REGULAR MEETING OF THE BOARD OF TRUSTEES OF
THE IOWA GREAT LAKES SANITARY DISTRICT
May 26, 2020 3:00 P.M.
DISTRICT OFFICE, MILFORD, IOWA

President Boettcher called the meeting to order at 3:00 p.m. Trustees Rohlfsen, Clary, Hoppe and Camozzi were present. Also, present was Mark McGill, Joe VanOtterloo, Ryan Ferguson, Abby Walleck and by phone Mike Roth.

Trustees reviewed comparisons for employee health care plans. The current health care plan is no longer available. They provided a spreadsheet showing the total liability of cost for the District and made some recommendations. The Trustees will take it under advisement and decide at their next meeting.

Ryan Ferguson was present representing the property owners of Lot 428 and Common Ground Francis Sites (16980 255th Ave, Spirit Lake) and their request for landscaping in the easement. The property currently has retaining walls made from wooden railroad ties that are falling apart. The request is to replace the wooden ties with block and keep the same height and footprint. The sewer line is under the landscaping and the easement runs up against the house. Ferguson stated he could pull the southeast corner of the current wall back, flatten the ground to make it less on the easement and provide a better access from the current situation. The Trustees approved the plan as described, keeping the same wall location and elevations, steps in the same location and elevations, but with different materials, and with the southeast corner pulled back with a signed hold harmless agree. (Camozzi/Rohlfsen); all ayes.

Walleck reviewed the award in the arbitration between Municipal Pipe and Tool Company LLC and the Iowa Great Lakes Sanitary District. The award was that Iowa Great Lakes Sanitary District is to pay the balance of the contract, $266,481 and other items which totaling $132,947, for a grand total of $399,428. The District was awarded $19,250 in liquidated damages. Walleck pointed out that the arbitrator found that the District's engineers had no credibility and he was unable find any damages to the Sanitary District with their testimony. Trustees were very concerned with the findings about the engineers. Walleck also went over the professional services agreement with HR Green the engineer of record for the project. The professional services agreement has a liability clause, which Walleck read and explained to the Trustees. Trustees directed Walleck to write a letter to HR Green requesting they pay towards the final award in the arbitration based of on the professional service agreement limited liability section. Further discussion was held about if the District should keep HR Green as the Sanitary Districts engineering firm. After further discussion Trustees directed Anderson to create and send out a request for engineering services.

Trustees approved Anderson to sign the Application for Conditional Use Permit for the tower and generator at the new lift station and the payment of $350.00 to the City of Okoboji as required by the Conditional Use Permit process. (Hoppe/Camozzi); all aye.

Anderson updated Trustees about the issues with infiltration in the Monarch Cove Methodist Camp area. Anderson explained to the Trustees about the issues with paving over the manholes and the fact that service connections from Monarch Cove to the District manhole also needs to be repaired.

Representatives from the Monarch Cove Association were made aware of this weeks before they did the asphalt overlay on the road.

Anderson provided construction updates. Anderson stated that Hulstein and Arrowwood had come to an agreement between this meeting and the special meeting at 1:00 pm today. Pajl contacted Anderson, and stated the Hulstein was in agreement to repair the damage areas requested by Arrowwood, if the District would not charge liquidated damages on the pavement which Hulstein would start on May 27, 2020, and be finished within three weeks (June 16, 2020). The Trustees approved to wave liquidated damages on the pavement replacement if it was completed within the next three weeks, starting tomorrow (May 27, 2020), but all other items required to be completed by substantial and final completion that had nothing to do with the pavement issues will still be subject to liquidated damages. (Camozzi/Clary); all ayes.

Anderson discussed the ending of the Fiscal Year 2020 operations budget, some items and funds may need to be moved to the FY2021 budget. Specific items are behind schedule for productions, due to the covid-19 virus issues. Anderson stated he would know more by June 9, 2020 and provide some recommendations at that time.

Anderson updated the Trustees on changes for the last draft of the 2021 Fiscal Year Operations Budget. The budget will include costs for some landscaping repairs around the office building, and has an increased cost for power as the solar panel construction won't start until the middle of July 2020. Anderson also stated that this could go up depending on how we end for the fiscal year 2020 operations budget.

The meeting was adjourned by Motion (Clary/Rohlfsen

_____ ATTEST: _____

Robert H. Boettcher President Kae Hoppe, Clerk