

REGIONAL UTILITY SERVICE SYSTEMS (RUSS)
MINUTES
REGULAR MONTHLY MEETING - MARCH 9, 2011

CALL TO ORDER

The regular monthly meeting of the Regional Utility Service Systems Board of Directors was called to order on March 9, 2011 at 1:00 p.m. by Chairperson Henry Van Weelden.

RUSS MEMBERS PRESENT

The following members were present: Chris Ball, Tom Broker, Steve Burgmeier, Greg Kenning, Marvin Phillips, Wes Rich, Ernie Schiller, Henry Van Weelden, Kent White, and Daryl Wood.

OTHERS PRESENT

Christa Perkins, Tracy Balbort, Kelly Kranci, Rita Cangas-Marshall - Geode RC&D Staff; Paul Zingg - RUSS Legal Counsel; Mark Fincel & Jeremiah Selby - Garden & Associates; Kent Rice - French-Reneke Associates; Jim Warner - Warner Engineering Associates; Jeff Thomann - Washington County Sanitarian; Cindy Searcy - Fairfield Precast Concrete; Fred Hickenbottom and Pete Tollenaere - Fairfield/Lakewood Residents; and Vicki Tillis - Fairfield Ledger.

GENERAL

Approval of Agenda

Motion by Steve Burgmeier to approve the March 9, 2011 agenda as presented, seconded by Deke Wood. Motion carried. #M36-11

Approval of Minutes: February 7, 2011 Meeting

Motion by Ernie Schiller to approve the minutes to the February 7, 2011 RUSS board meeting, seconded by Wes Rich. Motion carried. #M37-11

Alternative Option for Location of RUSS Board Meetings - Discussed - no action taken.

Approval of Treasurers Report

Motion by Steve Burgmeier to approve the treasurers report as presented, seconded by Wes Rich. Motion carried. #M38-11

Approval of Bills Received

Motion by Steve Burgmeier to approve the O & M bills, as well as the bills needing RD approval, seconded by Marvin Phillips. Total O&M and construction bills to pay: \$102,994.65. Motion carried. #M39-11

Delinquent Customer Report - No report submitted.

Joint Meeting with County Sanitarians, Board of Health, Russ Supervisor & Geode RC&D - Friday, March 18, 2011 at Comfort Suites, 10:00 - 11:30 - Discussed.

PROJECTS

FRENCH-RENEKER: Project Update Report – Report was reviewed

Webster - Lift Station Site - Discussed.

Lake Trio -Resolution Extending Maturity Date for Sewer Revenue Bond Anticipation Project Note **Motion by Steve Burgmeier to approve resolution extending maturity date for sewer revenue bond anticipation project note, seconded by Wes Rich. Roll call vote was taken with all board members voting in favor. Motion carried. #M40-11 R05-11**

Motion by Wes Rich to approve paying the MMS invoice for Lake Trio as part of the pay off between Washington County and RUSS. #M41-11

GARDEN & ASSOCIATES: Project Update Report – Report was reviewed.

Ollie-Richmond-Rubio

Board Approval and Execution of the Engineering Agreement

Motion by Steve Burgmeier for approval and execution of the Engineering Agreement, seconded by Wes Rich. Motion carried. #M42-11

Board Approval of Engineering Amounts

Motion by Steve Burgmeier to approve the engineering amounts for a total of \$614,650 and already approved by USDA RD, seconded by Wes Rich. Motion carried. #M43-11

Motion by Ernie Schiller to designate Tracy Balbort as Geode RC&D representative to be authorized signer for RUSS administrative paperwork, seconded by Wes Rich. Motion carried. #M44-11

Ollie: Resolution Establishing Rates (R01-11 Overriding R10-168)

Motion to approve Resolution R01-11 override the previous resolution of R10-168 for Ollie rates, seconded by Wes Rich. Motion carried. #M45-11

Rubio: Resolution Extending Maturity Date for Sewer Revenue Bond Anticipation Project Note **Motion by Steve Burgmeier to approve resolution extending maturity date for sewer revenue bond anticipation project note, seconded by Wes Rich. Roll call was taken with all board members voting in favor. Motion carried. #M46-11 R06-11**

Lee County Projects (Wever, Croton & Mooar/Powdertown)

Sign Engineering Agreement as Approved at RUSS Board Meeting on October 6, 2010

Motion by Ernie Schiller to sign the Engineering Agreement as approved at the October 6, 2010 RUSS Board meeting, seconded by Wes Rich. Motion carried. #M47-11

Jefferson County Projects

Sign Engineering Agreement (letter form)

Motion by Steve Burgmeier to approve signing the Engineering Agreement letter dated December 2, 2009, seconded by Wes Rich. Motion carried. #M48-11

Lakewood - Review and Act on Answers to Questions Raised by Lakewood Residents and Decide How to Proceed with Projects – Discussed.

