

Vienna Utility Board
210 60th Street, Vienna, WV 26105
Regular Utility Board Session
Meeting location Vienna Utility Board
210 60th Street Vienna, WV 26105

August 19, 2022

Public Forum: Brenda Powell – 1409 31st Street

The meeting was called to order at 1:02 PM with the Pledge of Allegiance.

Roll call was taken with the following present:

Randall Rapp, Steve Eaton, Kim Williams, Attorney Russ Skogstad, Absent John Barr, and Joe Thorpe.

Also, present: Craig Metz Public Works Director, Lorrie Bond Stormwater Coordinator / Program Administrator, Mike Davis, and Craig Richards from Burgess & Niple.

Minutes from the June 24, 2022, Regular VUB Board Meeting and July 7, 2022, Special VUB Board Meeting were approved as posted.

Unfinished Business:

- A. Water Quality Testing** – Per Craig Metz, last results came back as non – detects everything looks good. Rapp added that we had a meeting with the people that send us the reports, we asked them to go into more depth with their clarifications, so they did make some tweaks to make it a little easier to understand. Hopefully this will make it easier for the public to read.

- B. ARP Discussion** - Per Chairman Rapp, as of today the City of Vienna has received \$2,637,342 as our share of the American Rescue Plan distribution. To date, City Council has authorized \$325,000 and \$380,000 for the River Road Project, and \$334,690 for the 3 new pumps at the 12th Street Lift Station, for a total of \$1,039,690. So, the current balance that the city has left in the ARP Fund is \$1,597,652. Rapp advised there has been a commitment for the 45th Place Water Main Replacement, so there will be money taken from the ARP Fund to take care of that project, we are not sure at this point what the total cost will be for the 45th Place project. So far out of the money we have the only funds that have been paid are to the Alan Stone Company for the first draw of \$208,655, the bid for the River Road project was \$890,110, there have been a few minor issues and glitches, so he does expect a change order at some point. We received \$125,000 from the Wood County Commission, so with the \$125,000 and the \$705,000 that was allocated by the city, we have accounted for \$830,000 toward the \$890,110 project. Depending on how it ends up with any change orders, we are right now obligated for \$60,110. Rapp added that it is his opinion that we move ahead with the 28th Street Stormwater project, Mike Davis made a presentation last month on the phases and what the entail, Randy stated that it was roughly \$140,000 to get started, his suggestion as the Board is to take a vote to approach City Council to see if out of the remaining \$1,597,652 they will vote to fund and start the 28th stormwater project. Rapp stated that if we don't get started now, we won't get it going, Metz agreed. Rapp called for motion to approach Council for funds to start work on the 28th Street stormwater drainage improvement project.

Motion and Vote

Chairman Rapp called for the motion to approach City Council for approval of the use of ARP Funds to have Burgess & Niple start work on the 28th Stormwater Drainage Improvement

Project. Motioned carried by Kim Williams was seconded by Steve Eaton. Vote carried in support unanimous 3-0.

- C. 5 – Year Plan** – Per Chairman Rapp, are there any corrections, additions, or suggestions anyone would like to add to the 5 – year plan at this point? No suggestions, additions, or comments from board on this.
- D. River Road Water Main – Project Update** – Per Craig Metz, this coming Wednesday they will be starting and completing the boring underneath the railroad tracks, we will have the road closed from 32nd to 28th Streets, we are looking at 3 – 4 days to complete that portion. We have posted a notice on – line, in the media and on our mobile app to advise people of road closure. Once we are finished with that section, they will tie the water line in and install the hydrant. Metz also advised that he received a call from Bud Roberts in reference to requesting water service at Lawnsdale Drive. Metz advised Mr. Roberts he would have to make a formal request of each resident that would want the water service, once we receive the formal request, we will look at options and pricing and present to the board. We still have 2 issues on the river road project we are dealing with, one was the 21st street tie in, this is the only line we have not been able to shut down, we worked on it for 2 days and we could not isolate where the water is coming from. If our crew was working on it, we could have plugged it replaced the line under a small amount of pressure and been done, but the contractor chose not to do that, they want no water to deal with. They investigated a few options; they did contact Parkersburg regarding a possible line stop in that location to install a valve to then shut it down or have our city crews come in and install the valve ourselves. Either option will work. The next issue is price of asphalt has increased, the price we bid and agreed on has gone up, so we are looking at a change order to pay for the increase in this cost. Once they get the price to me, I will get it presented to the board for your review and discussion. Everything else is hooked up and online, 28th, 27th, 23rd streets along the new hydrant and everything at 20th Street. We think this is the reason we have had so many line breaks lately in that area due to the increase in flow and pressure. Rapp asked why there is such a large open hole in front of Bob Marshall's place, Metz advised this is where tie in is, we are hoping to start Monday or Tuesday on isolating the system down in that area install a tap and see what kind of pressure we will have. Rapp asked if there was a steel plate, caution tape or anything we could use to cover this hole? Metz added there is an excavator with yellow tape around it along with road closed signs, but we will see what we can do to make it even more obvious since there is a church next door. Rapp stated we need to do something until it is fixed so there will be no accidents or incidents at this hole. Attorney Skogstad and Rapp both advised to touch base with the contractor to make sure this is secure. Metz said he would put in a request to them.
- E. Burgess & Niple – 45th Place Water Main Replacement – Project Update** – Rapp stated this past week he met with Mr. Pomrenke, who is the landowner where the water line must go through. Craig did an excellent job at giving me all the documentation that I could show him. Mr. Pomrenke has an extremely long lot it is 550 feet, all the way from Grand Central back to Rivercrest. He has no access to this, he comes in off Grand Central to his property and that is it, it is landlocked, this was how it was laid out when being built. Mr. Pomrenke wanted us to give him a right of way so he could have access to the back half of his lot. The Rivercrest track where this waterline is coming from, runs along another lady's yard and through his, this is the water line that has been in place we are guessing for at least the last 50 years. Rapp went and spoke with the other lady resident, she was very nice and didn't really care, but when I spoke with Code Enforcement, you cannot tie a new right of way into an existing subdivision. If you buy a lot and you want to put a road in you can't do it, so there is no physical way to get him a driveway to his back lot. Even though we have a right of way through her property it stops at the fence, and we do not have a right of way through his property or the next piece beside it. Even if we get the right of way and all the items, we need to install we still cannot put a driveway in for Mr. Pomrenke. Rapp is going to go back to Mr. Pomrenke and explain that he has no options here with getting a driveway in his backyard.

