

GREEN BAY METROPOLITAN SEWERAGE DISTRICT
PROCEEDINGS OF THE COMMISSION

Regular meeting of the Commission held November 23, 2009.

PRESENT: Commissioners Alesch, Hasselblad, Mainz, Zabel, and Scheberle

ALSO PRESENT: T. Sigmund, P. McCarthy, P. Kaster, D. Busch, T. Woodworth, W. Angoli, M. Pierner, J. Kennedy, J. Christ, L. Evenson, B. Vander Loop, J. Czypinski, M. Kersten, M. Erschnig, J. Van Sistine, J. Nicks–Legal Counsel; M. Heckenlaible–City of Green Bay; R. Jones–Georgia-Pacific Consumer Products LP

Commission President Alesch called the meeting to order at 8:30 a.m.

1) Budget hearing.

T. Sigmund reported a letter with the proposed budget was sent to all GBMSD customers on November 4. Customers were encouraged to come to the hearing, submit comments in advance, or meet with GBMSD staff regarding the proposed budget. GBMSD staff will meet with representatives from Georgia-Pacific on December 1, De Pere City Council on December 15, and a meeting will be scheduled with the City of Green Bay. No comments either for or against were received.

Commissioner Hasselblad stated that staff has done an outstanding job in putting the detail together in a cost-effective and rationale manner. She applauds staff's efforts in keeping in touch with the major municipalities.

Commissioner Mainz agreed with Commissioner Hasselblad's comments and stated that it was a tough budget and the Commission struggled with it.

Matt Heckenlaible, Principal Engineer at the City of Green Bay stated the City applauds GBMSD's efforts and the letter that was sent out on the proposed budget. He stated as the individual putting together the City of Green Bay's budget, he has concerns on where GBMSD is going with its budget and how that will affect the rates. The City is concerned with the 9.1% increase and GBMSD using the last of its reserves. The City will need to use more of its reserves to keep its rate down. The City wanted to voice its concern and will be meeting with Tom Sigmund to discuss it further.

Commissioner Mainz asked Mr. Heckenlaible how much the City keeps in reserves. M. Heckenlaible stated the City will use \$1 million of its reserves to keep the rate at 5.5%. The City does not have a specific dollar amount that it keeps in reserves.

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Commissioner Alesch stated the Rate Stabilization Fund reserves have been used to keep the rate down. GBMSD's rate is in the lowest third percentage in the nation. GBMSD is happy to discuss its long-term direction and use of stimulus money. The Commission will take all comments into account before making a decision on the proposed budget on December 14.

The hearing closed at 8:43 a.m.

2) Amend September 28, 2009 Commission minutes.

Motion #09-128

It was moved by Meinz, seconded by Hasselblad, and unanimously agreed to amend the September 28, 2009 Commission minutes.

3) Approval of minutes of Commission meeting held October 26, 2009.

Motion #09-129

It was moved by Hasselblad, seconded by Meinz, and unanimously agreed to approve the October 26, 2009 minutes as distributed.

4) September and October financials.

T. Woodworth reported through the first ten months, operating revenues were \$17.7 million and expenditures excluding depreciation were \$15.2 million. He reported revenues from the City of De Pere and Georgia-Pacific are over budget and the Village of Howard's revenues are under budget. He also reported salaries & benefits and power and natural gas are under budget and contracted services is over budget.

5) Matt Schmidt participated on the Central States Water Environment Federation's Operator Competition Team.

T. Sigmund reported that Matt Schmidt participated on one of two Central States Water Environment Federation (WEF) teams at WEF's annual conference in Orlando.

M. Schmidt stated there were about 41 teams in the Operator's Challenge and one team was from Argentina. His team practiced twice and took 14th place out of 41 teams. His team consisted of individuals from Minnesota, Wisconsin, and Illinois. He stated it was a great experience and thanked the Commission and staff for the opportunity to participate.

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The Commission congratulated Matt Schmidt and his colleagues.

- 6) **Approve Resolution Authorizing the Issuance and Sale of up to \$12,821,922 General Obligation Sewerage System Promissory Notes, Series 2009A and Providing for Other Details and Covenants With Respect Thereto.**
- 7) **Approve Resolution Authorizing the Issuance and Sale of up to \$4,603,511 General Obligation Sewerage System Promissory Notes, Series 2009B and Providing for Other Details and Covenants With Respect Thereto.**

T. Woodworth requested approval of two resolutions. He stated one resolution is for \$12.8 million, which is actually a \$29 million Promissory Note with \$16.2 million in principle forgiveness for the facilities and interplant upgrades. The second resolution is for \$4.6 million, which is actually a \$9.6 million Promissory Note with \$5 million in principle forgiveness for six projects. The remaining balance of the Promissory Notes are at an interest rate of 2.910% over 20 years.

T. Sigmund stated that GBMSD's local share of Item 7 was \$407,000 because it was not eligible for the reduced rate.

Motion #09-130

It was moved by Meinz, seconded by Hasselblad, and unanimously agreed to approve Resolution Authorizing the Issuance and Sale of up to \$12,821,922 General Obligation Sewerage System Promissory Notes, Series 2009A and Providing for Other Details and Covenants With Respect Thereto and Resolution Authorizing the Issuance and Sale of up to \$4,603,511 General Obligation Sewerage System Promissory Notes, Series 2009B and Providing for Other Details and Covenants With Respect Thereto. (Resolutions #09-016 and 09-017 are on file at the GBMSD offices)

- 8) **Request Commission approval of the 2010 dental insurance premium sharing and benefit change.**

J. Christ reported the 2010 dental premium increased by 14.9% over 2009.

Commissioner Hasselblad asked if any of the dental carriers offer a multi-year contract. J. Christ replied that staff did not pursue that option.