On-Site Project

Board Approval and Execution of the Engineering Agreement (letter form) for the Preliminary Engineering Report

Motion by Ernie Schiller to letter agreement for the Preliminary Engineering Report, seconded by Chris Ball. Motion carried. #M49-11

Pleasant Plain

Approve and execute Engineering Agreement(s)

Motion by Ernie Schiller to approve and execute the engineering agreement with Garden & Associates, seconded by Wes Rich. Motion carried. #M50-11

Motion by Steve Burgmeier to approve the option to purchase property for the lift station without the demolition of the existing house, seconded by Wes Rich. Motion carried by a vote of nine in favor and one opposed. #M51-11

PP/EPP: Resolution to Award Construction Contract

Motion by Steve Burgmeier to resolution to award the construction contract, seconded by Wes Rich. Roll call was taken with all board members voting in favor. Motion carried.

#M52-11 R07-11

Harper

Lagoon Complaint, Patrick Bell Letter

Motion by Ernie Schiller to decline Patrick Bell's request for repair work, in his letter dated February 25, 2011, and to have Tracy Balbort respond to landowner, seconded by Wes Rich. Motion carried. #M53-11

WARNER ENGINEERING:

Selma: Resolution Extending Maturity Date for Sewer Revenue Bond Anticipation Project Note

Motion by Steve Burgmeier to approve resolution extending maturity date for sewer revenue bond anticipation project note, seconded by Marvin Phillips. Roll call was taken with all board members voting in favor. Motion carried. #M54-11 R08-11

CONSIDER CLOSED SESSION

Unemployment Claim – **Motion by Ernie Schiller to go into closed session at 2:51 p.m. to discuss Iowa Code 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation, seconded by Wes Rich. Roll call vote was taken with all board members voting in favor. Motion carried. #M55-11**

Motion by Steve Burgmeier to move out of closed session at 3:14 p.m., seconded by Deke Wood. Roll call was taken with all board members voting in favor. Motion carried. #M56-11

CONSIDER CLOSED SESSION

Audit Techniques – Motion by Steve Burgmeier to go into closed session at 3:16 p.m. to discuss Iowa Code 21.5(1)(g) to avoid disclosure of specific law enforcement matters, such as current or proposed investigations, inspection or auditing techniques or schedules, which if disclosed would enable law violators to avoid detection, seconded by Ernie Schiller. Roll call vote was taken with all board members voting in favor. Motion carried. #M57-11

Motion by Steve Burgmeier to move out of closed session at 4:05 p.m., seconded by Chris Ball. Roll call was taken with all board members voting in favor. Motion carried. #M58-11

CONSIDER CLOSED SESSION

Litigation Strategy – Motion by Steve Burgmeier to go into closed session at 4:14 p.m. to discuss Iowa Code 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation, seconded by Ernie Schiller. Roll call vote was taken with all board members voting in favor. Motion carried. #M59-11

Motion by Steve Burgmeier to move out of closed session at 4:38 p.m., seconded by Chris Ball. Roll call was taken with all board members voting in favor. Motion carried. #M60-11

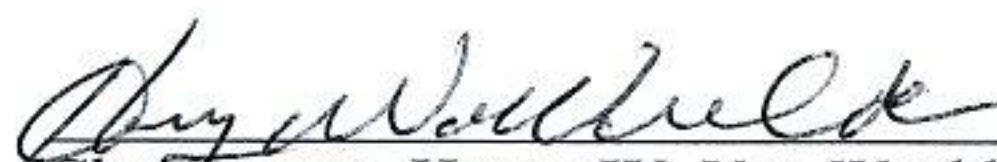
Motion by Steve Burgmeier to approve Kelly Kranci as fiscal manager, access to First National Bank on-line banking, seconded by Deke Wood. Motion carried. #M61-11

Motion by Steve Burgmeier to open accounts at First National Bank for existing individual systems, seconded by Ernie Schiller. Motion carried. #M62-11

ADJOURNMENT

Motion by Kent White, to adjourn the RUSS monthly meeting, second by Marvin Phillips. Motion carried. Meeting adjourned at 4:38 p.m. #M63-11

Minutes Approved:


Chairperson, Henry W. Van Weelden

4-13-11
Date