

MINUTES
NORTHEAST OHIO REGIONAL SEWER DISTRICT
BOARD OF TRUSTEES MEETING
APRIL 17, 2008

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

I. Roll Call

PRESENT: D. Brown
G. Starr
T. Longo
R. Sulik
S. Kelly
D. DePiero

Mr. Liberatore was absent.

The Secretary informed the President a quorum was in attendance.

II. Approval of Minutes

MOTION – Ms. Kelly moved and Mayor Starr seconded that the Minutes of April 3, 2008, be approved.

III. Public Session (no one registered to speak at the public session)

IV. Executive Director's Report

Executive Director Ciaccia began his report by advising the Board that the amended By-Laws will be issued to the Board in draft form at the May 1, 2008 Board meeting. The Board will have an opportunity to review the By-Laws, the District's contingency policy as it relates to construction projects, allowances and emergency contracting policies. The District will hold a special work session with the Board on May 15, 2008 to address any comments and/or suggestions related to said policies.

Executive Director Ciaccia moved to the second report item regarding the District's Minority Business Enterprises (hereinafter "MBE") and Women Business Enterprises (hereinafter "WBE") subcontracting program. He advised the Board that the Ethics

BOARD OF TRUSTEES

Regular Meeting

April 17, 2008

Page 2 of 15

Committee and staff continue to move forward in revising the District's program. At the April 7th Ethics Committee meeting, Law Director Marlene Sundheimer presented information regarding the legalities of the District's current MBE/WBE program. It is evident that the District will need to conduct a disparity study in order to support the District's current MBE/WBE subcontracting program, and to help frame a future program.

During the developmental stage of the MBE/WBE program, the District will continue enforcing the current MBE/WBE program. Executive Director Ciaccia explained that the District will pursue mechanisms to ensure contractors are complying with the District's current program requirements. The District intends to analyze subcontracting opportunities for each project and set goals based upon realistic, identified subcontracting opportunities. The straight 15% and 5% goals are not serving the District well. When the District comes to the Board for resolutions to go out for bids or for awarding bids, it will inform the Board of the MBE/WBE goals for individual projects.

Executive Director Ciaccia advised the Board that the District's policy adopted in 1998 included MBE/WBE requirements on all contracts over \$10,000. However, the District currently has been limiting MBE/WBE requirements to the construction projects only. Executive Director Ciaccia advised the Board that the District will continue improving implementation of its current program while transitioning into a program supported by a disparity study.

Executive Director Ciaccia advised the Board that Ms. Sundheimer, Ms. Haqq and he met with the Commission on Economic Inclusion and the Urban League. These agencies provide services the District is planning to utilize during the development of the revised subcontracting program.

Executive Director Ciaccia moved discussion to litigation matters pertaining to KM&M Joint Venture and the BCI-3D project. The District stopped payment to the contractor due to a dispute with the contractor concerning the polyurea coating system. Approximately 2000 feet of pipe is unusable due to blistering. Executive Director Ciaccia received notification that KM&M filed a lawsuit against the District. Upon receipt of the complaint, the Board will be provided with a copy.

Executive Director Ciaccia moved discussion to the next report item regarding recent developments in the Watershed Department. He advised the Board that the Ohio EPA released its permit to the District for the installation of the Dugway East Relief Sewer which is part of the District's long-term control program.

Executive Director Ciaccia moved to the next report item under Engineering. He advised the Board that Asset Management contract negotiations continue with Camp, Dresser and

BOARD OF TRUSTEES

Regular Meeting

April 17, 2008

Page 3 of 15

McKee. Executive Director Ciaccia anticipates that the contract will be presented to the Board in May.

Executive Director Ciaccia moved to the next report item and advised the Board that Program Management RFP has been issued.

Executive Director Ciaccia moved to the last report item regarding financial metrics. With 25% of the year complete the District has spent 20.65 % of the operating budget. He indicated that the District is \$4.7 million ahead of rate study projections.

Mayor Starr questioned if the parties involved with the Mill Creek Interceptor are affiliated with KM&M Joint Venture. Executive Director Ciaccia advised Mayor Starr that all are affiliated with the Mill Creek Interceptor with the exception of Kenny Construction.

