

**UTILITIES SERVICE BOARD MEETING  
1/30/2023**

*Utilities Service Board meetings are available at CATSTV.net.*

**CALL TO ORDER**

Board President Burnham called the regular meeting of the Utilities Service Board to order at 5:00 p.m. The meeting took place in the Utilities Service Boardroom at the City of Bloomington Utilities Service Center, 600 East Miller Drive, Bloomington, Indiana.

**Board members present:** Amanda Burnham, Seth Debro, Jeff Ehman, Megan Parmenter, Jim Sherman, Kirk White, and ex officio Jim Sims, and ex officio Scott Robinson

**Board members absent:**

**Staff present:** Vic Kelson, Matt Havey, James Hall, Holly McLaughlin, Phil Peden, Jane Fleig, Liz Carter, Hector Ortiz-Sanchez, Dan Hudson, Chris Wheeler, Kat Zaiger, Kevin White, and Matt Dabertin

**Guests present:**

**MINUTES**

*Board member Parmenter moved, and Board member Debro seconded the motion to approve the minutes of the January 3rd meeting. Motion carried, six ayes.*

**CLAIMS**

**PAYABLE INVOICES QUESTION**

Board member White, in regards to the charge to Jack Doheny Companies, Inc. for the replacement of a vandalized sewer camera, questioned if City of Bloomington Utilities (CBU) had insurance that covered this specific type of damage. Assistant Director - Finance Havey verified that CBU had received an insurance payment of \$65,000.00 for the camera replacement. Board member Ehman questioned if CBU had insurance coverage of this level for all assets. Havey confirmed that some degree of coverage extends to all CBU assets but he would have to investigate to determine specifics if requested.

*Parmenter moved, and Debro seconded the motion to approve the Payable Invoices*

*Invoices:* Vendor invoices included \$52,293.10 from the Water Fund, \$162,970.35 from the Wastewater Fund, and \$40,702.40 from the Stormwater Fund.

*Motion carried, six ayes. Total claims approved: \$255,965.85.*

**STANDARD INVOICES QUESTION**

Board member Burnham, regarding the charge for 'Set rate for vehicle parts & repairs', questioned if the charge was a quarterly charge. Havey clarified that is a monthly charge based on a three year average of usage.

***Parmenter moved, and Debro seconded the motion to approve the Standard Invoices***

***Invoices:*** Vendor invoices included \$296,261.23 from the Water Fund, 3,199.30 from the Water Construction Fund, \$421,726.75 from the Wastewater Fund, and \$2,196.69 from the Stormwater Fund.

***Motion carried, six ayes. Total claims approved: \$723,383.97.***

***Parmenter moved, and Debro seconded the motion to approve the Utility Bills:***

Invoices included \$613.77 from the Water Fund and \$2,408.81 from the Wastewater Fund.

***Motion carried, six ayes. Total claims approved: \$3,022.58.***

***Parmenter moved, and Debro seconded the motion to approve the Payable Utility Bills:***

Invoices included \$56,298.26 from the Water Fund and \$144,579.79 from the Wastewater Fund.

***Motion carried, six ayes. Total claims approved: \$200,878.05.***

***Parmenter moved, and Debro seconded the motion to approve the Wire Transfers, Fees, and Payroll for \$405,456.13. Motion carried, six ayes.***

***Parmenter moved, and Debro seconded the motion to approve the Customer***

***Refunds:*** Customer refunds included \$1,996.58 from the Water Fund, 6,804.60 from the Wastewater Fund, \$24.40 from the Stormwater Fund, and \$46.79 from the Sanitation Fund.

***Motion carried, six ayes. Total refunds approved: \$8,872.37.***

## **CONSENT AGENDA**

City of Bloomington Utilities (CBU) - Director Kelson presented the following items recommended by staff for approval:

- a. Hoosier Window Technologies, \$907.00, Window tinting in front lobby
- b. Cate Racek, \$9,000.00, Grant application consulting

**The agreements were approved, as no items were removed from the Consent Agenda. Total contracts approved: \$9,907.00**

## **BID OPENING - EAST TANK IMPROVEMENT**

Capital Project Manager - Engineering Hudson presented bids for the East Tank Improvement project. Project includes: repainting, recoating, adding stiffeners to the top, adding a ladder that meets current OSHA standards, electrical work, and a new mixer. Engineering estimate for the project: \$1,098,900.00.

