

MINUTES  
NORTHEAST OHIO REGIONAL SEWER DISTRICT  
BOARD OF TRUSTEES MEETING  
APRIL 7, 2016

Meeting of the Board of Trustees of the Northeast Ohio Regional Sewer District was called to order at 12:30 p.m. by Darnell Brown.

I. Roll Call

PRESENT: D. Brown  
R. Sulik  
W. O'Malley  
J. Bacci  
T. DeGeeter  
R. Stefanik

ABSENT: S. Dumas

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

II. Approval of Minutes

**MOTION** – Mayor Bacci moved and Mayor DeGeeter seconded to approve the minutes of the March 17, 2016, Board Meeting. Without objection, the motion carried unanimously.

III. Public Session

Chief Executive Officer (CEO) Ciaccia advised that no one signed up to speak about a specific agenda topic.

IV. Chief Executive Officer's Report

CEO Ciaccia began his report with the proposed schedule for rolling out the results of the rate study determinations for years 2017 through 2021. Yesterday, a presentation was made to senior staff and the study consultant regarding the outcomes of the rate analysis. They discussed some of the assumptions and goals from a financial standpoint. Staff is putting that information into a final draft report. The draft will be delivered to Chief Financial Officer (CFO) Jennifer Demmerle on April 11.

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The Board will receive the final draft on April 20 in advance of the Special Board Meeting scheduled for April 26 for a presentation only. No Board action will be recommended that day and staff is seeking Board input.

District staff is also scheduled to meet with Cleveland Mayor Frank Jackson on April 29 to review the report. CEO Ciaccia stated that District staff intends to meet with all the appointing authorities of the Board.

Subsequent meetings are scheduled with various media outlets, including Crain's on May 2, *The Plain Dealer* Editorial Board and the Suburban Council of Governments on May 3. The District will also conduct several road shows, including April 19 at Nordonia High School, May 25 at Tri-C West, Tri-C East on June 4 and Tri-C Metro on June 8.

The Board is expected to be presented with any further information and potential action during its meeting on June 16th.

CEO Ciaccia noted that a meeting has yet to be scheduled with Cuyahoga County Executive Armond Budish and the Akron Beacon Journal.

Moving to community cost-share stormwater agreements, CEO Ciaccia informed the Board that 33 member communities have signed such agreements and six more are in process -- including the City of Cleveland. There are 17 communities that have not yet taken action.

Concluding his report, CEO Ciaccia welcomed Eric Luckage, who is the new Chief Legal Officer & General Counsel.

### V. Action Items

#### Authorization to Advertise

Resolution No. 88-16

Advertise for Construction of the Superior Stones Canal Combined Sewer Overflow Improvements Project. Engineer's Opinion of Probable Construction Cost: \$22,000,000.00.

Resolution No. 89-16

Advertise for Construction of the Combined Sewer Overflow 236 Stormwater Outfall Relocation Project. Engineer's Opinion of Probable Construction Cost: \$800,000.00.

Resolution No. 90-16

Advertise for Substation Preventative Maintenance and Repair for All Plants and the Environmental

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and Maintenance Services Center. Anticipated Expenditure: \$975,000.00.

**MOTION** – Mayor Stefanik moved and Mr. Sulik seconded to adopt Resolution Nos. 88-16 through 90-16. After discussion and without objection, the motion carried unanimously.

Mr. Brown requested an elaboration regarding the Superior Stones Canal Project. James Bunsey, Director of Engineering & Construction, advised that this is a combination of two projects that help the District meet consent decree control measures 9, 10 and 11. Specifically, they are repairing and replacing the Superior Pump Station -- located near Heritage Park -- and the smaller Stones Levee along Stones Levee and West 3<sup>rd</sup> Street. The result of the project would reduce three combined sewer overflows (CSOs). The project relies heavily on separation upstream and putting in a fairly large retention basin for storage.

Mr. Brown asked for clarification regarding the term "separation." Mr. Bunsey explained that there is sewer separation upstream of regulators E-24 and E-28 to reduce the flows. The project will remove the flow from the CSO and result in a larger capacity pump station. He further stated that staff is in coordination with the Republican National Convention to make sure construction does not begin until August 1.

Authorization to Purchase

Resolution No. 91-16

Authorize the Annual Purchase of Desktop and Laptop Hardware from Dell Marketing, L.P. Through the State of Ohio Cooperative Purchasing Program. Cost: \$197,700.00.

**MOTION** – Mayor DeGeeter moved and Mayor Bacci seconded to adopt Resolution No. 91-16. After discussion and without objection, the motion carried unanimously.

Authorization to Enter Into Agreement

Resolution No. 92-16

Joint Funding Agreement with the U.S. Geological Survey, Department of the Interior for Installation and Operation of Rocky River Stream Gauges. Agreement Amount: \$338,000.00.

**MOTION** – Mayor Stefanik moved and Mr. Sulik seconded to adopt Resolution No. 92-16. After discussion and without objection, the motion carried unanimously.

Authorization to Assign Agreement

Resolution No. 93-16

Assign Agreement from Abt Environmental Research, Inc. to Abt Associates, Inc., Due to a Merger, for Professional Services Related to Planning and Conducting Focus Group Workshops for the Rate Study and Affordability Analysis.

**MOTION** – Mr. Sulik moved and Mr. O’Malley seconded to adopt Resolution No. 93-16. After discussion and without objection, the motion carried unanimously.