Mayor Starr asked Finance Director Jennifer Demmerle how many no bid contracts the District awards. Ms. Demmerle advised the Mayor that contracts exceeding \$25,000 are brought to the Board for approval and not many contracts fall below \$25,000. Mr. Bucci advised Mayor Starr that Executive Director Ciaccia instituted a practice requiring District staff to obtain three (3) quotes or RFQs for contracts less than \$25,000.

Mr. Brown commended the District on its course of action pertaining to its MBE/WBE program, however, he is interested in considering local preferences with other subcontracting opportunities. In this way, the District is supporting local businesses that have chosen to stay within this region. Executive Director Ciaccia advised Mr. Brown that it is the intent of the District to address this issue during the development phase of the revised MBE/WBE program.

V. Consent Agenda

Mr. Brown asked if there were any comments, concerns or questions regarding items presented in the Consent Agenda. There were none.

MOTION – Mayor DePiero moved and Mayor Longo seconded to adopt Resolution Nos. 101-08 through 107-08 and Resolution No. 5-08a. Without objection, the motion carried unanimously.

VI. Action Items

Authorization to Advertise

Resolution No. 108-08: Easterly Wastewater Treatment Plant Primary Settling Tanks Rehabilitation, Contract NO. PST-2. Engineer's Estimate: \$3,400,000.00.

Executive Director Ciaccia explained that resolution 108-08 is requesting authority to bid for the replacement of 64 hand crank gates with electric motorized actuators. The engineer's estimate for this project is \$3.4 million.

MOTION – Mayor Long moved and Mr. Sulik seconded to adopt Resolution No. 108-08. Without objection, the motion carried unanimously.

Authorization to Award

Resolution No. 109-08: Westerly Interceptor Box Culvert Repair/Replacement to Marra Constructors, Inc. Cost: Not to Exceed \$5,117,177.50.

Executive Director Ciaccia began discussion by reminding the Board that this was a rebid of the Westerly Interceptor Culvert Repair/Replacement project. Back in December 2006, all four (4) bids were rejected because they exceeded the engineer's estimate by more than 10%. Marra Constructors was the only bidder for the rebid, and they indicated they would meet the District's 15% and 5% MBE/WBE program goals. The Executive Director contacted the other bidders from the prior bid, and reported that Triad and Nerone & Sons had planned on bidding; however, when they did the cost estimates, they realized they were above the 10% of the engineer's estimate, and decided not to submit bids. Terrace Construction indicated the timing was not right for bidding this time. Independence Excavating, the fourth bidder last time, advised that their bid would not be cost competitive, and so they also did not submit a bid.

Due to the District receiving only one bid for this project, Mayor DePiero questioned if the engineer's estimate was reasonable. Executive Director Ciaccia advised Mayor DePiero that the District reviewed the estimate and believed it to be realistic. He informed the Board that this project crosses the West Shoreway, therefore, certain safety and risk factors had to be considered, and it becomes a matter of just how much risk the contractors want to assume.

Mayor Starr questioned the outcome of this project if the District had received no bids. Executive Director Ciaccia explained if no bids were received, then the District would

BOARD OF TRUSTEES

Regular Meeting

April 17, 2008

Page 5 of 15

have to take a totally different look at the project structure and procure it in a different manner. That would have been an indication that the engineer's estimate needed revision.

Mayor Starr informed Executive Director Ciaccia that he and his staff have set a positive tone and contractors are becoming aware that business will be conducted differently especially when dealing with bidding and awarding of contracts. He asked Executive Director Ciaccia if District projects will attract more bidders. Executive Director Ciaccia stated that he is hopeful that more contractors will be inclined to bid on District projects. He is optimistic that after certain lawsuits and claims are resolved, the District will receive additional qualified bidders on various projects.

Mayor Starr commented on how Executive Director Ciaccia had engaged in contractor outreach to let bidders know the District is open for business and will treat bidders fairly. Executive Director Ciaccia indicated that he contacted Terrace Construction because of its qualifications. The District plans to implement outreach measures on future projects.

