

The Lincoln County Board of County Commissioners met as the governing body of the East Lincoln County Water and Sewer District at the Citizens Center, Third Floor, 115 West Main Street, Lincolnton, North Carolina, the regular place of meeting at 6:30 p.m. on December 16, 2002. The following were present:

Jerry W. Cochrane, Chairman  
Thomas R. Anderson  
Larry S. Craig  
Carrol D. Mitchem  
James "Buddy" Funderburk

Jeff Taylor, County Attorney  
Stan Kiser, County Manager

Also present were Steve Gilbert, Director of Public Utilities and Amy S. Long, Clerk to the Board.

**CALL TO ORDER**

Chairman Cochrane called the December 16, 2002 meeting of the East Lincoln County Water and Sewer District Board to order.

**INVOCATION**

Rev. Jerry Goodman of Lincolnton Pentecostal Holiness Church gave the Invocation.

**PLEDGE OF ALLEGIANCE**

**ADOPTION OF AGENDA**

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to adopt the agenda as presented.

**AGENDA**

**EAST LINCOLN COUNTY WATER AND SEWER DISTRICT  
BOARD OF COUNTY COMMISSIONERS  
GOVERNING BODY  
LINCOLN COUNTY, NORTH CAROLINA**

**DECEMBER 16, 2002  
6:30 PM**

6:30 PM Call to Order  
6:31 PM Invocation – Rev. Jerry Goodman

Lincolnton Pentecostal Holiness

- 6:33 PM Pledge of Allegiance
- 6:34 PM Adoption of Agenda
- 1. 6:35 PM Approval of Minutes for September 23, 2002, Meeting
- 2. 6:40 PM Contract for Pump Station Generators – Steve Gilbert
- 3. 6:45 PM Contract for Little Egypt Road Force Main – Steve Gilbert
- 4. 6:50 PM Contract for Governor’s Island Force Main – Steve Gilbert
- 5 6:55 PM Public Hearing for North Lincoln High School Annexation
- 6. 7:00 PM Public Hearing for St. James Church Road Elementary School Annexation
- 7. 7:05 PM Public Hearing for Villages of Denver Annexation
- 8. 7:10 PM Voluntary Annexation Resolutions – Steve Gilbert
- 9. 7:15 PM Letter to Sewer Customers – Steve Gilbert
- 10. 7:20 PM Contract Amendment – Sludge Pumps – Steve Gilbert
- 11. 7:25 PM Other Business
- 12. 7:30 PM Adjourn

**Approval of Minutes – September 23, 2002:** UPON MOTION by Commissioner Mitchem, the Board voted unanimously to approve the September 23, 2002 minutes as presented.

**Contract for Pump Station Generators:** Steve Gilbert, Director of Public Utilities, stated that the Public Works Department has reviewed bids for generators to provide backup power for 11 sanitary sewer pump stations. This project will add a generator to all but one of the sewage pump stations which do not currently have backup power, and we expect to be able to add the last pump station as a change order while this contract is under way. The presence of these generators will greatly enhance the sewer system’s ability to cope with power outages such as the one experienced during the recent ice storm.

The low bid was submitted by Via Electric Company of Madison, NC in the amount of \$404,370.00. Construction time allowed in the contract is 150 calendar days from the Notice to Proceed, which can be issued when all contract documents are properly executed. WK

Dickson has reviewed the bids and has made a recommendation to award the contract to Via Electric Company.

This bid was discussed at the Board of Commissioners meeting on November 16, 2002, and a verbal approval was given to proceed with preparation of contract documents. With your formal approval tonight, contract documents will be signed and the Notice to proceed will be issued as soon as possible.

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve the pump station generator bids.

**Little Egypt Force Main Bids:** Steve Gilbert stated that on October 31, 2002, the Public Works Department received bids for a sanitary sewer force main on South Little Egypt Road. This project will serve the Gates at Waterside Crossing residential development as well as the sewage being pumped from Julius Blum Corporation on Old Plank Road.

