610.021(9).

Motion passed – 4 ayes, no nays

Poll taken: M. A. Rhodes aye H. Crumpton aye  
R. J. Baer aye B. J. Margiotta aye

No formal action was taken during closed session regarding leasing, purchase or sale of real estate under §610.021(2), personnel actions under §610.021(3); and negotiations with employee groups under §610.021(9).

Motion made by Ms. Rhodes, seconded by Mr. Crumpton, to reconvene into open session.

Motion passed – 4 ayes, no nays

Poll taken: M. A. Rhodes aye H. Crumpton aye  
R. J. Baer aye B. J. Margiotta aye

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Upon motion made by Mr. Crumpton, seconded by Ms. Rhodes, the Journal of the May 13, 2004 (1405<sup>th</sup>) meeting was unanimously approved.

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Mr. Sullivan addressed the Board and indicated that there are a number of dollars on this agenda that are going for consulting services. He felt that there should be an adequate explanation for these services.

In particular, he requested that the District respond to the following agenda items:

Item #12, proposed Ord. No. 196-04; Item #13, proposed Ord. No. 198-04; Item #18, proposed Ord. No. 197-04; Item #19, proposed Ord. No. 207-04; Item #20, proposed Ord. No. 208-04; Item #21, proposed Ord. No. 209-04; Item #22, proposed Ord. No. 210-04; Item #23, proposed Ord. No. 211-04; Item #24, proposed Ord. No. 212-04; Item #25, proposed Ord. No. 213-04; and Item #26, proposed Ord. No. 214-04.

Mr. Theerman responded that the District would address each of these ordinances as they come up.

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Mr. Grant Williams, of the Service Employees International Union, addressed the Board and felt that the District was not appropriately negotiating with the union. He pointed out that Missouri is a right to work state and the fair share issue should be one of the issues discussed at the bargaining table.

He expressed the union's disappointment with the District's lack of willingness to discuss this issue at the bargaining table.

Mr. Williams asked Mr. Baer if that is the Board's position.

Mr. Baer indicated the management team has advised the union of the Board's position.

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Mr. Bob Rawie addressed the Board and indicated that the union was concerned about the issue of sick leave accumulation and contributions for medical insurance. He noted that the District is in the best shape it has been in for a number of years and felt the District should absorb some of these cost increases.

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Mr. Elston McCowan indicated that the union feels that fair share should be addressed in contract talks and that, for a number of years, the union has been representing people from a bargaining perspective that do not contribute to the cost of the effort. He indicated that the union seeks that all people represented pay their fair share. An example is a union member would pay \$11 a month where as a person who only pays the fair share, will pay between \$6 and \$8 dollars a month. The actual amount will be determined based on an audit. He emphasized that it is unfair to the union to consistently carry these free riders.

He concluded by urging the Board to reconsider the health cost sharing issue with the employees emphasizing the fact that many of the workers deal with sanitary waste or harmful chemicals and consequently deserve full coverage.

There was a discussion between Mr. Crumpton and Mr. Williams regarding the concept of fair share. At the end of the discussion, Mr. Williams urged the Board to put the fair share issue on the table.

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Mr. Theerman pointed out that on the consent agenda are the additional services included in the contract amendment for CH2M Hill. He noted that this issue was discussed at the previous meeting.

## CONSENT AGENDA

ADOPTION OF PROPOSED ORD. NO. 194-04 (ORDINANCE NO. 11741) 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, 2004 AND ENDING JUNE 30, 2005, NOT INCLUDING SUMS HEREBY SET APART FOR AND TRANSFERRED TO SPECIAL FUNDS, AMOUNTING IN THE AGGREGATE TO \$127,358,167.00, 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.

ADOPTION OF PROPOSED ORD. NO. 195-04 (ORDINANCE NO. 11742) DETERMINING THE AMOUNT OF TAXES WHICH SHALL BE LEVIED, ASSESSED, AND COLLECTED IN THE YEAR 2004 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.

ADOPTION OF PROPOSED ORD. NO. 196-04 (ORDINANCE NO. 11743) MAKING A SUPPLEMENTAL APPROPRIATION OF \$750,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR THE FINAL DESIGN OF LOWER MERAMEC RIVER WASTEWATER SYSTEM IMPROVEMENTS (95066A); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 10 OF CONTRACT E-897 WITH CH2M HILL, INC., FOR THE AFORESAID ENGINEERING SERVICES.

ADOPTION OF PROPOSED ORD. NO. 198-04 (ORDINANCE NO. 11744) MAKING A SUPPLEMENTAL APPROPRIATION OF \$80,000.00 FROM THE GENERAL FUND OF THE DISTRICT FOR ADDITIONAL ENGINEERING SERVICES FOR URBAN STREAM STABILITY EXPERT SYSTEM (2001035); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 3 TO CONTRACT E-1017 WITH THE UNIVERSITY OF MISSOURI – ROLLA FOR THE AFORESAID ENGINEERING SERVICES.

ADOPTION OF PROPOSED ORD. NO. 199-04 (ORDINANCE NO. 11745) AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH BATES UTILITY COMPANY, INC., FOR THE CONSTRUCTION OF SANITARY SEWERS IN CANARY ESTATES (P-461) PUMP STATION ELIMINATION (2003127), IN THE CITY OF MANCHESTER, MISSOURI. – FUNDED FROM THE OPERATIONS DEPARTMENT'S OPERATING BUDGET - \$115,000.00.

ADOPTION OF PROPOSED ORD. NO. 200-04 (ORDINANCE NO. 11746) APPROPRIATING \$180,000.00 FROM THE IMPROVEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF SANITARY SEWERS IN CRESCENT & HANNA SANITARY SEWERS (95065), 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 GERSHENSON CONSTRUCTION COMPANY, INC., FOR THE CONSTRUCTION OF THE AFORESAID SANITARY SEWERS.

ADOPTION OF PROPOSED ORD. NO. 201-04 (ORDINANCE NO. 11747) APPROPRIATING \$275,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF CREVE COEUR-FRONTENAC TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN SPOEDE ACRES & OAK PARK STORM SEWER (2000111), 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 BENZ-PARKS, INC., FOR THE CONSTRUCTION OF THE AFORESAID STORM SEWERS.

