

Meeting of the Commissioners of the Madison Metropolitan Sewerage District

Thursday, May 14, 2020 at 8:00 a.m.

The District via GoToMeeting software

Present:

- Commissioner Bookland
- Commissioner Ken Clark
- Commissioner Sara Eskrich
- Commissioner Grant Foster (arrived at 8:02 a.m.)
- Commissioner Tom Hovel
- Commissioner Ezra Meyer
- Commissioner Brad Murphy
- Commissioner Mary Swanson
- Commissioner Tom Wilson

Commission Meeting

1. Opening

- A. Call to Order 8:01 a.m.
 - *Commissioner Foster arrives at 8:02 a.m.
- B. Welcome Guests: Renee Willette, Stantec; Greg Fries, City of Madison; Forbes McIntosh, Dane County Cities and Villages Association
- C. Announcements: Introduction of Matthew Beckwith, Accountant I

2. Appearances by the Public

3. Consent Calendar

- A. Approval of Meeting Minutes from April 30, 2020
- B. Cash Statement – Operating Fund
- C. Cash Statement – Capital Projects Fund
- D. Cash Statement – Debt Service Fund
- E. Review and Approval of Sewer Extension Plans
 - Birchwood Point South Phase 3, City of Madison
 - Vilas Road Sanitary Sewer Interceptor, Village of Cottage Grove
 - Fish Hatchery Road Sanitary Sewer Improvements, City of Fitchburg

Discussion: The 03-26-2020 minutes, approval of cash statements (operating, capital projects and debt service) and sewer extension plans (2020-05-14-R1 to 2020-05-14-R3) were reviewed and placed on file. The operating cash fund account shows an available balance through operating fund check #124892 in the amount of \$1,436,214.53; subsequent receipts totaling \$1,448,075.79; less disbursements of \$2,273,767.58 with a resulting cash balance of \$610,522.74. The capital projects fund cash statement shows an available balance through capital projects fund account check no. 10469 in the amount of \$68,869.91; subsequent receipts totaling \$1,009,436.98; less disbursements \$960,385.27 with a resulting cash balance of \$117,921.62. The debt service fund shows

a beginning investment balance in the amount of \$24,092,622.14; subsequent additions totaling \$169,848.10; less disbursements totaling \$11,605,329.45; with a resulting ending investment balance of \$12,657,140.79

Action: Motion by Commissioner Eskrich, seconded by Commissioner Murphy to approve items A-E of the consent calendar.

Roll call vote:

Commissioner Bookland-aye.
Commissioner Clark-aye.
Commissioner Eskrich-aye.
Commissioner Foster-aye.
Commissioner Hovel-aye.

Commissioner Meyer-aye.
Commissioner Murphy-aye.
Commissioner Swanson-aye.
Commissioner Wilson-aye.

Motion carried.

4. Award of Bids and Approval of Contract for PFAS Sample Collection and Laboratory Analysis

Presenter: Martye Griffin, Director of Ecosystem Services

Description: Approval of resolution and award of contract for sample collection of wastewater, biosolids, struvite and polymer for Phase 1 sampling of \$15,000 and the option for Phase 2 sampling of \$20,000, with a total budget authorization not-to exceed \$38,500.

Discussion: Mr. Griffin presented information on the financial impact, background and next steps for Commission discussion.

Action: Commissioner Foster moved, seconded by Commissioner Eskrich to approve resolution 2020-05-14-R4 awarding a contract for sample collection of wastewater, biosolids, struvite and polymer to TRC Companies Inc. for Phase 1 sampling of \$15,000 and the option for Phase 2 sampling of \$20,000, with a total budget authorization not-to exceed \$38,500.

and

The Commission is requested to approve resolution 2020-05-14-R4 awarding a contract to Eurofins TestAmerica for an analysis of the collected samples for the WI 36 PFAS compounds for Phase 1 samples of \$14,847 and the option for Phase 2 samples of \$48,160 with a total budget authorization not-to exceed \$69,307. As part of the motion, the Commission clarified that Phase 1 sample results shall be shared with the Commission to receive direction prior to moving forward with Phase 2.

Roll call vote:

Commissioner Bookland-aye.
Commissioner Clark-nay.
Commissioner Eskrich-aye.
Commissioner Foster-aye.
Commissioner Hovel-aye.

Commissioner Meyer-aye.
Commissioner Murphy-aye.
Commissioner Swanson-aye.
Commissioner Wilson-aye.

Motion carried.

5. **Study Session: Policy Governance Commission Next Steps**

Presenter: Michael Mucha, Chief Engineer and Director

Description: Policy Governance Prioritization of Topics and Next Steps

Discussion: Chief Engineer and Director Michael Mucha reviewed key takeaways from the policy governance study session held on April 16, 2020 and asked Commissioners to prioritize topic areas (1-10) and incorporate them into future study sessions.

Action: No action necessary.

6. **Chief Engineer and Director's Report**

A. CED Update: Mr. Mucha gave an update on the following District happenings:

- **WPDES Permit**

The District received the WPDES permit after a 10-year wait from the DNR for the Badfish Creek and Badger Mill Creek discharge locations.

- **Metrogro Spring Hauling Season Success**

Mr. Mucha informed the Commission that the Spring hauling season was a huge success and we are out of the emergency storage risk.

- **Budget Defferals**

The Executive Team is reviewing expenditures and have identified a million dollars of deferrals which equates to three percent of budget. All non-essential discretionary purchases have been delayed.

B. Regulatory Report: Paul Kent, District Counsel, gave a brief update on regulatory and legal happenings.

Action: None.

C. Future Meeting Schedule

Action: None.

7. **Convene in Closed Session in Accordance with 19.85(1)(g) of the Wisconsin Statutes to Confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved associated with its WPDES permit. Wilson motion second clark meyer absent from the vote**

Action: Commissioner Wilson moved, seconded by Commissioner Clark to convene in closed session in accordance with 19.85(1)(g) of the Wisconsin Statutes to confer with legal counsel is who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved associated with its WPDES permit.

Roll call vote:

Commissioner Bookland-aye.

Commissioner Eskrich-aye.

Commissioner Foster-aye.

Commissioner Hovel-aye.

Commissioner Clark-aye.

Commissioner Murphy-aye.

Commissioner Swanson-aye.

Commissioner Wilson-aye.

Commissioner Meyer absent from the vote.

Motion carried.

8. Reconvene in Open Session

Action: Commission Foster moved, seconded by Commissioner Wilson to reconvene in open session 19.85(1)(g) of the Wisconsin Statutes to Confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved associated with its WPDES permit.

Roll call vote:

Commissioner Bookland-aye.

Commissioner Eskrich-aye.

Commissioner Foster-aye.

Commissioner Hovel-aye.

Commissioner Clark-aye.

Commissioner Meyer-aye.

Commissioner Murphy-aye.

Commissioner Swanson-aye.

Commissioner Wilson-aye.

Motion carried.

9. Discussion or Actions, if any, Relative to Items Discussed in Closed Session

Action: No official action taken. The Commission authorized staff to gather additional information pertinent to the permit and return to the Commission for further discussion at a later date.

10. Future Agenda Topics

Action: None.

11. Other Business Allowed by Law

Action: None.

12. Adjournment

Action: Commissioner Wilson moved, Commissioner Swanson to adjourn the meeting at 10:28 a.m.

Regular Meeting of the Commissioners

May 14, 2020

Mary Swanson, Secretary

Future Meetings:

Thursday, May 28, 2020

Thursday, June 11, 2020

Thursday, June 25, 2020