

Minutes of the Regular Meeting of the Commissioners of the Madison Metropolitan Sewerage District held at the District office, 1610 Moorland Road, Madison, Wisconsin, 53713 on the 12th day of May, 2008 at 8:00 a.m.

1. The meeting was called to order by President Schten.

2. Meeting Attendees:

Commissioners: Hendrick, Hovel, Schten and Terrell.

MMSD Staff: Jon Schellpfeffer, Chief Engineer and Director; Mike Simon, Assistant Chief Engineer and Director of Planning; Gerry Sachs, Staff Engineer; Dave Taylor, Director of Special Projects; Shirley Fox, Office Manager/Controller.

Visitors: None.

3. After discussion, it was moved by Commissioner Terrell and seconded by Commissioner Hendrick that the Commission meeting minutes of April 28, 2008 be approved as written.

The motion was carried.

Ayes: Commissioners Hendrick, Hovel, Schten and Terrell.

Nays: None.

4. Progress reports on the following projects:

a. Tenth Addition Construction. Work on Contract NS10-D is proceeding well. The remaining work includes control and programming of the HVAC system at the Boiler Building and installation of the new grit conveyor at the Headworks Building. All equipment needed for the gas treatment system provided under Contract NS10-E has been delivered and installation is nearly complete. Startup is scheduled for May 22nd.

b. Master Plan. Future workshops have been scheduled for developing criteria to be used in evaluating alternatives and for performing scenario planning. Work on the project is fifty percent complete and on schedule for completion early next year.

c. Pumping Stations 13 and 14 Pump Improvements. Work is progressing on both projects as expected. One pump has been demolished at Pumping Station 14 and the replacement pump is scheduled for delivery this week. The new pump at Pumping Station 13 should be shipped next month.

5. The Cash Statement of the General Account as of May 12, 2008 was reviewed and placed on file. The statement shows an available cash balance through General Account Check

No. 93478 in the amount of \$9,850.11; subsequent receipts totaling \$1,448,035.38; less disbursements of \$1,152,512.81 with a resulting cash balance of \$305,372.68.

After discussion, it was moved by Commissioner Hendrick and seconded by Commissioner Hovel that the General Account disbursements in the amount of \$1,152,512.81 be approved.

The motion was carried.

Ayes: Commissioners Hendrick, Hovel, Schten and Terrell.
Nays: None.

6. The Cash Statement of the Construction Account as of May 12, 2008 was reviewed and placed on file. The statement shows an available cash balance through Construction Account Check No. 9176 in the amount of \$31,370.01; subsequent receipts totaling \$610,117.83 less disbursements of \$639,178.75; with a resulting cash balance of \$2,309.09.

After discussion, it was moved by Commissioner Hendrick and seconded by Commissioner Hovel that the Construction Account disbursements in the amount of \$639,178.75 be approved.

The motion was carried.

Ayes: Commissioners Hendrick, Hovel, Schten and Terrell.
Nays: None.

7. The Cash Statement of the Sinking Fund Account as of May 12, 2008 was reviewed and placed on file. The statement shows an available cash balance through Sinking Fund Account Check No. 1084 in the amount of \$5,000.00; subsequent receipts totaling \$6,181,730.45 less disbursements of \$6,181,730.45; with a resulting cash balance of \$5,000.00.

After discussion, it was moved by Commissioner Terrell and seconded by Commissioner Hovel that the Sinking Fund disbursements in the amount of \$6,181,730.45 be approved.

The motion was carried.

Ayes: Commissioners Hendrick, Hovel, Schten and Terrell.
Nays: None.

8. The Chief Engineer and Director presented an agreement with Applied Technologies, Inc. for the preparation of a solids handling facilities plan. After discussion, it was moved by Commissioner Terrell and seconded by Commissioner Hendrick that the agreement be approved.

The motion was carried.

Ayes: Commissioners Hendrick, Hovel, Schten and Terrell.

Nays: None.

President Schten signed the agreement.

9. The Chief Engineer and Director presented results of the bid opening for the Walnut Street Siphon cleaning and televising work. After discussion, it was moved by Commissioner Hovel and seconded by Commissioner Terrell that the contract for this work be awarded to Northern Pipe Equipment, Inc. of Green Bay, Wisconsin at their low bid price of \$53,000.00.

The motion was carried.

