

MINUTES

Key Largo Wastewater Treatment District (KLWTD) Meeting



March 6, 2012
98880 OVERSEAS HWY, KEY LARGO, FL 33037

The Key Largo Wastewater Treatment District Board of Commissioners met for a Regular Meeting at 4:02 PM. Present were Chairman Robert Majeska, Commissioners Andrew Tobin, Susie Hammaker, Norman Higgins, and Charles Brooks. Also present were the General Manager Margaret Blank, District Counsel Thomas Dillon, District Clerk Carol Walker, and other appropriate District Staff.

Mr. Bruce Williams led the Pledge of Allegiance.

APPROVAL OF AGENDA

Commissioner Brooks moved Item 7, District Counsel to an action item. Commissioner Hammaker requested that Peter Rosasco give a report on the Washington trip. Chairman Majeska moved Item 8 Redland Change Order No. 16 to Bulk Items. He also stated that he is going to give a report on his trip to Tallahassee.

Motion: Commissioner Brooks made a motion to approve the agenda as amended. Commissioner Higgins seconded the motion.

Vote on Motion

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Commissioner Hammaker	X		
Commissioner Tobin	X		

Motion passed 5 to 0

PUBLIC COMMENT

Name:
Berta Guerra, Tavernier, FL
Burke Cannon, Tavernier, FL
Ted Blackburn, Islamorada, FL

Subject:
Breather Placement Problem
Recycled Water Issue
Islamorada

BULK ITEMS

Minutes of Feb. 21, 2012

RESOLUTION No. 17 -03-12

A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING THE REMOVAL OF ONE TAX PARCEL FROM THE 2009 NON-AD VALOREM ASSESSMENT; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.

RESOLUTION NO. 18-03-12

A RESOLUTION OF THE BOARD OF COMMISSIONERS APPROVING THE REQUEST OF CHRIS SANTE FOR REMOVAL OF ONE TAX PARCEL FROM THE 2009 NON-AD VALOREM ASSESSMENT; AND PROVIDING FOR APPLICABILITY AND AN EFFECTIVE DATE.

Redland Change Order #16

Motion: Commissioner Brooks made a motion to approve the Bulk Items. Commissioner Higgins seconded the motion.

Vote on Motion

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Commissioner Hammaker	X		
Commissioner Tobin	X		

Motion passed 5 to 0

FINANCIAL REPORT

Report of Cash, Revenues, and Expenditures

The report was presented and a discussion was held.

Motion: Commissioner Brooks made a motion to approve the Report of Cash, Revenues, and Expenditures of March 6, 2012 contingent upon availability of funds. Commissioner Higgins seconded the motion.

Vote on Motion

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Commissioner Hammaker	X		
Commissioner Tobin	X		

Motion passed 5 to 0

ENGINEER’S REPORT

Odor Control

Jim Brush, Operations Manager gave a verbal report and what is being done to control odor.

Commissioner Brooks stated that the odor is still there and that the head-works and tanks need to be covered.

Motion: Commissioner Brooks made a motion to approve General Manager, Margaret Blanks recommendation to discuss with an outside Engineer from the Library as to what to do to control the odor at the plant and the cost of it. Commission Higgins seconded the motion

Vote on Motion

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Commissioner Hammaker	X		
Commissioner Tobin	X		

Motion passed 5 to 0

LEGAL CONSEL REPORT

The District presented Mr. Dillon with a plaque and a Proclamation to thank him for his 8 1/2 years of service to the District.

GENERAL MANAGER

Washington DC Trip Update

Peter Rosasco gave a report on the Marathon trip to Washington D.C.

Chairman Majeska gave a report on what happened at Tallahassee Days.

New District Counsel

Margaret Blank discussed her recommendation.

Motion: Commissioner Brooks made a motion to approve Margaret Blank's recommendation to interview Ralph Ventura, Gail Ash Dotson, Raymond Giglio, and Robert Tischenkel and to make arrangements for interviews. Commission Tobin seconded the motion

Vote on Motion

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Commissioner Hammaker	X		
Commissioner Tobin	X		

Motion passed 5 to 0

Weiler Work Authorization for Grinder Pumps CR 905

Motion: Commissioner Higgins made a motion to Approve Weiler Work Authorization for Grinder Pumps CR 905. Commission Brooks seconded the motion

Vote on Motion

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska		X	
Commissioner Brooks	X		
Commissioner Hammaker		X	
Commissioner Tobin	X		

Motion passed 3 to 2

Properties needing Grinder Pumps for Gravity Connections

The Board will be voting on Improved Unique Properties.

