The Trustees of the District met in Room 109 at 2350 Market on the above date.  

Present at meeting:

**Board of Trustees**  
D. B. Rosenberg, Chair  
J. H. Goffstein, Vice Chair  
E. Harshman  
D. J. Hayes  
C. Karam  
J. H. Buford

**Staff Members**  
J. L. Theerman, Executive Director  
R. E. Hayman, General Counsel  
K. J. Tyminski, Secretary-Treasurer  
J. M. Zimmerman, Director of Finance  
B. L. Hoelscher, Director of Engineering  
J. C. Sprague, Director of Operations

Also present were Mr. Tom Sullivan, 35 N. Central; Shameka Watts, KPMG; Doris Ewing, NEPC; John Schilling, Black & Veatch; Karen Vangyia, KPMG; Ed Sweet, Parsons; Wayne, Burns & Mac; Paul Reitz, Reitz & Jens; Rob Keurzel, RJN; Mike Borgard, Woolpert; Mark Kollitz, Woolpert; Miranda Duncan, St. Louis County; Vicki Taylor-Edwards, Director of Human Resources; Lance LeComb, Public Affairs Specialist; Barbara Mohn, Director of Information Systems; Mike Grace, Manager of Risk Management; Gene Rhodes, Audit Administrator; Steve Brown, Asst. Director of Human Resources; Debbie Johnson, Public Affairs; Marie Collins, Asst. Director of Engineering, and Pam Bell, Secretary to the Executive Director.

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Mr. David Rosenberg opened the meeting pursuant to notice and call.

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Upon motion made by Mr. Buford, seconded by Mr. Karam, the Journal of the January 10, 2008 meeting was amended and approved by unanimous voice vote.

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The Chair reported that one week ago tonight, our community witnessed a horrible tragedy with the shootings in Kirkwood, Missouri. Words alone cannot speak to the tremendous sense of grief that has been visited on so many. The thoughts and prayers of this Board and the entire MSD organization are with the families of those who were lost and with the entire Kirkwood community.
At this time, I ask that we observe a moment of silence for those that were lost, and the friends and families they leave behind.

At municipal government meetings, debate can easily become heated and emotions may flare. Fortunately, pointed dialogue between differing parties is the worst that usually happens. Last week’s events serve as a poignant reminder of the other possibilities that do exist.

MSD strives to create an environment in which the public can easily interact with District staff. While the question of safety and security is not one that often comes up, it is a strong consideration in creating that environment. Given what we have all recently witnessed, MSD will be conducting a review of its security procedures, particularly those that are in place for public meetings.

You will notice that the room is setup differently for tonight’s Board meeting. While this may or may not be the setup we decide upon for future meetings, it is incumbent upon MSD to ensure that the most prudent security measures are in place. Accordingly, we will be working to determine a setup that ensures the security of all meeting participants, yet also ensures that open dialogue and public participation are able to continue unhindered. As we undertake these important steps at this and future meetings, we ask for your patience and understanding.

Ms. Doris Ewing from the pension investment consulting firm of New England Pension Consultants addressed the Board and noted that since the sub-prime issue started in August 2007, many of the financial markets were in negative territory. This is particularly true for the equity in the international markets. The emerging markets and government bonds are in positive territory. She noted that U.S. Treasury securities were the best performing class for the period. She continued by explaining that despite the negative news, the MSD portfolio weathered the downturn quite nicely. The MSD portfolio, which was valued at approximately $191M, had an investment return that was in the top 3% of returns for public pension plans nationwide. The success was largely attributed to MSD’s lower equity exposure at 44% and the performance of the alternative strategy managers. She did note that in the more distant future, the equity markets will need to rebound and the District will need to consider new strategies to achieve continued good performance. Mr. Goffstein asked what the District did right. Ms. Ewing responded that the alternative strategies and the lower equity exposure contributed to the success of the plan this year.

Ms. Joyce-Hayes reported that the Program Management Committee met on January 30, 2008 at 11:30 a.m. The meeting was attended by trustees Rosenberg and Joyce-Hayes.

The minutes of the December 28, 2007 meeting were approved.
Staff then presented and discussed the agenda items to be introduced tonight. There was a detailed discussion regarding the following items:

Item 21 – Purdue and Canton – Because of a stormwater project previously completed by the City of Pagedale, the cost of this project was reduced.

Items 27 through 29 – These three resolutions will allow staff to enter into the option year for three General Service Agreement contracts used to support the in-house design staff.

Staff briefly reviewed the status of the collapsed storm sewer repair in Ferguson. Assuming timely completion of work being performed by the owner, work should be completed by mid-February.