Mayor Starr referred to a question Ms. Kelly brought forth at the last meeting specifically involving the balance between awarding contracts to local businesses while maintaining the lowest and best bid with the goal of benefitting the rate payer. He inquired if the majority of bidders on specialty jobs are local, regional, national or international firms. Executive Director Ciaccia stated that all bids are reported in Dodge reports, therefore, bids are open to all firms. He stated that he prefers awarding contracts to local businesses, however, in order to maintain competitiveness for rate payers, some larger scale projects sometimes only attract national firms.

Mr. Brown questioned if the District is authorized to advertise for bids on its website. Ms. Demmerle advised the Board that the District publishes bid information on its website including project details and the engineer's estimate. The District's goal is to provide bidders the opportunity to respond on-line.

Mr. Brown asked if the main factor deterring contractors from bidding on the Westerly Interceptor Culvert Repair/Replacement project stemmed from risk factors involved with traffic control. Executive Director Ciaccia explained that this was a significant factor.

Mr. Brown expressed an interest in outreach strategies informing contractors of the District's bid process. He is concerned that contractors assume projects are awarded to bidders who historically engaged in business with the District. Executive Director Ciaccia explained that four (4) bidders for this project would have been realistic. He explained that there has been substantial interest from local bidders on various projects contingent upon what the project entails. Smaller jobs attract more local bidders, however, tunneling jobs result in limited competition.

Ms. Kelly reminded the Board that the District engaged in an outreach program approximately eight (8) years ago which attracted an optimum number of contractors bidding on District projects. She recommended implementation of a similar outreach program which would reaffirm to subcontractors and prime contractors that the District is open for business and that it's not business as usual. Executive Director Ciaccia addressed Ms. Kelly's point and advised the Board that the District is moving forward on these issues, and that staff met with the Urban League to discuss various outreach opportunities for its subcontracting program.

MOTION – Mayor Longo moved and Ms. Kelly seconded to adopt Resolution No. 109-08. Without objection, the motion carried unanimously.

**Resolution No. 110-08 Big Creek Interceptor Trestle No. 2 Replacement
(BCI-3E) to Nerone and Sons, Inc. Cost: not to exceed
\$3,837,390.00.**

Executive Director Ciaccia began discussion by informing the Board that Nerone & Sons was the lowest and best bid on the BCI-3E project, trestle number two replacement. The contractor indicated that 1.04% MBE and 0.6% WBE would be utilized. Nerone & Sons included a Schedule 2 form identifying good faith efforts made to meet the District's 15% and 5% MBE/WBE goals. Executive Director Ciaccia stated that the issue will be readdressed at the District's pre-contracting meeting with Nerone & Sons. Nerone & Sons does plan to enhance its MBE/WBE percentages post award.

Mayor DePiero questioned if the District's MBE/WBE program was a policy, or whether it was mandated by a state law. Executive Director Ciaccia stated that it is not a state mandate. The District does receive state revolving loan funds and WBCLF funds on some projects which require 3% MBE and 3.7% WBE participation. The District's current policy established by Board resolution in 1998 clearly indicates that these are goals, and the policy states the District cannot refuse to award a contract because someone did not meet the goals. However, contractors must comply with program requirements by documenting how they made good faith efforts to include MBE/WBE subcontractors in their bids. Executive Director Ciaccia explained that Nerone & Sons did comply with these program requirements and the District recommends award.

MOTION – Mr. Sulik moved and Mayor Longo seconded to adopt Resolution No. 110-08. Without objection, the motion carried unanimously.

BOARD OF TRUSTEES

Regular Meeting

April 17, 2008

Page 7 of 15

**Resolution No. 111-08 Westerly Contract PEPS-1 to Minority Electric Co.
Cost: Not to Exceed \$627,000.00.**

Executive Director Ciaccia recommended award to Minority Electric Company in the amount of \$627,000 for the Westerly contract PEPS-1. He indicated that Minority Electric Company is an MBE firm, and they will be carrying out 97.7% of the work. He stated that the District's program is silent as to whether or not a minority prime is required to fulfill the 15% and 5% subcontracting goals, if awarded a contract. Executive Director Ciaccia recommended awarding this contract to Minority Electric Company because it conforms to the District's current program requirements.