Ayes: Commissioners Hendrick, Hovel, Schten and Terrell.

Nays: None.

10. The Chief Engineer and Director presented information on the mutual aid response network known as WisWARN. After discussion, it was the consensus of the Commissioners that the District participate in the program. The District's legal counsel is reviewing the proposed membership agreement. The District's insurance provider has reviewed the District's participation in this program and indicated it would have no impact on insurance premiums.

11. The following sewer extension plans were reviewed and placed on file:

- a. Utilities in Riverside Drive and Yahara Place, City of Madison.
- b. Heritage Gardens at Erickson Farms, Village of Deforest.
- c. Silicon Prairie Phase 2, City of Madison.
- d. Rugby Road, Vista Road and Eton Ridge Reconstruct, City of Madison.
- e. Cathedral Point, City of Verona.

After discussion, it was moved by Commissioner Terrell and seconded by Commissioner Hendrick that the following resolutions be adopted:

a) Utilities in Riverside Drive and Yahara Place, City of Madison.

WHEREAS, plans for sanitary sewer extensions were submitted to the Madison Metropolitan Sewerage District (MMSD) for Riverside Drive, Yahara Place Reconstruction, City of Madison on April 30, 2008, by John Reimer, City Engineering Division, and

WHEREAS, the plans submitted consist of replacing the existing sanitary sewers in conjunction with reconstruction of the streets in those areas. The project consists of

installing 220 feet of 8-inch on Riverside Drive from Rutledge Street to Yahara Place, and 532 feet of 8-inch on Yahara Place from Riverside Drive to Walton Place, and

WHEREAS, the sewer replacement project consists of replacing the existing, sometimes undersized sewers in accordance with current standards, no new areas are being served, and no additional flows are anticipated, and

WHEREAS, the proposed sanitary sewer extensions will connect to the City of Madison's sewerage facilities and MMSD's East Interceptor, and

WHEREAS, connection charges for the areas being served have been paid, and

WHEREAS, the MMSD has received a sewer extension review letter #6-08-22 from the Capital Area Regional Planning Commission (CARPC) dated May 6, 2008 stating the CARPC staff has reviewed the proposed extension and determined that it is consistent with the urban service area provisions of the Dane County Water Quality Plan and the Dane County Land Use and Transportation Plan, and

WHEREAS, the Chief Engineer and Director of the MMSD recommended the approval of said plans,

THEREFORE, BE IT RESOLVED, that the plans for sanitary sewer extensions for Riverside Drive, Yahara Place Reconstruction, City of Madison, submitted on April 30, 2008, by John Reimer, City Engineering Division, be approved subject to the following conditions:

1. That the City of Madison shall require the presence of an engineer or an inspector on the construction of said sewer extensions who shall make a record showing in detail the construction as built and shall furnish the MMSD with as-built plans in the case of any significant deviations from the original design.
2. That the construction, operation, maintenance and use of said sewer extensions shall be in accordance with the lawful rules and regulations of the MMSD and with the applicable State of Wisconsin plumbing and sewerage codes.
3. That if construction of the sewer extensions covered by said plans has not commenced within four years following the approval date of this resolution, this approval shall become void and new plans shall be submitted. If construction has commenced but has not been completed within the four-year approval period, the unbuilt portion must be submitted for reapproval if it is a significant portion of the project and would require DNR approval.

b) Heritage Gardens at Erickson Farms, Village of Deforest.

WHEREAS, plans for sanitary sewer extensions were submitted to the Madison Metropolitan Sewerage District (MMSD) for Heritage Gardens at Erickson Farms, Village of Deforest on April 8, 2008, by Gary Blazek, Vierbicher Associates, and

WHEREAS, the lands to be served are Lots 294-309 and Outlot 11, Heritage Gardens at Erickson Farms Plat, and

WHEREAS, Outlot 11 is dedicated to the public for storm water management and detention, is in the environmental corridor and is recognized and mapped in the Water Quality Plan as permanent open space, and

WHEREAS, a wetland buffer strip running through lots 298-301 and 308-309 is in the environmental corridor and is recognized and mapped in the Water Quality Plan as permanent open space. Connection charges for the lands in the corridor are therefore deferred and

WHEREAS, the proposed sanitary sewer extensions will connect to the Village of Deforest's sewerage facilities and MMSD's Northeast Interceptor/Waunakee-Deforest Extension, and