Authorization to Amend Resolution

Resolution No. 39a-16

Modify Resolution No. 39-16 to Provide Additional In-Kind Services to the Cuyahoga County Planning Commission’s Green Bulkhead Project. Cost: An Increase of \$5,670.00 in In-Kind Services, Bringing the Total In-Kind Services Amount Not-To-Exceed \$14,820.00.

**MOTION** – Mr. O’Malley moved and Mayor Bacci seconded to adopt Resolution No. 39a-16. After discussion and without objection, the motion carried unanimously.

Authorization of Contract Modification

Resolution No. 94-16

Transfer Contract No. 15004388 from AECOM to AECOM Technical Services, Inc., Due to a Name Change, for the Capital Improvement Program Services Assessments Project.

Resolution No. 95-16

Modify Contract Nos. 15003145 and 15002191 with Randstad Technologies, LP for the Oracle EBS Technical Support Project. Cost: An Increase of \$38,000.00 for Contract No. 15003145; An Increase of \$61,920.00 for Contract No. 15002191; and a Time Extension for Both Contracts Through July 29, 2016.

**MOTION** – Mayor Stefanik moved and Mayor DeGeeter seconded to adopt Resolution No. 94-16 through 95-16. After discussion and without objection, the motion carried unanimously.

Authorization to Ratify Expenditure

Resolution No. 96-16                      Ratify Expenditure to K.A. Steel Chemicals, Inc. for Sodium Hypochlorite Solution Used at the Easterly Wastewater Treatment Plant. Amount: \$4,087.57.

Resolution No. 97-16                      Ratify Expenditure to Robinson Pipe Services, Inc. for Industrial Cleaning Services Performed at the Southerly Wastewater Treatment Center. Amount: \$1,186.33.

**MOTION** – Mr. Sulik moved and Mayor Stefanik seconded to adopt Resolution No. 96-16 through 97-16. After discussion and without objection, the motion carried unanimously.

Authorization to Revise Memorandum of Understanding (MOU)

Resolution No. 98-16                      Revise MOU with the Southwest Emergency Response Team to Incorporate the New Annual Membership Fee Schedule.

**MOTION** – Mr. O’Malley moved and Mayor Bacci seconded to adopt Resolution No. 98-16. After discussion and without objection, the motion carried unanimously.

Property-Related Transactions

Resolution No. 99-16                      Authorize a Temporary Easement Acquisition in the City of Cleveland Heights Necessary for Construction of the Fairmount Boulevard SSO Relief Sewer Project. Consideration: \$300.00.

Resolution No. 100-16                      Authorize the Appropriation of One Parcel in Fee Simple Necessary for the Construction of the East 140<sup>th</sup> Street Consolidation and Relief Sewer Project. Consideration: \$800.00.

Resolution No. 101-16                      Authorize One Fee Simple Acquisition in the City of Cleveland Necessary for Construction of the Union/Buckeye Green Infrastructure Project. Consideration: \$162,500.00.

**MOTION** – Mayor Bacci moved and Mayor Stefanik seconded to adopt Resolution Nos. 99-16

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through 101-16. After discussion and without objection, the motion carried unanimously.

Authorization to Enter Into Contract

Resolution No. 102-16

Two-Year Requirement Contract with Marra Services, Inc. for Maintenance Services for Bar Rack Sites. Contract Amount: \$186,120.00.

**MOTION** – Mr. Sulik moved and Mayor Stefanik seconded to adopt Resolution No. 102-16. After discussion and without objection, the motion carried unanimously.

Authorization of Contract Modification

Resolution No. 103-16

Modify Contract No. 15004682 Authorizing the District to Enter Into an Emergency Contract with Independence Excavating, Inc. for the Chevrolet Boulevard Detention Basin Project. Cost: An Increase in the Amount of \$936,705.50 Bringing the Total Contract Price to \$2,639,110.50.

**MOTION** – Mayor Bacci moved and Mr. Sulik seconded to adopt Resolution No. 103-16. After discussion and without objection, the motion carried unanimously.

Mr. Brown requested an explanation. CEO Ciaccia advised that there has been controversy over the ownership of the 72-inch sewer line on Ridge Road between Cuyahoga County and City of Brooklyn. The sewer is experiencing major failures.

The line is an intercommunity sewer that runs through Cleveland, taking a lot of flow from Cleveland through Brooklyn. Recently the District took over ownership of the line to make the proper emergency and long-term repairs and to end the dispute so there are no additional occurrences. There is an immediate emergency situation that needs a substantial fix.

Engineering staff received quotes from four contractors currently working on District jobs to perform the repairs and Independence Excavating was the lowest quote. The vendor also happens to be working on the Chevrolet Boulevard job. Staff is requesting approval of the low bid and to modify the Chevy Boulevard contract to add this project into the scope of their contract.

VI. Information Items

1. Industrial Pretreatment Program Legal Notice

CEO Ciaccia noted that the Board was given the notice that will be put out of those having issues with the Pretreatment Program.

VII. Open Session

There were no items.

VIII. Public Session (any subject matter)

No members of the public registered to speak during Public Session.

IX. Executive Session

There were no items.

X. Approval of Items from Executive Session


There were no items.

IX. Adjournment

**MOTION** – Mr. Brown stated business having been concluded, he would entertain a motion to adjourn. Mayor Bacci moved and Mayor DeGeeter seconded the motion to adjourn at 12:55 p.m. Without objection, the motion carried unanimously.



Walter O'Malley, Secretary  
Board of Trustees  
Northeast Ohio Regional Sewer District



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