

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 24th day of September, 2007 at 8:00 a.m.

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

2. Meeting Attendees:

Commissioners: Berthouex, Hendrick, Hovel, Schten and Terrell.

MMSD Staff: Jon Schellpfeffer, Chief Engineer and Director; Gerry Sachs, Staff Engineer; Shirley Fox, Office Manager/Controller.

Visitors: None.

3. After discussion, it was moved by Commissioner Terrell and seconded by Commissioner Berthouex that the Commission meeting minutes of September 10, 2007 be approved as written.

The motion was carried.

Ayes: Commissioners Berthouex, Hovel, Schten and Terrell.

Nays: None.

Commissioner Hendrick arrived.

4. The Commissioners and staff reviewed the operations data for August.

5. The Chief Engineer and Director presented details of the proposed 2008 General Fund Budget. After discussion, it was the consensus of the Commission that the budget should be advertised for hearing. The hearing will be held in conjunction with the October 29th Commission meeting.

6. The Chief Engineer and Director presented details of the proposed 2008 Capital Projects Fund Budget. After discussion, it was the consensus of the Commission that the budget should also be advertised and presented for hearing on October 29th.

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

a. The Shops at Orchard Pointe, City of Fitchburg.

b. 1507 Burning Wood Way – Cherokee CSM Contract 2177, City of Madison.

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

a) The Shops at Orchard Pointe, City of Fitchburg.

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WHEREAS, plans and specifications for sanitary sewer extensions were submitted to the Madison Metropolitan Sewerage District (MMSD) for The Shops at Orchard Pointe, City of Fitchburg, on September 14, 2007, 2002 by Michael Calkins, Mayo Corporation, and

WHEREAS, the lands to be served are three parcels along the south side of McKee Road. Parcels 0609-072-8085-2, 0609-072-8040-0 and 0609-072-8060-6; known as The Shops at Orchard Pointe, and

WHEREAS, the proposed extensions will connect to the City of Fitchburg's sewerage facilities and MMSD's Nine Springs Valley Interceptor/Mineral Point Extension, and

WHEREAS, connection charges for parcels 0609-072-8040-0 and 0609-072-8085-2 were paid in full as part of the Planet Golf and EZ Gregory complex, sewer plan 98-65, and

WHEREAS, connection charges for parcel 0609-072-8060-6 have not been paid, and

WHEREAS, plan review fees are due, and

WHEREAS, the MMSD has received a sewer extension review letter #6-07-49 from Dane County Community Analysis and Planning Division (CAPD) dated September 18, 2007 stating the CAPD 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 MMSD has recommended the approval of said plans,

THEREFORE, BE IT RESOLVED, that the plans for sanitary sewer extensions for The Shops at Orchard Pointe, City of Fitchburg, submitted on September 14, 2007, by Michael Calkins, Mayo Corporation, be approved subject to the following conditions:

1. That the City of Fitchburg shall pay the plan review fee of \$1,350.00 to the MMSD within 30 days of receiving an invoice for the fee.
2. That prior to connection of said sanitary sewer extensions to sewers within the Madison Metropolitan Sewerage District's System, the City of Fitchburg shall have paid to the MMSD the sum of \$8,312.60 for payment of \$5,897.29 in Nine Springs Valley Interceptor/Mineral Point Extension connection charges and \$2,425.31 in treatment plant connection charges for lands to be served; said lands being parcel 0609-072-8060-6.
3. 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.

4. 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 the MMSD's system, appropriate interest on the unpaid balance shall be charged to the City of Fitchburg by the MMSD.
5. That the City of Fitchburg 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.
6. 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.
7. 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) 1507 Burning Wood Way – Cherokee CSM Contract 2177, City of Madison.

WHEREAS, plans for sanitary sewer extensions were submitted to the Madison Metropolitan Sewerage District (MMSD) for 1507 Burning Wood Way, City of Madison on September 17, 2007, by Corey Stelljes, City Engineering Division, and

WHEREAS, the proposed plans will serve lot 1 and Outlot 1 of Cherokee CSM, Birrenkott Surveying Office, Map No. 060409CSM3, and

WHEREAS, Outlot 1 is dedicated to the public and designated on the plat as wetlands, is in the environmental corridor, and is recognized and mapped in the Water Quality Plan as permanent open space. Connection charges are therefore deferred, and

WHEREAS, the proposed sanitary sewer extensions will connect to the City of Madison's sewerage facilities and, 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 #6-07-48 from Dane County Community Analysis and Planning Division (CAPD) dated September 18, 2007 stating the CAPD 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 1507 Burning Wood Way, City of Madison, submitted on September 17, 2007, by Corey Stelljes, City Engineering Division, be approved subject to the following conditions:

1. That charges for Outlot 1 are deferred.
2. That City of Madison shall pay the plan review fee of \$1,350.00 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 Madison shall have paid to the MMSD the sum of \$7,791.08 for payment of \$5,973.85 in Northeast Interceptor/Waunakee-DeForest Extension connection charges and \$1,817.23 in treatment plant connection charges for Lot 1 Cherokee CSM. Said lands are located in the NW1/4, Section 24, T8N, R9E, City of Madison.
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 Madison by the MMSD.
6. 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.
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 Berthouex, Hendrick, Hovel, Schten and Terrell.

Nays: None.

8. The Commissioners scheduled a future Commission meeting for Monday, November 12th at 8:00 a.m.
9. The Chief Engineer and Director reported on the recent NACWA leadership meeting in Washington, D.C.
10. It was moved by Commissioner Hovel and seconded by Commissioner Hendrick that the meeting be adjourned.

The motion was carried.

Ayes: Commissioners Berthouex, Hendrick, Hovel, Schten and Terrell.

Nays: None.

Regular Meeting of the Commissioners

September 24, 2007

P.M. Berthouex, Secretary

Monday, October 15, 2007 at 8:00 a.m., regular Commission meeting.

Monday, October 29, 2007 at 8:00 a.m., regular Commission meeting and Budget Hearing.

Monday, November 12, 2007 at 8:00 a.m., regular Commission meeting.