Mr. Brown referred to previous discussions involving Nerone & Sons being allowed the opportunity to identify good faith efforts and post award efforts to improve on their subcontracting opportunities. He suggested the District follow the same procedures with Minority Electric Company.

Mr. Brown stated that he is concerned that contractors submit bids specifying that 15% and 5% MBE/WBE goals are being met, but tracking methods are not used to verify that awarded bidders are in compliance. Executive Director Ciaccia advised the Board that he and Kellie Rotunno, Director of Engineering and Construction, review contractor pay estimates which include amounts paid to subcontractors. Payment will be held until receipt of contractor explanations as to how it intends to meet District program goals. Unfortunately, most contracts do not reach program goals upon completion. Executive Director Ciaccia recommended hiring a contract compliance officer to assist with the MBE/WBE program requirements.

Ms. Rotunno advised the Board that the District is examining its project closeout procedures in the Engineering and Construction Division. The District can mandate contractors provide project summaries listing MBE/WBE percentages upon project completion. This information can then be presented to the Board.

Ms. Kelly stated the Ethics Committee is confident its MBE/WBE program will include mechanisms to address these concerns.

Mayor Starr questioned how long Minority Electric Company has been in operation and if their past work experience was reputable. Executive Director Ciaccia stated that he is unsure as to how long the company has been in operation, however, he does recall Minority Electric Company completing work while he was with the City of Cleveland. Director of Operations and Development, Timothy Tigue added that Minority Electric Company has worked in the District as a subcontractor and, to his knowledge, their work was reputable.

MOTION – Mr. Sulik moved and Ms. Kelly seconded to adopt Resolution No. 111-08. Without objection, the motion carried unanimously.

Resolution No. 112-08 Grit and Screenings Disposal with Inland Waters of Ohio for all Wastewater Treatment Plants. Cost: Not to Exceed \$803,700.00.

Executive Director Ciaccia informed the Board that the lowest and best bid received for the grit and screening disposal was Inland Waters of Ohio. This is not a construction project; therefore, it does not require MBE/WBE goals. Executive Director Ciaccia recommended future discussions to specifically address whether projects of this nature should be required to include MBE/WBE goals.

Mayor DePiero stated that the District is currently involved in pending litigation with Inland Waters of Ohio. He questioned if Executive Director Ciaccia was aware of Inland Waters of Ohio's past performance with the District, aside from the pending litigation. Executive Director Ciaccia found no indication that the District had any past problems with this company.

MOTION – Mayor Longo moved and Mr. Sulik seconded to adopt Resolution No. 112-08. Without objection, the motion carried unanimously.

Authorization of Agreement

Resolution No. 113-08 Agreement with the Cuyahoga County Board of Commissioners for the Disposal of Wastewater Grit Collected at County Owned Facilities at the Southerly Wastewater Treatment Plant.

Executive Director Ciaccia explained that the District is requesting authorization to continue its agreement with the Cuyahoga County Board of Commissioners for the disposal of wastewater grit at the Southerly Wastewater Treatment Plant. The County brings grit to the District for disposal and the District charges the County the rate of disposal indicated in the bids.

MOTION – Mayor Longo moved and Ms. Kelly seconded to adopt Resolution No. 113-08. Without objection, the motion carried unanimously.

Authorization to Amend Resolution

Resolution No. 31-08a **Amend Resolution #315-07 (as amended by Resolution 31-08) that Established Classifications and Levels of Compensation for Supervisory, Managerial and Administrative Employees of the District.**

Executive Director Ciaccia explained that Resolution No. 31-08a is an amendment to Resolution 315-07. Resolution 315-07 established classifications and levels of compensation for supervisory, managerial and administrative employees. He advised the Board that some job classifications are being moved from one salary group to another, adding a few classifications and modifying some job titles. These changes are being implemented as a result of an ongoing compensation study that the District is currently involved with.