#### Plan Approval

Brown to Argyle Storm Channel (CLD-03)

This project, located in the City of Overland, is to alleviate channel erosion. This project is in the Fiscal Year 2004 Budget and the estimated construction cost is \$179,000.00

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that the Consent Agenda be adopted.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

The Chair declared the Consent Agenda adopted and proposed Ord. Nos. 194-04, 195-04, 196-04, 198-04, 199-04, 200-04, and 201-04 were assigned ordinance numbers 11741, 11742, 11743, 11744, 11745, 11746, and 11747.

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UNFINISHED BUSINESS

Resolutions

None.

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NEW BUSINESS

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 202-04 (ORDINANCE NO. 11748) AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH THE VANDIVER GROUP, WHEREBY THE VANDIVER GROUP WILL PERFORM RESEARCH TO PROVIDE AN UNDERSTANDING OF PUBLIC PERCEPTIONS AND ATTITUDES TOWARD THE DISTRICT IN ORDER TO BEST DEVELOP AND EXECUTE FUTURE PUBLIC COMMUNICATION EFFORTS BY THE DISTRICT. – FUNDED FROM THE EXECUTIVE DIRECTOR DEPARTMENT’S BUDGET - \$68,760.00.

Proposed Ord. No. 202-04 was presented and read. RFP 04-023 (Community Education Program Services) was issued requesting proposals for a District-wide communications program. Ten firms submitted responses. A review committee was formed and chose to award the professional services contract to The Vandiver Group.

Before implementing the proposed program or engaging in any other broad-based communications efforts, MSD is asking The Vandiver Group to conduct assessment research into areas where educational efforts will be most effective.

By taking such a focus and gaining understanding between the District and its ratepayers, the District will be better equipped to articulate and establish service levels and programs that truly serve the metropolitan St. Louis community. As part of this assessment program, a series of focus groups, one-on-one interviews, and studies will be initiated with key stakeholders to understand their perceptions and expectations of the District and its role within the St. Louis region.

The cost of the assessment program work that The Vandiver Group will engage in is \$47,975.00. Due to the size and the diversity of the District, an additional \$20,785 is being set aside in the event that research shows the assessment program needs to be expanded and/or extended.

In the past, The Vandiver Group has conducted organizational development programs for the District.

Motion made by Mr. Crumpton, seconded by Ms. Rhodes, that proposed Ord. No. 202-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 202-04.

Motion made by Mr. Crumpton, seconded by Ms. Rhodes, that proposed Ord. No. 202-04 be adopted.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

The Chair declared proposed Ord. No. 202-04 adopted and it was assigned Ordinance No. 11748.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 221-04 (ORDINANCE NO. 11749) REPEALING ORDINANCE NO. 10819, ADOPTED SEPTEMBER 14, 2000, AND ENACTING A NEW ORDINANCE IN LIEU THEREOF, PRESCRIBING THE SALARY OF THE EXECUTIVE DIRECTOR OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT; AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF TRUSTEES OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH JEFFREY L. THEERMAN WHEREBY JEFFREY L. THEERMAN WILL BE EMPLOYED AS EXECUTIVE DIRECTOR OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT, WITH AN EMERGENCY CLAUSE.

Proposed Ord. No. 221-04 was presented and read. Section 8.070 of the District Charter requires that the salary of the Executive Director be set by ordinance. This ordinance sets the salary for the position of Executive Director and authorizes a contract with Jeffrey Theerman to serve as Executive Director.

Motion made by Ms. Rhodes, seconded by Mr. Crumpton, that proposed Ord. No. 221-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 221-04.

Motion made by Ms. Rhodes, seconded by Mr. Crumpton, that proposed Ord. No. 221-04 be adopted.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

The Chair declared proposed Ord. No. 221-04 adopted and it was assigned Ordinance No. 11749.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 222-04 (ORDINANCE NO. 11750) AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO CONVEY CERTAIN REAL PROPERTY OF THE DISTRICT BEING PART OF THE COLDWATER CREEK WASTEWATER TREATMENT PLANT SITE ALONG WITH TEMPORARY SLOPE AND CONSTRUCTION LICENSES AND PERMANENT DRAINAGE EASEMENTS TO ST. LOUIS COUNTY, MISSOURI FOR THE COMPLETION OF ST. LOUIS COUNTY, MISSOURI'S OLD HALLS FERRY BRIDGE PROJECT, AND TO EXECUTE AND DELIVER A GENERAL WARRANTY DEED AND SUCH OTHER INSTRUMENTS AS MAY BE NECESSARY TO EFFECT SAID CONVEYANCES.

Proposed Ord. No. 222-04 was presented and read. St. Louis County, Missouri requires a parcel of District real property being part of the Coldwater Creek Wastewater Treatment Plan Site along with Temporary Slope and Construction Licenses and Permanent Drainage Easements in order to complete the Old Halls Ferry Road Bridge Project. The conveyance of said real property and Licenses and Easements will not interfere with the operations of the Coldwater Creek Wastewater Treatment Plant and can be facilitated pursuant to Resolution No. 2016 because St. Louis County is another public agency.

Motion made by Mr. Margiotta, seconded by Ms. Rhodes, that proposed Ord. No. 222-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 222-04.

Motion made by Mr. Margiotta, seconded by Ms. Rhodes, that proposed Ord. No. 222-04 be adopted.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

The Chair declared proposed Ord. No. 222-04 adopted and it was assigned Ordinance No. 11750.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 223-04 (ORDINANCE NO. 11751) VACATING A PORTION OF A TEN-FOOT (10') WIDE EASEMENT LOCATED IN LOT 10 OF HIGHLAND COURT SUBDIVISION, A SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 95, PAGE 92 OF THE ST. LOUIS COUNTY RECORDS, IN ST. LOUIS COUNTY, MISSOURI.

Proposed Ord. No. 223-04 was presented and read. A new building addition (garage and porch) was built into a portion of the existing ten-foot (10') wide utility easement. There are not sewers within this easement. The District has no future use for that portion of the easement to be vacated.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 224-04 (ORDINANCE NO. 11752) VACATING PORTIONS OF VARIOUS TEN-FOOT (10') WIDE EASEMENTS LOCATED IN LOT A AND ADJUSTED LOTS 5 AND 6 OF CRYSTAL VIEW BOUNDARY ADJUSTMENT PLAT ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 351, PAGE 75 OF THE ST. LOUIS COUNTY RECORDS, IN ST. LOUIS COUNTY, MISSOURI.

Proposed Ord. No. 224-04 was presented and read. The property owner has requested that the District vacate its rights to three, (3) ten-foot (10') wide easements to improve property. The District has no future use for these easements to be vacated.

