

EASTOVER SANITARY DISTRICT
MINUTES
BOARD METING, FEBRUARY 23, 2010

Chairman, Morgan Johnson called the meeting to order at 7:05 p.m. and Marilyn Johnson opened the meeting with prayer.

Present: Morgan Johnson, Helen Crumpler, John Jackson, Kevin Lindsay, Adam Riggsbee, Kim Nazarchyk, and Marilyn Johnson.

There were no speakers at the public forum.

- I. Approval of Agenda
Morgan made a motion to approve the Agenda, Helen seconded.
- II. Consent Agenda consisting of January 26, 2010 Minutes and Special Board of February 17, 2010 and Financial Statements of January 31, 2010 were approved.
Helen moved, Morgan seconded.
- III. Confirmation of invoices paid:
 - A. The Yarborough Law Firm, invoice dated February 12, 2010 in the amount of \$972.00;
 - B. Pilanet, LLC, invoice dated February 5, 2010 in the amount of \$534.95;
 - C. PWC, invoice dated February 3, 2010 in the amount of \$800.00; and
 - D. Hobbs Upchurch, invoice dated December 22, 2009 in the amount of \$10,000.00; invoice dated December 22, 2009 in the amount of \$465.00; and invoice dated January 15, 2010 in the amount of \$10,949.20.

Helen made a motion to confirm the invoices for payment, Morgan seconded.

- IV. There was no presentation of new invoices for payment.
- V. ESD II Water System:

Morgan stated that he had met with LGC (Local Government Commission) and Bonding Attorney on February 3, 2010. He said that since then he had received a proposed Agenda from Diane Kelly of what would take place until the contracts were signed. He also stated that everything seemed to be on time and according to schedule. If everything goes as planned, the Bond Anticipation Note should be signed on March 18, 2010.

Helen made a motion to authorize the Chairman, Morgan Johnson to sign a formal Award of Bids to T. A. Loving, McArthur Construction Co. for two contracts and Caldwell Tanks, and if it is determined that a Resolution should be signed, after approval of counsel, the Chairman is authorized to sign the Resolution. Morgan seconded.

Morgan made a motion that we approve the payment of additional \$41,300.00 that ESD has paid on the project up front for a total of \$177,800.00. Helen seconded.

The total project cost is \$8,152,500.00. Morgan made a motion to accept this as a total cost of the project for purposes of grants and loans. Helen seconded.

Morgan read the Resolution supporting an application to the North Carolina Local Government Commission for its approval of District revenue bonds for expansion of water services. Morgan made a motion to accept the Resolution, No. 2010-4, Helen seconded.

Morgan stated that a Ground Breaking Ceremony will be held on March 30, 2010 at 11:00 a.m. at the corner of Murphy Road and Baywood Road at the Baywood Pentecostal Church Pavilion. The Pastor of the Church has agreed to do the Invocation and Benediction at the Ceremony. He also stated that Judy McLaurin has agreed to provide the invitations for the ceremony.

VI. Sewer Phases II and III - Engineer update

Kevin stated that the Phase II environmental report is being assembled and PER/ER should be going back at the end of the week. Kevin also stated that he wanted to look over the cost of Phase III again and PER/ER should be ready for submittal by the end of the week.

VII. Ethics Training

Morgan wanted to make sure Helen and Liz received or knew about a letter from Cumberland County Board of Commissioners concerning ethics training opportunities as provided by UNC School of Government. He stated that the county has elected to sponsor the webinar offered on March 25th from 4:00 to 6:00 p.m. and pay the \$95.00 fee so all Cumberland County elected officials may take advantage of the training. The training will be held at the Crown Coliseum in their Hospitality Room

VIII. Election of Board Members

Morgan stated that he needed for Helen and Liz to provide a letter from Board of Elections stating that they had indeed been elected. He said he would like to have a copy for his files.

IX. ESD/Engineer Contract for ESD II Water System

Morgan said that he had signed the modification contract and had given the contract to Adam to take to Hobbs Upchurch. Kevin stated that the contract had been signed and sent to USDA for approval.

X. Delinquent accounts: Update by John Jackson

John stated that they had a court date of March 15th. He said that there were several accounts that were still in question, but they will continue working on them. Morgan stated he would like to find out how much the Rowe family owed ESD and pursue collection on these accounts.

With no further business, Morgan made a motion to recess and reconvene at the Eastover Town Hall on March 11, at 11:00 a.m. to pass Resolution approving bonds and also BAN (Bond Anticipation Note), confirming what LGC has approved. Helen seconded.

Respectfully submitted,

Helen Crumpler, Secretary

Morgan Johnson, Chairman