The Committee asked that at the next meeting staff discuss the status of UR-03, Phase II private stormwater disconnect project, in University City.

Finally, staff indicated they would make a recommendation on the future of the North County service site and the early hours for the Market Street permit/payment window. Staff will discuss this issue at the next meeting also.

The meeting was adjourned at 12:05 p.m.

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Mr. Rosenberg reported that the Finance Committee met on Tuesday, February 12, 2008 at 7:30 am. In attendance were Trustees Buford, Harshman, and Rosenberg.

Vicki Taylor Edwards asked the committees consideration of renewing the contract for the final option year and extending the District’s Insurance Broker contract an additional six months to get the District through the July 2009 Insurance Renewals. The Committee agreed with recommendation and that an Ordinance could be brought to the full board for consideration in March to extend this contract.

Jan Zimmerman reviewed the District’s ARC Report for December 2007. There was a reduction in outstanding receivables of $44,462 and a total reduction of $388,921 YTD. This report was reviewed and accepted into the record by the Committee. Ms. Zimmerman then reviewed the District’s Financial Position as of December 2007 with total Assets of $2.6 billion and forecast of Expenses of $124.8 million for FY08 in line with projections. Ms. Zimmerman reviewed the collection activities of the District and indicated that Actual Collections through December 2007 are $9.1 million with a projected amount for FY08 at $18.3 million. Ms. Zimmerman also updated the Committee that receivables greater than 30 days as of December 31, 2007 were $22.8 million, as compared to $22.3 million on December 31, 2006. The Committee then discussed the Low Income Program and the participation levels of this program.

Mr. Tyminski discussed the performance of the Employees’ Pension Plan investments through December 31, 2007 indicating that the Total un-audited assets were at $191.5 million with an estimated return for the year of 11.2% which exceeds the benchmark return by 3.7%. Mr. Tyminski gave the Committee an Economic Recap of the FY2007 and how the Districts Fund’s Allocation to Equities at 47% as compared to median Public Fund’s allocation to equities of 59%. Mr. Tyminski discussed the relative performance of the fund
managers. The manager Ark that underperformed its benchmark by 20 basis points was replaced by Kennedy Capital which allocated $7.5 million Assets to manage. Mr. Tyminski highlighted the Economic issues that could affect the performance in 2008, the Pension Investment Agenda for the Finance Committee and the Sub-Committee, and indicated that Ms. Doris Ewing of NEPC would be presenting to the Quarterly Pension report.

Mr. Tyminski then presented Financing Issues for 2008 to the Committee and indicated that the District was looking at participation in the SRF for the spring or fall pool to utilize the remaining $40 million authorized from 2004 election. This could help supplement the Lemay/Coldwater projects needs. He also reviewed the Sub Prime impact on State and Guaranteed Investment Contracts Investments. The arbitrage and spend down from the bond issue and the impact of taxes to MSD if the spend down time line is not met was presented to the Committee.

Mr. Theerman updated the Committee on the status of the rate hearings and indicated that the Rate Commission would be accepting testimony from staff next week.

Ms. Zimmerman asked the committee for additional appropriation of $50,000 for Black & Veatch contract for rate commission support and testimony in the coming weeks. The committee agreed that this should go forward to the full Board for consideration.

The meeting adjourned at 8:43 am.

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Mr. Goffstein reported that the Audit Committee met on February 14, 2008 at 4:00 p.m. The meeting was attended by Board Trustees, John Goffstein, Dee Joyce-Hayes, and Charles Karam.

Mr. Tyminski discussed the status of the Internal Audit Budget for FY2008. Mr. Rhodes discussed the RFP process for Internal Audit Services for the District for the next three years. The audit services will include the following three areas: General Auditing, Engineering/ Construction Audits and E. S. Retooling Implementation Process. In addition, Mr. Rhodes noted that the contract for Alertline services for the District has been awarded to Lighthouse Services for the next three years.

The RFP for Internal Audit Services will be released February 19, 2008 and the evaluation team will summarize the Proposals and forward the critical data to the Board by March 20, 2008. The final decision to select a firm will be made by the Board on April 18, 2008. Board introduction will be in May and adoption will follow in June 2008.

Mr. Karam suggested that MSD review the District’s website to ensure the website contains current and valid data which can be retrieved in the most efficient manner.

The Audit Committee went into closed session to discuss Audit related personnel matters.

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Ms. Harshman reported that the Stakeholder’s Committee met on January 17, 2008 at 7:30 a.m. at the District’s headquarters. In attendance were Trustees Harshman, Rosenberg, Buford and staff.

