KAREGNONDI WATER AUTHORITY
Public Board Meeting
Genesee County Water & Waste Services
(810) 732-7870

MINUTES OF MEETING
September 23, 2013

Meeting Convened 10:13 a.m.
The Pledge of Allegiance was recited.
Invocation was given by Greg Alexander.

Roll Call –
Members Present:
Greg Alexander, Dale Kerbyson, Joseph Suma, Jamie Curtis, Dayne Walling

Also Present:
John F. O'Brien, Deputy CEO
Kevin K. Kilby, Corporation Counsel

Minutes:

- Motion for Approval of September 17, 2013 Minutes by *Dale Kerbyson*; Supported by *Greg Alexander*; Voice Vote – Motion Passed Unanimously
- Motion for Approval of September 17, 2013 Public Hearing Minutes by *Greg Alexander;* Supported by *Jamie Curtis*; Voice Vote – Motion Pass Unanimously

Reports: None.

Communication: None

Consent Agenda: None

Public Comment – Agenda Items Only: None

Old Business: None

New Business:

- Motion for Approval of Resolution 2013-07 by *Jamie Curtis*; Supported by *Dale Kerbyson* -

Discussion - Kevin Kilby indicated the language that was approved in the minutes on August 21 is now incorporated into the by-laws. Dayne Walling summarized the language stating the votes of the Incorporating Board member representatives will be tabulated along with the full vote, but at any time Incorporating Board members could ask for a separate vote.

Voice Vote – Motion Passed Unanimously

- ❖ Motion for Approval of Resolution 2013-08 by *Jamie Curtis*; Supported by *Joseph Suma;*

Discussion - Dayne Walling noted the Memorandum attached to Resolution 2013-08 from John O'Brien to Jeff Wright that details the process to date, the construction time line, the companies that participated, and their pricing.

Dale Kerbyson inquired as to where American Cast Iron Pipe Company is located. John O'Brien indicated they have two facilities -- one in Birmingham, Alabama, which is mainly their ductile iron company and the other in Columbia, South Carolina, which is their steel facility. American Cast Iron does have some additional facilities for casting of valves and hydrants but this contract does not deal with hydrants at this time. Dale Kerbyson inquired about Michigan pipe companies, and John O'Brien responded that there currently are no Michigan-based pipe companies.

Dayne Walling pointed out that on the second page of the Memorandum attached to the Resolution that there was pricing listed from three firms. John O'Brien indicated that the pricing was based on the 30% design level, so there is not yet a final price. The price is based on the current estimate for straight pipe, along with an adder of approximately six percent for fittings and appurtenances. What we are requesting is authorization of not to exceed the engineer's estimate. That allows for some room to negotiate a final price, if possible. If not possible, the way the Resolution reads, the issue will come back to the Board with another recommendation. Dayne Walling indicated that the body of the Resolution is recognizing that the approved low proposal for the procurement of watermain pipe is American Cast Iron Pipe Company, and per the CEO, the permission to enter into a procurement contract with the pipe company, and the parameters of the prepare and modify contract as long as it does not exceed the Wade-Trim/AECOM opinion.

Voice Vote – Motion Passed Unanimously

Second Public Comment: None

Board Comment:
John O'Brien made reference to the article in the Bloomberg Brief indicating this is another justification of why Karegnondi Water Authority is moving forward. The article references recognition of the fact that emergency managers and bankruptcy courts have the right to violate state law and raise water and sewer rates for general fund purposes.

John O'Brien further indicated that nominations from the City of Flint and from the Drain Commissioner for the additional board members have been received. Ten more board members will be seated, which will become the Authority Board. There are still two vacant Board seats for the Secretary and Treasurer to be filled.

Dale Kerbyson wondered if the real estate attempted purchasing issue mentioned at the September 17 KWA meeting was straightened out. John O'Brien indicated that through the County, the broker was asked to stop any contact with the homeowners.

Greg Alexander inquired as to the procurement of easements. Matt Raysin, Genesee County Water & Waste Division Engineer indicated that 14 of 21 easements needed in Sanilac and St. Clair have been obtained. All necessary easements for Lapeer have been procured. They are continuing with the endeavors to garner all easements.

Dayne Walling indicated that an extraordinary step forward was taken today in that the KWA now has authorization to finalize a pipe purchase contract. This project is moving forward and at the next Board meeting, a full Board will be seated. Chairman Walling indicated that the KWA has been meeting for almost two years to move the agenda along; this was definitely an important step forward today; and he thanked everyone for the regional cooperation, indicating be believes there is a great platform for the region's future.

Adjournment

Meeting Adjourned at 10:28 a.m.

MEETING MINTUES DECLARED ADOPTED.

STATE OF MICHIGAN)
) ss:
COUNTY OF GENESEE)

I, Janis M. Wells, Deputy Secretary of the Karegnondi Water Authority Board, do hereby certify the foregoing is a true and complete copy of the Minutes of Meetings of September 23, 2013, adopted by the Karegnondi Water Authority Board, acting in Genesee County, at a meeting held on September 27, 2013, and that public notice of said meeting was given pursuant to Act 267 of the Michigan Public Acts of 1976, as amended, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have affixed my official signature on this 27th day of September, 2013.

Janis M. Wells

JANIS M. WELLS, Deputy Secretary