

MINUTES
NORTHEAST OHIO REGIONAL SEWER DISTRICT
BOARD OF TRUSTEES MEETING
April 4, 2019

A Regular Meeting of the Board of Trustees of the Northeast Ohio Regional Sewer District was called to order at 12:34 p.m. by Ronald Sulik.

I. Roll Call

PRESENT: R. Sulik
R. Stefanik
T. DeGeeter
J. Ciaccia
J. Bacci

Absent: D. Brown
S. Dumas

The Secretary informed the Vice President that a quorum was in attendance.

II. Approval of Minutes

MOTION – Mayor Bacci moved and Mayor Stefanik seconded to approve the Minutes of the March 21, 2019, Board Meeting. Without objection, the motion carried unanimously.

III. Public Session

There were no items.

IV. Chief Executive Officer's Report

James Bunsey, Chief Operating Officer, was acting in Chief Executive Officer Kyle Dreyfuss-Wells' absence. Mr. Bunsey indicated that there were no items to report and that CEO Dreyfuss-Wells would provide her report at the next meeting.

V. Action Items

Authorization to Advertise

Resolution No. 83-19

Authorization to publish notice calling for bids, in accordance with Ohio Revised Code Chapter 6119, for the West 3rd Quigley/Westerly Miscellaneous CSO Control project with an anticipated expenditure of \$10,900,000.00.

MOTION – Mr. Ciaccia moved and Mayor Bacci seconded to adopt Resolution No. 83-19. After the following discussion, without objection, the motion carried unanimously.

Mr. Sulik requested further explanation regarding Resolution No. 83-19. Alison Schreiber, the Project Manager for the project, presented an overview of the project, primarily addressing Control Measures 14 and 20 of the Combined Sewer Overflow (CSO) Consent Decree. The three main components of the project are called the Seymour Avenue Relief Sewer, the Castle Avenue Relief Sewer and the West 3rd Street Sewer Separation Project. Ms. Schreiber noted that there will also be miscellaneous modifications, including a vent structure and several regulator modifications on the Northwest and Westerly interceptors. Once the project is completed it will reduce overflows at CSO 087 and 089 from 6 and 37 events per year to 1 and 0 events per year. Additionally, CSO volume will be reduced from 7.8 to 0.03 million gallons and the miscellaneous improvements will alleviate surcharging in the Northwest and Westerly interceptors.

The Seymour Avenue Relief Sewer will pick up flow at Scranton Avenue and at West 25th Street and convey that flow over to the existing Walworth Run interceptor on West 30th Street. Ms. Schreiber explained that 1,500 linear feet of sewer will be constructed primarily through trenchless construction methods to address some technical issues and reduce community impact. As an additional means of reducing impact, rather than excavating on the very busy West 25th Street to tie into the existing sewer, a blind connection will be made to an existing manhole.

Moving on to the Castle Avenue Relief Sewer, 1,650 linear feet of sewer will convey flow from West 14th, West 12th and West 11th Streets to an existing sewer in Clark Field. The 1,650 linear feet of sewer will be constructed by both trenchless and open cut methods. On Castle Avenue trenchless excavation is required due to this being a narrow residential street and part of the street has brick pavement. Ms. Schreiber also noted that going from West 11th Street down into Clark Field trenchless construction is required so that work can proceed under the newly-constructed Towpath Trail. The District has been coordinating with the City of Cleveland's Tremont Playfield Project, transforming Clark Field into usable facilities again. The sewer and manholes were aligned to avoid interference with the future football, soccer, and baseball fields.

Finally, Ms. Schreiber explained the third main component of this project, the West 3rd Street Sewer Separation. In this project, 475 feet of sewer will be a new 8-inch lateral connected to an existing 12-inch sewer on the east side of West 3rd Street – this will allow the only source of sanitary flow from Midland Concrete & Steel to no longer enter the existing 24-inch sewer and that sewer can be converted to a storm sewer. Ms. Schreiber noted that regulators WRO1 and WRO2 can then be eliminated and stormwater treatment devices can be installed on what are currently the stormwater outlet pipes from that sewer.

Authorization to Enter into Contract

Resolution No. 84-19

Authorization to enter into a construction contract with C.D. Whitfield Company for the Westerly CSOTF Boiler Replacement project in an amount not-to-exceed \$332,154.60.

MOTION – Mayor Stefanik moved and Mayor Bacci seconded to adopt Resolution No. 84-19. Without objection, the motion carried unanimously.

Authorization of Contract Modification

Resolution No. 85-19

Authorization to modify Contract No. 17004458 with Edge IT Corp for the Oracle EBS Procure to Pay Functional Support project to extend the contract through April 30, 2020 and to increase the total contract amount by \$156,000.00, thereby bringing the total amount of the contract to \$379,200.00.

MOTION – Mr. Ciaccia moved and Mayor Bacci seconded to adopt Resolution No. 85-19. After the following discussion, without objection, the motion carried unanimously.

Mr. Sulik requested further explanation on Resolution No. 85-19. Mohan Kurup, Director of Information Technology, noted that in July 2017, the District recognized the need for support in this area and a full-time position was created. In the interim, the District hired a contractor. The contractor applied for the full-time position and at the end of the process he was determined to be the best candidate and was offered the position. The District moved to have the contractor's H1B Visa transferred to the District which is necessary for the candidate to become an employee. The H1B was denied in April 2018. In August 2018, the District reapplied for the transfer and it was denied again in November 2018. The reason stated for the denial was that a professor was not authorized to grant college credits (CEUs) – which is not accurate. Based on the denial reason not being accurate, the District appealed the finding in December 2018. The District has been informed that the appeal process can take up to a year. Mr. Kurup concluded by asking the Board to extend the contract for that period and noted that if the issue can be resolved in a shorter period of time, there is no obligation to stay in the contract. This is a cost neutral move for the District because the open position offsets the cost of extending the contract.