MOTION – Ms. Kelly moved and Mayor Longo seconded to adopt Resolution No. 31-08a. Without objection, the motion carried unanimously.

VII. Add-On Resolutions

Resolution No. 114-08 **Awarding a two (2) year requirement contract to Aramark Uniform Services, 3600 East 93rd Street, Cleveland, Ohio 44105, for uniform rental and cleaning services for several classifications of District employees. Cost: \$250,685.57.**

Executive Director Ciaccia explained that the current uniform rental and cleaning services contract with Cintas expires in May 2008. The District received only one (1) bid from Aramark Uniform Services. The District prefers entering into agreement with Aramark Uniform Services prior to the expiration of the Cintas contract.

MOTION – Ms. Kelly moved and Mr. Sulik seconded to adopt Resolution No. 114-08. Without objection, the motion carried unanimously.

Resolution No. 115-08 **Resolution of acknowledgement and appreciation to Timothy M. Tigue in recognition of his more than thirty-two (32) years of outstanding service and noteworthy contributions to the District.**

Executive Director Ciaccia advised the Board that Mr. Tigue will be retiring from the District at the end of April. Resolution 115-08 was in recognition of Mr. Tigue's 32

years of outstanding service and noteworthy contributions to the District. Mr. Brown read portions of the resolution to the public.

Mr. Tigie stated that he will miss the District and for over three decades had the opportunity to work with tremendous people. When he began his journey with the District, the mission was to clean the water. The District worked closely with many organizations and its customers to achieve its goals. The District strives for excellence and continues to be one of the best organizations in its area. He thanked Board members and staff for the resolution.

MOTION – Mayor Longo moved and Mr. Sulik seconded to adopt Resolution No. 115-08. Without objection, the motion carried unanimously.

Executive Director Ciaccia informed the Board that the District was just served with the KM&M lawsuit and copies will be provided to the Board.

VIII. Information Items

1. Stormwater Management Program Implementation Project

Executive Director Ciaccia turned discussion over to Planning Engineer Betsy Yingling who presented the Stormwater Management Program Implementation Project (hereinafter “Program”) to the Board.

She began her presentation by informing the Board that the Program was implemented approximately four (4) months ago. She provided the Board with a brief overview of her presentation. The presentation will cover the three main components related to Program development. The first will address public outreach to determine the wants and concerns of member communities, stormwater management service providers, and rate payers. The second issue focuses on what the Program entails. The third issue focuses on the financial and legal aspects of this Program.

Task A—Public Outreach

Ms. Yingling stated that the District met with 50 member communities, Summit County Engineer, Cuyahoga Valley National Parks, Cleveland MetroParks, Cuyahoga County Board of Health, Planning Commission and various external groups involved with stormwater management. The District presented the Program to the Cuyahoga County Mayor’s and Manager’s Association and is developing a resolution of support for this organization. In addition, the Public Outreach Plan has been developed.

The District plans to form a Stormwater Advisory Committee consisting of interest groups from member communities, impacted commercial industries and environmental

BOARD OF TRUSTEES

Regular Meeting

April 17, 2008

Page 11 of 15

groups. This Program intends to continue communication with member communities, and the development of general public outreach components.

Ms. Yingling identified the following as key deliverables: 1) public information plan; 2) content for outreach materials; and 3) preparation and facilitation for the Stormwater Advisory Committee. Ms. Yingling provided the Board with outreach material for information and review. The District relies on consultants to prepare the outreach materials. The District will refine these informational items prior to distribution. In addition, consultants will assist in the preparation and facilitation for the Stormwater Advisory Committee.

Tasks B/D—Program Development

Meetings were held with District staff to discuss 12 subcomponents of the Program. Ms. Yingling stated that from these various meetings, preliminary descriptions of future Program roles were developed. The District will hold workshops in May to refine future program roles, and begin second round member community meetings with a goal to discuss this Program at a more technical level.