WHEREAS, plan review fees are due, and

WHEREAS, the interceptor and treatment plant connection charges for the lands to be served have not been paid, and

WHEREAS, the MMSD has received a sewer extension review letter #175-03-2 from Capital Area Regional Planning Commission (CARPC) dated May 13, 2008 stating the CARPC staff has reviewed the proposed extension and determined that it is consistent with the urban service area provisions of the Dane County Water Quality Plan and the Dane County Land Use and Transportation Plan, and

WHEREAS, the Chief Engineer and Director of the MMSD recommended the approval of said plans,

THEREFORE, BE IT RESOLVED, that the plans for sanitary sewer extensions for Heritage Gardens at Erickson Farms, Village of Deforest, submitted on April 8, 2008, by Gary Blazek, Vierbicher Associates, be approved subject to the following conditions:

1. That Village of Deforest shall pay the plan review fee of \$1,000.00 to the MMSD within 30 days of receiving an invoice for the fee.
2. That charges for Outlot 11 are deferred.

3. That prior to connection of said sanitary sewer extensions to sewers within the MMSD's system, the Village of Deforest shall have paid to the MMSD the sum of \$43,429.39 for payment of \$32,951.09 in Northeast Interceptor/Waunakee-Deforest Extension connection charges and \$10,478.30 in treatment plant connection charges for the lands to be served, said lands being Lots 294-309 (except those portions of these lots that are in environmental corridors), Heritage Gardens at Erickson Farms Plat. Said lands are located in the NW1/4, Section 20, T9N, R10E, east of CTH CV and south of Vinburn Road on the Village's south side.
4. That interceptor and treatment plant connection charge rates are adjusted at the beginning of each calendar year and said connection charges will be due based on the rate for the year in which the payment is made.
5. That, if said interceptor and treatment plant connection charges for the lands to be served remain unpaid after connection of the said sewer extensions to sewers within MMSD's system, appropriate interest on the unpaid balance shall be charged to the Village of Deforest by the MMSD.
6. That the Village of Deforest shall require the presence of an engineer or an inspector on the construction of said sewer extensions who shall make a record showing in detail the construction as built and shall furnish the MMSD with as-built plans in the case of any significant deviations from the original design.
7. That the construction, operation, maintenance and use of said sewer extensions shall be in accordance with the lawful rules and regulations of the MMSD and with the applicable State of Wisconsin plumbing and sewerage codes.
8. That if construction of the sewer extensions covered by said plans has not commenced within four years following the approval date of this resolution, this approval shall become void and new plans shall be submitted. If construction has commenced but has not been completed within the four-year approval period, the unbuilt portion must be submitted for reapproval if it is a significant portion of the project and would require DNR approval.

c) Silicon Prairie Phase 2, City of Madison.

WHEREAS, plans for sanitary sewer extensions were submitted to the Madison Metropolitan Sewerage District (MMSD) for Silicon Prairie Business Park Phase 2, City of Madison on April 30, 2008, by Corey Stelljes, City Engineering Division, and

WHEREAS, the lands to be served are Lots 8-11 Silicon Prairie Business Park, and

WHEREAS, the plans are a revision of the original Silicon Prairie Phase 1-3 sewer plans previously approved by MMSD on September 23, 2002, and by DNR on September 30,

2002, approval number 02-1065. The plans have been changed to accommodate revised sewer extension locations, and

WHEREAS, the proposed sanitary sewer extensions will connect to the City of Madison's sewerage facilities and MMSD's Lower Badger Mill Creek Interceptor, and

WHEREAS, the connection charges for the lands to be served were paid as part of sewer plans 2002-099, and

WHEREAS, plan review fees are due, and

WHEREAS, the MMSD has received a sewer extension review letter #6-08-24 from the Capital Area Regional Planning Commission (CARPC) dated May 6, 2008 stating the CARPC staff has reviewed the proposed extension and determined that it is consistent with the urban service area provisions of the Dane County Water Quality Plan and the Dane County Land Use and Transportation Plan, and

WHEREAS, the Chief Engineer and Director of the MMSD recommended the approval of said plans,

THEREFORE, BE IT RESOLVED, that the plans for sanitary sewer extensions for Silicon Prairie Business Park Phase 2, City of Madison, submitted on April 30, 2008, by Corey Stelljes, City Engineering Division, be approved subject to the following conditions:

