

NEENAH-MENASHA SEWERAGE COMMISSIONExecutive SessionJanuary 4, 1985

Meeting called to order by President Mulvey at 4:00 P.M. The meeting was held as a closed session in accordance with State Statute Section 19.85 (1)(g).

Present: Commissioners Mulvey, Gross, LeCompte, Bemke, Haber, Siebers; Manager Windau; Superintendent Schuelke; Attorney Goggin; Dennis Lamers, Tom Vik, Dave Wagner (McMahon)

Absent: Commissioner Zelinski

The Commissioners read the Determination on the Bid Protest Appeal of Fluor Bros. by EPA dated Dated 31, 1984.

Attorney Goggin distributed his memo to the NMSC regarding EPA's decision to reverse the NMSC action on Fluor's protest.


There was a discussion on bid prices versus McMahon estimated of costs.

Attorney Goggin reviewed statutes regarding closed meeting.

Attorney Goggin will draft a resolution to reject all bids and re-bid. We should also draft letter to DNR requesting permission to re-bid.

Moved by Commissioner Haber, seconded by Commissioner Gross to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 5:21 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingJanuary 8, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Haber, Bemke and Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Attorney Goggin; Tom Vik & Dennis Lamers (McMahon); LeRoy Goldbeck (Town of Neenah); Alderman Knaack (Neenah); Andy Thompson (News Record); William Tonn; Tim McEnroe; William McEnroe; Ray Colwin; Tom Baker; Dale English

Moved by Commissioner Bemke, seconded by Commissioner Zelinski to accept the minutes of the Special Meeting of January 2, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Special Meeting of January 2, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 12/16/84 letter to Chicago, Milwaukee, St. Paul and Pacific RR from Giles Clark; re: Interceptor project citizen complaint.
2. 12/1/84 letter to Manager Windau from DNR; re: Initial payment request - Grant No. 550861-03 Step 3 - processed check for \$305,171 will be mailed within the next few weeks.
3. 12/28/84 letter to Manager Windau from U.S. Paper Mills Corp.; re: Increase in discharge figures for allotted share.

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4. 1/2/85 letter to John Hario (DNR) from President Mulvey; re: Request review of bids for Contracts B, C, D, & J.
5. 1/8/85 letter to NMSC from McMahon Assoc.; Re: Wastewater Treatment Plant Contract \_08-82605-A Bids.
6. 10/25/84 letter to DNR from McMahon; re: Referenced in 1/8/85 letter to NMSC from McMahon.

Budget, Finance & Personnel Committee Report was given. The Labor Agreement, between the NMSC and Local 1541, has been approved and executed by the Union and Commission will do the same.

Commissioner Haber presented an Operating, Engineering and Planning Committee Report. The Committee reviewed Change Order (2), regarding the addition of a manhole, and it was the concensus of the Committee to authorize payment. Moved by Commissioner Bemke, seconded by Commissioner Haber to authorize payment of \$3,584.84 to Super Excavators, Inc. for Change Order (2) - additional manhole. Voting aye; Commissioners Bemke, Haber, Siebers, Zelinski, Gross, LeCompte and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner LeCompte to authorize payment of \$280,680.49 to Super Excavators, Inc. for Contract E - Interceptor work. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner LeCompte to authorize payment of \$112,488.52 to Super Excavators, Inc. for Contract F - Interceptor work. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize payment of \$115,497.90 to Super Excavators, Inc. for Contract G - Interceptor work. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Siebers that a ceiling of \$7500 be set for which either Commissioner Haber or Commissioner Mulvey could approve change orders under.

Moved by Commissioner LeCompte, seconded by Commissioner Siebers to amend the motion to \$5,000. Voting aye; Commissioners LeCompte, Bemke, Haber, Siebers, Zelinski, Gross and Mulvey. Nays, none. Motion carried.

The vote on the motion was unanimous.

Tom Vik (McMahon) presented a project status report.

Contract E: Work has been completed in two areas of Contract E. The river crossings will take place in the spring.

Contract F: Work to begin January 9, 1985.

Contract G: Work began January 7, 1985.

Mr. Vik commented on his 1/8/85 letter to the Commission, with reference to his 10/25/84 letter, stating that the bid submitted by C.D. Smith is true value and the Fluor bid is excessive.

Attorney Goggin discussed the determination of the Bid Protest of Contract A, By EPA. He stated that the NMSC has two options:

1. Award the contract to Fluor Bros.
2. Reject all bids and re-advertise.

The NMSC can only reject all bids when it has sound, documented business reasons which are in the best interests of the program for which EPA assistance is awarded.

Attorney Goggin stated that either of the two options available to the Commission is likely to produce a second protest to EPA. "Good cause" exists for rejecting all bids and re-advertising. Attorney Goggin recommended the NMSC reject all bids and re-advertise.

Attorney Goggin presented Resolution 85-1 - rejection of all bids for Contract #N08-82605-A for general and mechanical work for the remodeling of the Neenah-Menasha wastewater treatment facilities and contract re-advertised for bids. Moved by Commissioner Haber, seconded by Commissioner Bemke that the NMSC accept

January 8, 1985  
cont...

Resolution 85-1 as presented by Attorney Goggin. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski and Siebers. Nays, none. Commissioner Mulvey abstained. Motion carried.

Attorney Goggin presented Resolution 85-2 - Any interested party, aggrieved by Resolution 85-1 and decision of NMSC, shall file its protest, if any, in writing with the NMSC within seven (7) days of such party's receipt of a copy of these resolutions, or any such protest shall be considered not timely filed.

Moved by Commissioner Gross, seconded by Commissioner Siebers to approve Resolution 85-2 and decision as presented by Attorney Goggin. Voting aye; Commissioners Gross, LeCompte, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Motion carried.

Commissioner Siebers instructed Manager Windau and McMahon Assoc. Inc. to send notices of the Resolutions to all interested parties. These are to be sent certified mail.

Tom Vik (McMahon) discussed the letters received by McMahon on the bid extensions. He also discussed options available on Contracts B, C, D, & J.

1. Bidders extend their bids, unconditionally, until Contract A is awarded.
2. Award the contracts hoping to begin construction by 6/30/85.
3. Rebid.

Vik stated that action on Contracts B, C, D, & J can be delayed. They will present a recommendation in two weeks.

Moved by Commissioner Zelinski, seconded by Commissioner Gross to authorize payment of Final Invoice No. 44511, in the amount of \$6,794.78 to PRC Consoer Townsend for Engineering Services performed on Phase II of an Industrial Pretreatment Program in accordance with Agreement dated June 2, 1982. Voting aye; Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Haber to authorize the NMSC President and Secretary to execute the Labor Agreement for 1985-1986 between the NMSC and Local 1541. Voting aye; Commissioners Siebers, Zelinski, Gross, LeCompte, Bemke, Haber and Mulvey. Nays, none. Motion carried.

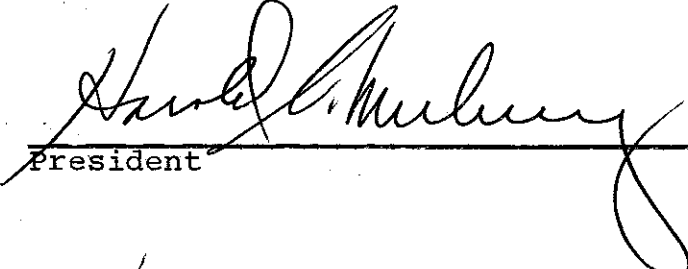
Moved by Commissioner Gross, seconded by Commissioner Haber to approve Resolution 85-3 - A Resolution To Participate In The Centrex III Telephone System And To Pay Charges Incurred To The NMSC For Use Of Such System. Voting aye; Commissioners Gross, LeCompte, Bemke, Haber, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

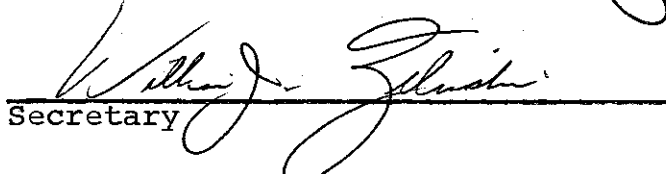
Moved by Commissioner Bemke, seconded by Commissioner Haber that the NMSC retain the same officers for 1985, including the Treasurer. These are:

President	Harold C. Mulvey
Vice President	Dale Siebers
Secretary	William Zelinski
Treasurer	Robert Gross

All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Haber to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:30 P.M.

  
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 President

  
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 Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingJanuary 22, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, Bemke, Haber, Siebers;  
 Manager Windau; Superintendent Schuelke; Secretary Stevenson;  
 Attorney Goggin; Mayor Ciske (Menasha); LeRoy Goldbeck  
 (Town of Neenah); Tom Vik (McMahon); Representative from Fluor  
 Bros; Dale English

Absent: Commissioner LeCompte

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Engineering Meeting of January 3, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke that the minutes of the Executive Session of January 4, 1985 be amended to read... (3rd parag. from bottom) "Attorney Goggin reviewed statutes with regard to the possibility of recessing the meeting." All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Siebers that the minutes of the Executive Session of January 4, 1985 be approved, as amended. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Gross, seconded by Commissioner Siebers that the minutes of the Regular Meeting of January 8, 1985 be amended to read...(page 3, parag. 1) "Mr. Vik commented on his 1/8/85 letter to the Commission, with reference to his 10/25/84 letter stating that the bid submitted by C.D. Smith is true value and the Fluor bid is excessive. He indicated that rebidding Contract A may achieve a significant savings to the NMSC. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Zelinski to amend the minutes of the Regular Meeting of January 8, 1985 to read...(Page 3 parag. 5) "Attorney Goggin presented Resolution 85-1 - rejection of all bids for contract # N08-82605-A for general and mechanical work for the remodeling of the Neenah-Menasha wastewater treatment facilities and contract re-advertised for bids. President Mulvey asked for a motion to either accept or reject Resolution 85-1, as presented by Attorney Goggin." All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Siebers to accept the minutes of the Regular Meeting of January 8, 1985, as amended. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 1/7/85 letter to DNR from City of Neenah; re: Quarterly report - by-passing.
2. 1/9/85 letter to NMSC from Marsh & McLennan ( Insurance Broker ); re: Workers' compensation dividend.
3. 1/8/85 letter to Manager Windau from ECWRPC; re: Meeting 1/17/85 to review sewer service area boundaries.
4. 1/9/85 letter to Manager Windau from ECWRPC; re: Final public hearing on sewer service areas - 1/23/85 and meeting to act on sewer service area plans - 1/31/85.
5. 1/9/85 letter to NMSC from Fluor Bros.; re: Request for various communications on file.
6. 1/11/85 letter to Wickwire, Gavin & Gibbs from Attorney Goggin; re: Forwarding information requested by Fluor Bros.
7. 1/14/85 letter to Manager Windau from Wickwire, Gavin & Gibbs; re: Request for more information.
8. 1/10/85 letter to Milwaukee Street residents, Menasha, from McMahon Assoc.; re: Blasting for interceptor sewer construction.

January 22, 1985 cont...

- 9. 1/14/85 letter to McMahon from Giles Clark, representing Milwaukee Street residents; re: Objection to blasting.
- 10. 1/11/85 letter to Attorney Goggin from McMahon Assoc. re: Surveying at 858 Milwaukee Street, Menasha.
- 11. 1/10/85 letter to McMahon from Vanasten Heating & Sheet Metal Inc.; re: Extension of original bid on Contract #N08-82605-C until June 1, 1985.
- 12. 1/21/85 letter from Colwin, Fortune, Colwin, Pomeroy & English to Attorney Goggin; re: Denial of records by Commission.

Attorney Goggin presented a memo to the NMSC concerning Fluor Bros. request for documents under Public Records Law. He stated that, in his opinion, Fluor's counsel is attempting to obtain an unfair advantage for his client. If the Commission was to release the requested information to Fluor's counsel, contrary to the clear legal exemption from doing so, and over C.D. Smith's previous objection, the Commission could be subjected to a claim for damages by C.D. Smith.

Commissioner Siebers gave a Budget, Finance & Personnel Committee report. The commission has received a wage request for the salaried NMSC employees and will discuss it at a meeting to be scheduled in the future.

Report was given on the Operations, Engineering & Planning Committee. President Mulvey reminded the Commission that there will be a meeting, February 6, 1985 - 4:00 P.M. at the NMSC office. Commissioner Haber reported that he approved the removal or destruction of a shed located on Canal St. which was in the way of the Interceptor construction, at a replacement cost not to exceed \$500. The shed was removed successfully.

Tom Vik presented a construction status report.

Contracts B, C, D & J

These contracts have expired with the exception of C (Vanasten) who has extended his bid to 6/1/85. McMahon recommends no action be taken on Contracts B, D, or J until the Commission is certain as to the status of Contract A.

Contract E - Super Excavators

Work is being concentrated around the pipe jacking on the island. The river crossings and work on the island are the only portions of Contract E that are not completed.

Contract F - Super Excavators

Work on Contract F is proceeding east on Broad Street. The jacking-pit on the east side of the railroad tracks is complete. House laterals are being tied-in as the interceptor is installed.

Contract G - Super Excavators

Due to frost conditions, blasting of the bedrock between 6th and 7th Streets has been delayed. Work will resume January 22.

Moved by Commissioner Bemke, seconded by Commissioner Haber that the Engineer's Report of 1/22/85 be accepted and placed on file. All present voting aye; Nays, none. Motion carried.

Discussion was held on Contract A - Bid Protest. Attorney Goggin presented a Memo to NMSC concerning Fluor Bros. Construction second protest, namely the decision taken by the NMSC, on 1/8/85, rejecting subject to DNR/EPA approval, all bids on Contract A for its wastewater treatment facilities. He stated that the Commission must accept or reject the bid protest filed by Fluor Bros.

Moved by Commissioner Haber, seconded by Commissioner Bemke that the NMSC reject Fluor Bros. protest to the NMSC. Voting aye; Commissioners Haber, Bemke, Gross, Zelinski, Siebers; Nays, none. Commissioner Mulvey abstained. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Bemke to authorize Attorney Goggin, in the event of a protest appeal, to travel to the EPA office in Chicago to review EPA decisions. Voting aye; Commissioners Siebers, Haber, Bemke, Gross, Zelinski and Mulvey. Nays, none. Motion carried. Attorney Goggin will check into law firms versed in EPA decisions and report back at the next regular NMSC meeting.

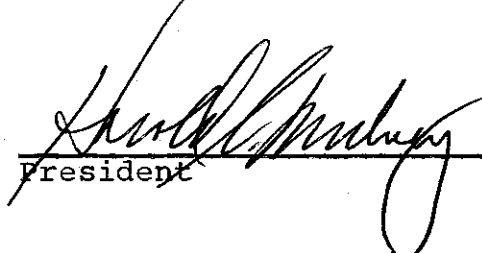
January 22, 1985

Moved by Commissioner Zelinski, seconded by Commissioner Haber that the NMSC select the Appleton Post Crescent as its official newspaper for 1985. All present voting aye; Nays, none. Motion carried.

President Mulvey suggested using a tape recorder for the minutes of the meetings. Subject was tabled indefinitely.

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to approve Operating Fund Vouchers #7654 thru #7744 in the amount of \$151,202.42 and Payroll Vouchers #14108 thru #14165 in the amount of \$42,346.07 for the month of December, 1984. Voting aye; Commissioners Siebers, Haber, Bemke, Gross, Zelinski and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Haber to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:15 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Special Meeting

February 8, 1985

Meeting called to order by Commission President Mulvey at 3:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Attorney Goggin; Tom Vik (McMahon)

Absent: None

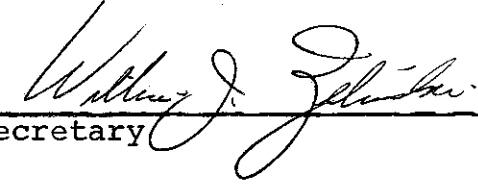
Attorney Goggin reported on a meeting he had with attorneys from Quarles & Brady - Milwaukee. He spoke to attorneys Bob Diaz and Mike McCauley about the problems the NMSC was having and requested their help (after Commission approval) in preparing a brief for the NMSC to be submitted to EPA by February 13, 1985. After the brief is submitted, all parties have until February 22, 1985 to submit rebuttals. Quarles & Brady would be involved in both events. Attorney Goggin stated that the firm of Quarles & Brady is well known in State and Federal ranks and they would give the Commission a benefit of prestige which is very important in dealing with federal agencies. Attorney Goggin noted that their fee would be \$125/hr.

Moved by Commissioner Haber, seconded by Commissioner Bemke that the NMSC retain the services of Quarles & Brady to work with Attorney Goggin in preparing a legal brief to be submitted to EPA by February 13, 1985, at \$125/hr. They will also assist in any work needed if rebuttals are submitted. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

A discussion was held on the schedule for EPA's actions.

Moved by Commissioner Bemke, seconded by Commissioner Zelinski to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 3:40 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingFebruary 12, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Manager Windau; Secretary Stevenson; Attorney Goggin; LeRoy Goldbeck (Town of Neenah); Tom Vik (McMahon); Giles Clark

Absent: Superintendent Schuelke

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to accept the minutes of the Regular Meeting of January 22, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Siebers to accept the minutes of the Budget, Finance and Personnel Committee meeting of January 29, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering and Planning Committee meeting of February 6, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Giles Clark (home owner on Milwaukee Street) expressed concern over the legality of the leases with the Railroad. He admitted that he didn't think they had any legal standing.