The Commission asked staff to pursue a multi-year contract with a dental insurance carrier.

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- 9) **Request Commission approval for Black and Veatch to provide engineering services for incineration afterburners replacement design and construction services in the amount of \$69,800 and a 5% contingency for a total project amount of \$73,300.**

W. Angoli reported the solids from the De Pere Facility will be conveyed to the Green Bay Facility in April 2010. The Green Bay Facility will be running two incinerators and afterburners to maintain 950 degrees in the combustion chamber per its air permit. Currently the Green Bay Facility is operating Hearth 3 burners, which forms clinkers. Staff would like to reduce the use of Hearth 3 burners and use Hearth 5 burners.

Commissioner Scheberle asked if Black and Veatch will work with GBMSD staff on permitting issues with the DNR. T. Sigmund replied that for air permitting issues, GBMSD staff usually works with SEH.

Motion #09-131

It was moved by Meinz, seconded by Hasselblad, and unanimously agreed to approve Black and Veatch to provide engineering services for incineration afterburners replacement design and construction services in the amount of \$69,800 and a 5% contingency for a total project amount of \$73,300.

- 10) **Request Commission approval of the Wisconsin Coastal Management Program Grant Application for the development of a new wastewater treatment and pollution prevention education video and brochure.**

L. Evenson requested approval of the grant application, which will help the program with school talks and brochures.

Commissioner Hasselblad asked if there is a better way of getting information out with all the new technology. L. Evenson stated the video will be available on GBMSD's website and links will be sent out to area teachers and customers.

Motion #09-132

It was moved by Meinz, seconded by Scheberle, and unanimously agreed to approve the Wisconsin Coastal Management Program Grant Application for the development of a new wastewater treatment and pollution prevention education video and brochure.

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11) Sewer plan approval:

a) Village of Hobart 09-05; GBMSD Request 2009-20

M. Pierner reported the Village of Hobart is requesting sewer to serve 24 acres of residential development and will eventually serve 84 lots. He requested approval of the sewer plan subject to favorable review by Brown County Planning and final approval by the Wisconsin Department of Natural Resources (WDNR).

Motion #09-133

It was moved by Hasselblad, seconded by Zabel, and unanimously agreed to approve the Village of Hobart 09-05 sewer plan subject to favorable review by Brown County Planning and final approval by the WDNR.

12) Update of projects:

a) Consolidation Projects – General

P. McCarthy reported the time line from MP NexLevel on the mill waste force main was changed from December 18 to December 23. The Selmer Company is scheduled to complete its connection by the end of November. Staff continues to explore multiple long-term approaches to sulfide control in the mill waste force main.

P. McCarthy reported the ordinance changes, which include the local limits recalculation, will be brought before the Commission in February.

P. McCarthy reported staff continues to monitor hydrogen sulfide in the Ninth Street and West Side Interceptors. Staff will schedule a second meeting with the mills that discharge to the West Side Interceptor.

P. McCarthy reported Nautilus Marine Group International located the two De Pere siphon pipes, which appear to be in the locations depicted on the record drawings.

b) Consolidation Projects – Treatment plants construction phase

W. Angoli reported all underground pipes are in place for the De Pere and Green Bay Facilities Upgrades Project. The waste activated sludge and mill waste pumping are on schedule for April 9. There have been some delays in getting the pumps.

c) Consolidation Projects – Conveyance facilities construction

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d) RAS/WAS System Improvements Project

W. Angoli reported the project is moving forward and should be completed by January 2010.

e) Solids Management Plan

W. Angoli reported four alternatives have been selected for the Solids Management Plan. Staff plans to meet with the Commission in December.

f) Air permit update

J. Kennedy reported no comments were submitted during the 30-day public comment period. He stated that issuance of the construction permit initiates a 45-day review period by the Environmental Protection Agency (EPA).

13) Operation report:

a) Effluent quality for October

b) Air quality for October

D. Busch reported both facilities were in compliance with effluent and air quality limits for October.

14) Legal Counsel report:

a) None

15) Executive Director's report:

a) December Commission meeting

The next meeting is scheduled for December 14 at 8:30 a.m. and the Commission will be asked to approve the 2010 budget.

b) GBMSD Holiday Party – December 11

The Holiday party will be held on December 11 at the Riverside Ballroom.

c) Discuss Great Lakes Restoration Initiative (GLRI) proposals

GBMSD is planning to submit a proposal to access funds made available through the Great Lakes Restoration Initiative for watershed related activities. The EPA will have \$475 million in funding available in 2010.

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- d) GBMSD will provide training to managers and team leaders focusing on the book, "*Leader as Coach*".
 - e) A Sustainability 101 Workshop was held on November 16. Sonya Newenhouse gave a broad overview on sustainability, which touched on policies related to the Kyoto protocol, and a base was established for moving forward.
- 16) **Convene in closed session under State Statute 19.85 (1) (g) for the purpose of conferring with legal counsel for the Commission who is rendering oral or written advice concerning strategy to be adopted by the Commission with respect to litigation in which it is or is likely to become involved:**
- a) **Fox River PCB sediment issues**
 - b) **Fox River PCB insurance coverage issues**
 - c) **Status report on Rockland appeal of De Pere annexation**

Motion #09-134

It was moved by Mainz, seconded by Hasselblad, and unanimously agreed to convene in closed session under State Statute 19.85 (1) (g) for the purpose of conferring with legal counsel for the Commission who is rendering oral or written advice concerning strategy to be adopted by the Commission with respect to litigation in which it is or is likely to become involved.

- 17) **Reconvene in open session.**

Motion #09-135

It was moved by Mainz, seconded by Hasselblad, and unanimously agreed to convene in closed session

There being no further business to come before the Commission, the meeting adjourned at 10:10 a.m.

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Secretary