Metz added that he did not believe this was true he has seen subdivisions throughout the City of Vienna extended beyond the current subdivision, so not sure why it would be this way in this case. Unless there is some restriction because 45th Place was not fit to code width wise with 24 to 26 ft. right of ways. We have extended right of ways through Greenmont Hills, Glenbrook, Woodland, and Forest Hills. Rapp said he is just explaining what code enforcement advised him of that it could not be done. Kim Williams asked if this was a bargaining chip this resident was trying to use. Rapp said no, Attorney Skogstad said there are a few things we could do in this case in reference to the right of way, there is easement by prescription, and adverse possession all of which require some type of court action. So, what we are trying to is balance how much is going to cost to go to court and get an answer versus how much it will cost to find another answer. Skogstad he would like to do a little research on the road issue. Williams just wanted to make sure we have an end game to make this happen. Skogstad said we do. Rapp added that Mr. Pomrenke is aware of all this, and that the water and sewer lines have been there for 50 years, they were there before he purchased his property and it's unfortunate that someone made a mistake and didn't get a written right of way recorded. Skogstad added that there wasn't permission given back then, it could have been that they asked for water line to be installed and they just didn't right a deed out. Craig Richards added that coming from the planning commission point of view, if he wants to split those lots to place another house on the other piece of property he will have to come before the planning commission and before he spends a bunch of money on lot divisions or lot consolidation, surveying and then engineering to extends streets etc. maybe he could come to the planning commission with some kind of sketch showing what he would like to do. Then we could have a discussion with Kevin in code enforcement to see what we can do to help Mr. Pomrenke out with this lot division. I am currently looking at google maps and the houses that are at the end of 45th Place are so close together not sure how you would ever get a street through there. Rapp advised this is where we are right now, he does not have the right of way signed yet by Mr. Pomrenke, we are working on this and as soon as we know we will update you.

- F. Burgess & Niple – Water & Wastewater System Improvements Project – Rate Study** Per Rapp, he has heard absolutely nothing from Michael Griffith we have submitted all the paperwork to him and are just waiting to hear back on any status. Craig Richards added that he contacted Mr. Griffith this week asking please for an update but has not heard back from him either. Rapp asked that if he does get update to please let us know. Richards agreed.
- G. Burgess & Niple – Dredging of Pond Run and Dry Dams**– Per Metz, as we stated last meeting we spoke with several people via conference calls, had meeting with Soil Conservation, they agreed with us that the dredging needs to be done. They are working on their end as we are on our end, speaking to senators and congressmen trying to get funding to do the project. To add another reason why this does need done, this week off 26th Street we had a culvert system fail, it ruptured and blew up in a residence yard which cause a large sinkhole. The reason it failed is due to the outfall to this storm drain was under the silt in Pond Run. This project needs done, getting the money or funding is what we are still working on. It's going to take time; it will not get done this year, but we are hoping to have it done next year. We still have heard nothing regarding the mower either, hopefully it will be here by the time we need it next year. We will keep working at this so if any of you know your senators, congressmen or delegates keep pressuring them, we need our fair share of the money like other cities receive.
- H. Burgess & Niple – Task Order No. 2022 – 06 – 28th Street Storm Drainage Improvements, Preliminary Design Phases 1 through 3 and Final Design and Bidding of Phase 1 – and 28th Street Storm Drainage Improvement Technical Memorandum** – Per Rapp this was already discussed previously in meeting during ARP discussion. We will attempt to get on council agenda for next Thursday to try and get solution to this. Rapp also added that we have so many requests in for funds, everything seems to be such a long-drawn-out process. We had a meeting with Matt Lewellyn this week regarding 12th, 17th and 27th Street bridges, among other projects we are needing funding for. Metz added that the

amount of paperwork involving these grant and fund requests are huge. When we do all this work just to apply for any assistance and we see other cities getting funds it is discouraging. But we are doing all we can to apply and hopefully get approved for some of these funds.

Manager's Report: Per Metz, like I said we have had a lot of water breaks, service lines mostly, main line breaks haven't been too bad. We are still down 3 crew members plus we have 1 operator out with an injury and everyone trying to use up vacation we are working on these issue as quick and best as we can. We were down at Spencer's Landing yesterday cleaning up stumps, we have cleaned the riverbank up down at 12th Street. The old garage has come out for purchase to be torn down, also just did the paperwork on the asbestos inspection at the 4705 8th Avenue location and am currently working on the specifications for the demolition of the property. Hopefully we can get it out to bid soon and come back in September to approve it and get the home removed. We have been very busy in this department and getting ready for the winter months coming.

Meeting adjourned at 1:56 PM.

Next regular meeting – Friday September 16, 2022 @ 1:00 PM @ Vienna Utility Board located at 210 60th Street Vienna, WV 26105.

Respectfully submitted,

Lorrie Bond