The following communications were discussed:

1. 1/23/85 letter to Wickwire, Gavin & Gibbs from Attorney Goggin; re: Commission rejection of protest by Fluor Bros.
2. 1/24/85 letter to Wickwire, Gavin & Gibbs from Attorney Goggin; re: Criticism of statements made.
3. 1/24/85 letter to EPA from Attorney Goggin; re: Advise EPA of conduct of Attorneys for Fluor Bros. in attempting to procure information from the NMSC regarding C.D. Smith.
4. 1/30/85 letter to John Hario (DNR) from Attorney Goggin; re: Inform DNR of Commission's basic position regarding proposed rejection of all Contract A bids.
5. 1/28/85 letter to Manager Windau from Fluor Bros. Construction Co.; re: Extend terms of bid and bid bond to 2/28/85.
6. 1/31/85 letter from DNR to Manager Windau; re: Acceptance and approval of Neenah-Menasha Industrial Pretreatment Program.
7. 1/31/85 letter to DNR from Manager Windau; re: Construction contract schedule in regard to WPDES Permit.
8. 1/30/85 letter to President Mulvey from WPS; re: Welcome NMSC as a new customer.
9. 1/24/85 letter to Chas. O. Green, Inc. from McMahon; re: request for insurance certificates.
10. 2/10/85 letter to NMSC from Steven Kallies; re: Concern over interceptor sewer construction and leases with Railroad.
11. 1/30/85 letter to District Attorney - Winnebago County - from Giles Clark; re: Interceptor sewer construction - lease and breaking of lease with Railroad.
12. 2/5/85 letter to NMSC from Menasha Historical Society; re: Preservation of buildings.

Budget, Finance and Personnel Committee report was given.

A. Replacement Fund

Manager Windau reported that the auditor has advised that it is not necessary to set-up a replacement fund at this time.

February 12, 1985 cont...

B. 1985 Compensation for Salaried Employees

Moved by Commissioner Bemke, seconded by Commissioner Haber to schedule an Executive Session to discuss compensation for salaried employees for February 26, 1985, after the regular meeting, with an open meeting held upon adjournment of the Executive Session, in accordance with State Statute 19.85 (1)(c).

Moved by Commissioner Gross, seconded by Commissioner Siebers to amend the previous motion stating that the Executive Session be held on February 26, 1985 at 6:30 P.M. with an open meeting to follow, in accordance with State Statute 19.85 (1)(c). Voting aye; Commissioners Gross, Bemke, Haber, Siebers, LeCompte, Zelinski and Mulvey. Nays, none. Motion carried.

The original amended motion was passed unanimously by a roll call vote.

C. 1984 Adjusted O&M Cost Splits

Moved by Commissioner Siebers, seconded by Commissioner Gross to approve the 1984 Year-End O&M Cost Splits of Neenah - 40%; Menasha - 33%; Gilbert - 11%; U.S. Paper - 16%; Voting aye; Commissioners Siebers, Haber, Bemke, LeCompte, Gross, Zelinski and Mulvey. Nays, none. Motion carried.

Operations, Engineering and Planning Committee report was given.

A. Tom Vik (McMahon) presented a Construction Status Report.

Contract E

No work is currently being done. River crossings will be done sometime after June 1.

Contract F

Work is proceeding east on Broad Street. Work on Tayco Street will begin by the end of this week.

Contract G

Work is progressing north along railroad tracks. Only the area south of 6th Street remains to be blasted.

Moved by Commissioner Zelinski, seconded by Commissioner Haber to accept and approve the Engineering Report as presented by Tom Vik. All present voting aye; Nays, none. Motion carried.

B. Action on Change Orders

Moved by Commissioner Haber, seconded by Commissioner Bemke to approve Change Orders #1 & #2 for Contracts E, F, G, & I. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

C. Payment Request

Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize payment of \$111,529.96 (\$59,834.18 on Contract E and \$51,695.78 on Contract F) to Super Excavators for work on the Interceptor. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Siebers and Mulvey. Nays, none. Motion carried.

D. McMahon Payment Request

Moved by Commissioner Gross, seconded by Commissioner Haber to authorize payment of \$13,640.00 - Basic Services - Interceptor and \$9,062.17 - Resident Inspector - Interceptor to McMahon Associates, Inc. Voting aye; Commissioners Gross, LeCompte, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Motion carried.

Commission President Mulvey changed the 1st Wednesday of the month meeting to a Committee-of-the-Whole meeting. Meeting to be held at 4:00 P.M. at the Commission offices.

E. McMahon Request for Compensation for Easement Acquisition

Tom Vik reviewed McMahon's request. Moved by Commissioner Gross, seconded by Commissioner Haber to pay McMahon's request in its entirety. After discussion, Commissioner Gross withdrew his motion and Commissioner Haber withdrew his second. The February 5, 1985 letter to the NMSC from Tom Vik (McMahon), was referred to the Finance Committee for review. Mr. Vik will get computer print-outs to Finance Committee. Subject will be placed on agenda for the Regular Meeting on February 26, 1985.



February 12, 1985 cont...

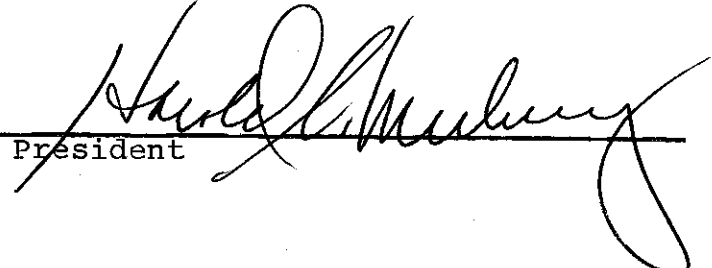
F. NMSC Trucks

Manager Windau stated that he and staff recommend not purchasing a new truck at this time but to make-do with one truck until next budget time, if possible.

Manager Windau presented and discussed a Request for Proposal which was sent to seven labs in the area to contract for analyzing wastewater for certain heavy metals. Mr. Windau will report back to the Commission on February 26, 1985 as to which lab will be doing the work.

Moved by Commissioner Zelinski, seconded by Commissioner Gross to approve Operating Fund Vouchers #7745 thru #7781 in the amount of \$52,159.17 and Payroll Vouchers #14166 thru #14223 in the amount of \$46,166.33 for the month of January, 1985. Voting aye; Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner LeCompte to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:45 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Executive Session

February 26, 1985

Meeting was called to order by President Mulvey at 6:30 P.M. The meeting was held as a closed session in accordance with Wis. Statutes Sec. 19.85 (1)(c), for the purpose of discussing 1985 compensation for salaried employees.

Present: Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers, Mulvey; Manager Windau; Superintendent Schuelke.

Following considerable discussion, there was a consensus to grant each salaried employee a 1% merit increase to his/her 1984 salary plus \$480 across the board.

Meeting ended at 7:37 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingFebruary 26, 1985

Meeting called to order by Commission President Mulvey at 7:45 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber and Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; LeRoy Goldbeck (Town of Neenah); Jeff Kellner (McMahon)

Absent: None

Moved by Commissioner Haber, seconded by Commissioner Zelinski to accept the minutes of the Special Meeting of February 8, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Gross to accept the minutes of the Regular Meeting of February 12, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 2/8/85 letter to Steven Kallies from Mayor Ciske; re: Response to Kallies' letter to the NMSC regarding the interceptor.
2. 2/8/85 letter to Super Excavators from McMahon; re: N-M Interceptor. Use of crushed gravel instead of sand for backfill.
3. 2/14/85 letter to NMSC from C.D. Smith; re: Extend bid of \$14,488,000 to May 1, 1985.
4. 2/14/85 letter to Attorney Goggin from Ray Colwin; re: Rationale in C.D. Smith's extending bid.
5. Letter to NMSC from Chase Manhattan Bank; re: Interest due and payable on March 1, 1985 - \$238,000.00.
6. 2/13/85 letter to Manager Windau from Attorney Gunz (Neenah); re: Request for Commission comments on proposed connection of the Menasha Corp. facility into the sewerage system. Letter was referred to the Engineering Committee.
7. 2/17/85 letter to Manager Windau from Wisconsin Tissue Mills; re: Request NMSC plant to handle leachate from WTM's proposed landfill site in the Town of Vinland in case of emergency. Letter was referred to Engineering Committee.
8. 2/17/85 letter to Mayor Ciske from Giles Clark; re: Interceptor
9. 2/21/85 memo to Super Excavating from John Pinion (McMahon); re: Support of 20" watermain on Broad Street.
10. 2/20/85 letter to Lind Blasting from Jeff Kellner (McMahon); re: Cracks in resident's driveway supposedly caused by blasting for interceptor.

Commissioner Siebers presented a Budget, Finance & Personnel Committee report.

A. 1985 Compensation For Salaried Employees.

Moved by Commissioner Gross, seconded by Commissioner Zelinski to approve and authorize 2% (\$480) across the board plus 1% increase across the board. Voting aye; Commissioners Gross, Zelinski, LeCompte, Bemke, Haber, Siebers and Mulvey. Nays, none. Motion carried.

Commissioner Siebers reported that the Budget, Finance and Personnel Committee met with John Gerdener (Schenck & Assoc.) and reviewed the rough drafts of the 1984 Audit and Management Letter. The completed report is expected to be ready for discussion at the regular NMSC meeting on March 12, 1985. Manager Windau will try to get copies of the audit to the Commissioners before March 12.

The Budget, Finance & Personnel Committee will meet on March 12, 1985 - 4:00 P.M. to discuss portions of the 1984 Audit.

Operations, Engineering & Planning Committee Report was presented.

Jeff Kellner (McMahon) presented a construction status report. Contract E is 54% complete; Contract F is 45% complete and Contract G is 54% complete. He stated that the entire interceptor project is 36% complete. Moved by Commissioner Haber, seconded by Commissioner Bemke to approve the Construction Status Report, as prepared by McMahon and place it on file. All present voting aye; Nays, none. Motion carried.

February 26, 1985 cont...

McMahon's request for additional fees for easement acquisition was tabled until the next regular meeting on March 12, 1985.

Manager Windau reported that P&P Laboratories, Oshkosh, will be analyzing NMSC wastewater for certain heavy metals at a cost of \$3,560/yr.

Manager Windau distributed copies of the briefs regarding the Bid Protest Appeal and the rebuttal prepared by Attorney Goggin and Quarles & Brady.

Commissioner Mulvey reminded the Commission of the Committee-of-the-Whole meeting scheduled for March 6, 1985 - 4:00 P.M. at the NMSC Offices to discuss job progress, change orders and payment requests and the two letters (from Attorney Gunz and Wisconsin Tissue Mills).

Moved by Commissioner Bemke, seconded by Commissioner LeCompte to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:45 P.M.

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President

*William J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

March 12, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber and Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Accountant Voigt; Mayor Carpenter (Neenah); Tom Vik (McMahon); LeRoy Goldbeck (Town of Neenah); John Gerdener (Schenck & Associates)

Absent: None

Moved by Commissioner Bemke, seconded by Commissioner Gross to accept the minutes of the Executive Session of February 26, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Gross, seconded by Commissioner Zelinski to accept the minutes of the Regular Meeting of February 26, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering & Planning Committee meeting of March 6, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 2/1/85 letter to DNR from FWHQ re: Final report on the...

March 12, 1985 cont...

John Gerdener (Schenck & Assoc.) presented the 1984 NMSC Audit and Management Letter, as prepared by Schenck & Assoc. Moved by Commissioner Haber, seconded by Commissioner Bemke to accept and place on file the 1984 Audit and Management Letter as prepared by Schenck & Associates. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Commissioner Siebers reported on the Budget, Finance and Personnel Committee meeting held on March 12, 1985. He stated that it was the consensus of the Committee not to change the payroll system as far as signing checks is concerned. He also stated that it was the consensus of the Committee to have the Commission review each voucher before signing checks when paying bills. It also was the consensus of the Committee to approve the invoices from McMahon dated February 25 and 28 and the February payment requests for Contracts E, F, and G.

Tom Vik (McMahon) presented a construction progress report.

Contract E

All major interceptor construction has been completed except for the river and canal crossings. The canal crossing is scheduled to begin March 18, 1985.

Contract F

Work is progressing east on Broad Street near Tayco Street.

Contract G

Work is progressing north between 8th and 9th Streets east of Milwaukee Street. All blasting north of 6th Street has been completed. Only minimal blasting of bedrock will be required south of 6th Street.

Discussion was held on request from City of Neenah regarding pending Menasha Corp. connection into the sewerage system. Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize Manager Windau to send a letter to Attorney Gunz (City of Neenah) expressing the Commission's concerns on the subject. All present voting aye; Nays, none. Motion carried.

Discussion was held on Wisconsin Tissue Mills' request of the NMSC plant to handle leachate from WTM's proposed landfill site in the Town of Vinland, in case of emergency. Moved by Commissioner Bemke, seconded by Commissioner Siebers to authorize Manager Windau to send a letter to WTM (Bharat Shah) expressing the concerns of the Commission. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Zelinski to authorize payment of \$372,020.10 to Super Excavators for construction work done on Contracts E (\$25,226.00); F (\$214,966.95); and G (\$131,927.15). Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Gross to authorize payment of \$18,694.83 to McMahon Assoc. for Engineering Services - Step III Basic Services - Interceptor (\$8,680.00) through January, 1985 and Professional Services from January 20, 1985 thru February 16, 1985 for Step III Project Representatives - Interceptor (\$10,014.83). Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

McMahon's request for additional fees for work done on the easement acquisition will be tabled until a meeting is held between McMahon and the Commission to negotiate. Tom Vik will check his schedule to select a time.

Manager Windau distributed copies of the final two rebuttals regarding the Bid Protest Appeal.

Discussion was held on Neenah's request to quitclaim portions of the Interceptor. Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize the NMSC to quitclaim portions of the former interceptor to the City of Neenah with any legal expenses to be paid by the City of Neenah. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Manager Windau reported that he has received 43 applications for the Chemist's job to be open upon the retirement of Harold Clifford.

Moved by Commissioner Siebers, seconded by Commissioner Haber to authorize a merit increase of \$500 to Accountant Voigt. Voting aye; Commissioners Siebers, Haber, Bemke, LeCompte, Gross, Zelinski and Mulvey. Nays, none. Motion carried.

March 12, 1985 cont...

Moved by Commissioner Gross, seconded by Commissioner Siebers to authorize payment of Operating Fund Vouchers #7782 thru #7849 in the amount of \$80,207.99 and Payroll Vouchers #14224 thru #14291 in the amount of \$42,714.98 for the month of February, 1985. Voting aye; Commissioners Gross, Zelinski, Siebers, Haber, Bemke, LeCompte, and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Gross, seconded by Commissioner LeCompte to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:05 P.M.

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President

*William J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Committee-of-the-Whole Meeting

March 20, 1985

Meeting began at 4:05 P.M.

Present: Commissioners Bemke, Gross, Zelinski, Haber, Siebers, LeCompte, Mulvey;  
Manager Windau; Superintendent Schuelke; Tom Vik and John Pinion (McMahon)

Absent: None

Tom Vik developed a project chronology of the interceptor and easement acquisition. Report given by John Pinion.

Tom Vik and John Pinion maintained that all this work was additional to the Step 2 Contract. It was not covered by the Step 2 Contract.

Moved by Commissioner Gross, seconded by Commissioner Haber to authorize the payment of the \$14,766.81 to McMahon Associates for easement acquisition. Voting aye; Commissioners Gross, Zelinski, Haber, Bemke, LeCompte and Mulvey. Nays, Commissioner Siebers. Motion carried.

Discussion on the Chemist's job. Manager Windau will call Fox Valley Tech to get salary range for new lab technician. Manager Windau will narrow the field of applicants to four or five by March 26, 1985. The NMSC will authorize interviews with up to three applicants.

Manager Windau distributed a memo by Accountant Voigt regarding Neenah's request to reduce their monthly capital payments by offsetting them with interest earned on the BANs. Ray Osness will ask Bill Kiernan (Foley & Lardner) if the use of BAN interest earnings to pay BAN interest is legal.

Meeting ended at 5:30 P.M.

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President

*William J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingMarch 26, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, Bemke, Haber, Siebers;  
Manager Windau; Superintendent Schuelke; Secretary Stevenson;  
LeRoy Goldbeck (Town of Neenah); John Pinion (McMahon)

Absent: Commissioner LeCompte

Moved by Commissioner Zelinski, seconded by Commissioner Gross to accept the minutes of the Regular Meeting of March 12, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Gross to accept the minutes of the Budget, Finance and Personnel Committee meeting of March 12, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Committee-of-the-Whole meeting of March 20, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 3/14/85 letter to Mr. Ed Taylor from McMahon Assoc., re: Grapevines located in the Railroad Right-of-Way behind 720 Milwaukee Street.
2. 3/16/85 letter to Attorney Goggin from Giles Clark; re: Garage location.
3. 3/14/85 letter to Manager Windau from Attorney Goggin; re: Correspondence from Railroad handing out rights and titles with property owners on Milwaukee Street. Attorney Goggin was authorized to check on the leases with the Menasha School District and property owners.

Commissioner Siebers presented a Budget, Finance and Personnel Committee report.

Moved by Commissioner Siebers, seconded by Commissioner Haber to approve the request from McMahon Assoc. for additional fees of \$14,766.81 for easement acquisition. Voting aye; Commissioners Siebers, Haber, Bemke, Gross, Zelinski and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Gross, seconded by Commissioner Haber to deny Neenah's request to reduce BAN interest payments with BAN earned interest. Voting aye; Commissioners Gross, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Motion carried.

John Pinion (McMahon) presented a Plant Progress Report.

Contract E is complete except for the river and the canal crossings.

Contract F is 50% complete. Restoration of Broad Street has begun.

Contract G is finished along Milwaukee Street. Restoration crew is working.

Contract H - Green has submitted detailed drawings to McMahon.