Motion made by Mr. Baer, seconded by Ms. Rhodes, that proposed Ord. Nos. 223-04 and 224-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. Nos. 223-04 and 224-04.

Motion made by Mr. Margiotta, seconded by Ms. Rhodes, that proposed Ord. Nos. 223-04 and 224-04 be adopted.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

The Chair declared proposed Ord. Nos. 223-04 and 224-04 adopted and they were assigned Ordinance Nos. 11751 and 11752.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 225-04 (ORDINANCE NO. 11753) AWARDING A CONTRACT TO F.M. GLOBAL INSURANCE COMPANY (ARTHUR J. GALLAGHER, LLC, AGENT) FOR THE DISTRICT'S PRIMARY PROPERTY, BOILER AND MACHINERY INSURANCE COVERAGE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 225-04 was presented and read. This insurance provides replacement cost coverage for real and personal property in excess of the deductible and subject to policy limits. This ordinance will authorize the District to enter into a contract with FM Global Insurance Company from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 226-04 (ORDINANCE NO. 11754) AWARDING CONTRACTS TO LEXINGTON/GREAT AMERICAN INSURANCE COMPANY (ARTHUR J. GALLAGHER, LLC, AGENT) FOR THE DISTRICT'S EXCESS FLOOD AND EARTHQUAKE INSURANCE COVERAGE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 226-04 was presented and read. This insurance provides replacement cost coverage for real and personal property in excess of the policy limits provided under the property policy and FEMA. This ordinance will authorize the District to enter into a contract with Lexington/Great American Insurance from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 227-04 (ORDINANCE NO. 11755) AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO EXECUTE ALL DOCUMENTS NECESSARY IN ORDER TO PROCURE FLOOD INSURANCE FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR THE BUILDINGS AND CONTENTS AT CERTAIN SPECIFIED DISTRICT LOCATIONS.

Proposed Ord. No. 227-04 was presented and read. This insurance provides replacement cost coverage for real and personal property in excess of the deductible, and subject to policy limits. This ordinance will authorize the District to enter into a contract with National Flood Insurance Program from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 228-04 (ORDINANCE NO. 11756) AWARDING A CONTRACT TO MOPERM FOR THE DISTRICT'S COMBINED LIABILITY PROGRAM COVERAGE FROM JULY 1, 2004 TO DECEMBER 31, 2004.

Proposed Ord. No. 228-04 was presented and read. This insurance provides coverage for liability claims and defense costs. This ordinance will authorize the District to enter into a contract with MOPERM from July 1, 2004 to January 1, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 229-04 (ORDINANCE NO. 11757) AWARDING A CONTRACT TO CLARENDON AMERICA INSURANCE COMPANY/AMERICAN REINSURANCE (ARTHUR J. GALLAGHER, LLC, AGENT) FOR THE DISTRICT'S EXCESS LIABILITY INSURANCE COVERAGE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 229-04 was presented and read. This insurance provides coverage for liability claims and defense costs. This ordinance will authorize the District to enter into a contract with Clarendon America Insurance Co/American Reinsurance from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 230-04 (ORDINANCE NO. 11758) AWARDING A CONTRACT TO INDIAN HARBOR INSURANCE COMPANY FOR THE DISTRICT'S BLOCKED MAIN SEWER LINE BACKUP INSURANCE AND OVERCHARGED SEWER LINE BACKUP INSURANCE COVERAGE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 230-04 was presented and read. Since 1995 MSD has sponsored an insurance program that compensates customers for damage arising from sewer backups that were caused by blocked sewer mains. These claims occur due to the District's liability to inspect its vast sewer system on an annual basis. This ordinance will authorize the District to enter into a contract with Indian Harbor Insurance from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 231-04 (ORDINANCE NO. 11759) AWARDED A CONTRACT TO MIDWEST EMPLOYERS CASUALTY COMPANY (ARTHUR J. GALLAGHER, LLC, AGENT) FOR THE DISTRICT'S EXCESS WORKERS' COMPENSATION INSURANCE COVERAGE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 231-04 was presented and read. This insurance coverage indemnifies MSD against loss claim expense in excess of the retention level as a result of Workers' Compensation of Employers Liability, subject to policy limits. This ordinance will authorize the District to enter into a contract with Midwest Employers Casualty Company from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 232-04 (ORDINANCE NO. 11760) AWARDED A CONTRACT TO LIBERTY MUTUAL INSURANCE COMPANY (ARTHUR J. GALLAGHER, LLC, AGENT) FOR COVERING THE BOND FOR THE SECRETARY-TREASURER FOR THE PERIOD JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 232-04 was presented and read. This insurance coverage indemnifies MSD against all sums in excess of the deductible, that the District becomes legally obligated to pay as a result of Breach of Fiduciary Duty, subject to policy limits. This ordinance will authorize the District to enter into a contract with Liberty Mutual Insurance Company from July 1, 2004 to June 30, 2005. This policy is required under Section 7.110 of the District's Plan. The amount of this bond is \$5,000,000.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 233-04 (ORDINANCE NO. 11761) AWARDED A CONTRACT TO FEDERAL (CHUBB) INSURANCE COMPANY (ARTHUR J. GALLAGHER, LLC, AGENT) FOR THE DISTRICT'S FIDUCIARY LIABILITY INSURANCE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 233-04 was presented and read. This insurance coverage pays, on behalf of MSD, all sums in excess of the deductible, that the District becomes legally obligated to pay as a result of Breach of Fiduciary Duty, subject to policy limits. This ordinance will authorize the District to enter into a contract with Federal (Chubb) Insurance Company from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 234-04 (ORDINANCE NO. 11762) AWARDED A CONTRACT TO FEDERAL (CHUBB) INSURANCE COMPANY (ARTHUR J. GALLAGHER, LLC, AGENT) FOR THE DISTRICT'S COMMERCIAL CRIME INSURANCE COVERAGE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 234-04 was presented and read. This insurance coverage indemnifies MSD against loss and claim expense in excess of the deductible level as a result of a Commercial Crime event, subject to policy limits. This ordinance will authorize the District to enter into a contract with Federal (Chubb) Insurance Company from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 235-04 (ORDINANCE NO. 11763) AWARDED A CONTRACT TO MISSOURI UNDERGROUND STORAGE TANK INSURANCE FUND FOR THE DISTRICT'S UNDERGROUND STORAGE TANK POLLUTION LIABILITY COVERAGE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 235-04 was presented and read. This ordinance will authorize the District to enter into a contract with Missouri Underground Storage Tank Fund from July 1, 2004 to June 30, 2005.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 236-04 (ORDINANCE NO. 11764) AWARDED A CONTRACT TO XL ENVIRONMENTAL INSURANCE COMPANY (ARTHUR J. GALLAGHER, LLC, AGENT) FOR THE DISTRICT'S MAJOR FACILITY POLLUTION LIABILITY INSURANCE FROM JULY 1, 2004 TO JUNE 30, 2005.