Motion: Commissioner Brooks made a motion to accept Staff's recommendation that he District furnish and install grinder pumps within easements on Improved Unique Properties as planned with the cost of \$8,950. Commission Hammaker seconded the motion.

Vote on Motion

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Commissioner Hammaker	X		
Commissioner Tobin	X		

Motion passed 5 to 0

Delayed Billing

The Board discussed the issue.

Motion: Commissioner Brooks made a motion to take no action. Commission Higgins seconded the motion.

Vote on Motion

Member	Yes	No	Other
Commissioner Higgins	X		
Chairman Majeska	X		
Commissioner Brooks	X		
Commissioner Hammaker	X		
Commissioner Tobin	X		

Motion passed 5 to 0

Customer Service Report

Paul Christian gave a report on the changes in customer service.
The Board approved of the changes being made.

Islamorada Negotiating Schedule

Ms. Blank presented her proposed schedule to work with Islamorada.

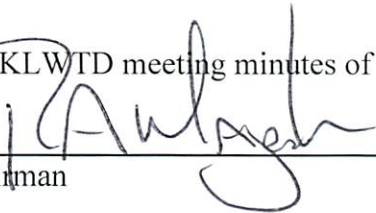
Islamorada Capacity and Upgrades

The Board discussed peak capacity demand and charging for peak flow capacity. See Exhibit "A".

ADJOURNMENT

The KLWTD Board adjourned the Board Meeting 7:45 PM.

The KLWTD meeting minutes of March 6, 2012 were approved on March 13, 2012



Chairman



Carol Walker, CMC District Clerk

EXHIBIT "A"

Charles Brooks Commissioner KL WTD In Collaboration with: David Asdourian

To: KL WTD Board & Staff
Islamorada Village Council & staff

During today's agenda KLWTD has an item about **PLANT CAPACITY**.

The excerpt below amplifies the dangers of making decisions on separate points without considering the interrelationships stipulated in other areas of the proposed contract. Margaret Blank has put together an excellent matrix concerning capacity. But in considering an agreement on this matrix without the other considerations stipulated in the proposal is a dangerous process. It also amplifies the need to move forward cautiously by considering all the interrelationships within the proposal.

The following excerpt from one version of the proposed ILA and this is only one such disjointed relational issue. The use of maximum annual average daily flow leaves out all consideration about peak factors. It puts the district in a dangerous situation of having to provide peak capacity flows that may be brought about by seasonal activities. The district would be forced to provide the structural capacity to treat peak flow periods to the customer without the benefit of the customer paying for the structural capacity of those peaks. Electric utilities have a peak factor in their billing mechanism to handle such situations. Unless we have a peak factor charge the district is putting itself at risk. This risk would not only be financial risk but perhaps treatment efficiency risk.

During this week David Asdourian and I sat down and covered all of Dave's highlights and comments concerning the proposed ILA. David had spent quite a bit of time going through the contract and marking up his comments and concerns, this is only one of many that further points out the need for the inter-relational connections on various points within the ILA proposal.

Therefore: the district should institute a billing charge mechanism to charge the customer (Islamorada) for peak flow capacity.

Excerpt: from page 6 paragraph b. September 5-k 2011 draft using ISLA's 8/17 document v. , with all changes accepted
INCLUDES ODOR AND ADDITIONAL CAPACITY PROVISION
AGREEMENT FOR
WASTEWATER SERVICES

4. SERVICE.

(b) agrees to provide Capacity Allocation for the treatment and disposal of Wastewater from Customer up to a maximum annual average daily flow of 1.4 million gallons, in accordance with the terms of this Agreement and the standards of applicable laws, rules, regulations and District Policies. Through the first five years of the out—the Term of this Agreement, Customer shall have the option, in its sole and absolute discretion, to elect to add the Additional Capacity Allocation for an additional Capacity Allocation Charge of \$1,500,000.00 payable by Customer within ninety (90) days of its election to add the Additional Capacity Allocation.