Discussion was held on applications received for the Chemist's position. Interviews will be held with three candidates on April 2, 1985 at 7:00 - 7:30 - 8:00 P.M. at the Commission offices.

Discussion was held on Manager's request to attend the annual meeting of the Central States Water Pollution Control Association. Moved by Commissioner Zelinski, seconded by Commissioner Siebers to authorize Manager Windau to attend the annual meeting of the Central States Water Pollution Control Association May 22-24, 1985 unless Commission business sets a precedent over it. Voting aye; Commissioners Zelinski, Siebers, Mulvey; Nays, Commissioner Haber. Abstain; Commissioners Gross and Bemke. Motion carried.

Discussion was held on subject of S.D.#4 East sludge temporarily being handled by the NMSC plant. Manager Windau reported that S.D.#4 East has lost the site it's been hauling its sludge to. Someone took away the topsoil. Because it has been too wet to get on their other sites, they are temporarily bringing it to the NMSC plant for disposal. Moved by Commissioner Bemke, seconded by Commissioner Haber to approve the decision of Manager Windau to accept the sludge from S.D. #4 East at a cost to be worked-out as the situation progresses. All present voting aye; Nays, none. Motion carried.

March 26, 1985 cont...

Commissioner Mulvey reminded the Commission of three meetings:

April 2, 1985 - 10:00 A.M. at McMahon's office to set-up certification project.

April 2, 1985 - 7:00 P.M. - Interview Meeting - NMSC Offices.

April 3, 1985 - 4:00 P.M. - Engineering Committee meeting at NMSC plant.

Moved by Commissioner Bemke, seconded by Commissioner Siebers to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:35 P.M.

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President

*William J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Special Meeting  
Project Certification  
April 2, 1985

The meeting was called to order by Commission President Mulvey at 10:10 A.M. at McMahon Associates' offices.

Present: Commissioners Mulvey, Bemke, Gross, Haber, LeCompte; Manager Windau; Superintendent Schuelke; Jim Savinski, John Hario, Len Montie (DNR); Tom Vik, Jeff Kellner, Randy Much (McMahon)

Absent: Commissioners Zelinski and Siebers.

John Hario led the discussion on requirements for new Plant Performance Certification.

See 40 CFR 35.2218. Grantee must certify that a new plant meets design criteria. Or, if design not met, indicate problems, needed corrections, and timetable and at grantees expense.

If there is an engineering error, correction may be grant eligible.

After completion - must show plant will work at design life and design loading.

We can test design loadings by using only parts of the plant so that lower loadings approximate design loadings.

Hario distributed draft Resolution to be passed by NMSC; re: agreement to meet design conditions.

Hario distributed another draft Resolution to be passed after certification tests have been run. Also, he distributed guidelines on Project Performance Certification. See CG-85 for this information.

Hario would like the initial Resolution adopted "with all due deliberate speed."

There is grant participation in the one year certification process. Eligible costs in 12 mo. test period (and when it starts) are discussed in the distributed guidelines.

The performance issue is primarily concerned with meeting WPDES permit conditions.

Mulvey asked if some grant payment is withheld pending certification. Hario said 5% of grant could be withheld (up to 5%)

April 2, 1985 cont...

There will probably have to be plan of variety of test conditions over a 12 month period. We will prepare a testing plan that DNR will review. McMahon will develop testing plan as part of "start-up plan".

CG-85 "discussed" guidelines of success vs. failure in tests.

Date of initiation (start of operation for purposes of one year testing period) can start after plant has been completed and there has been a shake down period.

Meeting ended at 11:00 A.M.

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President

*William J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Special Meeting

April 2, 1985

The meeting was called to order at 7:05 P.M. by Commission President Mulvey.

Present: Commissioners Zelinski, Gross, LeCompte, Haber, Siebers, Mulvey; Manager Windau; Superintendent Schuelke; Attorney Goggin; Tom Vik (McMahon)

Absent: Commissioner Bemke.

There was a discussion on the three interviewed applicants for the chemist job (Stephen Hanson, Marilyn West, Laurie Stenson). The NMSC agreed to the selection of Marilyn West, and offered the following provisions:

1. Annual salary = \$19,500 with a review in 6 months.
2. Up to \$500 in moving expenses.
3. One week of vacation in 1985, and two weeks of vacation in 1986.
4. Starting date should be no later than April 29.

The NMSC suggested that Manager Windau send letters to the other two applicants.

Attorney Goggin reviewed the EPA determination which dismissed Fluor Bros. protest appeal. The NMSC agreed that formal action should be taken at the April 9, 1985 meeting to authorize rebidding of Contract A. There was a discussion on the status of Contracts B, C, D and J. Tom Vik will contact the low bidders on those contracts to discuss the matter.

Tom Vik distributed a proposed bidding schedule:

Advertise for bids	4/10/85
Receive bids	5/13/85
Contingent award	5/14/85
Deliver bids to DNR	5/15/85
Receive DNR approval	6/15/85
Begin construction	6/22/85

An Engineering Committee meeting to discuss any changes in plans and specifications was scheduled for April 10, 1985, 4:00 P.M. at McMahon offices.

The NMSC agreed to a \$100 maturity bond for Harold Clifford in honor of his service and his retirement.

Moved by Commissioner Haber, seconded by Commissioner LeCompte to adjourn. Motion carried unanimously. Meeting adjourned at 8:00 P.M.

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President

*William J. Zelinski*  
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Secretary



NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

April 9, 1985

Meeting was called to order by Commission President Mulvey at 7:01 P.M.

Present: Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers, Mulveu; Manager Windau; Superintendent Schuelke; Attorney Goggin; Tom Vik; Andy Thompson

Absent: Secretary Stevenson

Moved by Commissioner Gross, seconded by Commissioner Zelinski to approve and place on file the minutes of the Regular Meeting of 3/26/85. Motion carried unanimously.

Moved by Commissioner Zelinski, seconded by Commissioner Haber to approve and place on file the minutes of the Special Meeting of 4/2/85, 10:00 A.M. Motion carried unanimously.

Moved by Commissioner Zelinski, seconded by Commissioner Bemke to approve and place on file the minutes of the Special Meeting of 4/2/85 - 7:00 P.M. Motion carried unanimously.

Moved by Commissioner Haber, seconded by Commissioner Bemke to approve and place on file the minutes of the Operations, Engineering and Planning Committee of 4/3/85.

Communications:

- 3/26/85 letter from Mayor Ciske to NMSC concerning use of interest earned on BAN.
- 4/8/85 letter from Mr. Maney (Neenah) to DNR re: bypass report.
- 4/8/85 letter from Mr. Janda (Menasha Corp.) to Manager Windau requesting permission to discharge wastewater to the sewerage system. The NMSC stated that Menasha Corp. should submit further clarification of their proposed wastewater discharge.
- 4/4/85 letter from Jeff Kellner (McMahon) to Len Montie (DNR) re: Contract E Change Order #2.

Tom Vik distributed and discussed a project progress report dated 4/9/85 and reviewed payment requests of \$28,143.94 for Contract E, \$240,861.99 for Contract F, \$98,758.32 for Contract G, and two invoices of \$7,440.00 and \$15,330.04 from McMahon. The payment request for Contract G had been amended from \$104,360.49 to \$98,758.32.

Moved by Commissioner Bemke, seconded by Commissioner Haber to approve the payment requests for Contracts E, F and G (as amended) and that they be paid. Motion carried unanimously on a roll call vote.

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to approve the McMahon invoices. Motion carried unanimously on a roll call vote.

There was a discussion on rebidding Contracts A, B, C, D and J. Attorney Goggin stated no objection to rebidding Contracts A, B, D and J. Tom Vik had spoken to the previous low bidders on B, C, D and J. Only Van Asten (Contract C) still had a non-expired bid extension, and further extended his bid to September 1, 1985 (Mr. Vik submitted Mr. VanAsten's letter to that affect). The other bidders on B, D and J were contacted by Mr. Vik, and they informed him that they were not interested in extending their previous bids. Mr. Vik recommended that NMSC rebid Contracts A, B, D and J. Contract J will be kept separate but the General Contractors will be allowed to bid it in conjunction with Contract A.

Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize rebidding of Contracts A, B, D and J; with bids to be received on May 14, 1985, by 2:00 P.M., and bids opened at 2:00 P.M. Motion carried unanimously.

Moved by Commissioner Gross, seconded by Commissioner Siebers, to approve Amendment No. 2 to Agreement for Professional Services (Construction Phase) (an increase of \$20,000 for bidding services on Contracts A, B, D and J) and the attached Price Summary Format for Subagreements Under U.S. EPA Grants. Motion carried unanimously with a roll call vote.

Moved by Commissioner Zelinski, seconded by Commissioner Gross to authorize execution of Resolution 85-4 (Project Performance Standards) and sent it to DNR. Motion carried unanimously.

cont.

April 9, 1985 cont...

Moved by Commissioner Haber, seconded by Commissioner Zelinski to approve the Operating Fund Vouchers and Payroll Vouchers of item #9 on the Agenda and pay the bill. Motion carried unanimously on a roll call vote.

Moved by Commissioner Bemke, seconded by Commissioner Haber to approve hiring Marilyn West as Chemist. Motion carried unanimously.

Moved by Commissioner Zelinski, seconded by Commissioner Bemke to adjourn. Motion carried unanimously.

Meeting ended at 7:55 P.M.

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President

*William J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

April 23, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber and Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Dennis Lamers & Jeff Kellner (McMahon); LeRoy Goldbeck (Town of Neenah)

Absent: None

Moved by Commissioner Siebers, seconded by Commissioner Haber to accept the minutes of the Regular Meeting of April 9, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Zelinski to accept the minutes of the Operations, Engineering and Planning Committee meeting of April 10, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 4/2/85 letter to Marjorie Devereaux (DNR) from Harold C. Mulvey; re: Commission's intent to rebid Contract A.
2. 4/10/85 letter to Marjorie Devereaux (DNR) from Harold C. Mulvey; re: Commission's intent to rebid Contracts B, D, & J.
3. 4/17/85 letter to Harold C. Mulvey from Marjorie Devereaux (DNR); re: O.K. to rebid Contract A. Manager Windau will call John Hario for clarification of letter.
4. 4/11/85 letter to Manager Windau from LDT Engineering & Sales; re: Request that Commission and Engineer approve EIMCO Process Equipment Co. as a supplier.
5. 4/16/85 letter to LDT Engineering & Sales from McMahon Associates; re: Response to 4/11/85 letter with request for meeting 4/30/85 - 10:00 A.M. at McMahon's office to discuss subject. Engineering Committee to meet there at 11:00 A.M.
6. 4/16/85 inspection report #2 from Len Montie.
7. 4/23/85 memo from Manager Windau; re: Telephone system at plant switched to Centrex system.

cont...

April 23, 1985 cont...

Commissioner Siebers presented a Budget, Finance and Personnel Committee report.

- A. S.D.#4 question regarding Waverly's prepayment tabled until new bids come in.
- B. Fair Labor Standards Act  
Moved by Commissioner Siebers, seconded by Commissioner Haber to authorize hiring James Macy (Mulcahy & Wherry) if necessary. All present voting aye; nays, none. Motion carried.
- C. Chief Chemist Compensation  
Moved by Commissioner Bemke, seconded by Commissioner Zelinski to establish the salary of the Chief Chemist at \$23,000, effective May 1, 1985. Voting aye; Commissioners Bemke, Haber, Siebers, Zelinski, Gross, LeCompte and Mulvey. Nays, none. Motion carried.
- D. Manager Windau was authorized to give Accountant Voigt the authority to invest the Step II-BAN money.

Employee Clarence Ciske is retiring after 18 years of service. Moved by Commissioner Bemke, seconded by Commissioner Gross to present him with a \$25 gift certificate upon his retirement. Voting aye; Commissioners Bemke, Haber, Siebers, Zelinski, Gross, LeCompte and Mulvey. Nays, none. Motion carried.

Commissioner Haber presented an Operations, Engineering and Planning Committee report.

- A. Septic Tank Truck Discharge Facility will be included in the project.
- B. Committee recommends a 5th bay for the screw pump, an observation deck and use of a stand-by generator if a study by McMahon finds it cost effective.
- C. Carpeting is not grant eligible thus ceramic tile will be used.
- D. Office furniture needed will be bought later, outside of the Contract.

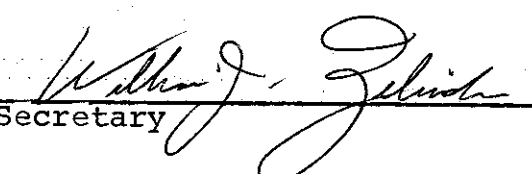
Jeff Kellner (McMahon) presented a Construction Progress Report.

- A. Contract E  
Work is continuing on the canal crossing. Approximately 176' of the marine crossing pipe has been installed. The river crossing will be started after 6/1.
- B. Contract F  
Work is progressing from 3rd and Tayco St. northward along the RR tracks. Blasting of rock is continuing ahead of the pipe installation.
- C. Contract G  
Work on G will continue after Contract F is completed.
- D. Contract H  
Not started.
- E. Contract I  
Cleaning out roots. Then will do slip-lining.

Discussion was held on cost calculation for handling S.D. #4 sludge for March, 1985. Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize charging S.D. #4 \$52.44 for the handling of their three tank loads of sludge during March, 1985. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Haber to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:05 P.M.

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President

  
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Secretary

The Bid Opening on May 14, 1985 will be considered the first Regular Meeting of May, 1985. There will be no meeting at 7:00 P.M.

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingMay 14, 1985

Meeting called to order by Commission President Mulvey at 2:00 P.M. at the Neenah City Hall. The receipt of bids for the remodeling of the Neenah-Menasha Wastewater Treatment Plant was declared closed.

Present: Commissioners Mulvey, Zelinski, Gross, Bemke, Haber, Siebers; Attorney Goggin; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Tom Vik, Dennis Lamers and Dan Roder (McMahon)

Also present: (See attached sheet)

Absent: Commissioner LeCompte

The bids were opened, reviewed by Attorney Goggin and read by Tom Vik (McMahon).

They were as follows:

Contract N08-82605-A - General & Mechanical

<u>P.G. Miron</u> Menasha	<u>C.D. Smith</u> Fond du Lac	<u>Hutter Construction</u> Fond du Lac
\$15,699,000	\$15,87-,000	\$15,979,000

Contract N08-82605-B-Plumbing

August Winter & Sons  
Appleton

\$ 208,400

Contract N08-82605-D-Electrical

<u>Reigel Electric</u> Appleton	<u>Buss Electric</u> Appleton	<u>VanErt Electric</u> Wausau	<u>Pieper Power</u> Milwaukee
\$1,804,200	\$1,824,000	\$1,847,000	\$1,963,877

Tom Vik (McMahon) summarized the bids and read the major equipment list for P.G. Miron Construction Company.

President Mulvey thanked all the bidders and the bids were referred to the Engineers, McMahon Assoc., for tabulations and recommendations. These will be presented to the Commission at a Special Meeting scheduled for May 16, 1985 - 7:00 P.M. at the Commission offices.

Moved by Commissioner Siebers, seconded by Commissioner Haber to accept the minutes of the Regular Meeting of April 23, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering & Planning Committee meeting of April 30, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Communications were read by the Commissioners.

Commissioner Haber discussed the payment requests from McMahon Associates.

Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize payment of Invoice No. 32319 to McMahon Assoc. in the amount of \$10,570.81 for Professional Services from March 24, 1985 thru April 20, 1985 for Step III Project Representatives - Interceptor and Invoice No. 32324 to McMahon Assoc. in the amount of \$5,580.00 for Engineering Services thru March, 1985, for Step III Basic Services - Interceptor. Voting aye; Commissioners Haber, Bemke, Siebers, Zelinski, Gross and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize payments of \$64,912.85 for Contract E and \$202,505.92 for Contract F to Super Excavators. Voting aye; Commissioners Haber, Bemke, Siebers, Zelinski, Gross and Mulvey. Nays, none. Motion carried.

May 14, 1985 cont...

Discussion was held on request from Commissioner LeCompte to change the monthly Engineering Committee meetings to a day other than Wednesday. Moved by Commissioner Bemke, seconded by Commissioner Haber to table the subject until the next Engineering Committee meeting. All present voting aye; Nays, none. Motion carried.

Discussion was held on Trip and Seminar to the Beaver Dam WWTP on May 15, 1985. Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize any Commissioner or plant personnel who desire to go, do so. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Gross to approve Operating Fund Vouchers #7918 thru #8000 in the amount of \$99,118.36 and Payroll Vouchers #15087 thru #15141 in the amount of \$33,771.35 for the month of April, 1985. Voting aye; Commissioners Zelinski, Gross, Siebers, Bemke, Haber and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Haber to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 2:35 P.M.

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President

*William J. Zelnick*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Special Meeting

May 16, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, Bemke, Haber, Siebers; Attorney Goggin; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Dennis Lamers (McMahon)

Absent: Commissioner LeCompte

Dennis Lamers (McMahon) presented a cover letter and the tabulation of the bids.

Contract A - General and Mechanical

Three bids were received.

P.G. Miron Construction Co. - \$15,699,000  
C.D. Smith Construction Co. - \$15,879,000  
The Hutter Construction Co. - \$15,979,000

Review of the bidding documents from the apparent low bidder, P.G. Miron indicates no irregularities.

McMahon recommends Contract A be awarded to P.G. Miron in the amount of \$15,699,000.

Contract A - Plumbing

Only one bid was received.

August Winter & Sons - \$ 208,400

Reasons for price increases are due to equipment, material and labor price increases since the previous bid.

There are no apparent irregularities in Winter's bid.

McMahon recommends Contract B be awarded to August Winter & Sons in the amount of \$208,400.