The first item was a discussion regarding the District’s rate proposal. Mr. Theerman presented the Committee with a proposed rate increase structure which had been introduced to a group of stakeholders representing St. Louis City and County prior to being sent to the Rate Commission. The District will propose a $275M bonding capacity over a seven-year period. Once the Rate Commission receives the proposal, they will deliberate and present a completed report to the Board of Trustees by May 1, 2008. Mr. Theerman went on to explain that this date will allow the District to meet the deadline for filing on the August ballot.

Staff then discussed the Charter Change Advisory Committee and provided a preliminary list of potential individuals the District is considering for this committee. There was discussion to limit the number of individuals to seven with varying backgrounds. It was determined that staff will further review the list and bring it back to the Stakeholder’s Committee for further review.

Next, Lance LeComb, Public Affairs Specialist, provided the Committee with an update on Long-Term Control Plan (LTCP) public participation efforts. He informed us that a Stakeholder Advisory Committee (SAC) is being formed to help guide the public participation process. Mr. LeComb will make a short presentation at the end of my report on this matter.

Mr. Hayman brought forth discussion regarding the MSD Legislative Day in Jefferson City on February 19, 2008. Consistent with past years, staff and Trustees will hold a series of meetings to discuss the District’s State Legislative Priorities with legislators.

There being no further business, motion to adjourn was made by Mr. Rosenberg, seconded by Mr. Buford. The meeting adjourned at 8:02 a.m.

As noted earlier in this report, Public Affairs Specialist, Lance LeComb will now make a presentation regarding the Long-Term Control Plan (LTCP).

**See presentation attached below**

Mr. Goffstein asked if any labor groups were on the LTCP committee. Mr. LeComb responded that many of the labor groups serve on the Rate Commission and the District wanted to achieve a segregation of sectors because the Rate Commission would ultimately see the results of this process.

Mr. Rosenberg asked if this was needed for the EPA lawsuit. Mr. Theerman responded that EPA requires a long term control plan and the community would gain by this process.

Mr. Karam questioned what Jacobs’ role is in this process. Mr. Theerman responded that they augment the District’s staff.
Mr. Theerman reported that on January 22, the District held its annual meeting with consultants on the coming years’ anticipated capital improvement program. This event was held at the Engineers Club allowed our staff to present information about how consultants can become pre-qualified and participate in our program. The event started at 3pm and lasted approximately 2 hours with a networking event immediately following.

On Wednesday, January 9, the District’s Rate Commission met to hear the present status of wastewater and stormwater rate changes and the events that have led us to return to the Commission with an alternative rate change proposal later in the month. David Rosenberg and myself as well and Jan Zimmerman, Karl Tyminski and Randy Hayman provided information on the wide variety of public input that lead to the implementation of only the first increases for wastewater and stormwater. There was a general discussion about what form the alternative rate change proposal might take however no specific proposal was provided at that time.

The Commission also considered potential changes to their procedural rules and voted to maintain the same officers as have been in place over the past two years.

There was another Rate Commission meeting scheduled for January 18th where the staff anticipated delivering a rate change proposal for Commission consideration. This proposal provides for voter determination in the use of debt financing to help reduce the increase in wastewater rates over the period between fiscal 2008 and 2012. It also proposes a more gradual escalation of stormwater rates in the next few years. The proposal will not affect the rates put in place by the Board this past December. Both pertain to rate changes that would be required in later years.

Mr. Sullivan addressed the Board and questioned if the meetings of the LTCP group should not be posted. Mr. Rosenberg responded that the District would look into it. Mr. Sullivan commented about the costs for the flow metering project and indicated that these monies would be better served with construction projects. He noted that the landscaping costs for the Lower Meramec Plant add an additional cost to a plant that he believes is already over budget. Mr. Sullivan felt that the rate process was a sham and questioned what the term ERP stood for. Mr. Tyminski and Ms. Mohn responded that this stood for Enterprise System Retooling project, which is a complete reengineering of the District’s computer system.

CONSENT AGENDA

ADOPTION OF PROPOSED ORD. NO. 104-08 (ORDINANCE NO. 12591) APPROPRIATING $290,000.00 FROM THE WELLSTON OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF STORM SEWERS IN THE FERGUSON AVENUE AND SALERNO COURT STORM IMPROVEMENT (2003139), IN THE CITY OF PAGEDALE, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH XL CONTRACTING, INC. FOR THE AFORESAID CONSTRUCTION.
ADOPTION OF PROPOSED ORD. NO. 105-08 (ORDINANCE NO. 12592) APPROPRIATING $1,600,000.00 FROM THE SANITARY REPLACEMENT FUND FOR THE PROCUREMENT OF FLOW METERING AND MONITORING EQUIPMENT ACQUISITION (2007235A), TO BE USED DISTRICT-WIDE.

