

**MINUTES OF THE EASTOVER SANITARY DISTRICT**  
**March 24, 2015**  
**Regular Meeting**

Chairman Johnson called the regular meeting of the Eastover Sanitary District (ESD) to order on Tuesday, March 24, 2015 at 5:30 p.m.

**BOARD MEMBERS PRESENT**

Chairman Morgan Johnson, Vice Chairman Liz Reeser, Secretary Helen Crumpler

**STAFF PRESENT**

District Manager Connie Spell, Attorney Neil Yarborough, Vicki Evans & Bob Tucker County Finance, Dave Strum Envirolink, Lisa Lloyd & Jill Weatherly Clerk to the Board.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

The invocation was rendered by Bob Tucker, followed by the Pledge of Allegiance.

**1. APPROVAL OF AGENDA – ADDITIONS OR DELETIONS**

*Motion was made by Reeser, seconded by Crumpler and carried unanimously to approve the agenda.*

**2. PUBLIC FORUM – None**

**3. APPROVAL OF CONSENT AGENDA**

*Motion was made by Reeser, seconded by Crumpler and carried unanimously to approve the following consent agenda as presented:*

- a. Minutes of the January 27, 2015 Regular Meeting
- b. Approval of the Financial Statement ending January 31, 2015 and February 28, 2015.

**4. NEW BUSINESS/DISCUSSION ITEMS**

**a. Request to Amend Interlocal Agreement/NORCRESS**

District Manager introduced Jeffery Brown, Engineer for Cumberland County. Mr. Brown briefly explained reasons NORCRESS requested amendment to the current Interlocal Agreement.

*Motion was made by Reeser, seconded by Crumpler and carried unanimously to approve the request from NORCRESS to purchase 180,000 GPD of unallocated capacity in the approach main and amend the interlocal agreement.*

**b. Interlocal Agreement for Interconnection for the Town of Falcon**

An Interlocal Agreement for Interconnection for the Town of Falcon was presented. The interconnection would help ESD with some of the water quality issues in this area. ESD is currently flushing water on the ground, whereby with this interconnect ESD would actually flow water to Falcon and receive revenue. Falcon is requesting to purchase a minimum of 225,000 gallons per month. Staff recommended that the initial wholesale billing rate be \$3.19/1000. This is the lowest tier rate ESD charges to customers currently. Falcon's engineer stated they had no problem with the initial rate but did ask if ESD would consider adding language that would state the maximum rate charged to Falcon shall not exceed the rate charged to ESD by the City of Dunn by more than \$1.25/1000 gallons.

Neil Yarborough, ESD Attorney reviewed and approved to legal form.

*After a brief discussion, motion was made by Reeser, seconded by Crumpler and carried unanimously to approve the Interlocal Agreement for Interconnection of Potable Water Systems for the Town of Falcon to include the additional language requested by Falcon's engineer referencing the maximum rate charged. (A copy of the agreement is hereby attached as Exhibit A and part of the official minutes)*

**c. Envirolink's report January & February 2015**

Dave Strum presented the Activity Report for month ending January & February 2015.

(A copy of the monthly activity reports are hereby attached as Exhibit B and part of the official minutes).

**d. Discuss purchase of water for Heritage Day**

*Motion was made by Reeser, seconded by Crumpler and carried unanimously for ESD to purchase 21 cases of water for Heritage Day.*

**e. Discuss amendment to Ordinance – House destroyed, moved or demolished.**

ESD has a current ordinance (adopted 11/24/2009) that reads as follows:

*Lot becomes vacant (house destroyed, moved, et): To discontinue service, owner must reimburse ESD the lateral fee. The account will be closed with a zero balance and no further billing. For restoration of service the current application fee must be paid.*

In the same ordinance it reads as follows:

*Lot has a habitable dwelling within 300 feet of the DOT ROW: Payment of DS/A fees are mandatory. Cancellation of a DS/A fee is not allowed so long as the habitable dwelling remains.*

Once the habitable dwelling is no longer on the property the Manager recommended that the owner not be required to reimburse ESD the lateral fee. If the customer was connected up to the time the house was destroyed, moved, et. they basically have done what was required up to this date.

With the Mandatory Connection Ordinance that the Board has adopted – all new construction requiring a building permit will be required to connect to the ESD system. With this Ordinance in place, at the time a dwelling is placed back on the property the customer would be required to establish service with a new application and pay the current application fee.

*After discussion, the board tabled this item and requested the Attorney and Manager review the entire Ordinance and present a draft when revisions are completed.*

## **5. CLOSED SESSION**

*Motion was made by 6:45, seconded by Crumpler and carried unanimously to go into Closed Session Pursuant to NCGS 143-318-11 (a) (3) to consult with the attorney on matters within the attorney-client privilege. 6:20 p.m.*

*At 6:45 p.m., upon a motion by Reeser, seconded by Crumpler and carried unanimously, the board returned to open session.*

## **6. ADJOURNMENT**

With no further business, the meeting was adjourned at 6:47 p.m.

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Morgan Johnson, Chairman

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Lisa Lloyd  
Clerk to the Board