May 14, 1985 cont...

Contract D - Electrical

Four bids were received.

Reigel Electric	\$1,804,200
Buss Electric	\$1,824,000
VanErt Electric	\$1,847,000
Pieper Power	\$1,963,877

Electrical work previously in Contract J was placed into Contract D for the rebid. Also, the costs for relocating WEPCO's electrical tower were not in the original bid because costs were not available from WEPCO at that time. Any other additional costs can be traced to price increases for labor, materials and equipment.

There are no apparent irregularities in Reigel's bid.

McMahon recommends Contract D be awarded to Reigel Electric in the amount of \$1,804,000.

Attorney Goggin concurred with McMahon's recommendations to award the contracts.

Moved by Commissioner Gross, seconded by Commissioner Haber to approve, adopt and execute Resolution 85-5, pertaining to the awarding of bids. Voting aye; Commissioners Gross, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Siebers to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 7:45 P.M.

\_\_\_\_\_  
President

*Wilhelm J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

May 28, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; LeRoy Goldbeck (Town of Neenah); Jeff Kellner (McMahon)

Absent: None

Moved by Commissioner Gross, seconded by Commissioner Bemke to accept the minutes of the Regular Meeting of May 14, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Gross to accept the minutes of the Special Meeting of May 16, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering & Planning Committee meeting of May 8, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communication was discussed:

1. 5/8/85 letter to Commissioner Siebers from City Clerk (Menasha); re: Re-appointment to NMSC for a term ending January, 1988.

Commissioner Siebers scheduled a Budget, Finance & Personnel Committee meeting for Monday, June 3, 1985 - 4:00 P.M.

May 28, 1985 cont...

Discussion was held on Operations, Engineering and Planning Committee meeting of May 23, 1985.

5th Screw Pump Bay

Commissioner Haber stated that the Committee recommends eliminating the 5th Screw Pump Bay as it is not eligible for grant money. Moved by Commissioner Siebers, seconded by Commissioner Gross to authorize McMahon Assoc. to eliminate the 5th Screw Pump Bay and re-do the drawings without the Bay but design them for future expansion and present them to DNR. All present voting aye; Nays, none. Motion carried.

Operators Platform

The name "Operators Platform" was changed to "Observation/Operator Platform". Moved by Commissioner Haber, seconded by Commissioner Siebers to inform DNR that the Observation/Operator Platform will be used for maintenance, etc. as well as observing how the plant is running and to request funding for same as well as the modest construction costs due to the elimination of the 5th Screw Pump Bay. All present voting aye; Nays, none. Motion carried.

Covers For Contact Tanks

Moved by Commissioner Haber, seconded by Commissioner Bemke to eliminate the concrete covers on the chlorine contact tanks, at the request of Superintendent Schuelke. All present voting aye; Nays, none. Motion carried.

Jeff Kellner (McMahon) presented an Interceptor Sewer Progress Report.

Contract E

Work is completed on the canal crossing. The river crossing is scheduled to start June 3, 1985.

Contract F

Pipe installation is completed under Contract F. Work remaining includes restoration work and completion of several manholes. Dust control procedures have started on Tayco & Broad Streets.

Contract G

The sewer installation has been completed. The restoration work has started behind Milwaukee St. from Ninth to Sixty Streets. Several manholes remain to be built. Also, the Sixth Street railroad crossing remains to be completed under Contract G.

Contract H

Work has started at Ninth Street and is progressing north.

Contract I

Slip-lining is not scheduled until July when it is warmer.

Mr. Kellner stated that the Bids and Documents are at the DNR office.

The Engineering Committee meetings (previously held the 1st Wed. of each month) were rescheduled for the 1st. Tues. of each month at 4:00 P.M. at the NMSC offices. The next meeting is scheduled for June 4 - 4:00 P.M.

Commissioner Siebers questioned the subject of selling land, used for the interceptor, to the property owners with easement rights. Subject will be discussed in Executive Session when the contracts are completed. Manager Windau suggested the best time to talk to the people would be during the summer months.

Manager Windau discussed the "Fair Share" of Minority Business Enterprise (MBE) and Women's Business Enterprise (WBE) involvement in the Neenah-Menasha wastewater treatment plant project. Moved by Commissioner Zelinski, seconded by Commissioner Haber to submit a letter, written and executed by President Mulvey, to the DNR stating that the "Fair Share" for the NMSC would be 1-1/2% for MBE and 1/2% for WBE. All present voting aye; Nays, none. Motion carried.

Discussion was held on a summer meeting schedule. Moved by Commissioner Zelinski, seconded by Commissioner Haber to schedule the first meeting of the month (2nd Tues.) for 7:00 P.M. and the second meeting of the month (4th Tues.) for 4:00 P.M. for the months of June, July and August. All present voting aye; Nays, none. Motion carried.

Commissioner Gross requested that the 24" interceptor, on Airport Road, be increased to 27". Moved by Commissioner Gross, seconded by Commissioner Haber to authorize McMahon to increase the 24" interceptor to 27" on Airport Road. Voting aye; Commissioners Gross, LeCompte, Haber, Siebers, Zelinski and Mulvey. Nays, none. Commissioner Bemke abstained. Motion carried.

cont...

May 28, 1985 cont...

Moved by Commissioner Bemke, seconded by Commissioner Haber to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:05 P.M.

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President

*Walter J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

June 11, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber and Siebers; Superintendent Schuelke; Secretary Stevenson; LeRoy Goldbeck (Town of Neenah); Jeff Kellner (McMahon)

Absent: Manager Windau

Moved by Commissioner Gross, seconded by Commissioner Zelinski to accept the minutes of the Regular Meeting of May 28, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operating, Engineering & Planning Committee meeting of May 23, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Gross to accept the minutes of the Budget, Finance & Personnel Committee meeting of June 3, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communication was discussed:

1. 5/30/85 letter to John Pinion (McMahon) from Ron Mueller (Menasha); re: condition of paving on Broad Street

Commissioner Siebers presented a Budget, Finance & Personnel Committee report.

1. Fair Labor Standards Act

A meeting has been scheduled for June 24, 1985 - 2:00 P.M. with Local 1541.

2. Recommendation on use of Waverly Prepayment

Moved by Commissioner Gross, seconded by Commissioner Haber to refund approximately \$6,709 (interest on Waverly Prepayment) to the Cities of Neenah and Menasha, S.D. #4, Gilbert Paper Co. and Menasha Corp. based on the formula to collect it. Voting aye; Commissioners Gross, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Commissioner LeCompte abstained. Motion carried.

3. Request from Neenah and Menasha to reduce monthly payments by using interest earned on B.A.N.

Moved by Commissioner Haber, seconded by Commissioner Gross to inform Neenah and Menasha that interest earned on the BAN's cannot be credited until the project is essentially completed. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.



June 11, 1985 cont...

Commissioner Haber presented an Operations, Engineering & Planning Committee report.

1. Super Excavator Payment Requests

Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize payment of \$36,882.30 for Contract E; \$50,355.04 for Contract F; and \$75,028.41 for Contract G to Super Excavators. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

2. McMahon Invoices

Moved by Commissioner Haber, seconded by Commissioner Zelinski to authorize payment of \$20,000 - Rebid; \$3,720 - Basic Services-Interceptor; and \$10,038.32 - Project Representatives-Interceptor to McMahon Associates. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

3. Wisconsin Electric Power Co. Easement Request.

Letter to be sent to Wisconsin Electric Power Co. stating Menasha School's interest in property and Commission's recommendation for negotiations concerning the easement request.

Discussion was held regarding Menasha Corp. Container Plant's request to discharge to the NMSC plant. Moved by Commissioner Haber, seconded by Commissioner Zelinski to refer the contract from Menasha Corp., 6/12/85 letter from Attorney Gunz (Neenah) and minutes of the Engineering Committee meeting of June 4, 1985 to Attorney Goggin for advisement, with Attorney Goggin to report back to the Commission. All present voting aye; Nays, none. Motion carried.

An Operations, Engineering & Planning Committee meeting was scheduled for June 18, 1985 - 4:00 P.M. at the NMSC offices to approve all change orders.

Jeff Kellner (McMahon) presented a project progress report.

Contract E

Work is completed under this contract except for the river crossing and restoration work. The river crossing should begin this week.

Contract F

Pipe installation is completed under Contract F. Restoration work remains to be finished. City of Menasha has inspected the restoration and is requiring repaving curb to curb on Broad Street.

Contract G

The sewer installation has been completed except for the Sixth Street railroad crossing. The restoration work is complete behind Milwaukee Street from Ninth to Sixth Streets.

Contract H

The Ninth Street crossing is complete and work is progressing northward along the railroad tracks.

Contract I

Slip-lining is not scheduled until July when continuous warmer temperatures are expected.

Mr. Kellner presented an inspection report submitted by Len Montie (DNR) Construction continues on schedule.

Discussion was held on grant amendment request letter to DNR. Moved by Commissioner Zelinski, seconded by Commissioner Gross to authorize President Mulvey to execute and send the grant amendment letter of 6/11/85 to John Hario (DNR). Voting aye; Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to approve Operating Fund Vouchers #8001 thru #8089 in the amount of \$111,796.44 and Payroll Vouchers #15147 thru #15227 in the amount of \$40,582.49 for the month of May, 1985. Voting aye; Commissioners Siebers, Zelinski, Gross, LeCompte, Bemke, Haber and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Bemke to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:15 P.M.

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President

*William J. Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingJune 11, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber and Siebers. Superintendent Schuelke; Secretary Stevenson; LeRoy Goldbeck (Town of Neenah). Jeff Kellner (McMahon)

Absent: Manager Windau

Moved by Commissioner Gross, seconded by Commissioner Zelinski to accept the minutes of the Regular Meeting of May 28, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operation, Engineering and Planning Committee meeting of May 23, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Gross to accept the minutes of the Budget, Finance & Personnel Committee meeting of June 3, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Haber to accept the minutes of the Operations, Engineering and Planning Committee meeting of June 4, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communication was discussed:

1. 5/30/85 letter to John Pinion (McMahon) from Ron Mueller (Menasha); re: condition of paving on Broad Street.

Commissioner Siebers presented a Budget, Finance & Personnel Committee report.

1. Fair Labor Standards Act

A meeting has been scheduled for June 24, 1985 - 2:00 P.M. with Local 1541.

2. Recommendation on use of Waverly Prepayment

Moved by Commissioner Gross, seconded by Commissioner Haber to refund approximately \$6,709 (interest on Waverly prepayment) to the Cities of Neenah and Menasha, S.D. #4, Gilbert Paper Co. and Menasha Corp. based on the formula to collect it. Voting aye; Commissioners Gross, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Commissioner LeCompte abstained. Motion carried.

3. Request from Neenah and Menasha to reduce monthly payments by using interest earned on B.A.N.

Moved by Commissioner Haber, seconded by Commissioner Gross to inform Neenah and Menasha that interest earned on the BAN's cannot be credited until the project is essentially completed. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

Commissioner Haber presented an Operations, Engineering & Planning Committee report.

1. Super Excavator Payment Requests

Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize payment of \$36,882.30 for Contract E; \$50,355.04 for Contract F; and \$75,028.41 for Contract G to Super Excavators. Voting aye; Commissioners Haber, Siebers, Zelinski- Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

2. McMahon Invoices

Moved by Commissioner Haber, seconded by Commissioner Zelinski to authorize payment of \$20,000 - Rebid; \$3,720 - Basic Services-Interceptor; and \$10,038.32-Project Representatives-Interceptor to McMahon Associates;

June 11, 1985 cont...

Discussion was held regarding Menasha Corp. Container Plant's request to discharge to the NMSC plant. Moved by Commissioner Haber, seconded by Commissioner Zelinski to refer the contract from Menasha Corp., 6/12/85 letter from Attorney Gunz (Neenah) and minutes of the Engineering Committee meeting of June 4, 1985 to Attorney Goggin for advisement, with Attorney Goggin to report back to the Commission. All present voting aye; Nays, none. Motion carried.

An Operations, Engineering & Planning Committee meeting was scheduled for June 18, 1985 - 4:00 P.M. at the NMSC offices to approve all change orders.

Jeff Kellner (McMahon) presented a project progress report.

Contract E

Work is completed under this contract except for the river crossing and restoration work. The river crossing should begin this week.

Contract F

Pipe installation is completed under Contract F. Restoration work remains to be finished. City of Menasha has inspected the restoration and is requiring repaving curb to curb on Broad Street.

Contract G

The sewer installation has been completed except for the Sixth Street railroad crossing. The restoration work is complete behind Milwaukee Street from Ninth to Sixth Streets.

Contract H

The Ninth Street crossing is complete and work is progressing northward along the railroad tracks.

Contract I

Slip-lining is not scheduled until July when continuous warmer temperatures are expected.

Mr. Kellner presented an inspection report submitted by Len Montie (DNR). Construction continues on schedule.

Discussion was held on grant amendment request letter to DNR. Moved by Commissioner Zelinski, seconded by Commissioner Gross to authorize President Mulvey to execute and send the grant amendment request letter of 6/11/85 to John Hario (DNR). Voting aye; Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to approve Operating Fund Vouchers #8001 thru #8089 in the amount of \$111,796.44 and Payroll Vouchers #15147 thru #15226 in the amount of \$40,582.49 for the month of May, 1985. Voting aye; Commissioners Siebers, Zelinski, Gross, LeCompte, Bemke, Haber and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Bemke to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:15 P.M.

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President

*Wilbur Zelinski*  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingJune 25, 1985

Meeting called to order by Commission Vice President Siebers at 4:00 P.M.

Present: Commissioners Siebers, Zelinski, Gross, Bemke and Haber; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Attorney Goggin; Tom Vik & Jeff Kellner (McMahon); LeRoy Goldbeck (Town of Neenah)

Absent: Commissioners Mulvey and LeCompte

Moved by Commissioner Bemke, seconded by Commissioner Haber to accept the minutes of the Regular Meeting of June 11, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering & Planning Committee meeting of June 18, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Commissioner Gross reported on the Budget Committee meeting with the Union, held on June 24, 1985, regarding the Fair Labor Standards Act. Subject will be put on the agenda for the regular Commission meeting on July 23, 1985.

Jeff Kellner (McMahon) presented a construction status report.

Contract E

Work is proceeding on the river crossing. Approximately 230' of the 570' crossing has been completed.

Contract F

Repaving has started on Tayco Street and will continue onto Broad Street.

Contract G

The boring at the Sixth Street railroad crossing is scheduled to start in two weeks. Nearly all restoration work has been completed.

Contract H

Sewer has been laid from Ninth Street to Highway 441. The highway boring will start within several weeks. Approximately 1050' of pipe has been laid.

Contract I

Sliplining is scheduled to begin July 8, 1985. Some root cutting work has started to prepare the sewer for the sliplining.

Jeff Kellner reported that he has talked to John Hario (DNR) and the Commission should hear from him soon.

Commissioner Haber reported that the Engineering Committee reviewed and discussed samples of brick for the buildings. A sample panel will be constructed by P.G. Miron before the Committee makes a final decision.

Commissioner Haber reported that the Engineering Committee has decided on aluminum covers for the sludge holding tank.

Discussion was held on the subject of the Wisconsin Electric Power Co. easement request. Subject was referred to the Budget, Finance & Personnel Committee. Commissioner Siebers requested a copy of the interceptor plans showing the Wisconsin Electric route.


Attorney Goggin discussed the matter of Menasha Corp's proposed discharge.

Moved by Commissioner Bemke, seconded by Commissioner Haber that the Commission hire an expert to review the heavy metal issue to determine what impact it would have on the plant. Voting aye; Commissioners Bemke, Haber, Zelinski, Gross and Siebers. Nays, none. Motion carried.

An Operations, Engineering & Planning Committee meeting was scheduled for July 2, 1985 - 4:00 P.M. at the NMSC offices to discuss change order requests.

Moved by Commissioner Bemke, seconded by Commissioner Gross to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 4:45 P.M.

  
Vice-President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingJuly 9, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Attorney Goggin; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Dennis Lamers & Jeff Kellner (McMahon); LeRoy Goldbeck (Town of Neenah)

Absent: None

Moved by Commissioner Zelinski, seconded by Commissioner LeCompte to accept the minutes of the Regular Meeting of June 25, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 7/8/85 letter to Commissioners Siebers and Haber from Edward & Betty Taylor; re: Concern over loss of bushes and grape vines due to interceptor work. McMahon will make an inspection of the property.
2. 6/28/85 letter to Manager Windau from DNR; re: Project Performance Standards. DNR has approved Resolution 85-4 of the NMSC, establishing project performance standards for the subject grant with a few revisions. Manager Windau will draft a new resolution, incorporating the revisions, with McMahon and the Engineering Committee.

Commissioner Wiebers presented a Budget, Finance & Personnel Committee Report.

1. Wisconsin Electric Power Co. Easement Request.

Commissioner Siebers met with Menasha School Administrators at the subject site and surveyed where the power pole is to go. There was no objection to the pole going in as long as it is outside of the fence. Negotiations will be held between the school and the Budget Committee. Moved by Commissioner Siebers, seconded by Commissioner Zelinski that Wisconsin Electric Power Company be given easement rights to install a power pole on the farthest point east on the property. After discussion, motion was withdrawn.

2. Fair Labor Standards Act

Manager Windau has talked to Jim Macy (Mulcahy & Wherry). Macy said that the Commission is liable to pay overtime in excess of 40 hrs/week, retroactive to 4/15/85. Moved by Commissioner Zelinski, seconded by Commissioner Gross to schedule an Executive Session of the Budget, Finance & Personnel Committee for July 16, 1985 - 3:30 P.M. pursuant to Wis. Stats., Sec. 19.85 (1)(e) for the purpose of discussing the Fair Labor Standards Act and sale of a lot. Voting aye; Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers and Mulvey. Nays, none. Motion carried. Jim Macy will be invited to attend.