Proposed Ord. No. 236-04 was presented and read. This ordinance will authorize the District to enter into a contract with XL Environmental Insurance Company from July 1, 2004 to June 30, 2005 for the District's Facility Pollution Liability coverage. This policy provides \$20 million of coverage above a \$5,000,000 self-insured retention for pollution environmental claims.

Motion made by Mr. Baer, seconded by Mr. Crumpton, that proposed Ord. Nos. 225-04, 226-04, 227-04, 228-04, 229-04, 230-04, 231-04, 232-04, 233-04, 234-04, 235-05, and 236-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. Nos. 225-04, 226-04, 227-04, 228-04, 229-04, 230-04, 231-04, 232-04, 233-04, 234-04, 235-05, and 236-04.

Motion made by Mr. Margiotta, seconded by Mr. Crumpton, that proposed Ord. Nos. 225-04, 226-04, 227-04, 228-04, 229-04, 230-04, 231-04, 232-04, 233-04, 234-04, 235-05, and 236-04 be adopted.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

The Chair declared proposed Ord. Nos. Nos. 225-04, 226-04, 227-04, 228-04, 229-04, 230-04, 231-04, 232-04, 233-04, 234-04, 235-05, and 236-04 adopted and they were assigned Ordinance Nos. 11753, 11754, 11755, 11756, 11757, 11758, 11759, 11760, 11761, 11762, 11763, and 11764.

Mr. Baer asked what the premium increase was for this year as compared to last year.

Mr. Theerman responded that the insurance premiums are 1.7 percent higher than last year.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 237-04 (ORDINANCE NO. 11765) REPEALING ORDINANCE NO. 11529, ADOPTED JUNE 12, 2003 AND ENACTING A NEW ORDINANCE IN LIEU THEREOF, PRESCRIBING A COMPENSATION PLAN FOR ALL CLASSIFIED AND UNCLASSIFIED POSITIONS OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT, EXCEPT THE POSITIONS OF EXECUTIVE DIRECTOR, SECRETARY-TREASURER AND INTERNAL AUDITOR.

Proposed Ord. No. 237-04 was presented and read. This ordinance revises the classification plan amended 6/12/03. There are five schedules attached to this Ordinance. Schedule A (non-eligible for union membership) employees and Schedule C employees pay ranges increased by 3%. Before the increase to the Schedule A (non-eligible for union membership), the existing range was combined with the Schedule A (eligible for union membership) pay range. Schedule B, Labor and Trades covering positions within bargaining unions, Local 1-Bricklayers, Local 513-International Unions of Operating Engineers, and District 9-I.A.M. & A.W., have ratified and this schedule was increased for a 3% general increase. Schedule A (eligible for union membership) and Schedule B (eligible for union membership) in Local 410, Local 1-IBEW and Local 50 have not been revised pending ratification of an agreement.

This ordinance prescribes a new compensation plan for all Schedule A (non-eligible for union membership) employees, Schedule B (eligible for union membership) in Local 1-Bricklayers, Local 513-International Unions of Operating Engineers, and District 9-I.A.M. and A.W., Schedule C employees and Unclassified positions excluding the positions of Executive Director, Secretary-Treasurer and Internal Auditor.

For those employees that are not eligible for union membership or in Local 1-Bricklayers, Local 513-International Unions of Operating Engineers, and District 9-I.A.M. and A.W. a sick leave payout limit has been established. The payment will not exceed \$50,000 unless employee accrued an amount greater than \$50,000 as of July 1, 2004 and retires or dies while in active service prior to July 1, 2007. This Ordinance needs both Introduction and Adoption.

Mr. Theerman explained that this item changes the compensation plan for the management schedule employees and for the unions that have reached an agreement. The unions that have currently reached an agreement are; the operating engineers, the machinists, and the bricklayers.

He concluded by indicating that other unions would be included at a later date.

Motion made by Mr. Crumpton, seconded by Mr. Baer, that proposed Ord. No. 23704 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 237-04.

Motion made by Mr. Margiotta, seconded by Mr. Crumpton, that proposed Ord. No. 237-04 be adopted.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

The Chair declared proposed Ord. No. 237-04 adopted and it was assigned Ordinance No. 11765.

### Resolutions

ADOPTION OF RESOLUTION NO. 2559 EXPRESSING THE BOARD OF TRUSTEES' APPRECIATION TO ALEXANDER J. KRUPSKI FOR HIS 36 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM JUNE 12, 1967, TO HIS RETIREMENT EFFECTIVE JUNE 1, 2004.

Resolution No. 2559 was presented and read.

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that Resolution No. 2559 be adopted.

Motion passed – Voice vote, 4 ayes, no nays

ADOPTION OF RESOLUTION NO. 2560 WHEREAS, SECTION 5.110 OF THE CHARTER OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT STATES: A CONTINUING FIVE-YEAR STRATEGIC AND OPERATING PLAN FOR THE DISTRICT SHALL BE ADOPTED ON AN ANNUAL BASIS BY THE BOARD. THE STRATEGIC AND OPERATING PLAN SHALL STATE THE DISTRICT'S OBJECTIVES FOR THE SUCCEEDING FIVE YEARS AND INCLUDE OBJECTIVE TARGETS BY WHICH TO MEASURE THE DISTRICT'S PERFORMANCE IN MEETING THESE OBJECTIVES.

Resolution No. 2560 was presented and read. The Charter of the Metropolitan St. Louis Sewer District requires that a continuing five-year Strategic and Operating Plan be developed and maintained.

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that Resolution No. 2560 be adopted.

Motion passed – Voice vote, 4 ayes, no nays

ADOPTION OF RESOLUTION NO. 2561 WHEREAS, THE METROPOLITAN ST. LOUIS SEWER DISTRICT HAS BEEN AND WILL BE FILING PERIODICALLY WITH THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND THE MISSOURI DEPARTMENT OF NATURAL RESOURCES APPLICATIONS FOR GRANTS AND LOANS TO AID IN THE CONSTRUCTION OF PROJECTS TO ABATE WATER POLLUTION WITHIN THE DISTRICT'S AREA OF JURISDICTION AND RESPONSIBILITY.

