

SOCRRA

Regular Meeting – August 12, 2009

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| Meeting Adjourned - | 11701 |

SOCRRA
REGULAR MEETING MINUTES

Wednesday, August 12, 2009 – Baldwin Public Library, Birmingham

The meeting was called to order at 9:35 a.m. by Mrs. S. W. Ball, Chair.

| <u>Present</u> | <u>Votes</u> | <u>Municipality</u> |
|------------------------|--------------|---------------------|
| *B. Jerome (Alternate) | 3 | Berkley |
| C. Wilson | 3 | Beverly Hills |
| T. M. Markus | 6 | Birmingham |
| *B. A. Photiades | 5 | Ferndale |
| A. LeCureaux | 4 | Hazel Park |
| C. Galed (Alternate) | 2 | Huntington Woods |
| J. Mueller | 1 | Lathrup Village |
| R. Fortura (Alternate) | 5 | Oak Park |
| S. W. Ball | 1 | Pleasant Ridge |
| G. Rassel | 15 | Royal Oak |
| B. P. Murphy | <u>15</u> | Troy |
| TOTAL: | 60 | |

Absent

| | | |
|-------------|----------|---------|
| R. Haberman | <u>4</u> | Clawson |
| TOTAL: | 4 | |

*Mr. B. A. Photiades, representative from the City of Ferndale (5 votes), and Mrs. J. Bais-DiSessa, representative from the City of Berkley (3 votes), arrived at 9:37 a.m. and 9:38 a.m., respectively.

Also Present

J. A. McKeen, General Manager
M. A. Czuprenski, Operations Director
J. Schandavel, Authority Engineer
K. Hyde, Executive Assistant
R. Davis, General Counsel

- 11690 -

The Chair recognized visitors and called for public comment. There being no persons present who wished to be heard, the Chair closed the public comment segment.

- 11691 -

Motion by Mr. T. M. Markus, supported by Mr. J. Mueller:

That the agenda be approved as submitted.

Yeas: Jerome, Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy (55 votes)

Nays: None

Absent: Haberman, Photiades (9 votes)

Motion carried.

- 11692 -

APPROVAL OF CONSENT AGENDA

Motion by Mr. C. Wilson, supported by Mr. B. P. Murphy:

That the Consent Agenda be approved as submitted.

APPROVAL OF MEETING MINUTES – JULY 8, 2009

That the July 8, 2009 Organization and Regular Meeting minutes be approved as typed and circulated.

APPROVAL OF WARRANTS – NO. RA-680

That Warrant No. RA-680 in the amount of \$2,432,836.64 be approved and payments authorized.

MRF BUDGET ANALYSIS – JUNE 2009

That the Board receive and file the MRF Budget Analysis-June 2009 report.

JULY RECYCLING COMMITTEE MEETING

That the report on the July 15 Recycling Committee meeting be received and filed.

RENTAL PROPERTY REPORT

That the Rental Property Report which covers the ten homes that were purchased by the Authority under the terms of the Consent Judgment be received and filed.

QUARTERLY LEGAL REPORT

That the Quarterly Legal Report prepared by General Counsel Robert Davis which sets forth the current and expected legal work issues in the next quarter be received and filed.

INVESTMENTS – APRIL 1, 2009 THROUGH JUNE 30, 2009

That the report on the list of investments made by the Authority during the period April 1, 2009 through June 30, 2009 be received and filed.

PURCHASE OF BALER WIRE

That, in accordance with the Authority's Purchasing Policy and bids received on July 31st, the Board authorize purchase of a half load of baling wire (approximately 20,000 pounds) from Cavert Wire Company, at a cost of \$0.4592 per pound.

INFORMATION REPORTS

That the monthly information reports be received and filed.

ROLL CALL VOTE

Yeas: Jerome, Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy (55 votes)

Nays: None

Absent: Haberman, Photiades (9 votes)

Motion carried.

Mr. B. A. Photiades, representative from the City of Ferndale (5 votes), and Mrs. J. Bais-DiSessa, representative from the City of Berkley (3 votes), arrived at 9:37 a.m. and 9:38 a.m., respectively. Mrs. Bais-DiSessa then became the voting delegate from Berkley.

- 11693 -

Motion by Mr. B. P. Murphy, supported by Mr. J. Mueller:

That the report on the 2008/09 Audit be received and filed.

Yeas: Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy, Photiades, Bais-DiSessa (60 votes)

Nays: None

Absent: Haberman (4 votes)

Motion carried.

- 11694 -

Motion by Mr. B. P. Murphy, supported by Mr. A. LeCureaux:

That the Summary of 2008/09 Operations be received and filed.

Yeas: Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy, Photiades,
Bais-DiSessa (60 votes)
Nays: None
Absent: Haberman (4 votes)

Motion carried.

- 11695 -

Motion by Mrs. J. Bais-DiSessa, supported by Mrs. C. Galed:

That the report on the Energy Efficiency and Conservation Block Grant Program (EECBG) be received and filed.

Yeas: Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy, Photiades,
Bais-DiSessa (60 votes)
Nays: None
Absent: Haberman (4 votes)

Motion carried.

- 11696 -

Motion by Mr. B. P. Murphy, supported by Mr. J. Mueller:

That the Board approve the HR Consulting Services agreement between SOCRRA, SOCWA and Project Innovations at a cost not to exceed \$15,000, which cost will be shared with SOCWA, contingent on all work products becoming the property of SOCRRA and SOCWA.

Yeas: Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy, Photiades,
Bais-DiSessa (60 votes)
Nays: None
Absent: Haberman (4 votes)

Motion carried.

- 11697 -

Motion by Mr. T. M. Markus, supported by Mr. A. LeCureaux:

That the Board accept the \$1,000,000 performance bond provided by Rizzo Services, release the \$130,000 currently being held in an escrow account to Rizzo, pay Rizzo for June service and resume SOCRRA's normal payment schedule, and bill Rizzo for the costs incurred by legal counsel regarding this matter under the appropriate section of SOCRRA's contract with Rizzo.

Yeas: Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy, Photiades,
Bais-DiSessa (60 votes)
Nays: None
Absent: Haberman (4 votes)

Motion carried.

- 11698 -

Motion by Mr. T. M. Markus, supported by Mr. A. LeCureaux:

That the report on Electronics Recycling be received and filed and further that: 1) CCR be declared in default of their contract with SOCRRA and that the requested one year extension not be granted, and 2) CCR be used, under existing contract terms and conditions, to recycle SOCRRA's electronic materials until a new RFP can be issued and a new contract can be developed. We anticipate that a new contract for electronics recycling can be brought to the Board for approval at the October 14, 2009 Board meeting.

Yeas: Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy, Photiades,
Bais-DiSessa (60 votes)

Nays: None

Absent: Haberman (4 votes)

Motion carried.

- 11699 -

Motion by Mr. T. M. Markus, supported by Mr. J. Mueller:

That the Board convene in closed session to discuss the pending litigation with Rochester Hills on the Rochester Hills sewer meter pursuant to MCL 15.268(e).

ROLL CALL VOTE:

Yeas: Wilson, Markus, LeCureaux, Galed, Mueller, Fortura, Ball, Rassel, Murphy, Photiades,
Bais-DiSessa (60 votes)

Nays: None

Absent: Haberman (4 votes)

Motion carried.

- 11700 -

The meeting was adjourned into closed session at 10:18 a.m. The meeting was called back to order at 10:47 a.m.

- 11701 -

The Chair adjourned the meeting at 10:47 a.m.

APPROVED: _____
Chair

Secretary