The low bid was submitted by Carolina Construction of Rutherfordton, Inc., in the amount of \$110,935.48. A minor mathematical error changed their bid to a corrected figure of \$110,808.58. Construction time allowed in the contract is 90 calendar days from the Notice to Proceed, which can be issued when all contract documents are properly executed. WK Dickson has reviewed the bids and has made a recommendation to award the contract to Carolina Construction of Rutherford, Inc.

This bid was discussed at the Board of Commissioners meeting on November 16, 2002, and a verbal approval was given to proceed with preparation of contract documents.

**UPON MOTION** by Anderson, the Board voted unanimously to approve Little Egypt Force Main Bids

**Governor's Island Force Main Bids:** Steve Gilbert stated that on November 13, 2002, the Public Works Department received bids for a force main to serve Governor's Island. The force main will be a dedicated line, and will serve only the homes on Governor's Island. The sewage will be pumped into Pump Station No. 3 on Blades Trail. The sewage treatment plant on the island operated by Heater Utilities is to be taken out of service when the force main is completed, and the Sewer District will then take over the responsibility for the sewer system on the island.

The low bid was submitted by K&P Utility Contractors, Inc. of Morganton, NC, in the amount of \$112,288.00. Construction time in the contract is 75 calendar days from the Notice to Proceed, which can be issued when all contract documents are properly executed. WK Dickson has reviewed the bids and has made a recommendation to award the contract to K&P Utility Contractors.

This bid was discussed at the Board of Commissioners meeting on November 16, 2002, and a verbal approval was given to proceed with preparation of contract documents.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the Governor's Island force main bids.

**Public Hearing for North Lincoln High School Annexation** – Chairman Cochrane opened the public hearing concerning the North Lincoln High School Annexation.

*Janice Paysour* stated that she lives in Briarcliff Acres. She wanted to make sure that only the school property would be annexed.

Being no one wishing to speak, Chairman Cochrane closed the public hearing.

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the annexation of North Lincoln High School.

**Public Hearing for Saint James Church Road Elementary School Site Annexation:** Chairman Cochrane opened the public hearing concerning the Saint James Church Road Elementary School Site.

Being no one wishing to speak, Chairman Cochrane closed the public hearing.

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve the annexation of the Saint James Church Road Elementary School Site.

**Public Hearing for The Villages of Denver Annexation:** Chairman Cochrane opened the public hearing concerning the annexation of the Villages of Denver.

Being no one wishing to speak, Chairman Cochrane closed the public hearing.

**UPON MOTION** by Commissioner Anderson, the Board voted unanimously to approve the annexation of the Villages of Denver.

**Voluntary Annexation Resolutions:** Steve Gilbert presented the following Resolutions for the Board's approval.

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY  
TO THE  
EAST LINCOLN COUNTY WATER AND SEWER DISTRICT  
LINCOLN COUNTY, NORTH CAROLINA  
  
NORTH LINCOLN HIGH SCHOOL SITE**

WHEREAS, Lincoln County Schools is the owner of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, Lincoln County Schools is the owner of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on December 16, 2002, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be the same and is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2003.

Adopted this 16th day of December, 2002.

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Jerry W. Cochrane, Chairman  
Lincoln County Board of

Commissioners

ATTEST:

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Amy S. Long  
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY  
TO THE  
EAST LINCOLN COUNTY WATER AND SEWER DISTRICT  
LINCOLN COUNTY, NORTH CAROLINA**

**NEW ST. JAMES CHURCH ROAD ELEMENTARY SCHOOL**

WHEREAS, Lincoln County Schools is the owner of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of

Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, Lincoln County Schools is the owner of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on December 16, 2002, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be the same and is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2003.

Adopted this 16th day of December, 2002.