ADOPTION OF PROPOSED ORD. 106-08 (ORDINANCE NO. 12593) APPROPRIATING $2,250,000 FROM THE SANITARY REPLACEMENT FUND FOR FLOW METERING AND MONITORING SERVICES FOR FLOW METERING AND MONITORING EQUIPMENT ACQUISITION (2007235B) AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 1 OF THE CONTRACT WITH ADS ENVIRONMENTAL SERVICES FOR THE AFORESAID FLOW METERING AND MONITORING SERVICES.

ADOPTION OF PROPOSED ORD. NO. 107-08 (ORDINANCE NO. 12594) MAKING A SUPPLEMENTAL APPROPRIATION OF $2,000,000.00 FROM THE IMPROVEMENT FUND FOR ADDITIONAL ENGINEERING SERVICES TO AUGMENT, ASSIST, AND FACILITATE VARIOUS PLANNING TASKS AND ACTIVITIES FOR AN EXPANDED STORMWATER CAPITAL PROGRAM IN STORMWATER FACILITY PLANNING (2005122); AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO AMENDMENT NO. 3 OF CONTRACT E-1173 WITH PARSONS WATER & INFRASTRUCTURE, INC. FOR THE AFORESAID ENGINEERING SERVICES.

Plan Approval

Greeley to Providence Storm Sewer (2005130)

This project, located in the city of Webster Groves on Greeley 300 feet east of Summit, is to design and construct 467 feet of 8 inch to 48 inch storm sewer and alleviate backyard flooding. This project is in the Fiscal Year 2006 Budget and the estimated construction cost is $85,000.

Pricewoods-Birnawoods Storm Sewer (2007145)

This project, located in Olivette, is to relieve rear yard flooding. This project is in the Fiscal Year 2008 Budget and the estimated construction cost is $42,000.

Spencer Avenue Storm Sewer (2006195)

This project is located East of Lindbergh Boulevard and South of Midland Boulevard, in the municipality of Overland, Missouri. This project is in the Fiscal Year 2008 Budget and the estimated construction cost is $190,000.

Purdue and Canton Storm Sewer (2005073)

This project, located in Pagedale, MO, is to alleviate street flooding of Canton Avenue and basement and backyard flooding of residential properties on the north side of Canton Avenue. This project is in the Fiscal Year 2008 Budget and the estimated construction cost is $60,000.
CSO – Interceptor & Outfall Modifications (Jefferson Barracks Outfall L-152 Replacement) (2003053C)

This project, located in Jefferson Barracks, Unincorporated St. Louis County, is to replace a damaged outfall pipe sewer. This project is in the Fiscal Year 2007 Budget and the estimated construction cost is $106,000.00.

Motion made by Mr. Buford, seconded by Mr. Rosenberg, that the Consent Agenda be adopted.

Motion passed – 6 ayes, no nays

Poll taken:  J. Goffstein  aye  D. Joyce-Hayes  aye
            D. Rosenberg  aye  C. Karam  aye
            E. Harshman  aye  J. Buford  aye

The Chair declared the Consent Agenda adopted and proposed Ord. Nos. 104-08, 105-08, 106-08, and 107-08, and were assigned Ordinance Nos. 12591, 12592, 12593, and 12594.

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UNFINISHED BUSINESS

Ordinances

None

Resolutions

None

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NEW BUSINESS

Ordinances

INTRODUCTION OF PROPOSED ORD. NO. 117-08 APPROPRIATING $5,150,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR PROJECT COSTS FOR THE REHABILITATION AND CONSTRUCTION OF SANITARY SEWERS IN CSO – INTERCEPTOR & OUTFALL MODIFICATIONS (LM-143, BP-003, BP-006, BP-019, BP-030, BP-037, BP-043) (2003053A), IN THE CITY OF ST. LOUIS, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH R.V. WAGNER, INC. FOR THE AFORESAID REHABILITATION AND CONSTRUCTION.
Proposed Ord. No. 117-08 was presented and read. The work to be done under this contract consists of the construction of seven (7) CSO outfall structures and rehabilitation of the associated sewers including appurtenances. The purpose of this project is to comply with Environmental Protection Agency requirements for control of combined sewer overflows. This project is scheduled to be completed in 740 days.