Jeff Kellner (McMahon) presented a progress report on the interceptor sewer.

Contract E

Work is continuing on the river crossing - 80% is complete. Contractor anticipates finishing by the end of this week.

Contract F

Broad Street has been paved with base coarse of asphalt and will receive the 1" surface coarse in the fall. Tayco St. patching is approximately 95% complete. Presently working on curb and gutter replacement.

Contract G

Only the railroad crossing remains to be completed. Additional restoration work, between 7th and 8th Streets will be finished in fall in order to allow for further settling.

Contract H

Green has installed pipe from 9th Street to Hwy 441. Work has stopped until boring under Hwy 441 is completed.

cont...

July 9, 1985 cont...

Contract I

Cleaning and televising was completed. The start of slipping is scheduled for Monday, July 9, 1985 0 should take six weeks to complete.

Mr. Kellner discussed various change orders for Contracts F & G. These change orders were approved by the Engineering Committee. Moved by Commissioner Haber, seconded by Commissioner LeCompte to authorize Change Order #3 for Contract F in the amount of +\$31,516.95; Change Order #4 for Contract F in the amount of +\$69,499.80; and Change Order #3 for Contract G in the amount of +\$9,842.73. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize payment, in full, for the following invoices:

Contract E - Super Excavators	\$ 82,616.35
Contract F - Super Excavators	\$127,853.56
Contract G - Super Excavators	\$ 9,350.60
Contract H - Charles O. Green	\$ 94,068.00
McMahon Project Rep. - Interceptor	\$ 8,839.71
McMahon Basic Services - Interceptor	\$ 4,340.00

Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Mr. Kellner reported that the DNR letter, approving the project, is on Paul Guthrie's (DNR) desk in Madison. Should be here soon.

Commissioner Siebers received a request from P.G. Miron (Dave Voss) to park some of their equipment on NMSC property until construction begins. Attorney Goggin stated that this could happen only with proof of insurance by P.G. Miron with the NMSC listed as co-insured. Attorney Goggin will discuss subject with Dave Voss.

Dennis Lamers (McMahon) reported on the heavy metals issue. The scope of the work is incomplete at this time.

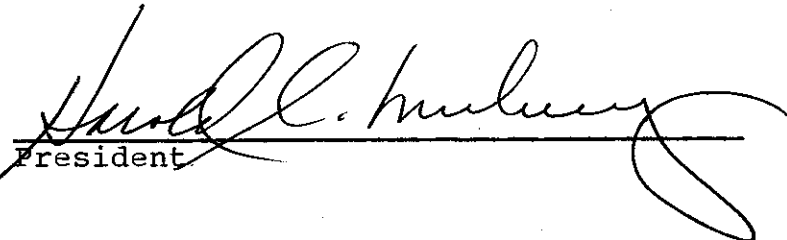
Jeff Kellner (McMahon) made a presentation on sliplining (most economical and successful method of permanently restoring deteriorated systems). This was started July 9, 1985 in conjunction with Contract I.

Discussion was held on the Menasha Corp. Discharge Request. Commissioner LeCompte questioned the need for a consulting engineer to study the heavy metal issue. Attorney Goggin expressed the need for an expert opinion - one that will stand-up in court, if necessary. He stated the need for heavy metal standards for all permittees. Subject will be discussed at Engineering Meeting scheduled for July 15, 1985 - 4:00 P.M. at NMSC offices.

Manager Windau stated that about 20 applications have been filed for Industrial Wastewater Discharge Permits. These applications must be processed and formally approved by the NMSC by the end of July, 1985. It was agreed that the Engineering Committee will review draft permits before approval by the full Commission.

Moved by Commissioner Siebers, seconded by Commissioner Gross to approve Operating Fund Vouchers #8090 thru #8149 in the amount of \$82,960.40 and Payroll Vouchers #15227 thru #15283 in the amount of \$29,254.89 for the month of June, 1985. Voting aye; Commissioners Siebers, Haber, Bemke, LeCompte, Gross, Zelinski and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 9:20 P.M.

  
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 President

  
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 Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONSpecial MeetingJuly 19, 1985

Meeting was called to order by Commission President Mulvey at 3:40 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber; Manager Windau; Attorney Goggin; Tom Vik (McMahon); Gilbert Krueger

Absent: Commissioner Siebers; Superintendent Schuelke; Secretary Stevenson

Commissioner Mulvey announced that the DNR had signed a letter authorizing the NMSC to award Contracts A, B, C and D to the low bidders. Manager Windau had been telephoned on 7/18/85 by John Hario who relayed this news and stated that the NMSC could take action prior to receiving the letter.

Moved by Commissioner Haber, seconded by Commissioner Bemke to award Contract A to P.G. Miron Construction Co. for a total of \$15,699,000. Motion carried unanimously on a roll call vote.

Moved by Commissioner Haber, seconded by Commissioner Zelinski to execute a notice to proceed for P.G. Miron Construction Co. Motion carried unanimously on a roll call vote.

Moved by Commissioner Bemke, seconded by Commissioner Zelinski to award Contract B to August Winter & Sons for a total of \$208,400. Motion carried unanimously on a roll call vote.

Moved by Commissioner Haber, seconded by Commissioner Bemke to execute a notice to proceed for August Winter & Sons. Motion carried unanimously on a voice vote.

Moved by Commissioner LeCompte, seconded by Commissioner Gross to award Contract C to Vanasten Heating & Sheet Metal Co. for a total of \$447,000. Motion carried unanimously on a roll call vote.

Moved by Commissioner Gross, seconded by Commissioner Zelinski to execute a notice to proceed for Vanasten Heating & Sheet Metal Co. Motion carried unanimously on a voice vote.

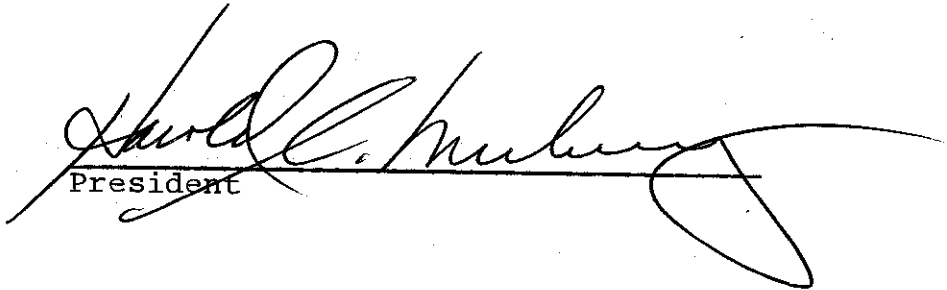
Moved by Commissioner Haber, seconded by Commissioner Bemke to award Contract D to Reigel Electric Corp. for a total of \$1,804,200. Motion carried unanimously on a roll call vote.

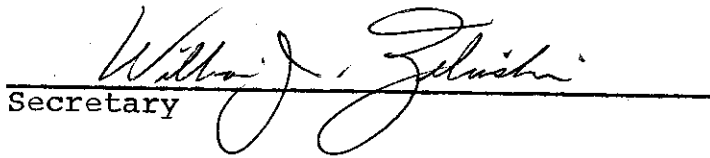
Moved by Commissioner Zelinski, seconded by Commissioner Gross to execute a notice to proceed for Reigel Electric Corp. Motion carried unanimously on a voice vote.

The NMSC decided to have a ground-breaking ceremony at 3:30 P.M. on July 23, 1985.

The NMSC advised Manager Windau to include interest due on late capital payments in draft letter to Mayor Carpenter and Mayor Ciske. The letter should then be reviewed by Attorney Goggin and be ready for the July 23, 1985 NMSC meeting.

The meeting was adjourned at 4:00 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingJuly 23, 1985

Meeting called to order by Commission President Mulvey at 4:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Attorney Goggin; Manager Windau; Secretary Stevenson; Dennis Lamers (McMahon); LeRoy Goldbeck (Town of Neenah); Gilbert Krueger

Absent: Superintendent Schuelke

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Regular Meeting of July 9, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Zelinski to accept the minutes of the Operations, Engineering & Planning Committee meeting of July 15, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Siebers to accept the minutes of the Executive Session of the Budget, Finance & Personnel Committee meeting of July 16, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 7/9/85 letter to Wisconsin DNR from C. Maney (City of Neenah); re: WPDES Permit No. 0026123 - Quarterly report on by-passing.
2. 7/9/85 Wastewater Treatment Grants Inspection Summary from Len Montie (DNR)
3. News article on Garcia Case (FLSA)

Commissioner Siebers presented a Budget, Finance & Personnel Committee Report

1. Fair Labor Standards Act

Moved by Commissioner Haber, seconded by Commissioner Zelinski to authorize Manager Windau to send the letter proposed by Mulcahy & Wherry to Local 1541 regarding Change of Work Schedule. All present voting aye; Nays, none. Motion carried.

2. Sale of Lot

Moved by Commissioner LeCompte, seconded by Commissioner Gross to authorize Manager Windau to send the revised letter to Kenneth Walstrom, President, Menasha School District, regarding the purchase of property between the railroad tracks and Butte des Morts Junior High School. Voting aye; Commissioners LeCompte, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Motion carried.

Commissioner Haber presented an Operations, Engineering & Planning Committee Report.

1. Heavy metals issue

Standards must be set for heavy metals. The Commission will hire Professor Bill Boyle, Madison, to study the issue. The Committee recommended not taking the Flexo-Wash from Menasha Corporation. Subject tabled until Professor Boyle is contacted.

Dennis Lamers (McMahon) presented a Project Progress Report. A pre-construction meeting was held 7/22/85. A preliminary schedule should be ready in two weeks. Notices of award are signed. McMahon and Attorney Goggin will review the contracts (bonds, insurances, etc.). Upon acceptance, notice to proceed will be sent to the Contractors. A question was raised concerning the lifting of the City of Neenah sewer moratorium. Mr. Lamers will check on this.

An Operations, Engineering & Planning Committee meeting was scheduled for August 6, 1985 - 4:00 P.M. at the NMSC offices.

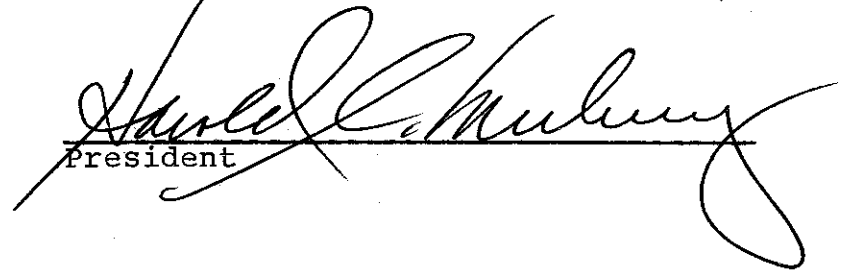
Discussion was held concerning the monthly capital charges unpaid by the Cities of Neenah and Menasha. Moved by Commissioner Siebers, seconded by Commissioner Zelinski to authorize Manager Windau to send the revised letter, regarding charges due, to the Mayors of the Cities of Neenah and Menasha. He was authorized to hand deliver them and also send copies by certified mail. All present voting aye; Nays, none. Motion carried.

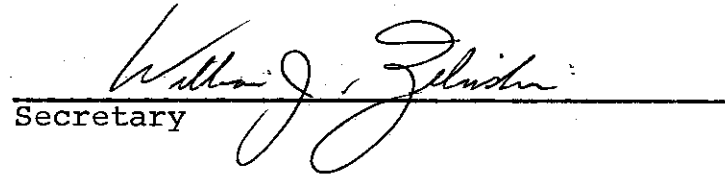
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July 23, 1985 cont...

Moved by Commissioner Siebers, seconded by Commissioner Bemke to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 5:00 P.M.

  
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 President

  
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 Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

August 13, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Attorney Goggin; Manager Windau; Superintendent Schuelke; Secretary Stevenson; LeRoy Goldbeck (Town of Neenah); Dennis Lamers and Jeff Kellner (McMahon)

Absent: None

Moved by Commissioner Haber, seconded by Commissioner Zelinski to accept the minutes of the Special Meeting of July 19, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Haber to accept the minutes of the Regular Meeting of July 23, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering & Planning Committee meeting of August 6, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 7/23/85 letter to Manager Windau from Ray Osness (Clayton Brown & Assoc.); re: draft form of notice of call of the 1982 "BANs" to be published in the Wisconsin State Journal.
2. 7/18/85 letter to President Mulvey from Paul Guthrie (DNR); re: authorizing Commission to accept contracts for the project. Manager Windau was authorized to send a letter to DNR regarding grant eligibility amounts, with a copy of the 7/18/85 DNR letter sent to state and local politicians along with a cover letter asking for their help.
3. 7/25/85 memo to NMSC personnel from Manager Windau; re: Safety Rules concerning entrance to incinerator room containing asbestos.
4. 7/25/85 letter to NMSC from Giles Clark; re: Appreciation for having weeds cut.
5. 7/25/85 letter to Prof. William Boyle (Madison) from Manager Windau; re: Request for critique and comments and setting heavy metal limits.  
  
7/29/85 letter to Manager Windau from Prof. Boyle; re: Fees and expenses for service.

Manager Windau was authorized to call him explaining that he will compile the necessary information and send it to him.

6. 7/26/85 letter to Manager Windau and Accountant Voigt from Twin City Savings and Loan; re: Ad for financial institution.

cont...

August 13, 1985 cont...

7. 7/39/85 letter to DNR from Manager Windau; re: Quarterly report on Industrial User violations. American Can is late in reporting.
8. 7/30/85 letter to John Hario (DNR) from Manager Windau; re: Funding of operator's platform grant eligible.
9. 7/31/85 letter to Mark Williams (DNR) from Tom Vik (McMahon); re: Final plan of operation for NMSC.
10. Minutes of Pre-construction meeting held on July 30, 1985.
11. DNR letter to Harold Mulvey; re: Compliance maintenance meeting August 15, 1985 - 7-9 P.M., FVTI.

Discussion was held on sale of property to Menasha School District. Moved by Commissioner Zelinski, seconded by Commissioner Gross that the NMSC approve the sale of property to the Menasha School District based on the conditions of the quit claim deed and title insurance. Voting aye; Commissioners Zelinski, Gross, LeCompte, Bamke, Haber, Siebers and Mulvey. Nays, none. Motion carried.

Manager Windau discussed the letters sent to Neenah and Menasha regarding late capital payments and interest. The payments were made without the requested interest. Moved by Commissioner Zelinski, seconded by Commissioner Gross that the Commission make rebates on the interest earned on Waverly's prepayment (\$5,385) from November 8, 1984 - September 1, 1985, in the amounts of 3.3% - U.S. Paper Mills; 6.5% - Gilbert Paper Company; 20.5% - S.D. #4; Neenah - \$91 and Menasha - \$91. Voting aye; Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers and Mulvey. Nays, none. Motion carried. Commissioner Gross recommended thanking the Cities for their checks and requested that future remittances be made promptly with any interest invested as per bond ordinance prepared by the Commission Bond Counsel.

Commissioner Siebers discussed a meeting held between the Budget, Finance & Personnel Committee and Local 1541 regarding the Fair Labor Standards Act. Another meeting is scheduled for August 28, 1985 - 4:00 P.M. Moved by Commissioner Haber, seconded by Commissioner Bemke that the Budget, Finance & Personnel Committee has the authority to settle with the Union on a new work schedule as discussed in the meetings. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Jeff Kellner (McMahon) presented a plant progress report.

#### Interceptor Sewer

Work is nearing completion for the interceptor work and sliplining. River crossing under Contract E has been completed and walk-thru inspection should be completed this week.

Boring under Highway 441 (Contract H) is scheduled to start August 14 and is anticipated to be completed within 3-4 weeks. After completion of highway boring, crew will move to railroad crossing at Sixth St. (Contract G)

Sliplining (Contract I) has gone smoothly to date.

#### Wastewater Treatment Facility

Excavation for chlorine contact tank has been completed and base slab poured. Most of underdrain system around tank is in place.

Excavation for final clarifier No. 1 is proceeding at this time.

Moved by Commissioner LeCompte, seconded by Commissioner Haber to authorize payment of Certificate For Payment for Contract E to Super Excavators in the amount of \$138,347.48. Voting aye; Commissioners LeCompte, Bemke, Haber, Siebers, Zelinski, Gross and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to approve McMahon Invoices #32580 - \$9,613.32; #32581 - \$2,480.00; #32582 - \$14,766.81; Engineering Services for the Interceptor. Voting aye; Commissioners Haber, Bemke, Siebers, LeCompte, Gross, Zelinski, and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Siebers to approve Change Order #3 from Super Excavators in the amount of a \$385.14 credit to the Commission. All present voting aye; Nays, none. Motion carried.

Jeff Kellner reported that all contracts should be signed by next week. Attorney Goggin stated that contracts with P.G. Miron, Reigel Electric and August Winter & Sons are ready for execution now.

Dennis Lamers (McMahon) reported on the asbestos removal and funding. He received a quote from one firm on removal and will meet with P.G. Miron's demolition crew 8/14 for another quote. Asbestos will be taken to the Winnebago County Landfill site per directions from DNR.

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August 13, 1985 cont...