Ms. Yingling presented the Board with the regional stormwater system map. The District plans to meet with member communities to identify various stream systems involved with the regionalized stormwater efforts. Also, the District will be available to assist with questions or comments generated from the stormwater questionnaire. An additional goal from these meetings is to generate a list of capital projects to be developed.

Ms. Yingling stated in an attempt to minimize problems with the development process of this program, District staff will visit four (4) cities nationwide—Denver, CO, Philadelphia, PA, Louisville, KY and Charlotte-Mecklenburg, N. Carolina—each having well established stormwater programs.

The District will continue retrieving impervious data for billing purposes and the data management system.

The District will execute a program implementation plan to include a preliminary capital plan and any associated costs. Data inventory will be composed into a collection management plan to include mapping, inspection and condition assessment.

Task C—Legal, Financial and Institutional Framework Development.

Miss Yingling advised the Board that the Legal Department is reviewing the court order to determine any necessary revisions. A workshop will be held to discuss rate structure and policy. After the District defines Program elements, costs will be recognized which will transfer into rates.

BOARD OF TRUSTEES

Regular Meeting

April 17, 2008

Page 12 of 15

Discussions were held between the District and the City of Cleveland regarding billing protocols. The City has implemented stormwater billing with other communities and is familiar with the new billing process.

Program consultants conducted interviews with District staff and external groups to determine the District's existing structure and recommend adjustments for Program implementation. Ms. Yingling stated that the District will develop internal and external institutional frameworks to incorporate into the Program.

Ms. Yingling identified the following deliverables: 1) ten year financial plan with detailed cost and revenue estimates; 2) rate study and costs of service analysis resulting in a recommended rate structure; 3) implementation of a billing database and necessary customer service tools; and 4) identifying recommended institutional framework such as staffing, internal organization, information management and necessary training.

Task E—Project Management.

Ms. Yingling stated that the Program integrates 19% MBE and 4% WBE participation with the anticipation of these percentages to increase through the duration of the Program.

Some Program components have been shifted to later implementation and District staff has been internally handling elements which have resulted in the project coming in under budget thus far.

Ms. Yingling stated that she has received positive feedback, both internally and externally, with regard to the support of the Program.

Mayor Longo suggested when the District meets with member communities, from a strategic standpoint, it should incorporate an educational component similar to the watershed approach. In addition, the District should focus on impacts created by economic development or the ongoing foreclosure crisis. The District should strongly focus on the quality of life and recreational issues benefitted by stormwater management. Ms. Yingling agreed.

Mayor Starr questioned if the District has an estimate cost for the Program. Ms. Yingling stated that the estimate cost for the entire program including capital is \$25-\$45 million annually. Mayor Starr asked how much this will cost the average rate payer and if this will be incorporated into the total invoice amount. Ms. Yingling indicated that the fee will be separate because it is based on impervious use. Stormwater management will cost the average residential user approximately \$4-\$6 per month. Mayor Starr inquired if this fee will be based on usage or if it is a flat fee. Ms. Yingling clarified that for residential users it will be a flat fee. Non-residential users' fees will be based on how much

BOARD OF TRUSTEES

Regular Meeting

April 17, 2008

Page 13 of 15

impervious area they have. Executive Director Ciaccia stated that recommended fees will be presented to the Board prior to any rate changes.

Mayor Starr questioned if resolutions of support from individual communities will be incorporated in Program outreach efforts. He explained when communities join the District, they are required to pass ordinances of agreement. He questioned if implementation of the regional stormwater management system will require to the same protocol. Executive Director Ciaccia commended Mayor Starr on his suggestion and agreed that the District should pursue support resolutions from member communities for the Program and court order revisions.

Mayor Starr questioned how commercial business rates are affected. Ms. Yingling stated that its rates will be based on total impervious surface area. Credit opportunities will be made available to businesses involved with retention and/or mitigation projects. Mayor Starr indicated that the City of Middleburg Heights is looking to retain an Environmental Engineer to review plans pertaining to Stormwater Phase II and these costs will be absorbed by local businesses. He acknowledged that advising businesses of rate increases is difficult and any efforts made to inform businesses of positive impacts resulting from the Program could be beneficial in most cases.