Motion made by Mr. Karam, seconded by Mr. Buford that proposed Ord. No.117-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken: J. Goffstein aye D. Joyce-Hayes aye
D. Rosenberg aye C. Karam aye
E. Harshman aye J. Buford aye

INTRODUCTION OF PROPOSED ORD. NO. 118-08 APPROPRIATING $145,000.00 FROM THE SANITARY REPLACEMENT FUND TO BE USED FOR SITE RESTORATION AND LANDSCAPING IMPROVEMENTS FOR THE LOWER MERAMEC WWTP SITE RESTORATION/LANDSCAPING IMPROVEMENTS (95066H), IN UNINCORPORATED ST. LOUIS COUNTY, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH GERSHENSON CONST. CO., INC. FOR THE CONSTRUCTION OF THE AFORESAID RESTORATION AND LANDSCAPING IMPROVEMENTS.

Proposed Ord. No. 118-08 was presented and read. The work to be done under this contract consists of restoration and landscaping for part of the completed Lower Meramec River WWTP site including trees in front of the administration building, around the parking lot and along Fine Road to comply with the St. Louis County Conditional Use Permit (CUP), an irrigation system for the landscaped area, and pervious pavement sidewalks between the process structures at the Meramec Treatment Plant including furnishing all labor, material, tools, equipment and supervision necessary to complete the work. This project is scheduled to be completed in 120 days.

Motion by Mr. Karam, seconded by Mr. Rosenberg that proposed Ord. No. 118-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken: J. Goffstein aye D. Joyce-Hayes aye
D. Rosenberg aye C. Karam aye
E. Harshman aye J. Buford aye

INTRODUCTION OF PROPOSED ORD. NO. 119-08 APPROPRIATING $57,000.00 FROM THE OPERATION, MAINTENANCE AND CONSTRUCTION IMPROVEMENT FUND OF UNIVERSITY CITY TO BE USED FOR PROJECT COSTS FOR THE CONSTRUCTION OF PURDUE AND CANTON STORM SEWER (2005073), IN THE CITY OF PAGEDALE, MISSOURI; AND AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH RST CONTRACTING LLC FOR THE AFORESAID CONSTRUCTION.
Proposed Ord. No. 119-08 was presented and read. The work to be done under this contract consists of the construction of approximately 204 lineal feet of pipe sewers varying in size from 12-inches to 18-inches in diameter and appurtenances. The purpose of this project is to alleviate street, basement, and backyard flooding of properties on Purdue Ave. and Canton Ave. This project is scheduled to be completed in 60 days.

Motion by Mr. Buford, seconded by Mr. Karam that proposed Ord. No. 119-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:  J. Goffstein  aye  D. Joyce-Hayes  aye
             D. Rosenberg  aye  C. Karam  aye
             E. Harshman  aye  J. Buford  aye

INTRODUCTION OF PROPOSED ORD. NO. 120-08 AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH THE UNITED STATES GEOLOGICAL SURVEY (USGS) WHEREBY THE UNITED STATES GEOLOGICAL SURVEY WILL PROVIDE THE DISTRICT WITH BI-ANNUAL DIGITAL AERIAL PHOTOGRAPHY AND ORTHO PHOTO COVERAGE OF THE CITY OF ST. LOUIS AND ST. LOUIS COUNTY, MISSOURI.

Proposed Ord. No. 120-08 was presented and read. The District regularly partners on a cost-sharing basis with other entities for the acquisition of Aerial Photography and the creation of Digital Ortho Photos for use in all of the District’s engineering applications. In previous years, this photography has been acquired through a MSD agreement with the St. Louis Corps of Engineers with contributions from MSD, USGS, and St. Louis County. However, this year the USGS will be acquiring the photography through their own contract and we will participate with them. The project participants and associated share of the costs will be: The Metropolitan St. Louis Sewer District for $60,000, the United States Geologic Survey for $55,847 and St. Louis County for $23,000. By working directly with the USGS to acquire this year’s photography, the District will realize a higher resolution product at little or no additional costs. All entities involved in this partnership will benefit due to the economy of scale available through the USGS for this year’s project. Without this partnership, the District would have to expend in excess of $150,000 to acquire the same product.