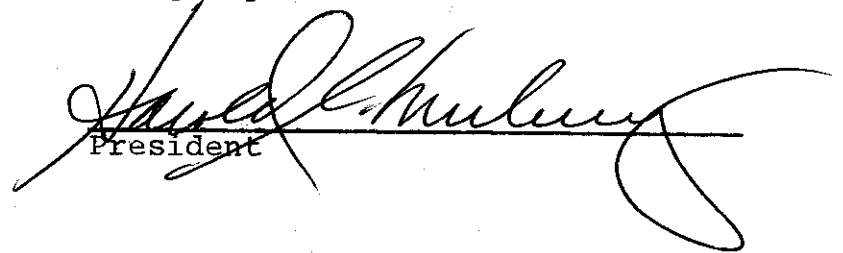
Commissioner Haber left the meeting.

Discussion was held on Revised Project Performance Standards Resolution 85-4. Moved by Commissioner Zelinski, seconded by Commissioner Gross that the revised Project Performance Standards Resolution 85-4 be approved and executed and sent to DNR. All present voting aye; Nays, none. Motion carried.

Superintendent Schuelke discussed Neenah's previous request, and approval by the Commission to take over part of the abandoned interceptor. Manager Windau was authorized to write a letter to the City of Neenah regarding this subject as no records have been made available as to this being done.

Moved by Commissioner Siebers, seconded by Commissioner Gross to approve Operating Fund Vouchers #8150 thru #8222 in the amount of \$104,006.15 and Payroll Vouchers #15284 thru #15346 in the amount of \$29,630.62 for the month of July, 1985. Voting aye Commissioners Siebers, Bemke, LeCompte, Gross, Zelinski and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Gross, seconded by Commissioner Siebers to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 9:05 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

August 27, 1985

Meeting called to order by Commission President Mulvey at 4:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Jeff Kellner (McMahon); Jim Dinius

Absent: None

Moved by Commissioner Zelinski, seconded by Commissioner Gross to accept the minutes of the Regular Meeting of August 13, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Zelinski to accept the minutes of the Budget, Finance & Personnel Committee meeting of August 12, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 7/18/85 letter to Manager Windau from Margie Devereaux (DNR); re: NMSC will not receive any Wis. Fund money.
2. Wastewater Treatment Grants Inspection Summary from Len Montie; re: No problems.
3. 8/23/85 letter to NMSC from City of Appleton; re: Testing results of pipe going into the plant.
4. Wisconsin Electric Power Company easement request. Moved by Commissioner Bemke, seconded by Commissioner Zelinski to refer the Wisconsin Electric Power Company easement request to McMahon Assoc. for their determination of suitability of route and easement description. All present voting aye; Nays, none. Motion carried.
5. Draft letter to Paul Guthrie (DNR) from Harold C. Mulvey; re: Grant eligibility on new bid. Moved by Commissioner Gross, seconded by Commissioner Siebers that the letter to Paul Guthrie be re-typed in final form, executed and sent. All present voting aye; Nays, none. Motion carried.

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Regular Meeting  
August 27, 1985 cont...

Commissioner Siebers presented a Budget, Finance & Personnel Committee Report. The consensus of the committee is to change the work schedule of the union employees to 7-2, 7-2, 7-3, effective September 3, 1985. The 10¢ in lieu of overtime will be dropped effective April 10. The Committee will meet with Union representatives on August 28, 1985 - 4:00 P.M. to further discuss the subject.

Commissioner Haber presented an Operations, Engineering & Planning Committee Report.

A. By-pass Pipe

The Committee recommends changing the by-pass pipe from 36" to 42". This will enable the by-pass capacity to increase by 10 M.G.D. To offset costs, four manholes will be eliminated and the 42" pipe will be laid shallower. Costs for this proposed change should be available for the Engineering Committee Meeting scheduled for September 3, 1985 - 4:00 P.M. at the NMSC offices.

B. Asbestos Removal

Northstar Construction Co. proposed the removal of asbestos containing material in the incinerators at a cost of \$23,625. Moved by Commissioner Gross, seconded by Commissioner Haber to authorize the change order for the asbestos removal. Voting aye; Commissioners Gross, LeCompte, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Motion carried.

Jeff Kellner (McMahon) presented a project progress report.

A. Wastewater Treatment Facility

Work is continuing on the chlorine contact tank. Excavation for the second final clarifier has started.

B. Interceptor Sewer

Boring under Highway 441 is over 60% completed. Contractor is working on manhole replacement under Contract I. Grouting around the jacking piping on Tayco St. and Broad St. has started.

Mr. Kellner discussed the removal of the road through the park to Fox Street and the removal of the rest of the trees. The initial proposal from the contractors to do this work is \$14,136.00. McMahon will try to get a cost breakdown by September 3, 1985.

Discussion was held on the replacement of the fence on the school property. Super Excavators is waiting for word from the School District. The school bleachers have been erected.

The proposed 1986 NMSC Operating Budget, by Accountant Voigt, is near completion. A Budget, Finance & Personnel Committee meeting will be held on September 5, 1985 - 4:00 P.M. to discuss the proposed 1986 NMSC Operating Budget with a Public Hearing scheduled for September 24, 1985.

The NMSC Regular Meetings will return to the 7:00 P.M. schedule on the second and fourth Tuesday of each month.

Moved by Commissioner Zelinski, seconded by Commissioner LeCompte to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 5:00 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

September 10, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Jeff Kellner (McMahon); Jim Dinius (City of Neenah)

Absent: None

Moved by Commissioner Siebers, seconded by Commissioner Gross to accept the minutes of the Regular Meeting of August 26, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering & Planning Committee meeting of August 22, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering & Planning Committee meeting of September 3, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Gross, seconded by Commissioner Siebers to accept the minutes of the Budget, Finance & Personnel Committee meeting of September 5, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Siebers, seconded by Commissioner Gross to accept the minutes of the Budget, Finance & Personnel Committee meeting of August 28, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 8/29/85 letter to James Dinius from Neenah City Clerk; re: Council liaison to NMSC.
2. Copy of Notice of Call to Holders of "First Mortgage Sewer Revenue Bond Anticipation Notes" published in the Wisconsin State Journal August 8, 1985.

Commissioner Siebers reported on the last meeting between the Budget, Finance & Personnel Committee and representatives of Local 1541 regarding the FLSA. The 7-2, 7-2, 7-3 schedule was initiated September 3 and the transition took place smoothly. Retroactive overtime pay will be paid October 15, 1985.

Commissioner Siebers reported that it is the consensus of the Budget, Finance & Personnel Committee that the 1986 NMSC Operating Budget is acceptable as presented. Moved by Commissioner Zelinski, seconded by Commissioner LeCompte that a Public Hearing on the 1986 NMSC Operating Budget be held on September 24, 1985 - 7:00 P.M. at the Commission offices. All present voting aye; Nays, none. Motion carried. Budget will be placed on the agenda and voted on at regular meeting following the Public Hearing.

Jeff Kellner (McMahon) presented a project progress report.

Wastewater Treatment Facility

Work continues on the chlorine contact tank. Excavation for the second final clarifier is continuing.

Interceptor Sewer

The boring under Highway 441 has about 30' remaining. Should be completed by the end of the week.

Contractor is working on manhole replacement for the sliplined pipe under Contract I. Should be finished by the end of September.

Final inspection of sewer for Contracts E & F is complete and both lines are in good shape.

Moved by Commissioner Gross, seconded by Commissioner Zelinski to approve partial payment, for bond insurance and start-up, to Reigel Electric in the amount of \$27,360.00 (\$30,400-10%) with the remainder of the payment request to be paid upon proof of purchase of stored conduit. Voting aye; Commissioners Gross, Zelinski, Siebers, Haber, Bemke, LeCompte and Mulvey. Nays, none. Motion carried.

Kellner reported that P.G. Miron's schedule is in.

Kellner discussed a change from 36" to 42" by-pass pipe from the headworks building to the chlorine contact tank. He stated that it was not necessary to change. Moved by Commissioner Gross to keep all the manholes in place. There was no second. Subject will be referred back to the Engineering Committee.

cont...

September 10, 1985 cont...

Discussion was held on the Change Order for tree removal by P.G. Miron. Moved by Commissioner Haber, seconded by Commissioner Bemke to approve the change order for tree removal by P.G. Miron at a cost of \$4,003.10 with the Commission President authorized to execute the change order. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Kellner reported that the contract for Plumbing and Heating has been received from Vanasten Heating & Sheet Metal and is ready for review by Attorney Goggin and acceptance by the Commission.

Moved by Commissioner Haber, seconded by Commissioner Siebers to approve payment requests for Contract A - P.G. Miron (\$549,189); Contract I - Super Excavators (\$247,774.82); & McMahon Invoices - \$5,580 for Basic Services Interceptor; \$3,303.51 for Project Rep. - Interceptor; & \$2,294.55 for Project Rep. - Plant. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bamke and Mulvey. Nays, none. Motion carried.

Discussion was held on the Wisconsin Electric Power Company easement request. Moved by Commissioner Zelinski, seconded by Commissioner Gross to offer the easement to the Wisconsin Electric Power Co. contingent upon receipt of a letter agreeing to the release of the easement under the old lines. 31-1-85

NEENAH-MENASHA SEWERAGE COMMISSIONPublic Hearing & Regular MeetingSeptember 24, 1985

Public Hearing called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber & Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Accountant Voigt; Mayor Ciske (Menasha); LeRoy Goldbeck (Town of Neenah); Jim Dinius (Neenah); Dennis Lamers (McMahon)

Absent: None

Discussion was held on the proposed NMSC Operation Budget for 1986. An increase of 5.5% was proposed. Moved by Commissioner Haber, seconded by Commissioner Siebers that the Public Hearing be closed. All present voting aye; Nays, none. Motion carried.

Commission recessed for five minutes.

Regular Meeting called to order by Commission President Mulvey at 7:10 P.M.

Moved by Commissioner Siebers, seconded by Commissioner Bemke to accept the minutes of the Regular Meeting of September 10, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 9/11/85 letter to Manager Windau from Wisconsin Electric Power Co.; re: Power Co. will grant a release of rights for the easements on line across the Sewerage Commission property which will be relocated.
2. 9/9/85 letter to Manager Windau from Senator Robert Kasten; re: Problems encountered with DNR regarding grant eligibility.

Commissioner Siebers presented a Budget, Finance & Personnel Committee Report.

NMSC 1986 Operating Budget

Moved by Commissioner Zelinski, seconded by Commissioner LeCompte to approve and adopt the NMSC Operating Budget for 1986 as published. Voting aye; Commissioners Zelinski, Gross, LeCompte, Bemke, Haber, Siebers and Mulvey. Nays, none. Motion carried.

FLSA Overtime Pay

Commissioner Siebers authorized payment of FLSA retroactive overtime pay to NMSC employees on September 26, 1985. Commission concurred.

Operations, Engineering & Planning Committee ReportReigel Electric payment

Dennis Lamers (McMahon) distributed copies of invoices from Reigel Electric. The Commission stated that the invoices are late and won't be paid until October.

Project Progress ReportChlorine Contact Tank

Dennis Lamers (McMahon) reported that the #1 clarifier base was poured 9/18. The wall pours will start this week - 6 wall sections per tank. #2 clarifier base slab will be poured 9/26. Excavation is continuing on #3 clarifier. Clarifier work is approximately 7-10 days behind schedule due to the weather.

Aeration Tanks

Dennis Lamers (McMahon) reported that disconnection of the west half of the aeration tanks from the 30" influent line was completed 9/18. A temporary bulkhead has been secured in place.

Asbestos Removal

Dennis Lamers (McMahon) reported that work is continuing in the incinerator area and is expected to take 10-14 days to complete. Asbestos board (60% asbestos) was found in the sludge pit area.

cont...

September 24, 1985 cont...

Interceptor

Dennis Lamers (McMahon) reported that the interceptor restoration work was not being completed and that a letter has been sent to Super Excavators giving them seven days to finish the work or McMahon will find someone else to do it.

Manhole replacement is taking longer than anticipated due to the thickness of the manhole bases being removed. (3'-4")

The interceptor issue will be finished and discussed at the next Regular Meeting of the NMSC on October 8, 1985 by Dennis Lamers and John Pinion (McMahon).

Lamers has completed a list of construction work needed to activate Neenah's 60" line. P.G. Miron will have a schedule ready by 9/27.

Manager Windau discussed a problem between a property owner and Super Excavators. Dennis Lamers (McMahon) will check on the history of the subject.

The inspection report by Len Montie (DNR) proved satisfactory.

It was suggested that the Commissioners meet 1/2 hr. before the Regular Meeting time to inspect the progress of the plant.

Commissioner Bemke questioned the grant eligibility of the asbestos removal and the dismantling and disposal of the Commission's transformers. Subjects referred to McMahon.

Commissioner Siebers questioned the completion of the Lakeshore Interceptor. He would like to see the work finished before the weather gets too cold.

An Operations, Engineering & Planning Committee meeting is scheduled for October 1, 1985 - 4:00 P.M. at McMahon's offices to discuss change orders, payment requests, etc.

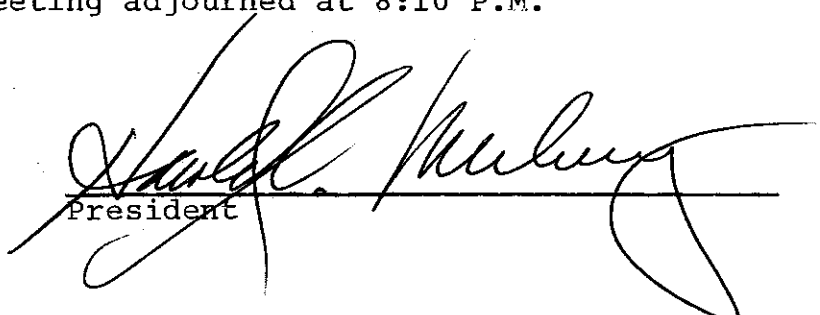
Manager Windau discussed the Industrial Wastewater Discharge Permits. Moved by Commissioner Bemke, seconded by Commissioner Haber to authorize the issuance of Industrial Wastewater Discharge Permits to Gilbert Paper Co., U.S. Paper Mills Corp. and George A. Whiting Paper Company. All present voting aye; Nays, none. Motion carried.

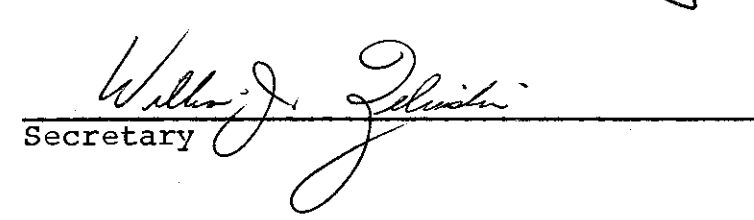
Manager Windau stated that he received a phone call from Prof. William Boyle regarding the heavy metals issue. Subject referred to Engineering Committee.

Manager Windau stated that he has been invited to participate on the Wis. DNR Code Committee to review and revise NR 121 in regard to Sewer Service Areas.

The NMSC will host the WWOC Lake Michigan District at a meeting on November 14, 1985 at Germania Hall. A tour of the NMSC plant will follow.

Moved by Commissioner Bemke, seconded by Commissioner Haber to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:10 P.M.

  
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President

  
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Secretary



NEENAH-MENASHA SEWERAGE COMMISSIONRegular MeetingOctober 8, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, Bemke, Haber, Siebers; Attorney Goggin; Manager Windau; Superintendent Schuelke; Secretary Stevenson; LeRoy Goldbeck (Town of Neenah); Dennis Lamers and Jeff Kellner (McMahon); Harold Riviers

Absent: Commissioner LeCompte

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Regular Meeting of 9/24/85 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Zelinski to accept the minutes of the Operations, Engineering & Planning Committee meeting of 10/1/85 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 9/25/85 letter to P.G. Miron from McMahon Assoc.; re: Critical items associates with the start-up of the Neenah interceptor. Should be hooked-up by the end of June, 1986.
2. State of Wisconsin DNR Public Notice of Intent to Modify A Wis. Pollutant Discharge Elimination System (WPDES) Permit.
3. 9/26/85 letter to Manager Windau from Senator Michael G. Ellis; re: copy of letter sent to DNR regarding grant eligibility amounts.
4. 10/7/85 letter to DNR from Manager Windau; re: report by-passing of raw sewage at Neenah-Menasha WWTP on October 4, 1985 due to problems resulting from demolition of smokestack.
5. 10/3/85 letter to DNR from City of Neenah; Quarterly report on by-passing.

Discussion was held on the demolition and problems caused by the demolition of the smokestack. McMahon showed a video tape of the chimney falling down. It was suggested that any jobs related to the problems caused by the demolition be documented and given to the contractor for insurance purposes. By-passing was done for 4-1/2 hours on October 4, 1985.

Manager Windau discussed the heavy metals issue. He stated, in his memo of 9/24/85, that he had received verbal comments from Professor William Boyle. On October 4, 1985 he received written comments from Professor Boyle.

1. Professor Boyle reviewed the lab reports and lab data from P&P sent to him by Manager Windau. He is concerned with the reporting techniques and suggested that the Commission do periodic split sampling between the State Lab of Hygiene and P&P Lab.
2. The method used by Manager Windau to estimate acceptable limits for

October 8, 1985 cont...

1. Chlorine Contact Tank

Walls for the chlorine contact tank are complete and are being rubbed down for painting. Back-filling continues around the tank. The top slab, painting and valve installation remain to be completed.

2. Final Clarifiers

The walls for #1 Final Clarifier have been completed and waterproofed. The base slab for #2 was poured last week. Excavation for #3 is complete. Work on the final clarifiers is 10-14 days behind schedule due to the rain.

3. Aeration Tanks

Three of the six basins have been taken out of service. Guniting under the walkways is complete and the tanks appear to be in good structural condition. The contractor is working on the weirs for tanks 4 & 5. Excavation for the aeration splitter box is complete.

Commissioner Haber left the meeting.