Resolution No. 2561 was presented and read. This resolution designates Jeffrey Theerman as Executive Director, or in his absence, Randy E. Hayman as General Counsel, to be the District's representative for EPA and MDNR grant and loan projects, pursuant to EPA and MDNR requirements.

Motion made by Mr. Crumpton, seconded by Mr. Baer, that Resolution No. 2561 be adopted.

Motion passed – Voice vote, 4 ayes, no nays

ADOPTION OF RESOLUTION NO. 2562 WHEREAS, UNDER PROVISIONS OF ORDINANCE NO. 10908, SECTION TWO ADOPTED ON FEBRUARY 8, 2001, 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. 2562 was presented and read. At least annually, the District updates its list of approved banking institutions and primary banking dealers. This ordinance enables the District to effectively transact treasury business.

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that Resolution No. 2562 be adopted.

Motion passed – Voice vote, 4 ayes, no nays

ADOPTION OF RESOLUTION NO. 2563 WHEREAS, THE METROPOLITAN ST. LOUIS SEWER DISTRICT HAS ESTABLISHED AN EMPLOYEE PENSION PLAN IN ACCORDANCE WITH PROVISION OF THE DISTRICT'S PLAN, SECTION 3.020, PARAGRAPH 22, AND THROUGH THE ENACTMENT OF ORDINANCE NO. 4641 AS AMENDED WHICH PROVIDES FOR THE PENSIONING AND OTHER RETIREMENT BENEFITS OF EMPLOYEES OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT AND SPOUSES AND MINOR CHILDREN OF DECEASED EMPLOYEES, AND PROVIDES FOR THE PAYMENT OF PUBLIC FUNDS FOR SUCH PURPOSES, IN ACCORDANCE WITH THE MISSOURI CONSTITUTION OF 1945, AS AMENDED, AND THE MISSOURI STATUTES ENACTED AUTHORIZING SAID PENSION PLAN, AND THE PLAN OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT.

Resolution No. 2563 was presented and read. On a routine basis, the District retains a registered investment advisor to review the financial needs and circumstances of the Employees' Pension Plan. Based on the Plan's cash flows, asset position and risk tolerance, an asset allocation mix is recommended by said investment advisor. The adoption of an asset mix is extremely critical to the future return of the plan. The current investment advisor, New England Pension Consultants, recommends a more diversified approach to the asset mix that should improve the future return of the plan while reducing the accompanying risk.

Motion made by Mr. Crumpton, seconded by Mr. Baer, that Resolution No. 2563 be adopted.

Motion passed – Voice vote, 4 ayes, no nays

ADOPTION OF RESOLUTION NO. 2564 TRANSFERRING UNENCUMBERED APPROPRIATED BALANCES TOTALING \$1,113,000.00 FROM CERTAIN CLASSIFICATIONS OF EXPENDITURE WITHIN THE GENERAL FUND TO OTHERS WITHIN THE GENERAL FUND AND THE WATER BACKUP FUND TO MEET THE OPERATING NEEDS OF THE DISTRICT FOR THE REMAINDER OF THE FISCAL YEAR 2003-2004.

Resolution No. 2564 was presented and read. This resolution transfers unencumbered appropriated balances from certain allowable expenditure classifications to another within the General Fund to meet the operating needs of the District for the remainder of the Fiscal Year 2003-2004, said transfer to be made between accounts and in the amounts as indicated.

Motion made by Mr. Baer, seconded by Mr. Crumpton, that Resolution No. 2564 be adopted.

Motion passed – Voice vote, 4 ayes, no nays

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Mr. Baer, in his comments by the Chair, congratulated Mr. Theerman for being named Executive Director and thanked Ms. Rhodes for chairing the Search Committee. He emphasized that the District had three outstanding candidates and performed not only interviews but also psychological testing on each of these candidates.

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Mr. Baer called for reports of Board Committees.

Ms. Rhodes indicated that the Audit Committee met on June 8 and at that meeting the external auditors from Rubin Brown Gornstein met with the Audit Committee in both open and closed session to discuss this year's financial statements review and the various key events that will impact the District's annual audit.

Mr. Gene Rhodes presented the proposed audit plan for fiscal year 2005. The Committee directed Mr. Rhodes to solicit additional input from the Board and senior management regarding this document. The Committee also reviewed the internal audit report related to the procurement process, manual invoicing review and petty cash.

The meeting concluded by disseminating information regarding the Audit Committee charter and corporate governance.

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Mr. Margiotta indicated that the Program Management Committee met on June 4 and at that meeting staff explained the various agenda items, particularly the watershed planning amendment on tonight's agenda and the I & I assessment amendments. Staff also provided information on the status of the Lower Meramec program, specifically the lift station project, which is being introduced this evening. The low bid for that project was within the engineer's estimate taking in to account the recent increase in steel prices. Staff also provided information on the West Watson-Nanell Lane construction project, which was re-bid and resulted in a \$220,000 savings to the residents of that subdivision.

Mr. Margiotta concluded by noting that at the July Board meeting, staff would provide a presentation regarding the District's stormwater initiative and would respond to the effect of the rising steel prices and the options the District would face with their contractor Goodwin Brothers.

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Mr. Baer indicated that the Finance Committee met on May 24 and at that meeting the District's pension consultant, New England Pension Consultants, made a presentation and a recommendation that the District change its asset allocation. The revised asset allocation would be more conservative and more diverse and would include new asset classes such as global bonds, high yield bonds, emerging markets, real estate and market neutral. The Committee also reviewed the District's business and liability insurance program for fiscal year 2005.

The Director of Finance updated the Committee on the interim financial statements for the months of March and April, as well as, updating the Committee on the status the Alliance billing and collection implementation status and the District's billing efforts.

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Mr. Theerman reported that because of the severe weather, that the St. Louis area experienced between May 25 and June 7, the District received over 2,000 calls related to basement backups. The long term CIRP will address a number of the sanitary overflow issues. However, the stormwater issue will be addressed through a proposal that will be brought forward in early 2005.

Mr. Theerman reported that seven out of eight District plants received either gold or silver peak performance awards from the Association of Metropolitan Sewerage Agencies (AMSA).

Mr. Baer asked if the District still had a backlog of claims to be reviewed related to the rain events.

Mr. Theerman indicated that there are approximately 60 calls that need to be responded to.