Motion by Mr. Rosenberg, seconded by Mr. Buford that proposed Ord. No. 120-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken:  J. Goffstein  aye  D. Joyce-Hayes  aye
             D. Rosenberg  aye  C. Karam  aye
             E. Harshman  aye  J. Buford  aye

INTRODUCTION OF PROPOSED ORD. NO. 121-08 DECLARING THE NECESSITY FOR THE ACQUISITION OF EASEMENTS AND LICENSES IN CERTAIN REAL PROPERTY WITHIN THE METROPOLITAN ST. LOUIS SEWER DISTRICT FOR THE PURPOSE OF CONSTRUCTION OF SEWERS AND RELATED APPURtenances IN THE PROJECT
Proposed Ord. No. 121-08 was presented and read. This ordinance authorizes the staff to enter into condemnation proceedings for a permanent sewer easement and temporary construction license on one (1) parcel of ground in St. Louis County, Missouri. This easement and license are needed to construct this project, which consists of approximately 3,400 feet of 90-inch diameter sanitary relief sewer. This project will alleviate excessive infiltration causing overloaded sanitary sewers and sanitary sewer overflows. This easement and license have been appraised. Currently, the District has been unable to negotiate a settlement with the owner. This project is not scheduled to begin construction this fiscal year.

Motion by Ms. Joyce-Hayes, seconded by Mr. Rosenberg that proposed Ord. No. 121-08 be introduced.

Motion passed – 6 ayes, no nays

Poll taken: J. Goffstein aye D. Joyce-Hayes aye
D. Rosenberg aye C. Karam aye
E. Harshman aye J. Buford aye

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 122-08 AUTHORIZING THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO MODIFY THE AGREEMENT EXECUTED ON JULY 1, 2006 BETWEEN THE DISTRICT AND BLACK & VEATCH CORPORATION WHEREBY BLACK & VEATCH CORPORATION WILL INCLUDE DISTRICT RATE MODEL SUPPORT AND MODELING SUPPORT IN ADDITION TO PROVIDING SUPPORT AND REVIEW FOR THE DISTRICT'S RATE MODEL TO ACCOMMODATE THE PREPARATION OF A LONG-TERM FUNDING PLAN FOR USE IN UPCOMING DUE DILIGENCE DISCUSSIONS WITH BOND RATING AGENCIES, AND FOR FUTURE ANTICIPATED RATE COMMISSION PROCEEDINGS.

Proposed Ord. No. 122-08 was presented and read. Black & Veatch (B&V) is the developer of the comprehensive Rate model software used by the District to develop it Rate Strategies and Rate Change Submittals. This software is highly customized for District use and support by any other vendor is unavailable. B & V would be used to provide expert testimony for the District during anticipated Rate Commission Deliberations.

Motion by Mr. Buford, seconded by Ms. Joyce-Hayes that proposed Ord. No. 122-08 be introduced.

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 122-08.

Motion made by Mr. Rosenberg, seconded by Ms. Harshman that proposed Ord. No. 122-08 be adopted.

Motion passed – 6 ayes, no nays
Poll taken: J. Goffstein  aye  D. Joyce-Hayes  aye  
D. Rosenberg  aye  C. Karam  aye  
E. Harshman  aye  J. Buford  aye  

The Chair declared proposed Ord. No. 122-08 adopted and it was assigned Ordinance No. 12595.


Proposed Ord. No. 123-08 was presented and read. Section 8.070 of the District Charter requires that the salary of the Secretary-Treasurer be set by ordinance. This ordinance increases the salary for the position of Secretary-Treasurer to $141,993.00.

Motion by Mr. Rosenberg, seconded by Ms. Joyce-Hayes that proposed Ord. No. 123-08 be introduced.

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 123-08.

Motion made by Ms. Joyce-Hayes, seconded by Ms. Harshman that proposed Ord. No. 123-08 be adopted.

Motion passed – 6 ayes, no nays

Poll taken: J. Goffstein  aye  D. Joyce-Hayes  aye  
D. Rosenberg  aye  C. Karam  aye  
E. Harshman  aye  J. Buford  aye  

The Chair declared proposed Ord. No. 123-08 adopted and it was assigned Ordinance No. 12596.

INTRODUCTION AND ADOPTION OF PROPOSED ORD. NO. 124-08 VACATING A VARIABLE WIDTH EASEMENT LOCATED IN LOT A OF CENTRAL PLAZA BOUNDARY ADJUSTMENT PLAT ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 355, PAGE 54 OF THE ST. LOUIS RECORDS, IN ST. LOUIS COUNTY, MISSOURI.

Proposed Ord. No. 124-08 was presented and read. The District has been requested to vacate its rights to a variable width easement. The property owner has relocated District facilities in the existing easement into other existing easements at no cost to the District. The District has no future use for the existing easement. This is a commercial development.

Motion by Mr. Rosenberg, seconded by Mr. Karam that proposed Ord. No. 124-08 be introduced.

Motion made, seconded and unanimously adopted to suspend the rules to allow for adoption of proposed Ord. No. 124-08.