Dennis Lamers (McMahon) presented an Interceptor Sewer Status Report.

Contract E is complete with the exception of several minor surface restoration issues.

Contract F is complete with the exception of several minor surface restoration items and lateral documentation.

Contract G is complete with the exception of the boring at 6th Street.

Contract H is approximately 21% complete.

Contract I Contractor has completed all sliplining and 14 of 22 manhole replacements. Behind schedule due to rain.

Lamers reported that a mountain ash will be replaced at 644 Lakecrest, Menasha.

Lamers reported on drainage problem behind the houses on Milwaukee Street. Manager Windau and Lamers will meet to discuss the situation.

Harold Riviers (property owner) spoke on the windmill he owns which was pushed into the river by Super Excavators. Wausau Insurance Company offered him \$300 as a settlement but he wants \$2,000 for the windmill and the 75' long asparagus patch the easement went through. McMahon will write a letter to the Insurance Company with directions to them to get this straightened out.

Dennis Lamers presented a revised schedule, as prepared by P.G. Miron. Copies of the schedule and a cover letter will be sent to Manager Windau.

Moved by Commissioner Bemke, seconded by Commissioner Gross to authorize the following payment requests:

Contract A - P.G. Miron	\$ 596,637.90
Contract B - August Winter & Sons	\$ 2,430.00
Contract D - Reigel Electric Corp.	\$ 64,246.50
McMahon Assoc. Inc.	
Basic Services - Plant	\$ 18,640.00
Project Rep. - Plant	\$ 7,574.07
Project Rep. - Interceptor	\$ 4,613.72

Voting aye; Commissioners Bemke, Siebers, Zelinski, Gross and Mulvey. Nays, none. Motion carried.

Jeff Kellner reported that there may be no additional funding, beyond 75%, for the asbestos removal. The job has been completed.

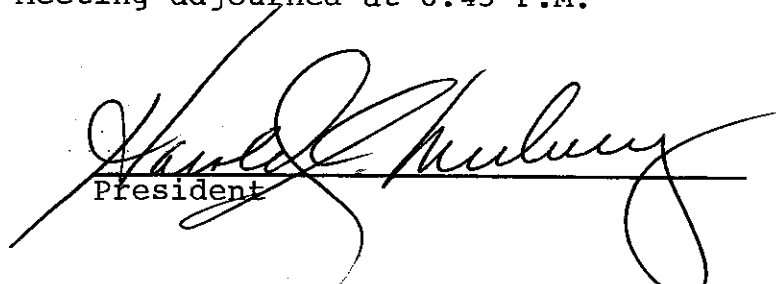
Moved by Commissioner Bemke, seconded by Commissioner Gross to authorize the change order for the additional chlorine tank valve in the amount of \$1,614.90. Voting aye; Commissioners Bemke, Siebers, Zelinski, Gross and Mulvey. Nays, none. Motion carried.

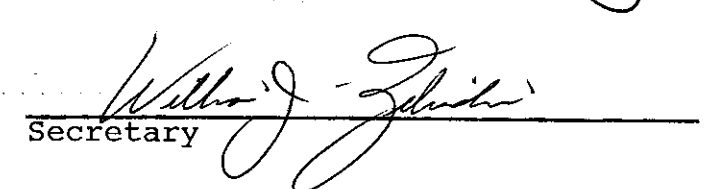
cont.

October 8, 1985 cont...

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to approve Operating Fund Vouchers #8299 thru #8367 in the amount of \$92,388.05 and Payroll Vouchers #15403 thru #15471 in the amount of \$35,087.82 for the month of September, 1985. Voting aye; Commissioners Siebers, Zelinski, Gross, Bemke and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Zelinski, seconded by Commissioner Gross to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:45 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

October 22, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Manager Windau; Secretary Stevenson; LeRoy Goldbeck (Town of Neenah); Dennis Lamers (McMahon); Jim Dinius (Neenah)

Absent: Superintendent Schuelke

Moved by Commissioner Zelinski, seconded by Commissioner Siebers to accept the minutes of the Regular Meeting of October 8, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 10/9/85 letter to North Star Demolition LTD from P.G. Miron; re: List of damages to Neenah-Menasha WWTP caused by stack demolition.
2. 10/7/85 letter to John Hario (DNR) from Jeff Kellner (McMahon); re: copy of invoice to NMSC from Twin City Testing, for asbestos sampling and testing of material in area of service building being demolished. The Commission will have to pay the invoice but it will be grant eligible.
3. 10/4/85 letter to Attorney Gunz from Manager Windau; re: Commission will allow Menasha Corp. to connect to the Neenah-Menasha WWTP subject to certain conditions. If the conditions are acceptable to Menasha Corp., Attorney Goggin will draft an appropriate agreement.
4. 10/4/85 monthly inspection summary report from Len Montie (DNR).
5. 10/8/85 letter to George Potratz (Gizmo Farms) from Manager Windau; re: requesting them to extend present sludge hauling contract from January 1, 1986 until operation of the new sludge handling system sometime in 1987.
6. 10/21/85 letter to Manager Windau from Attorney Goggin; re: Appraisal report and statement on Eldon Schultz property. Appraisal indicates that Mr. Schultz has lost \$22,000 because of the easement granted to the Commission. Moved by Commissioner Haber, seconded by Commissioner Gross to deny the appraisal, inform Attorney Goggin of the denial and recommend a third appraiser be brought in. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Budget Finance & Personnel Committee report was given. Commissioner Siebers scheduled a meeting for October 28, 1985 - 4:00 P.M. at the Commission offices to discuss compensation for salaried employees.

October 22, 1985 cont...

Manager Windau discussed vouchers from McMahon. Moved by Commissioner Bemke, seconded by Commissioner Zelinski to authorize payment of \$600 for the stand-by generator study and \$4,058.11 for drawing revisions to remove the 5th screw pump bay. A future grant amendment request will be made to include these costs. Voting aye; Commissioners Bemke, Haber, Siebers, LeCompte, Gross, Zelinski, and Mulvey. Nays, none. Motion carried.

Commissioner Mulvey discussed the field trip he and Commissioner Siebers took to view the interceptor route. A homeowner near 7th Street mentioned that there used to be a ditch and drain under the railroad tracks. Commission will contact Ron Mueller (Menasha) for suggestions on how to handle the situation.

Operations, Engineering and Planning Committee report was given. A Special Meeting of the committee will be held October 29, 1985 - 4:00 P.M. at McMahon offices to discuss change order proposals, design changes - additions, discharge permits, etc.

Dennis Lamers (McMahon) presented a plant progress report.

1. Chlorine Contact Tank

P.G. Miron is finishing the surface preparation of the tank walls for painting and coal tarring. The backfilling and compaction around the tank is complete. The top slab, painting and valve installation remain to be done.

2. Final Clarifiers

The walls and slabs for final clarifiers #1 & #2 are complete. The effluent troughs for #1 clarifier are about 1/4 done. The base slab pour for #3 final clarifier is scheduled for 10/25. The wall forms from #2 clarifier will then be moved to #3 and used.

3. Aeration Tanks

The old aeration system has been removed from three of the tanks. About 1/3 of the sidewalks over the aeration tanks have been poured. The aeration tank splitter box has been excavated and the working mat poured.

Lamers discussed the bad concrete surfaces of the aeration basins. He suggested having Twin City Testing collect the cores and test them and determine the best way to repair the walls. He estimated the tests would cost between \$1700 - \$2000. Moved by Commissioner Haber, seconded by Commissioner Gross to authorize McMahon Assoc. to retain the services of Twin City Testing to perform the tests on the cores in the aeration basins. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

4. Primary Clarifiers

High pressure epoxy grouting of cracks has started in #2 primary clarifier.

Lamers discussed the rock encountered in the headworks excavation. \$85/yd. has been negotiated for rock excavation.

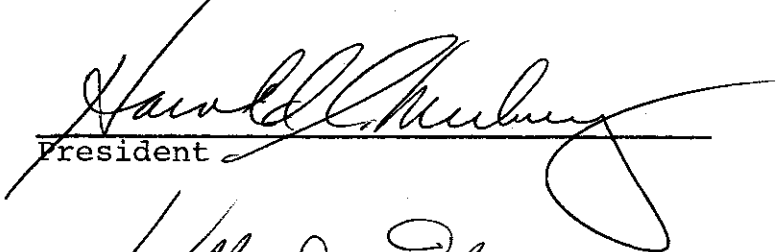
Copies of a wastewater discharge permit were presented. Subject will be discussed at Engineering Meeting on October 29, 1985.

Discussion was held on delinquent capital payments from Menasha and Neenah. Letters from the cities, regarding this subject, were referred to the Budget, Finance & Personnel Committee.

The regular meeting dates, of the NMSC, for November and December, were set for:

Tuesday, November 5	-	7:00 P.M.
Tuesday, November 19	-	7:00 P.M.
Tuesday, December 3	-	7:00 P.M.
Tuesday, December 17	-	7:00 P.M.

Moved by Commissioner Siebers, seconded by Commissioner LeCompte to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:12 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Special Meeting

Committee of the Whole

November 4, 1985

Meeting began at 11:30 A.M. at the NMSC office.

Present: Commissioners Haber, Bemke, LeCompte, Gross; Manager Windau; Superintendent Schuelke.

The group drove to the Bonanza Restaurant in Oshkosh. Commissioner Mulvey was there. At 12:15 P.M. Messrs. George, Bob and Jim Potratz joined the group. Lunch was had, and discussion was held on sludge hauling for 1986 and beyond. A price increase for January 1, 1986 to completion of the new plant was discussed.

Meeting ended at 2:00 P.M. and the group returned to Neenah-Menasha.

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

November 5, 1985

Commission President Mulvey called the meeting to order at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Manager Windau; Superintendent Schuelke; Jeff Kellner, LeRoy Goldbeck, Jim Dinius

Absent: Secretary Stevenson

Moved by Comm. Gross, seconded by Comm. Haber to approve the minutes of the Regular Meeting of Oct. 22, 1985. Motion carried unanimously.

Moved by Comm. Zelinski, seconded by Comm. Gross to approve the minutes of the Budget, Finance & Personnel Committee meeting of Oct. 28, 1985. Motion carried unanimously.

Moved by Comm. Haber, seconded by Comm. Bemke to approve the minutes of the Operations, Engineering & Planning Committee meeting of Oct. 29, 1985. Motion carried unanimously.

Moved by Comm. Haber, seconded by Comm. LeCompte to approve the minutes of the Engineering Committee meeting of Nov. 5, 1985. Motion carried unanimously.

Moved by Comm. Bemke, seconded by Comm. Haber to approve the minutes of the Special Meeting of Nov. 4, 1985. Motion carried unanimously.

Communications:

1. 10/23/85 letters from State Senator Ellis and Congressman Petri with enclosure of Paul Guthrie letter stating that DNR is reviewing NMSC appeal of grant eligibility.
2. 10/31/85 letter from Attorney Goggin to Robert Priddy modifying Sanitaire's license.
3. 11/1/85 letter from Manager Windau to Schenck, Virchow Krause, and Clifton Gunderson soliciting 3 year quotes for auditing services.
4. 11/1/85 letter from Windau to Ron Mueller requesting participation in solutions to drainage problems behind Milwaukee Street homes.
5. 11/5/85 letter from Windau to DNR confessing bypass.

Commissioner Siebers reported on the issue of the delinquent payments from Neenah and Menasha. Moved by Commissioner Siebers, seconded by Commissioner Zelinski to send separate letters to the mayors as drafted. Motion carried unanimously on a roll call vote.

November 5, 1985 cont...

There was a discussion on the Schultz Appraisal. Moved by Commissioner LeCompte, seconded by Commissioner Bemke to rescind the motion to retain a third appraiser to review the Schultz easement issue (from the Oct. 22, 1985 Regular Meeting) and to refer both appraisals to Appraiser George Rehbein for review and report to the NMSC. The voting was 6 ayes, 1 nay. Motion carried.

Jeff Kellner gave a construction progress report. He then reviewed payment requests.

Contract A	=	\$714,179.79
Contract C	=	\$ 6,300.00
Contract H	=	\$ 83,218.50
Contract I	=	\$ 54,039.06

Moved by Commissioner Haber, seconded by Commissioner Zelinski to authorize payment of Payment Requests for Contracts A, C, H, and I. Motion carried unanimously on a roll call vote.

McMahon Invoices included the following:

Plant Basic Services	=	\$ 9,320.00
Plant Inspection	=	\$ 8,109.50
Plant Inspection Overtime	=	\$ 499.96
Interceptor Basic Services	=	\$ 2,480.00
Interceptor Inspection	=	\$ 3,043.07

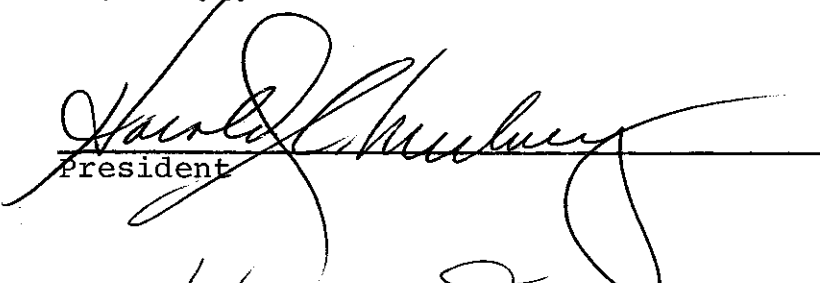
Moved by Commissioner Haber, seconded by Commissioner Bemke to authorize payment of McMahon invoices. Motion carried unanimously on a roll call vote.

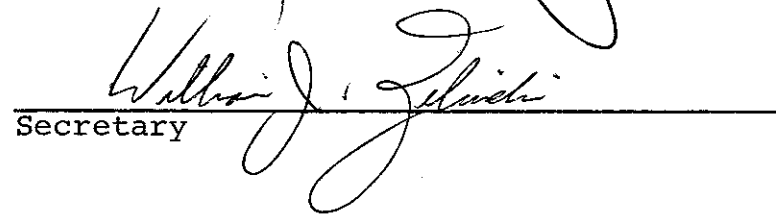
Commissioner Haber discussed negotiations with Potratz. It was the Committee's consensus to eliminate the short haul/long haul criteria and offer a straight price of \$5.75 per cubic yard of sludge. A new contract will be prepared for Potratz's review and signature.

Moved by Commissioner Gross, seconded by Commissioner Zelinski to pay vouchers #8369 to #8461. Motion carried unanimously on a roll call vote.

Moved by Commissioner Gross, seconded by Commissioner LeCompte to authorize and pay the payroll vouchers. Motion carried unanimously on a roll call vote.

Moved by Commissioner Gross, seconded by Commissioner Zelinski to adjourn. Motion carried unanimously. Meeting ended at 8:20 P.M.

  
\_\_\_\_\_  
President

  
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Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

November 19, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers; Attorney Goggin; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Jim Dinius (Neenah); LeRoy Goldbeck (Town of Neenah); Jeff Kellner (McMahon)

Absent: None

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to accept the minutes of the Regular Meeting of November 5, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Gross, seconded by Commissioner Zelinski to accept the minutes of the Budget, Finance and Personnel Committee meeting of November 13, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

cont...

November 19, 1985

Attorney Goggin discussed the Schultz property appraisal. He received a letter from George Rehbein regarding previous appraisal work done by Carl H. Kielisch (hired by Attorney Chudacoff to appraise Schultz property). Rehbein appraised the property at \$8,500 and Kielisch appraised it at \$22,000. Attorney Goggin stated that we can negotiate with Mr. Schultz and agree on a price or we can go to court. Moved by Commissioner Haber, seconded by Commissioner Siebers that the NMSC table the issue of the Schultz property until Mr. Schultz or his representative responds. Voting aye; Commissioners Haber, Siebers, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

Discussion was held on the Menasha Corp. - Container Plant Agreement in which it was agreed that all wastewater from Menasha Corp. would come to the public sewer from the Container Plant, in which line there shall be installed and maintained a sampling manhole. The manhole shall be accessible to NMSC personnel at all times. The flexowash shall flow through a one-half inch (0.5 inch) diameter orifice. Moved by Commissioner Siebers, seconded by Commissioner Haber to approve the Agreement with Menasha Corp. - Container Plant and that same be sent to Menasha Corp. for their approval and execution. Voting aye; Commissioners Siebers, Haber, Zelinski, Gross, LeCompte, Bemke and Mulvey. Nays, none. Motion carried.

The following communications were discussed:

1. Paper work for change order (2) from McMahon to Chas. O. Green, Inc. for interceptor work.
2. 11/4/85 letter to Reigel Electric from McMahon; re: PCB's in transformers" If so, what to do.
3. Wastewater Treatment Grants Inspection Summary (9) dated 11/12/85 from Len Montie (DNR)

Manager Windau reported that the WWWOC meeting, held on November 14, 1985, in Menasha, was well attended and that 20 people made a tour of the plant.

Commissioner Siebers presented a Budget, Finance and Personnel Committee report. Discussion was held on merit increases for salaried employees.

Moved by Commissioner Haber that there be a 4% across the board increase for all salaried employees with merit increases of \$1,000 for the Supt., \$1,000 for the Chemist and \$500 for the Accountant. After discussion, Commissioner Haber withdrew his motion.

Moved by Commissioner Zelinski, seconded by Commissioner Haber that there be a 3% across the board increase (split) and merit increases of \$1,000 for the Supt., \$1,000 for the Chemist and \$500 for the Accountant. Voting aye; Commissioners Zelinski, Gross, Bemke, Haber and Mulvey. Nays, Commissioners LeCompte and Siebers. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Haber to rescind the previous motion to allow a 4% increase (split 2 & 2) to NMSC salaried employees, for 1986, with merit increases of \$1,000 for the Supt., \$1,000 for the Chemist and \$500 for the Accountant. Voting aye; Commissioners Bemke, Haber, Siebers, Gross, LeCompte and Mulvey. Nays, Commissioner Zelinski. Motion carried.