Mr. Crumpton asked how was priority established on water backup claims.

Mr. St. Pierre indicated that water backup calls are prioritized based on the fact if the problem currently exists or if the problem relates to damage from an event that has already receded.

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## NEW BUSINESS

INTRODUCTION OF PROPOSED ORD. NO. 197-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$2,692,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR THE FINAL DESIGN OF DC-03 DEER CREEK SANITARY RELIEF PHASE I (RIVER DES PERES TO NORTH FOREST) (89133A); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 1 TO CONTRACT E-1082 WITH ENGINEERING DESIGN SOURCE, INC., FOR THE AFORESAID ADDITIONAL ENGINEERING SERVICES.

Proposed Ord. No. 197-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 1 with Engineering Design Source, Inc. The original contract consisted of the initial stages of final design in order to identify unusual geotechnical and hazardous waste conditions that could affect the final alignment and the associated remaining design fee. This would also allow for coordination with the overall Lemay Service Area planning consultant to assure that the proposed improvements will fit into the watershed plan. This amendment is for the remaining final design and preparation of construction documents for approximately 5,826 feet of 12 feet diameter deep tunnel, drop shafts, 3 diversion structures, pump station, and appurtenances. The proposed project will eliminate three CSOs in the Deer Creek watershed and allow for future elimination of up to 31 CSOs in the Black Creek watershed. The preliminary estimated construction cost for this project is \$35,334,000.00.

Motion made by Mr. Margiotta, seconded by Ms. Rhodes, that proposed Ord. No. 197-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 207-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$2,500,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR PLANNING FUNCTIONS IN WATERSHED FACILITY PLANNING (2003079); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 2 TO CONTRACT E-1040 WITH JACOBS CIVIL, INC. FOR THE AFORESAID ADDITIONAL ENGINEERING SERVICES.

Proposed Ord. No. 207-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 2 with Jacobs Civil, Inc. The purpose of the contract is to provide assistance, expertise, and resources to effectively manage and provide planning services of a greatly enhanced design and construction Capital Program three times the size of the District's current program. The planning functions and services include sewer system modeling, flow monitoring data assessments and support, regulatory monitoring and communication, inflow/infiltration program, preliminary/project definitions, continuation and refinement of the sewer prioritization program, radar/rainfall coordination, CSO Long Term Control Plan, CIRP verification and revisions, mapping/GIS support and updates, coordination and administration of other consultants and vendors and support for other District departments and functions. The planning consultant is proposed to continue with the program as long as assistance is needed. Early projections are that the planning consultant will be needed for at least five years. The early planning and investigations provide the basis for design and construction that will occur many years into the future.

In addition, regulatory issues are constantly changing. Therefore, the planning consultant will provide expertise and resources to assist the District to meet the regulatory challenges. With the planning consultant and the District coordinating their efforts, the program can continue to be developed with solid, factual, and thorough engineering foundation to assure cost-effective and accurate solutions to the health and safety issues facing the community.

Mr. Hoelscher indicated that the District is utilizing the equivalent of nine full time employees. These people worked on 41 preliminary design projects and started 18 projects and studies during the year. It is anticipated the District will use 14 full time equivalent employees for next year that will work on 60 preliminary studies including management of the I & I program, the closed circuit television program, flow monitoring and the radar rainfall program, as well as, the Deer Creek planning project and 303(d) listing.

Mr. Hayman responded that Jacobs' Chicago office worked on a project known as the McCormick project and on that project there have been allegations that Jacobs staff released bid numbers inappropriately.

He emphasized that this group and the Jacobs group, in St. Louis, were not the same.

There was a discussion between Mr. Hoelscher and Mr. Crumpton regarding the use of the supplemental appropriation process for these projects whereby, the District only request monies for the services provided within the next fiscal year. Future fiscal years will be appropriated on an as needed basis.

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that proposed Ord. No. 207-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 208-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$2,000,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR INFLOW/INFILTRATION INVESTIGATIONS IN COMBINED SEWER AREA-INFLOW/INFILTRATION ASSESSMENT (2003080); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 2 TO CONTRACT E-1041 WITH RJN GROUP, INC. FOR THE AFORESAID ADDITIONAL ENGINEERING SERVICES.

Proposed Ord. No. 208-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 2 with RJN Group, Inc. This appropriation will allow RJN Group, Inc. to continue at the current pace in their

investigations of sewer systems to identify inflow/infiltration (I/I) problems. The consultant will continue to investigate, identify, quantify, and recommend improvements or rehabilitation solutions to eliminate or reduce I/I entering into the sewer system.

Mr. Hoelscher indicated that RJN has performed well for the District and provided very valuable added services such as smoke testing miles of sewer and detecting various inflow and infiltration points that avoided basement backups. RJN is also involved with the University City pilot program. In the next year, they will provide similar services to the District.

Mr. Baer asked Mr. Hoelscher will the use of RJN save the District the cost of the contract.

Mr. Hoelscher responded that the District will save more than the \$3.5 million for the cost of this contract by avoiding unnecessary construction costs.

Mr. Theerman indicated addressing I & I problems will certainly save the District money.

Mr. Crumpton asked if other cities are taking this approach.

Mssrs. Theerman and Hoelscher responded that other cities are using this approach.

INTRODUCTION OF PROPOSED ORD. NO. 209-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$1,500,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR INFLOW/INFILTRATION INVESTIGATIONS FOR SEPARATE SEWER AREA-INFLOW/INFILTRATION ASSESSMENT (2003081); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 2 TO CONTRACT E-1042 WITH WOOLPERT LLP FOR THE AFORESAID ADDITIONAL ENGINEERING SERVICES.

Proposed Ord. No. 209-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 2 with Woolpert LLP. This appropriation will allow Woolpert to continue their investigations of sewer systems to identify inflow/infiltration problems at their current pace. The consultant will continue to investigate, identify, quantify and recommend improvements or rehabilitation solutions to eliminate or reduce inflow/infiltration entering into the sewer system.

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that proposed Ord. Nos. 208-04 and 209-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 210-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$600,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR CSO – INTERCEPTOR AND OUTFALL PERFORMANCE ASSESSMENT (2003053); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 2 TO CONTRACT E-1071 WITH HORNER & SHIFRIN, INC., FOR THE AFORESAID ADDITIONAL ENGINEERING SERVICES.

