

**SEAL ROCK WATER DISTRICT
MINUTES OF THE
REGULAR BOARD MEETING
September 10, 2015**

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7 Call Regular
8 Board Meeting: Commissioner Rob Mills called the regular board meeting to order at 4:00 p.m., Thursday,
9 September 10, 2015.

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11 Present: Glen Morris, Treasurer; Rob Mills, Member; John Filbert, Member; Staff: Adam Denlinger,
12 General Manager; Joy S King, Office Manager. See sign in sheet for public attendance.

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14 Excused Absences: John Garcia and Sandra Mies-Grantham.

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16 Announcements: None

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18 Public Comments: None

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20 Consent

21 Calendar: Items on the consent calendar are Invoice lists for Aug/Sept 2015; minutes of the Aug 13,
22 2015 Board meeting; Aug 2015 Financial Report; Project Monitoring Report; General
23 Manager's Report; Pacific Excavation Final Payment Application. Discussion: Morris
24 requested to remove any reference of him being out of town on certain dates. The
25 General Manager updated the Board regarding the contractor's final request which was
26 received in the office this afternoon. Change Order No. 5 for an increase to the contract
27 for Substantial Certificate of Completion were also submitted. The requested final
28 payment is \$67,748.60. The total Intertie project cost to date is \$917,131.60. Financial
29 sources for the intertie projects are: FEMA \$571,668; IFA \$157,668; City of Newport
30 \$74,999; and SRWD \$113,243.60. John Filbert motioned to approve the consent calendar
31 with the minutes amended. It was seconded by Morris. Motion carried 3 – 0.

32 Discussion and
33 Information Item:
34 Source Water Evaluation
35 Update:

The District received a proposal to collect core samples from the hydrological consultant to evaluate site specific areas for soil testing for the design of a proposed filtration gallery. The cost to obtain eight core samples is approximately \$18,000. The schedule for core sampling is at the last week of September or the first week of October. After evaluating the result of the core samples the Technical Team can then pin point the best location of the bank filtration system. This is the best time of the year to do the core sample since the level of the river stream flow is at its lowest flow.

The Technical Team has completed and submitted a water rights application to Water Resources Department. The application is successful and has been accepted by WRD. It could take 9 to 12 months for the WRD to complete the process before making a decision. The General Manager is planning to hold a meeting with the Technical Team and invite stake holders and conservation groups to share with them the progress of the Phase 4 project and share with them the success of filing an Application with WRD.

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48 Decision Items:

49 IFA Funding
50 Agreement:

This IFA funding for Phase 4 preliminary expenses is a combination of loan for \$130,000 payable in 7 years with 1% interest and a \$20,000 grant. The District's financial advisor, David Ulbricht was concerned about the IFA requirement of having Bond Counsel's opinion which is costly. The District's lawyer, Jeff Hollen reviewed the IFA contract and also interpreted it as needing Bond Counsel involvement. USDA Representative, Drew Davis is also recommending to use Bond Counsel in processing the IFA loan and Grant. But Melissa Murphy, an IFA representative said approval of the District's legal counsel is sufficient. Jeff Hollen will approve the contract if IFA will issue a statement that Bond Counsel is not needed. Staff will arrange a conference call with IFA, USDA, Financial Advisor, and attorney to discuss this issue. Staff recommended to consider a resolution authorizing the District to execute a funding agreement with Business Oregon, IFA Safe Drinking Water Revolving Loan Fund and authorize the District to sign all funding & grant documents, contingent upon the funding not needing the services of Bond Counsel. Morris

63 motioned to approve Resolution 0915-01 contingent upon the funding documents not
64 needing Bond Counsel opinion but only the approval of legal counsel. Motion was
65 seconded by Filbert. Motion carried 3-0.

66 Recommendation
67 To Award: The Board acting as the Local Contract Review Board for Seal Rock Water District
68 received a report from staff regarding Phase 3 projects bid opening.
69 The Bid opening for Phase 3 projects - Water System Improvement Projects was held and
70 read at about 2:00 pm on August 26, 2015. There were six bids received ranging from
71 \$3,262,793.25 from Mocon Corporation for the low and \$4,324,836.00 for the high from
72 C&M Excavation. The Engineer's Estimate for this was \$3,741,700.00.
73 Based on ORS 279C.375 in determining the responsible bidders and the result of the bid
74 opening the Engineer's Recommendation is that the projects be awarded as follows:
75 Phase 3 Water System Improvements Schedule 1 to Mocon Corporation for \$993,192.95
76 and Schedule 2 for \$2,269,600.30 for a total combine project cost of \$3,262,792.25.

77 Notice of Intent
78 To Award: The Local Contract Review Board reviewed the Engineer's Recommendation to Award.
79 Filbert motioned to consider a Notice of Intent to Award a contract for USDA-RD funded
80 Phase 3 Improvements Schedule 1 & 2 to the lowest apparent bidder, Mocon
81 Construction, and to authorize the General Manager to negotiate the Contract. Motion was
82 seconded by Morris. Motion carried 3 – 0.

83 Reports and
84 Correspondence: Garret Pallo, Civil West Engineer with Membrane vendors will hold a Membrane 101
85 Training on September 23, 2015 from 11:00 am to 1:00 pm in the Board Room. There is a
86 potential quorum of District Commissioners so this will be published as a public meeting to
87 comply with public meeting law. David Young would like to attend the training.

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89 Executive Session: None

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91 Next Board Meeting: October 8, 2015 at 4:00 p.m. Regular Board Meeting.

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93 Adjournment: Moved by Morris to adjourn the meeting. Mills adjourned the meeting at 5:00 pm.

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101 Approved by Secretary _____ Date _____