Manager Windau reported that detailed job descriptions of salaried employees will be presented to him by November 29, 1985.

Manager Windau reported that he received a phone call from Ray Osness (Clayton-Brown) and he stated that the market for long term revenue bonds is the best it has been in five years and it should stay that way. When it is determined how much money we will get from EPA it may be time (early 1986) to transfer the BAN's into long term bonds.

Jeff Kellner (McMahon) presented a project progress report. He stated that the project is 4-5 weeks behind schedule.

Headworks

One-half of the footings are in and the mud slab has been poured.

Chlorine Contact Tank

On hold - waiting for valves.  
Doing some painting.  
No more work this year.

cont...

November 19, 1985

Final Clarifiers

Completing walls.

Aeration Tanks

Channel work  
Sand blasting in tanks finished  
Working on splitter boxes.

Service Building

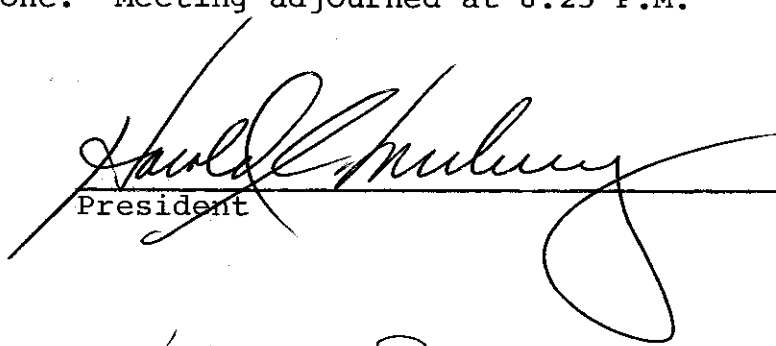
Demolition next year

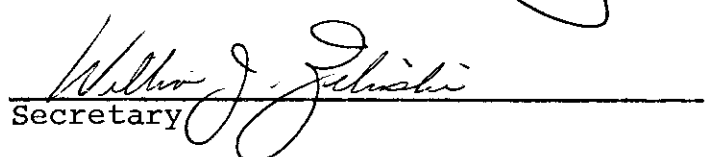
Interceptor sewer

Complete couple of manholes.  
Charles O. Geen, Inc. is way behind schedule. McMahon has issued them one written warning and will keep on top of the issue.

Manager Windau reported on the sludge hauling contract issue. The contract has been revised for 1986 until plant completion to \$5.75/cu.yd. with rental of the front-end loader set at \$31.05/hr. Liquid sludge will be 2¢/gal. for a short haul and 3¢/gal. for a long haul. A copy of the revised contract has been sent to Gizmo Farms.

Moved by Commissioner Haber, seconded by Commissioner Bemke to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:25 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

December 3, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber, Siebers;  
n Manager Windau; Superintendent Schuelke; Secretary Stevenson;  
Jim Dinius (Neenah); LeRoy Goldbeck (Town of Neenah); Jeff Kellner (McMahon)

Absent: None

Moved by Commissioner Siebers, seconded by Commissioner Zelinski to accept the minutes of the Regular Meeting of November 19, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Operations, Engineering and Planning Committee meeting of November 21, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 11/20/85 letter to Manager Windau from James Macy (Mulcahy & Wherry); re: Fair Labor Standards Amendment of 1985.
2. 11/20/85 letter to Adam Haber from Treasurer, Lower Fox River Dischargers' Association; re: \$300 membership assessment. Moved by Commissioner Haber, seconded by Commissioner Bemke to pay the \$300 membership invoice to the Lower Fox River Dischargers' Association. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.
3. 11/25/85 minutes from the Lower Fox River Dischargers' Association 1985 Annual Meeting.
4. 11/25/85 letter from Attorney Goggin to Manager Windau; re: Flexowash Discharge Agreement with Menasha Corp. ready for execution - then forward to Menasha Corp.



December 3, 1985 cont...

Commissioner Siebers presented a report on the 1985 Audit. Quotes were received from three companies. After much discussion, it was moved by Commissioner Gross, seconded by Commissioner Haber to award the work on the audits of 1985, 1986 and 1987 to Virchow, Krause & Co, per their quote of 11/12/85. Voting aye; Commissioners Gross, LeCompte, Bemke, Haber, Siebers, Zelinski and Mulvey. Nays, none. Motion carried.

Commissioner Haber reported on the Operations, Engineering & Planning Committee meeting of 12/3/85. There is concern that Charles O. Green Construction will not reach completion on Contract H on or before February 13, 1986 as stipulated in their contract. A meeting has been scheduled between the Operations, Engineering and Planning Committee and Charles O. Green for December 10, 1985 - 4:00 P.M. at McMahon's offices to discuss this concern.

Moved by Commissioner Bemke, seconded by Commissioner Haber to approve Change Order #4 to P.G. Miron for Contract A in the amount of -\$1,873.00 and Change Order #2 to Super Excavators for Contract I in the amount of \$1,956.67. Voting aye; Commissioners Bemke, Haber, Siebers, Zelinski, Gross, LeCompte and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Bemke to approve the following payment requests as presented by McMahon and that they be paid:

Contract A - P.G. Miron	\$1,100,280.60
Contract B - August Winter & Sons	\$ 1,518.30
Contract D - Reigel Electric	\$ 6,124.50
Contract B - August Winter & Sons	\$ 22,512.60
Contract H - Chas. O. Green, Inc.	\$ 18,108.00
Contract G - Super Excavators	\$ 29,441.16
Contract I - Super Excavators	\$ 26,296.12

Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner Zelinski to approve the following McMahon invoices:

Basic Services - Plant	\$ 16,310.00
Project Rep. - Plant	\$ 10,822.82
Project Rep. - Overtime	\$ 302.85
Basic Services - Interceptor	\$ 1,240.00
Project Rep. - Interceptor	\$ 5,896.29
O&M Manual	\$ 5,636.32

Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Jeff Kellner (McMahon) presented a plant progress report. He reported that McMahon is working on design of a stand-by generator.

#### General

Contractors have concentrated their work in several areas of the project and anticipate continuing through the winter. Contractors remain one month behind schedule due to the weather.

#### Contract E

Complete with the exception of several items which cannot be installed until the WWTP expansion is on line.

#### Contract F

Complete with the exception of lateral repair work which is currently in progress.

#### Contract G

94% complete. Completion expected by January 1, 1986.

#### Contract H

42% complete. Contractor is working much slower than anticipated and it is unlikely that all installation of the contract can be completed before the completion date of February 13, 1986.

#### Contract I

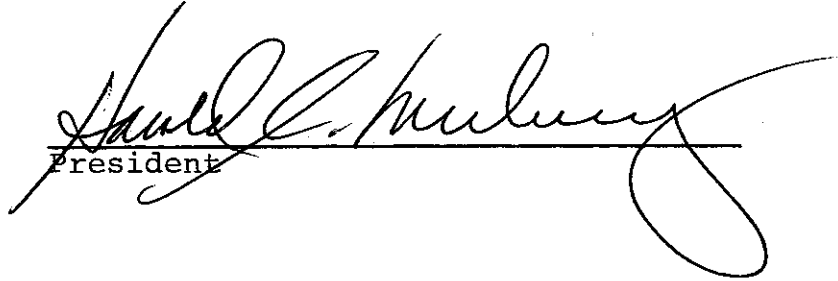
100% complete. Final inspection of pipe remains to be done.

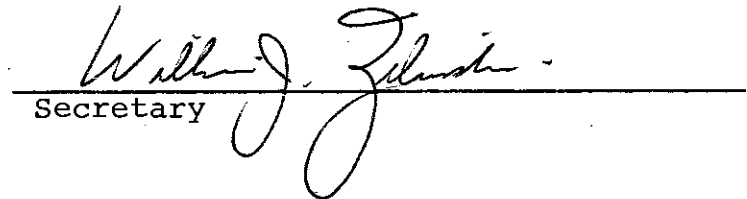
December 3, 1985 cont...

Discussion was held on 11/20/85 letter to President Mulvey from Len Montie (DNR). Certain change orders have been reviewed and approved by DNR. Should have sufficient funds to cover the costs of the change orders.

Staff was requested, by the Operations, Engineering and Planning Committee, to look at the needs for a new truck.

Moved by Commissioner Haber, seconded by Commissioner Bemke to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:10 P.M.

  
President

  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION

Regular Meeting

December 17, 1985

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, LeCompte, Bemke, Haber and Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; LeRoy Goldbeck (Town of Neenah); Jim Dinius (Neenah); Dennis Lamers and Jeff Kellner (McMahon)

Absent: None

Moved by Commissioner Zelinski, seconded by Commissioner Gross to accept the minutes of the Regular Meeting of December 3, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Haber, seconded by Commissioner LeCompte to accept the minutes of the Operations, Engineering & Planning Committee meeting of December 6, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Haber to accept the minutes of the Operations, Engineering & Planning Committee meeting of December 10, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Jeff Kellner (McMahon) presented a plant progress report. Due to bad weather, work has slowed down. Walls are being poured in the headworks building; masonry work will be done next week in the tunnel access building; work is being done in the final clarifier area, blower building and aeration tanks.

Dennis Lamers (McMahon) reviewed a 12/17/85 letter to Charles O. Green regarding his request for a time extension for Contract H. Moved by Commissioner Haber, seconded by Commissioner Gross to authorize a 34 working days time extension to Charles O. Green, Inc., for Contract H from February 13, 1986 - April 2, 1986, as recommended by McMahon Associates and the Engineering Committee, due to weather conditions. Voting aye; Commissioners Haber, Bemke, LeCompte, Gross, Zelinski, Siebers and Mulvey. Nays, none. Motion carried.

Manager Windau discussed the Sludge Hauling Contract with Gizmo Farms, Inc. George Potratz (Gizmo) is concerned about two issues:

1. Language in the contract pertaining to indemnification of the Commission.
2. Performance Bond of \$20,000.

Attorney Goggin will prepare language pertaining to item #1 and will review irrevocable letter of credit to Commission from Potratz.

✓ Manager Windau discussed Absolute Pollution Exclusion to our insurance. Insurance to cover liability of pollution may not be for sale.

Attorney Goggin is working on the contract and subject was tabled until the next regular meeting on January 14, 1986. An extension of the existing contract, until then, will be requested.

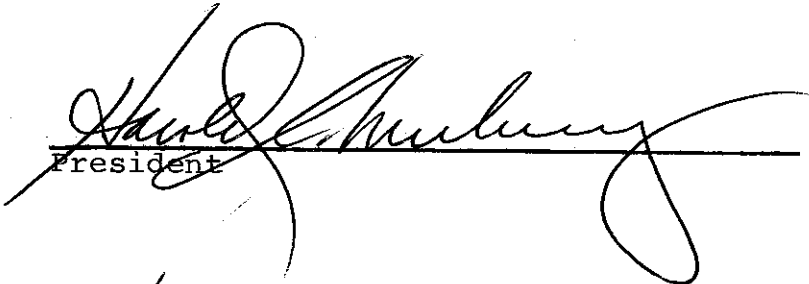
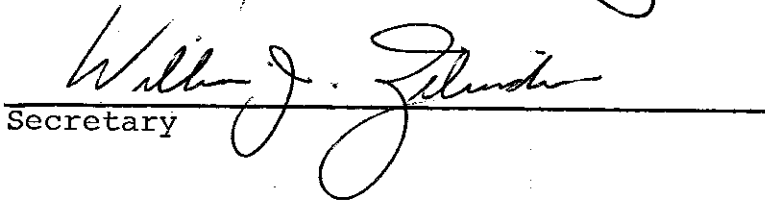
December 17, 1985 / 5  
cont...

Discussion was held on the Audit Agreement with Virchow, Krause and Company. Moved by Commissioner Haber, seconded by Commissioner Zelinski authorizing the Commission officers to execute the Audit Agreement with Virchow, Krause and Co. after certain issues are clarified. All present voting aye; Nays, none. Motion carried.

Manager Windau discussed a deferred compensation plan with PEBSCO. Subject will be studied further.

Moved by Commissioner Siebers, seconded by Commissioner Haber to approve Operating Fund Vouchers #8463 thru #8530 in the amount of \$96,836.32 and Payroll Vouchers #15472 thru #15549 in the amount of \$40,537.68 for the month of November, 1985. Voting aye; Commissioners Siebers, Haber, Bemke, LeCompte, Gross, Zelinski and Mulvey. Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Siebers to adjourn the meeting. All present voting aye; Nays, none. Meeting adjourned at 8:00 P.M.

  
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President  
  
  
\_\_\_\_\_  
Secretary

NEENAH-MENASHA SEWERAGE COMMISSION  
Regular Meeting  
January 14, 1986

Meeting called to order by Commission President Mulvey at 7:00 P.M.

Present: Commissioners Mulvey, Zelinski, Gross, Bemke, Haber and Siebers; Manager Windau; Superintendent Schuelke; Secretary Stevenson; Jeff Kellner (McMahon); Jim Dinius (Neenah); LeRoy Goldbeck (Town of Neenah)

Absent: Commissioner LeCompte

Moved by Commissioner Haber, seconded by Commissioner Bemke to accept the minutes of the Regular Meeting of December 17, 1985 and place them on file. All present voting aye; Nays, none. Motion carried.

Moved by Commissioner Bemke, seconded by Commissioner Haber to accept the minutes of the Operations, Engineering & Planning Committee meeting of January 7, 1986, as corrected to read Appreciation Dinner instead of Holiday Party, and place on file. All present voting aye; Nays, none. Motion carried.

The following communications were discussed:

1. 12/17/85 letter to DNR from Rollie Winter & Assoc. Ltd; re: How to get sewer moratorium lifted in Town of Menasha.
2. 12/18/85 letter to Manager Windau from Marsh & McLennan; re: Pollution Liability Insurance. ✓
3. 12/18/85 letter to President Mulvey from Len Montie (DNR); re: Approval of Change Order #4 - Contract F in the amount of \$69,499.80.
4. Wastewater Treatment Grants Inspection Summary from Len Montie - DNR; re: December progress report.
5. 12/21/85 letter to NMSC from Menasha Electric & Water Utilities; re: Hearing January 21, 1986 - 9:00 A.M. at office of Public Service Commission in Marison for consideration of setting mandatory Time-of-Use rates for large power customers of Menasha Utilities. Manager Windau was authorized to send comments to the Public Service Commission.
6. 12/6/85 Bulletin from EPA; re: Replacement Fund. Reminder as to what obligations are.

January 14, 1986 cont...

7. 12/26/85 letter to EPA from DNR; re: Recommend NMSC grant award be increased by \$964,801.
8. 1/6/86 letter to DNR from City of Neenah; re: reports for 1985 on WPDES Permit No. 0026123 revealing by-passes for the year.
9. 12/30/85 letter to Manager Windau from John Wilke; re: City of Neenah asked the Commission to turn over lengths of the interceptor to the City of Neenah. Commission agreed and stated that the City do the legal work. Attorney Gunz (Neenah) stated that the pipe is now under the ownership of both entities. Commission authorized Attorney Goggin and Attorney Gunz to draw up an agreement taking the Commission's name off the easements, giving the responsibility for the upkeep and use of the lengths of the interceptor, requested by the City of Neenah, to the City to use as they see fit.
10. 1/6/86 letter to NMSC from Ronald Nuernberg, NMSC employee, notifying the Commission of his retirement as of January 29, 1986. Awards for retirees will be discussed at next Budget, Finance & Personnel Committee meeting.

#### Budget, Finance & Personnel Committee Report

Commissioner Siebers suggested that the NMSC do something about the lots along the interceptor line (Milwaukee Street). Subject will be discussed at next Budget, Finance & Personnel Committee meeting.

Amendments to the FLSA were discussed. Subject to be discussed at next Budget, Finance & Personnel Committee meeting.

Discussion was held on 12/18/85 memo to NMSC from Accountant Voigt regarding engagement letter from Virchow, Krause & Co. for audit services. They will begin work on the audit 1/22/86.

#### Operations, Planning & Engineering Committee Report

Jeff Kellner (McMahon) presented a project progress report.

##### Headworks Building

Work is continuing in two areas of the headworks building. Footing walls for the south end of the building are approximately 80% complete. Wall pours in the lower screw pump bay have also started.

##### Aeration Tanks

The aeration grid system is installed in Tank No. 6. Painting in that tank is also completed. Protective covering has been moved to aeration tank No. 5 and heating will start as soon as the temperatures moderate. Some painting remains in tank 4 along with the aeration system installation in tanks 4 & 5.

##### Final Clarifiers

Work is continuing on the sludge collection mechanisms for clarifiers 1 & 2. Work on the remaining concrete troughs will start after the backfilling is complete.

##### Tunnel Access Building

Masonry walls will be started within the next two weeks after the backfilling has been completed. Contractor has started decking for the tunnel roof and part should be poured 1/15. All major tunnel piping is on site ready for installation.

Kellner stated that Charles O. Green, Inc. is making good progress but his machine broke down 1/8 and he is waiting for repairs to be made.

Moved by Commissioner Haber, seconded by Commissioner Bemke to approve Change Order #1 - Contract C for a savings of \$800 from Vanasten Heating and change the brands of the Air Flow Exhaust Fans. Motion carried unanimously on a roll call vote.

Moved by Commissioner Haber, seconded by Commissioner Bemke to approve Change Order #2 - Contract B from August Winter in the amount of \$272 for the floor drain in the Headworks Building Electrical Room. Motion carried unanimously on a roll call vote.

cont...