Bids Received:

- Utilities Service Inc. - \$632,300.00
- D and M Painting Corp. - \$990,840.00
- TMI Coatings - \$1,246,000.00
- E&L Contractors Inc. - \$820,000.00
- G&L Tank - \$850,000.00

Viking Painting LLC - \$884,000.00  
Currens Construction Service - \$856,450.00  
Worldwide Industries Inc. - \$758,410.00  
LC United Painting - \$939,000.00  
American Suncraft Company Inc. - \$1,140,000.00  
7 Brothers Painting Inc. - \$868,000.00  
Pittsburg Tank and Tower Maintenance Company Inc. - \$998,750.00  
O&J Coatings - \$850,000.00  
Classic Protection Coating Inc. - \$981,500.00

#### **REQUEST FOR APPROVAL OF LETTER OF ENGAGEMENT WITH DENTON BINGHAM**

Kelson presented the agreement to retain legal counsel for the creation of a financing only case to present to the Indiana Utility Regulatory Commission (IURC) to enable the sale of bonds to pay for the construction of the proposed service center at the Winston Thomas site.

***Parmenter moved, and Debroy seconded the motion to approve the letter of engagement with Denton Bingham. Motion carried, six ayes.***

#### **REQUEST FOR APPROVAL OF AGREEMENT WITH CROWE LLP**

Havey presented the agreement to carry out a financial analysis that will accompany the case being presented to the IURC. Burnham questioned why the Crowe LLP agreement was distributed across the Water, Wastewater, and Stormwater Funds, but the Denton Bingham agreement was only applied to the Water Fund. City Legal - Chris Wheeler clarified that the Denton Bingham agreement applies only to the Water Fund because the IURC is only concerned with the Water Utility, while Waste and Stormwater are not a consideration. Wheeler further clarified that the Crowe LLP agreement will do a financial analysis that encompasses economic impacts across Water, Wastewater, and Stormwater. Board member Ehman questioned if the financial analysis being carried out by Crowe will include any revenues that would be received for the existing facility. Kelson verified that CBU will be discussing this with the City of Bloomington Administration during the course of this financial analysis because it will be necessary to determine the bond amounts needed. Board member Sherman questioned if the Crowe report would include possible uses for the north half of the property. Kelson responded that no, the report is solely concerned with the southern portion that is dedicated to CBU.

***Parmenter moved, and Debroy seconded the motion to approve the agreement with Crowe LLP. Motion carried, six ayes.***

Wheeler prefaced the consideration of the following eight agreements by explaining that the previous method for the purchasing of chemicals had become more volatile throughout the course of the pandemic. As a result, CBU needed to create individual purchase agreements with firmer language to ensure that pricing holds throughout the course of the agreement. Sherman questioned if the prices would likely be accepted by the suppliers, or would require negotiation. Wheeler clarified that the pricing has already been offered and accepted through

reverse auction. Parmenter questioned the process of a reverse auction. Wheeler explained that CBU expresses interest in chemicals, and suppliers attempt to price their product cheaper than their competitors in order to secure the agreement.

**REQUEST FOR APPROVAL OF AGREEMENT WITH CHEMTRADE CHEMICALS CORPORATION**

Wheeler presented the agreement for 2023 Supply of Aluminum Sulfate at Monroe Water Plant at \$620.00 per dry ton

***Parmenter moved, and Debro seconded the motion to approve the agreement with Chemtrade Chemicals Corporation. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF AGREEMENT WITH JACOBI CARBONS INC**

Wheeler presented the agreement for 2023 Supply of Powdered Activated Carbon at Monroe Water Plant at \$1.384 per pound

***Parmenter moved, and Debro seconded the motion to approve the agreement with Jacobi Carbons Inc. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF AGREEMENT WITH WATER SOLUTIONS UNLIMITED, INC**

Wheeler presented the agreement for 2023 Supply of Sodium Thiosulfite at Monroe Water Plant at \$6.50 per gallon

***Parmenter moved, and Debro seconded the motion to approve the agreement with Water Solutions Unlimited, Inc. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF AGREEMENT WITH WATER SOLUTIONS UNLIMITED, INC**

Wheeler presented the agreement for 2023 Supply of Sodium Permanganate at Monroe Water Plant at \$17.00 per gallon

***Parmenter moved, and Debro seconded the motion to approve the agreement with Water Solutions Unlimited, Inc. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF AGREEMENT WITH JCI JONES CHEMICALS, INC**

Wheeler presented the agreement for 2023 Supply of Sodium Hypochlorite at Monroe Water Plant at \$2.13 per gallon

***Parmenter moved, and Debro seconded the motion to approve the agreement with JCI Jones Chemicals, Inc. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF AGREEMENT WITH JCI JONES CHEMICALS, INC**

Wheeler presented the agreement for 2023 Supply of Sodium Hydroxide at Monroe Water Plant at \$0.295 per pound

***Parmenter moved, and Debro seconded the motion to approve the agreement with JCI Jones Chemicals, Inc. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF AGREEMENT WITH UNIVAR SOLUTIONS USA, INC**

Wheeler presented the agreement for 2023 Supply of Hydrofluorosilicic Acid at Monroe Water Plant at \$5,370.77 per ton

***Parmenter moved, and Debro seconded the motion to approve the agreement with Univar Solutions USA, Inc. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF AGREEMENT WITH JCI JONES CHEMICALS, INC**