Proposed Ord. No. 210-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 2 with Horner & Shifrin, Inc. The purpose of this contract is to provide a detailed inventory of District combined sewer outfalls assessing structural condition, hydraulic capabilities, identify any illegal connections, and develop recommendations for project implementation. This project will allow the development of documents that will become a reference and resource for use as part of complying with State and Federal guidelines and policies for CSO control. The consultant will develop solutions, prioritize improvements, develop conceptual cost estimates, and provide a detailed inventory of CSO outfalls and interceptors.

Motion made by Mr. Margiotta, seconded by Mr. Baer, that proposed Ord. No. 210-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 211-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$600,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR THE PRELIMINARY DESIGN OF CSO – INTERCEPTOR ACCESS AND MONITORING IMPROVEMENT STUDY (2003054); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 1 TO CONTRACT E-1074 WITH BLACK & VEATCH CORPORATION FOR THE AFORESAID ENGINEERING SERVICES.

Proposed Ord. No. 211-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 1 with Black & Veatch Corporation. The purpose of the contract is to address the challenges of controlling combined sewer overflows (CSOs) and complying with state and federal guidelines and policies for CSO control. The preliminary design will update, augment, and add to District interceptor

books because many changes have occurred to both the Bissell Point and Lemay/River Des Peres systems as a result of the implementation of the Overflow Regulation System (ORS). Another objective of the project will identify interceptors that both District personnel and regulatory inspectors need improved access for safe and efficient inspection as part of the Combined Sewer Overflows Nine Minimum Control tasks. The consultant will provide alternatives and recommendations to detect and quantify dry or wet weather overflows to meet District operational techniques and regulatory requirements in a cost efficient strategy of integration with present District systems where possible. The consultant will develop conceptual (pre-preliminary) cost estimates, recommended improvements, and propose an implementation schedule.

Mr. Crumpton questioned if this firm has done other work for us.

Mr. Baer indicated that Black & Veatch performed the Feasibility Study for the District and also performed a rate study for the District.

Mr. Crumpton indicated that it is important the District validate its accomplishments and tasks by an outside independent source.

Management explained that the District has reviewed its engineering and operating efforts by an independent study done by Garry Earls, St. Louis County's Director of Public Works, the work of Ernst & Young on the Lower Meramec Project, and the audit performed by EPA on the nine minimum controls.

Mr. Hoelscher indicated that it is important that the District follow best practices.

Motion made by Mr. Crumpton, seconded by Ms. Rhodes, that proposed Ord. No. 211-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 212-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$500,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR THE PRELIMINARY DESIGN OF CSO – IN-LINE FLOW MANAGEMENT AND OUTFALL TREATMENT ANALYSIS (2003051); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 1 TO CONTRACT E-1075 WITH HDR ENGINEERING, INC., FOR THE AFORESAID ADDITIONAL ENGINEERING SERVICES.

Proposed Ord. No. 212-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 1 with HDR Engineering, Inc. The purpose of the contract is intended to evaluate the Combined Sewer Overflow Long Term Control Plan (CSO LTCP) planning level recommendations regarding the Bissell Point Pump Station, selective wet weather flow interception, and flow storage in certain trunk sewers in more detail. The Bissell Point Pump Station will be evaluated to determine its capabilities for the CSO LTCP recommended modified operations and the implications on wet well, suction and discharge piping, pumps, motors, building structure, and controls. The existing system operations and controls will be evaluated with recommendations to integrate the interceptor gates and river gates with rainfall, trunk sewer, river and wastewater treatment plant data to provide optimized real time control modifications or improvement projects for implementation as part of a CSO strategy to meet regulatory requirements. The consultant will develop conceptual (pre-preliminary) cost estimates, recommended improvements, and implementation strategy.

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that proposed Ord. No. 212-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 213-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$4,300,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR THE FINAL DESIGN OF MISSOURI RIVER TREATMENT PLANT IMPROVEMENTS (99076); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 2 TO CONTRACT E-1046 WITH BURNS & MCDONNELL ENGINEERING COMPANY, INC. FOR THE AFORESAID ADDITIONAL ENGINEERING SERVICES.

Proposed Ord. No. 213-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 2 with Burns & McDonnell Engineering, Inc. This project consists of the final design and preparation of construction documents for improvements to the Missouri River Wastewater Treatment Plant. This project includes improvements to the existing facilities including a new screen/grit removal building, odor control facilities, upgrades to the effluent pump station, digester improvements, replacement of primary clarifier equipment, two new gravity thickeners and a thickener pump station, a third belt filter press, wet weather storage facilities, gas storage sphere rehabilitation, liquid gas to natural gas conversion, electrical communication upgrades, chlorine contact basin along with chlorine storage and feed building, a warehouse, new metering facilities, existing building HVAC and structural rehabilitation, demolition, and miscellaneous site improvements. The preliminary construction cost estimate for the entire project is \$42,200,000.

Motion made by Mr. Crumpton, seconded by Ms. Rhodes, that proposed Ord. No. 213-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 214-04 MAKING A SUPPLEMENTAL APPROPRIATION OF \$1,139,000.00 FROM THE SANITARY REPLACEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES FOR THE FINAL DESIGN OF MANCHESTER AVENUE COMBINED SEWER RELIEF (2003064); 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-1048 WITH CDG ENGINEERS, ARCHITECTS, PLANNERS, INC., FOR THE AFORESAID ADDITIONAL ENGINEERING SERVICES.

Proposed Ord. No. 214-04 was presented and read. This ordinance appropriates supplemental funds and authorizes the District to enter into Amendment No. 2 with CDG Engineers, Architects, Planners, Inc. The original contract consisted of a pre-design study in order to identify geotechnical conditions that could affect the final alignment and the associated final design fee. This amendment is for the final design and preparation of construction documents for approximately 600 feet of 84-inch diameter pipe in tunnel, 4,090 feet of 12-inch through 84-inch diameter reinforced concrete pipe, and appurtenances. The scope of the proposed project was increased to eliminate flooding of industrial buildings and provide an outfall sewer that will allow for future sewer separation throughout the watershed in order to reduce combined sewer overflows. The preliminary construction cost estimate for this project is \$13,047,000.00.

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that proposed Ord. No. 214-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 215-04 APPROPRIATING \$29,415,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF LOWER MERAMEC RIVER SYSTEM IMPROVEMENTS – LIFT STATION (95066L); 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 KCI CONSTRUCTION COMPANY, FOR THE AFORESAID CONSTRUCTION.

