

NORTH LITTLE ROCK WASTE WATER TREATMENT COMMITTEE

MINUTES OF A MEETING HELD TUESDAY, MAY 13, 2014

A meeting of the North Little Rock Waste Water Treatment Committee was held on Tuesday, May 13, 2014 at the administrative offices located at the Faulkner Lake Treatment Plant.

The meeting was called to order by Chairman Matthews at approximately 12:15 p.m. Those in attendance at the meeting were: Mr. K.W. Matthews, Mr. Sylvester Smith, Mr. Clark McGlothlin and Ms. Karen Bryant. Also in attendance were Mr. Marc Wilkins, Director, Ms. Gina Briley, Mr. Ronnie Thompson, Mr. Lyle Leubner, Mr. Mike Marlar with Marlar Engineering Co., Mr. Stuart Vess, Mr. Byron Hicks with McClelland Consulting Engineers, Inc., Mr. John Wright, Mr. David White, Mr. Mark Halter with Hilburn, Calhoun, Harper, Pruniski & Calhoun, Ltd. and Dawn Harmon.

First, the Committee reviewed the minutes of its April 8, 2014 meeting. After review, a motion was made by Mr. Smith, seconded by Mr. McGlothlin, to approve the minutes of the April 8, 2014 meeting as submitted. The motion carried unanimously.

The Committee then reviewed the voucher disbursements for April 2014. There being no questions or comments, a motion was made by Mr. Smith, seconded by Ms. Bryant, to approve the voucher disbursements for April 2014 reflecting total cash disbursements of \$1,153,667.75 and transfers between accounts of \$1,034,039.72. The motion carried unanimously.

Upon motion made by Mr. McGlothlin, seconded by Mr. Smith, the Committee unanimously approved the Financial Statement for April 2014.

Mr. Wilkins then updated the Committee with regard to the White Oak Interceptor Phase II Project. Mr. Wilkins stated that since the last meeting, he had received correspondence from Mr. Stuart Hankins addressed to the Arkansas Natural Resources Commission stating the service area boundary lines in the North Little Rock/Maumelle basin. Mr. Wilkins has disagreed with the statements set out in Mr. Hankins' correspondence regarding service areas and further informed the Committee that since the Utility began work in the basin, it has spent approximately \$9.3 million dollars. Mr. Wilkins stated that he will send a letter to Arkansas Natural Resources regarding the service areas. Mr. Wilkins then stated that after further discussions with the developers and Mr. Mike Marlar, they have come up with a solution whereby the developers can begin to develop their project at their expense and pay the tie-on fees. Mr. Wilkins also stated that he had met with Mayor Smith and Chief Bradley and both gave their blessing to the project. After further discussion, a motion was made by Mr. Smith, seconded by Mr. McGlothlin, to negotiate a contract with Marlar Engineering,

Inc. for the design of the White Oak Bayou Interceptor Phase II project with the understanding that Mr. Wilkins will continue to work on the boundary issue. The motion carried unanimously.

Mr. Wilkins then advised the Committee that the construction of the Faulkner Lake Influent Pump Station is substantially complete as of April 30, 2014. The contract period ended November 17, 2013 and the agreement allows for the collection of liquidated damages (\$500/calendar day) for the 164 days of the contract overrun. Based on previous projects which overran the contract period by a significant number of days, the staff recommends offering to finalize the contract by withholding only the amount of actual damages. The engineering costs during the extended contract period total \$19,892.66 through April 30, 2014. J.S. Haren of Athens, Tennessee is the contractor and Crist Engineers, Inc. is the engineer on this project. The original contract amount was \$2,092,000.00 and the contract amount, including change orders to date is \$2,126,776.00. After further discussion, a motion was made by Smith, seconded by Mr. McGlothlin, to authorize the staff to finalize the Faulkner Lake Influent Pump Station contract withholding an amount equal to actual damages (\$19,892.66) for engineering services during the extended contract period and to further consult with the Hilburn Law Firm, if necessary, regarding the finalization of the contract. The motion carried unanimously.

Next, Mr. Wilkins explained to the Committee that Vehicle #54 is 17 years old, it has 140,925 miles on it and is in need of major repairs. This vehicle is assigned to Power Rodder Crew #2. The specifics on this vehicle are as follows:

Unit No.:	54
Year/Model:	1997 Ford F350
Maintenance to Date:	\$16,121.80
Mileage:	140,925
Original Cost:	\$17,680.00

A replacement vehicle from the State contract is a 3/4 ton Ford F250 regular cab in the amount of \$18,488.50. The 2014 budget includes \$35,000 for a replacement vehicle. It was also noted that this vehicle is not a candidate for natural gas conversion due to the low mileage requirements. A motion was then made by Mr. Smith, seconded by Mr. McGlothlin, to authorize the staff to purchase a replacement vehicle for Unit #54 off the State contract in the amount of \$18,488.50. The motion carried unanimously.

Chairman Matthews then announced to those in attendance that the Committee was going into Executive Session to discuss personnel issues.

At the conclusion of Executive Session, Chairman Matthews announced that the Committee unanimously approved upon a motion made by Mr. McGlothlin, seconded by Mr. Smith, to uphold the recommendation made by Mr. Wilkins to terminate Mr. Bill Staggs. Mr. Matthews further added that Mr. Staggs would be paid for his vacation days and 480 hours of sick pay and on top of that would be given 2 weeks severance pay. At that point Mr. Staggs asked for more severance pay stating he did not think it was

enough compensation for his past service and that he believed he was terminated without any prior notice. After engaging in further discussions with Mr. Staggs, the Committee went back into Executive Session.

At the conclusion of Executive Session, Chairman Matthews announced that the Committee unanimously approved upon motion made by Ms. Bryant, seconded by both Mr. Smith and Mr. McGlothlin, to give Mr. Staggs 2 months severance pay on top of his vacation pay and 480 hours of sick pay.

A motion was then made by Ms. Bryant, seconded by Mr. Smith, to excuse the absence of Mr. Nelson from the meeting. The motion carried unanimously.

There being no further action to come before the Committee, a motion was made by Mr. Smith to adjourn the meeting. The motion carried unanimously and the meeting was adjourned at approximately 2:35 p.m.

APPROVED AS TO FORM:



K. W. MATTHEWS, CHAIRMAN

RESPECTFULLY SUBMITTED,



SYLVESTER SMITH,
VICE-CHAIRMAN/SECRETARY