1. That the City of Madison shall pay the plan review fee of \$1,000.00 to the MMSD within 30 days of receiving an invoice for the fee.
2. That the City of Madison shall require the presence of an engineer or an inspector on the construction of said sewer extensions who shall make a record showing in detail the construction as built and shall furnish the MMSD with as-built plans in the case of any significant deviations from the original design.
3. That the construction, operation, maintenance and use of said sewer extensions shall be in accordance with the lawful rules and regulations of the MMSD and with the applicable State of Wisconsin plumbing and sewerage codes.
4. That if construction of the sewer extensions covered by said plans has not commenced within four years following the approval date of this resolution, this approval shall become void and new plans shall be submitted. If construction has commenced but has not been completed within the four-year approval period, the unbuilt portion must be submitted for reapproval if it is a significant portion of the project and would require DNR approval.

d) Rugby Road, Vista Road and Eton Ridge Reconstruct, City of Madison.

WHEREAS, plans for sanitary sewer extensions were submitted to the Madison Metropolitan Sewerage District (MMSD) for Rugby Row, Vista Road, Eton Ridge Reconstruction, City of Madison on April 30, 2008, by John Reimer, City Engineering Division, and

WHEREAS, the plans submitted consist of replacing the existing sanitary sewers in conjunction with reconstruction of the streets in those areas. The project consists of installing 696 feet of 8-inch on Rugby Row from Hillington Way to Commonwealth Avenue, 973 feet of 8-inch on Eton Ridge from Virginia Terrace to Commonwealth Avenue, and 440 feet of 8-inch on Vista Road from Hollister Avenue to Rugby Row, and

WHEREAS, the sewer replacement project consists of replacing the existing, sometimes undersized sewers in accordance with current standards, no new areas are being served, and no additional flows are anticipated, and

WHEREAS, the proposed sanitary sewer extensions will connect to the City of Madison's sewerage facilities and MMSD's Southwest Interceptor, and

WHEREAS, connection charges for the areas being served have been paid, and

WHEREAS, the MMSD has received a sewer extension review letter #6-08-23 from the Capital Area Regional Planning Commission (CARPC) dated May 6, 2008 stating the CARPC staff has reviewed the proposed extension and determined that it is consistent with the urban service area provisions of the Dane County Water Quality Plan and the Dane County Land Use and Transportation Plan, and

WHEREAS, the Chief Engineer and Director of the MMSD recommended the approval of said plans,

THEREFORE, BE IT RESOLVED, that the plans for sanitary sewer extensions for Rugby Row, Vista Road, Eton Ridge Reconstruction, City of Madison, submitted on April 30, 2008, by John Reimer, City Engineering Division, be approved subject to the following conditions:

1. That the City of Madison shall require the presence of an engineer or an inspector on the construction of said sewer extensions who shall make a record showing in detail the construction as built and shall furnish the MMSD with as-built plans in the case of any significant deviations from the original design.
2. That the construction, operation, maintenance and use of said sewer extensions shall be in accordance with the lawful rules and regulations of the MMSD and with the applicable State of Wisconsin plumbing and sewerage codes.

3. That if construction of the sewer extensions covered by said plans has not commenced within four years following the approval date of this resolution, this approval shall become void and new plans shall be submitted. If construction has commenced but has not been completed within the four-year approval period, the unbuilt portion must be submitted for reapproval if it is a significant portion of the project and would require DNR approval.

e) Cathedral Point, City of Verona.

WHEREAS, plans for sanitary sewer extensions were submitted to the Madison Metropolitan Sewerage District (MMSD) for Cathedral Point Phases 1-2, City of Verona on May 7, 2008, by Chris Lawn, D'Onofrio, Kottke & Associates, and

WHEREAS, the lands to be served are Lots 75, 86-88, 95-98, 114-123, 196-198, 205-240 and Outlots 3-4 and 8, Cathedral Point Plat, and

WHEREAS, Outlots 3-4 are dedicated to the public for storm water management and detention, are in the environmental corridor and are recognized and mapped in the Water Quality Plan as permanent open space, and

WHEREAS, Outlot 8 is private open space owned by the Homeowners' Association, the lands are not in the environmental corridor, and are not recognized nor mapped in the Water Quality Plan as permanent open space not to receive sewer service. Connection charges are therefore due, and

