

MINUTES

HEART OF THE VALLEY METROPOLITAN SEWERAGE DISTRICT REGULAR MEETING HELD ON MAY 13, 2008 AT THE HEART OF THE VALLEY MEETING ROOM.

Members Present: Pete Wallace, Bruce Siebers, Steve Giebel, Dave Casper, and Judd VandenHeuvel

Absent: None

Also Present: Mark Surwillo, District Manager HOVMSD; Glen Geurts, Superintendent HOVMSD; John Johnson, Pretreatment/Special Projects Coordinator HOVMSD; Dawn Jandrey, Administrative Assistant/Payroll HOVMSD; Tom Kispert of McMahon Associates, Jim Pinkham, and Tom Schrimpf

1. 6:00 p.m. Call to Order – Roll Call

President VandenHeuvel called the meeting to order at 6:00 p.m.

2. Public Appearances

There were no public appearances.

3. Approval of the April 8, 2008 Regular Meeting

The minutes of the April 8, 2008 Regular Meeting were presented to the Commission. After a review, a motion was made by Commissioner Wallace and seconded by Commissioner Giebel to approve the minutes as written. Motion carried.

4. Correspondence to/from/for Commission

Copied for the Commission were the e-mail messages sent between the Commissioners and District Manager Surwillo.

5. Plant Reports

A. Closed Session pursuant to Wisconsin State Statute 19.85 (1)(g); Conferring with legal counsel's written advice concerning strategy to be adopted with respect to the Appleton Papers Inc./NCR Corp. CERCLA Contribution Litigation; and action, if any, from the Closed Session

A motion was made by Commissioner Siebers and seconded by Commissioner Wallace to enter into a Closed Session. A roll call vote was taken: Commissioner Wallace, yes; Commissioner Siebers, yes; Commissioner Casper, yes; Commissioner Giebel, yes; and Commissioner Vanden Heuvel, yes. Motion carried.

A motion was made by Commissioner Siebers and seconded by Commissioner Giebel to end the Closed Session and resume in Open Session with the continuation of the agenda. A roll call vote was taken: Commissioner Wallace, yes; Commissioner Siebers, yes; Commissioner Casper, yes; Commissioner Giebel, yes; and Commissioner Vanden Heuvel, yes. Motion carried.

B. McMahon Update

Tom Kispert of McMahon Associates gave an update on the completion status of the WWTP upgrade and the marine manhole rehabilitation.

C. Donohue Update

The Commission received a written update from Tammy Kuehlmann of Donohue & Associates dated 5/8/08. The update included a list of Clear Water Reduction Project activities and status of the STAG Grant Applications.

D. Kraft Foods Spill & Inspection

HOV Staff informed the Commission of a reported 54-gallon spill of 95% propylene glycol from Jack's Pizza in Little Chute on 5/4/08. Data from the MSDS indicated a low biotoxic potential; there was initial concern of the toxicity to the Biostyr process at the plant. The Wisconsin DNR noted that a report would be filed but no fines would be issued.

UPDATES;

1. 2008 Flows & Revenues Report / Plant Operation Summary

The Commission received a copy of the Flow & Strength charts, which shows the year to date surplus/deficit revenue for the month of April 2008. Revenue received from Fox Energy for final effluent purchased in April 2008 = \$2,470.01. Total revenue received from Fox Energy to date for 2008 = \$8,783.13. John Johnson also reported that all five

communities would have received surcharge fees if they were still in effect.

The average final effluent concentrations for **April 2008** were as follows:

BOD	8.12 mg/l
Suspended Solids	16.41 mg/l
Phosphorus	.26 mg/l

All permit values were met for April 2008.

6. Funds

A. May 2008 Accounts Payable; Action for Approval

After a review and discussion of the bills payable, a motion was made by Commissioner Casper and seconded by Commissioner Wallace to approve payment of the bills in the amount of \$514,412.56. A roll call vote was taken: Commissioner Siebers, yes; Commissioner Wallace, yes; Commissioner VandenHeuvel, yes; Commissioner Casper, yes; and Commissioner Giebel, yes. Motion carried unanimously.

B. Budget Comparison Report

The Commission received a Budget Comparison Report for May along with an explanation of exceedances.

7. General Old or New Business

District Manager Surwillo noted that there is an arbitration hearing scheduled for June 5, 2008 regarding medical insurance premiums. Also, WEFTEC-08 is scheduled for October 18 – 22 in Chicago; Mark asked that the Commission decide on attendance for June registration.

8. Closed Session pursuant to Wisconsin State Statute 19.85 (1)(c) regarding District Manager performance evaluation, and action, if any, from the Closed Session

A motion was made by Commissioner Wallace and seconded by Commissioner Siebers to enter into a Closed Session. A roll call vote was taken: Commissioner Wallace, yes; Commissioner Siebers, yes; Commissioner Casper, yes; Commissioner Giebel, yes; and Commissioner Vanden Heuvel, yes. Motion carried. (Time: 6:50 p.m.)

A motion was made by Commissioner Wallace and seconded by Commissioner Giebel to end the Closed Session and resume in Open Session with the

continuation of the agenda. A roll call vote was taken: Commissioner Wallace, yes; Commissioner Siebers, yes; Commissioner Casper, yes; Commissioner Giebel, yes; and Commissioner Vanden Heuvel, yes. Motion carried.

9. Adjournment

With no further business before the Commission, a motion was made by Commissioner Siebers and seconded by Commissioner Giebel to adjourn the meeting. Motion carried unanimously. (TIME: 8:10 p.m.)

SIGNED_____

Bruce M. Siebers, Secretary