Mayor Starr acknowledged receipt of the District's questionnaire. Ms. Yingling informed Mayor Starr that the District will assist member communities with any questions or concerns related to the questionnaire.

Mayor Starr asked if the Program incorporates a component for septic tank users. Mr. Greenland advised the Board that septic tank issues fall under the jurisdiction of the Cuyahoga County Board of Health.

Mayor Starr questioned if during the development phase, does the District intend to define regional stormwater responsibilities as well as sizes of storm sewers pipes. Ms. Yingling stated that the regional sewer map will be accompanied by a written description identifying the District's regional stormwater system.

Mayor Starr asked if the District will be responsible for cleaning storm catch basins in the streets. Ms. Yingling stated that catch basin maintenance will not become the responsibility of the District. Mr. Greenland stated that there has not been much discussion specific to catch basin maintenance. He indicated that the regional stormwater sewer maps identify major components of stormwater drainage specifically streams, pipe sizes and locations. Ms. Yingling stated that the goal is to model the regional stormwater system after the District's sanitary program.

BOARD OF TRUSTEES

Regular Meeting

April 17, 2008

Page 14 of 15

Mr. Bucci clarified that when a sewer pipe crosses through more than one community the District will recommend sizing to alleviate any potential discrepancies of usage. Mayor Starr stated that water accumulated into catch basins directly affect storm and sanitary sewer maintenance. He estimated that at least 90% of communities in Northeast Ohio do not have programs specific to catch basin maintenance. Ms. Yingling identified the goal of this Program is to bring member communities to adopt uniform and consistent storm and sanitary sewer maintenance standards. The District will assist communities in obtaining the proper funding to reaching this goal.

Mr. Brown stated that his concern is exacerbating existing capacities which could result in the creation of additional problems as development occurs. He added that the District is in the position to recommend best practices in stormwater management to its member communities.

Mr. Greenland identified regional and watershed integrators as an opportunity for the District to work with the member communities and watershed groups to identify new innovations and expertise in stormwater management practices. He indicated that the Program will assist the District in the identifying problems with stormwater management at the source level. Community engagement is a key component for a successful regional sewage system.

Mr. Brown identified the timeline for project completion to be somewhat aggressive referring to anticipated completion of all data retrieval to be by the second quarter of 2009. Ms. Yingling indicated that the areas controlled by the District have realistic completion timelines. However, slow downs may occur when dealing with the court order or member community resolutions and agreements. She acknowledged that some elements relating to the timeline will be affected by external sources. The timelines identified in the presentation are the District's goals.

Mr. Brown questioned why the District chose to study stormwater management facilities in Louisville, Denver, Charlotte-Mecklenburg, and Philadelphia. Ms. Yingling indicated that these four (4) cities have similar demographics as the District, and have well established stormwater facilities. In addition, these cities encompass different aspects related to the development of the District's Program such as Louisville and Philadelphia having ongoing CSO problems. Mr. Greenland informed the Board that visiting communities who have successfully integrated wastewater and stormwater management functions will benefit the District during the development phase of its Program.

IX. Open Session (no items on agenda)

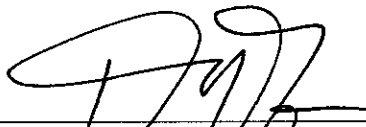
X. Public Session (no requests from the public)

XI. Executive Session

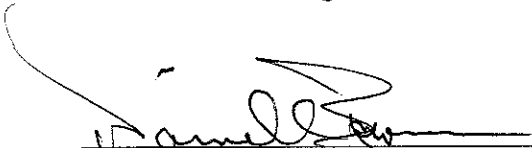
Mr. Brown indicated that there were no items for discussion at Executive Session.

XII. Adjournment

MOTION – Mr. Brown stated business having been concluded, he would entertain a motion to adjourn. Mayor Longo moved and Mr. Sulik seconded the motion to adjourn at 2:00 p.m. Without objection, the motion carried unanimously.



Dean E. DePiero, Secretary
Board of Trustees
Northeast Ohio Regional Sewer District



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