WHEREAS, the proposed sanitary sewer extensions will connect to the City of Verona's sewerage facilities and MMSD's Nine Springs Valley Interceptor/Pump Station 17 Extension, and

WHEREAS, plan review fees are due, and

WHEREAS, the interceptor and treatment plant connection charges for the lands to be served have not been paid, and

WHEREAS, the MMSD has received a sewer extension review letter #23-8-02 from the Capital Area Regional Planning Commission (CARPC) dated April 23, 2008 stating the CARPC staff has reviewed the proposed extension and determined that it is consistent with the urban service area provisions of the Dane County Water Quality Plan and the Dane County Land Use and Transportation Plan, and

WHEREAS, the Chief Engineer and Director of the MMSD recommended the approval of said plans,

THEREFORE, BE IT RESOLVED, that the plans for sanitary sewer extensions for Cathedral Point Phases 1-2, City of Verona, submitted on May 7, 2008, by Chris Lawn, D'Onofrio, Kottke & Associates, be approved subject to the following conditions:

1. That charges for Outlots 3-4 are deferred.
2. That City of Verona shall pay the plan review fee of \$1,000.00 to the MMSD within 30 days of receiving an invoice for the fee.
3. That prior to connection of said sanitary sewer extensions to sewers within the MMSD's system, the City of Verona shall have paid to the MMSD the sum of \$62,134.07 for payment of \$52,749.94 in Nine Springs Valley Interceptor/Pump Station 17 Extension connection charges and \$9,384.13 in treatment plant connection charges for the lands to be served, said lands being the balance of Lots 75, 86-88, 95-98, 114-123, 196-198, 205-240 and Outlot 8, Cathedral Point Plat. Said lands are located in the NE1/4, Section 27, T6N, R8E, south of USH 12 & 18 and west of Range Trail on the City's south side.
4. That interceptor and treatment plant connection charge rates are adjusted at the beginning of each calendar year and said connection charges will be due based on the rate for the year in which the payment is made.
5. That, if said interceptor and treatment plant connection charges for the lands to be served remain unpaid after connection of the said sewer extensions to sewers within MMSD's system, appropriate interest on the unpaid balance shall be charged to the City of Verona by the MMSD.
6. That the City of Verona shall require the presence of an engineer or an inspector on the construction of said sewer extensions who shall make a record showing in detail the construction as built and shall furnish the MMSD with as-built plans in the case of any significant deviations from the original design.
7. That the construction, operation, maintenance and use of said sewer extensions shall be in accordance with the lawful rules and regulations of the MMSD and with the applicable State of Wisconsin plumbing and sewerage codes.
8. That if construction of the sewer extensions covered by said plans has not commenced within four years following the approval date of this resolution, this approval shall become void and new plans shall be submitted. If construction has commenced but has not been completed within the four-year approval period, the unbuilt portion must be submitted for reapproval if it is a significant portion of the project and would require DNR approval.

The motion was carried.

Ayes: Commissioners Hendrick, Hovel, Schten and Terrell.

Nayes: None.

12. The Commissioners scheduled a future Commission meeting for Monday, June 30, 2008 at 8:00 a.m.
13. The following oral reports were presented by staff:
 - a. Rock River TMDL and Phosphorus Criteria Advisory Committee. Dave Taylor reported that the Rock River TMDL report is currently under review by the Department of Natural Resources and has not yet been released for public review. Work on the Phosphorus Criteria Advisory Committee is now concentrating on implementation issues. The District is participating in a sub-workgroup of the advisory committee on issues related to point source dischargers.
 - b. The Chief Engineer and Director reported on the activities at the recent NACWA annual meeting in Washington, D.C.
14. It was moved by Commissioner Hovel and seconded by Commissioner Hendrick that the meeting be adjourned.

The motion was carried.

Ayes: Commissioners Hendrick, Hovel, Schten and Terrell.

Nays: None.

Regular Meeting of the Commissioners

May 12, 2008

P.M. Berthouex, Secretary

Wednesday, May 28, 2008 at 8:00 a.m., regular Commission meeting.

Thursday, June 19, 2008 at 8:00 a.m., regular Commission meeting.

Monday, June 30, 2008 at 8:00 a.m., regular Commission meeting.