Motion made by Mr. Buford, seconded by Mr. Rosenberg that proposed Ord. No. 124-08 be adopted.
Motion passed – 6 ayes, no nays

Poll taken: J. Goffstein  aye  D. Joyce-Hayes  aye
D. Rosenberg  aye  C. Karam  aye
E. Harshman  aye  J. Buford  aye

The Chair declared proposed Ord. No. 124-08 adopted and it was assigned Ordinance No. 12597.

Resolutions

ADOPTION OF RESOLUTION NO. 2764 ORDINANCE NO. 12316, ADOPTED OCTOBER 11, 2006, AUTHORIZED THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH REITZ & JENS, INC. WHEREBY REITZ & JENS, INC. WOULD PROVIDE GENERAL ENGINEERING SERVICES PURSUANT TO THE GENERAL SERVICES AGREEMENT – SEWER AND CHANNEL DESIGN (E – 1198 – 1 & 2007036).

Resolution No. 2764 was presented and read. This resolution authorizes the District to enter into Amendment No. 1 with Reitz & Jens Inc. for the design of various projects in the CIP and the Operations budgets. This project consists of the design of small sanitary, combined, and storm sewer projects as needed throughout the District. Projects will be issued by letter agreement per individual scopes of services. Reitz & Jens was previously chosen as lead consultant through the regular consultant review and selection process. This project has staff recommendation of Reitz & Jens to continue as lead Design Consultant for all projects under this General Services Agreement. This contract amendment for $150,000 is included in the FY2008 Engineering Department’s Operating Budget and results in a final contract amount of $300,000. This will be the only amendment for this contract. This project will be competitively selected in FY2009.

Motion made by Mr. Karam, seconded by Mr. Rosenberg that Resolution No. 2764 be adopted.

Motion passed – voice vote; 6 ayes, no nays


Resolution No. 2765 was presented and read. This resolution authorizes the District to enter into Amendment No. 1 with Fuller, Mossbarger, Scott & May Engineers Inc. for geotechnical services associated with the design of sanitary, combined, storm sewer, and treatment plant projects as needed throughout the District. Services provided include rock and soil analysis, testing, recommendations, and evaluation of foundations, slopes, and bedding for projects to be completed either in-house or by design consultants. Projects will be issued by letter agreement per individual scopes of services. Fuller, Mossbarger, Scott & May was previously chosen as lead consultant through the regular consultant review and selection
process. This project has staff recommendation of Fuller, Mossbarger, Scott & May to continue as lead Geotechnical Consultant for all projects under this General Services Agreement. This contract amendment for $55,000 is included in the FY2008 Engineering Department’s Operating Budget for a total maximum contract of $110,000.00. This will be the only amendment for this contract. This project will be competitively selected in FY2009.

Motion made by Mr. Karam, seconded by Mr. Rosenberg that Resolution No. 2765 be adopted.

Motion passed – voice vote; 6 ayes, no nays

ADOPTION OF RESOLUTION NO. 2766 ORDINANCE NO. 12321, ADOPTED OCTOBER 12, 2006, AUTHORIZED THE EXECUTIVE DIRECTOR AND SECRETARY-TREASURER ON BEHALF OF THE METROPOLITAN ST. LOUIS SEWER DISTRICT TO ENTER INTO A CONTRACT WITH REITZ & JENS, INC. WHEREBY REITZ & JENS, INC. WOULD PROVIDE GENERAL GEOTECHNICAL SERVICES PURSUANT TO THE GENERAL SERVICES AGREEMENT – GEOTECHNICAL SERVICES (E – 1203 – 1 & 2007042).

Resolution No. 2766 was presented and read. This resolution authorizes the District to enter into Amendment No. 1 with Reitz & Jens Inc. for geotechnical services associated with the design of sanitary, combined, storm sewer, and treatment plant projects as needed throughout the District. Services provided include rock and soil analysis, testing, recommendations, and evaluation of foundations, slopes, and bedding for projects to be completed either in-house or by design consultants. Projects will be issued by letter agreement per individual scopes of services. Reitz & Jens was previously chosen as lead consultant through the regular consultant review and selection process. This project has staff recommendation of Reitz & Jens to continue as lead Geotechnical Consultant for all projects under this General Services Agreement. This contract amendment for $45,000 is included in the FY2008 Engineering Department’s Operating Budget for a total maximum contract of $90,000. This will be the only amendment for this contract. This project will be competitively selected in FY2009.

Motion made by Mr. Karam, seconded by Mr. Rosenberg that Resolution No. 2766 be adopted.