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Jerry W. Cochrane, Chairman  
Lincoln County Board of

Commissioners

ATTEST:

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Amy S. Long  
Clerk to the Board

**RESOLUTION ANNEXING CERTAIN NONCONTIGUOUS REAL PROPERTY  
TO THE  
EAST LINCOLN COUNTY WATER AND SEWER DISTRICT  
LINCOLN COUNTY, NORTH CAROLINA**

**VILLAGES OF DENVER RESIDENTIAL DEVELOPMENT**

WHEREAS, THE ESTATE OF David Clark, Sr. is the owner of certain real property (described on Exhibit A attached hereto and incorporated herein by reference) that is noncontiguous to the East Lincoln County Water and Sewer District and has petitioned the Lincoln County Board of Commissioners, pursuant to North Carolina General Statute 162A-87.1, for annexation of said real property into the District; and

WHEREAS, the Estate of David Clark, Sr. is the owner of 100 percent of the real property to be annexed; and

WHEREAS, after notice was duly given in accordance with the pertinent sections of Article 6 of Chapter 162A of the North Carolina General Statutes, the Lincoln County Board of Commissioners held a public hearing on December 16, 2002, to consider the annexation of said real property; and

WHEREAS, at said public hearing all persons who wished to speak were given an opportunity to be heard; and

WHEREAS, prior to the public hearing the professional staff of Lincoln County prepared the report on the proposed annexation required by North Carolina General Statute 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners finds that the proposed annexation meets the requirements of N. C. G. S. 162A-87.1; and

WHEREAS, the Lincoln County Board of Commissioners further finds that the proposed annexation would be in the best interests of the citizens of Lincoln County and particularly of the East Lincoln County Water and Sewer District;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Lincoln County Board of Commissioners that the real property described on Exhibit A (attached hereto and incorporated herein by reference) be the same and is hereby annexed into the East Lincoln County Water and Sewer District, effective at the beginning of the next fiscal year on July 1, 2003.

Adopted this 16th day of December, 2002.

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Jerry W. Cochrane, Chairman  
Lincoln County Board of

Commissioners

ATTEST:

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Amy S. Long  
Clerk to the Board

**UPON MOTION** by Commissioner Craig, the Board voted unanimously to approve the Annexation Resolutions.

**Letter to Sewer Customers:** Steve Gilbert presented a letter he is proposing to send to sewer customers spelling out the generator issue for power outages.

Commissioner Anderson asked Jeff Taylor to look over this letter.

**Forney Creek Wastewater Plant – Return Activated Sludge Pumps – Design Contract Amendment:** Steve Gilbert stated that on June 6, 2002, a professional services contract was approved with WK Dickson to prepare construction plans and contract documents for the replacement of the Return Activated Sludge Pumps at Forney Creek Wastewater Treatment Plant. During the design process, several related items of work were recognized that are necessary to make the sludge pumping process more efficient and safer. The original design contract amount for engineering was \$10,100.00, and the estimates cost of replacing the two pumps was \$45,000. The additional work items, along with their respective costs for equipment and for engineering are listed below:

1. Modify existing PLC logic and SCADA system to allow speed control of sludge pumps and influent pumps:

Equipment & installation	\$11,000.00
Engineering fee	\$1,600.00
2. Remote monitoring of SCADA system via dial-laptop computer:

Equipment & installation	\$17,000.00
Engineering fee	\$2,000.00
3. Add switchgear canopy:

Equipment & installation	\$ 9,000.00
Engineering fee	\$ 4,300.00
4. Enlarge RAS pump hatches:

Equipment & installation	\$ 5,000.00
Engineering fee	\$ 4,900.00
5. Install new RAS pump drives with HOA operator to allow pumping below stop level. Include manual speed adjustment when in hand position and configure drives for auto-restart function:

Equipment & installation	\$10,000.00
Engineering fee	None

These items will add approximately \$52,000 to the construction cost for a new estimated cost of \$97,000.00 and the engineering fee will increase approximately \$12,800.00 to a total of \$22,900.00.

Commissioner Anderson asked Mike Wolfe for WK Dickson to revisit the engineering fees and come back with something else to consider.

**UPON MOTION** by Commissioner Craig, the board voted unanimously to approve the contract based on the maximum shown, only after review by Commissioner Anderson and Stan Kiser.



Chairman Cochrane asked if the Board could get a financial report at each sewer meeting.

**Adjourn: UPON MOTION** by Commissioner Funderburk, the Board voted unanimously to adjourn the meeting.

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Amy S. Long, Clerk to the Board  
Board of Commissioners

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Jerry W. Cochrane, Chairman  
Board of Commissioners