Wheeler presented the agreement for 2023 Supply of Sodium Hypochlorite at Dillman Wastewater Plant at \$2.13 per gallon

***Parmenter moved, and Debro seconded the motion to approve the agreement with JCI Jones Chemicals, Inc. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF READI GRANT FROM REGIONAL OPPORTUNITY INITIATIVES, INC**

Assistant Director - Engineering Peden presented the Regional Economic Acceleration and Development Initiative that will provide CBU \$1,916,230.00 in grant funds to install necessary utility infrastructure. Peden acknowledged the work of Alex Crowley and the Economic Development group and Lisa Abbott for working with Catalent throughout the project. Sherman questioned if the project allowed four years for completion and if that deadline was extendable if there were project delays. Peden advised that the deadline is firm but the project is expected to be complete in 2024, and he does not foresee any issues with completing the project in the four year time frame. Ehman questioned if a contractor was in mind for the project. Peden advised that CBU is currently in the process of selecting an engineer, and the process will have to be completed according to Federal guidelines that are required for grant projects. Board member White questioned the location of the project. Peden advised that it is in the area of the current Catalent/former Cook Pharmica location. Burnham requested a yearly update on the progress of the project. Peden advised that as the project progresses, more items will be brought before the Board and updates will be provided at that time. Ehman questioned the additional capacity that will be required. Peden advised that he did not have the information requested on hand but could provide it at a later time. Ehman questioned if the added output would present a challenge for the current wastewater capacity of the Dillman Wastewater Plant. Peden advised that it will not increase discharge in a way that would impact the Dillman Plant. Parmenter questioned if Catalent would provide any financial contribution to this project since they are the primary benefactor of the project. Peden advised that the total cost of the project will be covered by the plant. Parmenter questioned if Catalent had representatives involved in the grant application process. Peden confirmed that Catalent was represented during the process.

***Parmenter moved, and Debro seconded the motion to approve the grant agreement with Regional Opportunity Initiatives, Inc. Motion carried, six ayes.***

**REQUEST FOR APPROVAL OF AGREEMENT WITH KOKOSING INDUSTRIAL, INC**

Wheeler presented the agreement to repair an influent pipe at the Dillman Wastewater Treatment Plant for approval, contingent on future approval of the contractor's Affirmative Action Plan, along with the terms of the agreement by the City of Bloomington Controller's Office and Mayor's office. Wheeler explained that this agreement is being brought to the Board under these

circumstances because there is some urgency in making the repair. Kelson explained the extent and reason for repair, along with the estimated lead times on necessary parts - all factors in why the agreement is being brought to the Board earlier is typical. Parmenter questioned if the facility was equipped with pumps that would typically handle the situation that occurred. Kelson advised that the building is equipped with these pumps, but they are not designed/effective for this specific situation. Board member Debro questioned why the contract expiration date was 2033, and if this was to account for the contractor warranty on the project. Wheeler clarified that it was a typo on the memo page of the agreement and the expiration date for the contract was June 23, 2023. Burnham questioned if the \$30,000.00 for this contract is to pay for work that has already been completed, or work that will happen to resolve the issue. Kelson advised that \$30,000.00 will cover the final repair, and that CBU has spent roughly \$3,000.00 on emergency repairs. Sherman questioned if the emergency expense would be brought before the Board at a later date. Kelson explained the process for emergency expenses and verified that the contract will be brought before the Board at a later date.

***White moved, and Parmenter seconded the motion to approve the agreement with Kokosing Industrial, Inc. Motion carried, six ayes.***

**OLD BUSINESS:** Parmenter questioned the status of the Community Development Block Grant with the City of Bloomington Housing and Neighborhood Development that was discussed at the Utilities Service Board meeting on 1/3/2023. Kelson advised that it was determined that CBU did not hold the deed to the property and is no longer involved in the agreement.

**NEW BUSINESS:**

**BOARD:** Burnham requested that a Board retreat be organized once the new Board member is announced. Burnham requested that members complete current copies of the Conflict of Interest form.

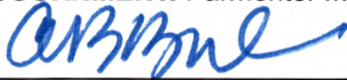
**STAFF:** Peden introduced two additions to the Engineering Department: Kevin White - Capital Projects Coordinator and Matt Dabertin - Engineering Technician. Kelson wished to highlight the Grant Writer - Cate Racek - who was on the Consent Agenda in the hopes of garnering grant funds for the lead service line replacement project. Kelson also addressed recent occurrences of sewer lateral strikes by fiber optic installers in the Bloomington area, and clarified that the installers are private companies and are responsible for damages to private or public infrastructure. CBU will refer any customers reporting such strikes to these contractors.

**SUBCOMMITTEE REPORTS:** None

**STAFF REPORTS:** None

**PETITIONS AND COMMUNICATIONS:** None

**ADJOURNMENT:** Parmenter moved to adjourn; the meeting adjourned at 5:56 pm



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Amanda Burnham, President

02.13.23

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Date