Motion passed – voice vote; 6 ayes, no nays

ADOPTION OF RESOLUTION NO. 2756 EXPRESSING THE BOARD OF TRUSTEES’ APPRECIATION TO RICHARD A. BIERMANN FOR HIS 18 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM JANUARY 29, 1990 TO HIS RETIREMENT EFFECTIVE FEBRUARY 1, 2008.

Resolution No. 2756 was presented and read.

ADOPTION OF RESOLUTION NO. 2757 EXPRESSING THE BOARD OF TRUSTEES’ APPRECIATION TO JOHN J. PELUSO FOR HIS 37 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM FEBRUARY 1, 1971 TO HIS RETIREMENT EFFECTIVE FEBRUARY 1, 2008.

Resolution No. 2757 was presented and read.
ADOPTION OF RESOLUTION NO. 2758 EXPRESSING THE BOARD OF TRUSTEES’ APPRECIATION TO LEWIS R. TINKER FOR HIS 22 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM JUNE 3, 1985 TO HIS RETIREMENT EFFECTIVE FEBRUARY 1, 2008.

Resolution No. 2758 was presented and read.

ADOPTION OF RESOLUTION NO. 2759 EXPRESSING THE BOARD OF TRUSTEES’ APPRECIATION TO LARRY E. ROHLFING FOR HIS 29 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM MAY 22, 1978 TO HIS RETIREMENT EFFECTIVE FEBRUARY 1, 2008.

Resolution No. 2759 was presented and read.

ADOPTION OF RESOLUTION NO. 2760 EXPRESSING THE BOARD OF TRUSTEES’ APPRECIATION TO PAUL A. PARKER FOR HIS 22 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM OCTOBER 28, 1985 TO HIS RETIREMENT EFFECTIVE FEBRUARY 1, 2008.

Resolution No. 2760 was presented and read.

ADOPTION OF RESOLUTION NO. 2761 EXPRESSING THE BOARD OF TRUSTEES’ APPRECIATION TO DANIEL J. PATTERSON FOR HIS 34 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM JULY 23, 1973 TO HIS RETIREMENT EFFECTIVE FEBRUARY 1, 2008.

Resolution No. 2761 was presented and read.

ADOPTION OF RESOLUTION NO. 2762 EXPRESSING THE BOARD OF TRUSTEES’ APPRECIATION TO ROBERT P. NOONAN FOR HIS 30 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM JANUARY 3, 1978 TO HIS RETIREMENT EFFECTIVE FEBRUARY 1, 2008.

Resolution No. 2762 was presented and read.

ADOPTION OF RESOLUTION NO. 2763 EXPRESSING THE BOARD OF TRUSTEES’ APPRECIATION TO JOAN E. PRESTON FOR HER 27 YEARS OF EXEMPLARY SERVICE TO THE METROPOLITAN ST. LOUIS SEWER DISTRICT FROM NOVEMBER 14, 1980 TO HER RETIREMENT EFFECTIVE FEBRUARY 1, 2008.

Resolution No. 2763 was presented and read.

Motion made by Mr. Buford, seconded by Mr. Karam that Resolution Nos. 2756, 2757, 2758, 2759, 2760, 2761, 2762, and 2763 be adopted.
Upon motion made Mr. Karam, seconded by Mr. Goffstein, and unanimously passed, the meeting adjourned at 5:55 p.m.

Secretary-Treasurer
Long Term Control Plan
Public Participation

February 14, 2008
Long Term Control Plan (LTCP)

• Regulator required blueprint for Combined Sewer Overflows (CSOs)
• Federal regulations require formal public participation
• Goals of public participation:
  – Educate public about CSOs and impacts;
  – Foster dialogue on control level options;
  – Determine what level of control is appropriate for our St. Louis community.
Public Participation Efforts To Date

• September to October 2007
  – Align efforts w/technical work
  – Update public participation plan schedule

• November 2007 to January 2008
  – Identify key stakeholders and gather input
  – Create Stakeholder Advisory Committee
Stakeholder Advisory Committee (SAC)

• Purpose:
  – Offer feedback and guidance on public participation process;
  – Expand contact with key individuals and groups;
  – Add independent third party support to public participation process and its findings;
SAC Members

- St. Louis University
- St. Louis Regional Business Council
- Barnes Jewish Hospital
- St. Louis City Board of Public Service
- Civic Progress
- ACORN
- East-West Gateway
- Stream Teach
- St. Louis County Government
- River Des Peres Watershed Coalition
- Area Resources for Community and Health Services (ARCHS)
Going Forward

• 200+ public engagements anticipated
• Regular reports to Stakeholder Relations Committee & Board of Trustees
• Conclude in 2009
Questions