Mr. Ciaccia asked how the person is working now and if the visa would be enough to allow the contractor to continue to work with the District. Mr. Kurup indicated that it would, and noted that the existing H1B Visa is currently held by the company the contractor is employed by, which is Edge IT.

Sewer Use Code Matters

Resolution No. 86-19

Authorization to adopt the findings of the Hearing Officer with regard to the sanitary sewer account of Mr. William Plesec, Sewer District Hearing No. 19-007, that the customer's request be denied.

Resolution No. 87-19

Authorization to adopt the findings of the Hearing Officer with regard to the sanitary sewer account of Mr. Pratik Jhanb, Sewer District Case No 19-003, that the customer's request be denied.

MOTION – Mayor Stefanik moved and Mr. Ciaccia seconded to adopt Resolution Nos. 86-19 and 87-

19. Without objection, the motion carried unanimously.

Authorization to Assign

Resolution No. 88-19

Authorizing the assignment of the District's contract with Predictive Service, LLC, for Predictive Maintenance at Southerly Wastewater Treatment Plant, to Seam Group, LLC, effective January 1, 2019, with all current terms and conditions of the contract to remain unchanged.

Resolution No. 89-19

Authorizing the assignment of District Contract No. 18004197 with Sherman-Andrzejczyk Group, Inc., for appraisal and appraisal review services for property acquisition for District projects, to Sherman Valuation & Review, LLC, with all current terms and conditions of the agreement to remain unchanged.

MOTION – Mr. Ciaccia moved and Mayor Stefanik seconded to adopt Resolution Nos. 88-19 and 89-19. Without objection, the motion carried unanimously.

Authorization to Amend Resolution

Resolution No. 90-19

Authorization to amend Resolution No. 339-18, authorizing a collective bargaining agreement between Local 18-S, International Union of Operating Engineers, A, B & C, AFL-CIO and the District, to provide for a 2.75% wage increase in Year 3 (effective December 16, 2019).

Resolution No. 17a-19

Authorization to amend Resolution No. 17-19, authorizing a collective bargaining agreement between the Ohio Patrolman's Benevolent Association and the District, to provide for a 2.75% wage increase in Year 3 (effective July 1, 2020).

MOTION – Mayor Stefanik moved and Mayor Bacci seconded to adopt Resolution Nos. 90-19 and 17a-19. Without objection, the motion carried unanimously.

Property Related Transaction

Resolution No. 91-19

Authorizing the District to acquire one permanent stormwater easement and two

temporary easements located at 28849 Shaker Boulevard, in the City of Pepper Pike, owned by Diplomat Property Manager, LLC, and known as part of PPN 871-30-019, necessary for the construction and maintenance of the Pepper Creek Bank Stabilization project with total consideration of \$82,540.00.

Resolution No. 92-19

Authorizing the payment of relocation benefit in the form of reimbursement of incidental expenses associated with the District's permanent acquisition of the property located at 9863 Kingsbury Boulevard, in the City of Cleveland, and known as PPN 127-17-120, owned by Donald and Annie Nelson, necessary for the construction and maintenance of the Kingsbury Run Preliminary Engineering project with total consideration of \$5,178.22.

MOTION – Mr. Ciaccia moved and Mayor Bacci seconded to adopt Resolution Nos. 91-19 and 92-19. Without objection, the motion carried unanimously.

VI. Information Item

Frank Greenland, Director of Watershed Programs, stated that the District is obligated under the Federal Pretreatment Regulations to publish a list of any industries that are in significant noncompliance of those regulations. Typically, it is either a failure to report to the District, a failure to monitor for a certain pollutant or an exceedance of a local limit for a particular pollutant parameter.

VII. Public Session (any subject matter)

Mr. Epp Marsh, Jr. of 13824 St. Clair Avenue addressed the Board with his concern regarding his sewer bill. Mr. Marsh had some questions regarding his sewer bill and the charges on his account relating to rainwater that goes down the sewer. Mr. Marsh explained that he uses the rainwater for his garden but still receives a large bill, sometimes a \$500.00 bill. He questioned why he has to pay if the rain falls. Mr. Sulik explained that the District can look into the matter and asked Mr. Marsh to provide his address so that the bills can be reviewed to see if there is a problem. Mr. Marsh stated that there is no water service currently at the property and asked if there is a percentage of the water and sewer bill that does not get charged if it does not go down the drain. Mr. Sulik explained that there is a program that Mr. Marsh can look into for water that can be used to do irrigation in his yard and information will be provided to him. Eric Luckage, Chief Legal Officer, asked Mr. Marsh to provide his contact information to District staff after the meeting so that his issues can be investigated.

VIII. Executive Session

There were no items.

BOARD OF TRUSTEES


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IX. Adjournment

MOTION – Mr. Sulik stated business having been concluded, he would entertain a motion to adjourn. Mr. Bacci moved and Mr. Ciaccia seconded the motion to adjourn at 12:50 p.m. Without objection, the motion carried unanimously.



Timothy J. DeGeeter, Secretary
Board of Trustees
Northeast Ohio Regional Sewer District



Darnell Brown, President
Board of Trustees
Northeast Ohio Regional Sewer District