Proposed Ord. No. 215-04 was presented and read. This project consists of construction of the Lower Meramec River System Improvements – Lift Station including two 15 mgd base flow pumps, three 40.5 mgd high flow pumps, sump pumps, piping and valves, the pump station building with an elevator, the screening structure building, installation of the screens procured under Contract 95066L1, an odor control biofilter, sewers, site work, and appurtenances. A constructability value engineering review of the project resulted in elimination of screening facilities at each drop structure and modifications to the lift station. These changes in the drop shafts and lift station will provide more operational reliability and a lower construction costs. The pump station and screening structure facilities will be constructed in excavated shafts prepared by the Baumgartner Tunnel JV contractor currently under construction as contract 95066B. This project is scheduled to be completed in 550 days.

Mr. Hoelscher explained that KCI was the lower of two bidders at a cost of \$29,415,000. These are good prices considering the rise in steel prices.

Mr. Baer asked if their cost was under the District’s estimate.

Mr. Hoelscher responded that they were under by \$2.7 million.

Motion made by Mr. Baer, seconded by Mr. Crumpton, that proposed Ord. No. 215-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 216-04 APPROPRIATING \$143,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF DEER CREEK TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN ELDORADO COURT – HONEYCUT LANE STORM SEWER (2002083); 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 GERSHENSON CONSTRUCTION COMPANY, INC., FOR THE CONSTRUCTION OF THE AFORESAID STORM SEWERS.

Proposed Ord. No. 216-04 was presented and read. The work to be done under this contract consists of the construction of approximately 578 lineal feet of storm sewers 12-inches to 21-inches in diameter and appurtenances to alleviate storm water erosion and flooding on 3 residences in the City of Rock Hill, Missouri. This project is scheduled to be completed in 60 days.

Motion made by Mr. Margiotta, seconded by Mr. Crumpton, that proposed Ord. No. 216-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 217-04 APPROPRIATING \$325,000.00 FROM THE IMPROVEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF SANITARY SEWERS IN WEST WATSON ROAD – NANELL LANE (SUBDISTRICT NO. 99048) 99048; IN THE CITY OF SUNSET HILLS, 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 COMPANY, INC. FOR THE CONSTRUCTION OF THE AFORESAID SANITARY SEWERS.

Proposed Ord. No. 217-04 was presented and read. The work to be done under this contract consists of the construction of approximately 2,700 lineal feet of 8-inch diameter sanitary sewers and appurtenances to provide sewers to homes served by septic tanks and to eliminate a private wastewater treatment facility in the City of Sunset Hills, Missouri. This project is scheduled to be completed in 120 days.

Motion made by Mr. Margiotta, seconded by Mr. Crumpton, that proposed Ord. No. 217-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 218-04 APPROPRIATING \$42,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF COLDWATER CREEK TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN RHYTHM AND LULLABY STORM SEWER (2003069); IN THE CITY OF OVERLAND, 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 CONSTRUCTION OF THE AFORESAID STORM SEWERS.

Proposed Ord. No. 218-04 was presented and read. The work to be done under this contract consists of the construction of approximately 225 lineal feet of 12-inch diameter storm sewers and appurtenances to alleviate yard erosion and flooding of six properties in the City of Overland, Missouri. This project is scheduled to be completed in 60 days.

Mr. Margiotta indicated that very good bids were received for this project and complimented the staff.

Motion made by Mr. Margiotta, seconded by Ms. Rhodes, that proposed Ord. No. 218-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 219-04 APPROPRIATING \$300,000.00 FROM THE SANITARY REPLACEMENT FUND FOR RADAR RAINFALL DATA SERVICES (2003085); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH ONE RAIN, INC., FOR THE AFORESAID RADAR RAINFALL DATA SERVICES.

Proposed Ord. No. 219-04 was presented and read. This ordinance appropriates funds and authorizes the District to enter into a contract with One Rain, Inc. This appropriation will allow the District to integrate the existing rain gauge network with radar imaging for use in conjunction with various planning and design consultants and Operations divisions. Radar/rain data is a technology used to enhance hydraulic modeling and calibration, confirming sewer flow metering responses to rain events, and inflow/infiltration assessments. This technology allows the District to estimate more accurately the amount of rain that fell between rain gauge sites and could not be estimated accurately.

Mr. Hoelscher explained that many cities are moving to the radar rainfall technique because it allows for greater predictable quality which will help the District make adjustments to avoid flooding and better deploy personnel. This tool can be integrated into the District’s computer network to provide for better modeling data and to confirm backup claims.

Motion made by Mr. Crumpton, seconded by Mr. Margiotta, that proposed Ord. No. 219-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

INTRODUCTION OF PROPOSED ORD. NO. 220-04 APPROPRIATING \$500,000.00 FROM THE IMPROVEMENT FUND FOR INFRASTRUCTURE REPAIRS (OPERATIONS – FISCAL YEAR 2005) 2004077 IN THE CITY OF ST. LOUIS AND ST. LOUIS COUNTY, MISSOURI.

Proposed Ord. No. 220-04 was presented and read. This project consists of the repair/replacement and construction of inlets, manholes, sewers and other infrastructure as identified by Operations and Engineering at locations throughout the District.

Motion made by Mr. Baer, seconded by Mr. Margiotta, that proposed Ord. No. 220-04 be introduced.

Motion passed – 4 ayes, no nays

Poll taken:	M. A. Rhodes	aye	H. Crumpton	aye
	R. J. Baer	aye	B. J. Margiotta	aye

(Mr. Margiotta left the meeting.)

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Ms. Lisa Braddum and Mr. Joe Gilbers addressed the Board and expressed concern about the damage that Ms. Braddum received at her residence at 3838 Bates. They indicated that the property at 3838 Bates has received foundation damage to the point where the property is uninhabitable. They feel the cause of this damage was the tunneling project performed by Affholder being done adjacent to her property. They were also concerned about signing a claim form releasing the District from future liability. In addition to the foundation damage, the property at 3838 Bates also experienced a water backup and a claim was filed for an overcharged line. Ms. Braddum and Mr. Gilbers asked the Board to help them with their situation.

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Mr. Baer called upon Mr. Theerman to make a presentation regarding the District's Strategic Operating Plan for the next fiscal year.

Mr. Theerman went through the process of developing the Strategic Operating Plan and the key points for 2004-2005. (copies are available upon request.)

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Upon motion made by Mr. Crumpton, seconded by Ms. Rhodes, and unanimously passed, the meeting adjourned at 6:43 P.M.

Secretary-Treasurer