



Water, Sewer, and Solid Waste Committee

13 December 2022

5:30 P.M.

(Or immediately following City Council Agenda Session)

This is a Virtual Meeting

Committee: Council Member Teresa Turk, Council Member Sloan Scroggin, Council Member D'Andre Jones, Council Member Mike Wiederkehr

Copy to: Mayor Lioneld Jordan, Paul Becker, Susan Norton, Kara Paxton, Kit Williams, Chris Brown, Alan Pugh, Terry Gulley, Peter Nierengarten, Brian Pugh, Mark Rogers, Corey Granderson, Aaron Watkins, Greg Weeks, Jan Guy, Scott Berna

From: Tim Nyander, Utilities Director

CALL TO ORDER

UPDATES

OLD BUSINESS:

1. Structural Technologies

In 2021 City Water/Sewer Staff performed an inspection of the 48-inch gravity sewer line that extends from Gregg Avenue to Sunshine Road. Visual inspections of each manhole were conducted, and a 'boat' was constructed to float down each line segment and record video. Overall, the line was in excellent shape, however, one area in the vicinity of Interstate-49 has experienced damage at some point during its 15-years of service. This segment of line cannot be repaired with typical excavation techniques due to its location under the Southbound Highway-112 Exit Ramp on I-49.

Staff has worked with Structural Preservation Systems, LLC, a national leader in trenchless pipe point repairs, to develop a plan for repairs in this location. Due to the specialized nature of this repair technique, Staff recommends a bid-waiver to allow Structural Technologies to perform Investigation-Design-Build services for this expedited repair project. The costs for bypass pumping of sewer, mobilization, rescue standby, pipe shoring, inspection, design, and installation of pipe repair materials is \$2,477,644.00. If significant groundwater is encountered, the project contingency will be utilized as needed to mitigate and create a workable environment.

Staff recommends approval of a resolution to waive competitive bidding and approve a Design-Build contract with Structural Preservation Systems, LLC for engineering and construction

services related to emergency trenchless repair of a 48-inch diameter sanitary sewer under Interstate 49 in an amount not to exceed \$2,477,644.00 and to approve a project contingency of \$375,000.00.

STAFF REQUESTS THIS BE FORWARDED TO THE CITY COUNCIL FOR CONSIDERATION FOR APPROVAL

2. 2023 Manhole Rehabilitation Contract with Krapff Reynolds Construction Company

On December 10, 2019, the City of Fayetteville accepted sealed competitive bids for manhole rehabilitation utilizing various techniques. Krapff Reynolds Construction Co. submitted the lowest bid (Resolution 74-20, Bid #19-53). The bid schedule includes unit pricing for various items of work in order to complete the annual rehabilitation program.

Direct contracting with Krapff Reynolds Construction Co. allows the City to execute its sanitary sewer rehabilitation program efficiently. Manholes being repaired under this contract are either identified through normal City maintenance operations or by consultants during Sanitary Sewer Evaluation Studies (i.e., Smoke Testing). Engineering and administrative costs are minimized as these services are handled by city staff. This work is an integral part of the City's ongoing program to maintain its sewer system in the most long-term yet cost effective fashion. This will be the 4th year of a 5-year renewable contract with Krapff Reynolds.

A no-cost change order is also included in this renewal to increase pay item costs by 5% due to increases in material cost impacts nation-wide. This increase is recommended by staff and is permissible based on the original contract renewal language in the agreement.

Staff recommends approval of a one-year extension and change order to the term-maintenance contract with Krapff Reynolds Construction Co. in the amount of \$590,789.00 for rehabilitation of sanitary sewer manholes throughout Fayetteville in 2023 as identified in previous investigations and by operations staff.

STAFF REQUESTS THIS BE FORWARDED TO THE CITY COUNCIL FOR CONSIDERATION FOR APPROVAL

NEW BUSINESS:

3. Water Service and Road Design on S. Foster lane, Fayetteville

A customer on S Foster Lane has requested (1) that the street be widened and asphalted from Double Springs Road, and (2) the water line be improved so there is a fire hydrant available within 500 feet of each house on Foster Lane, and (3) prohibit any more building until Foster Lane is upgraded and updated.

FOR INFORMATION ONLY

4. Environmental Consulting Operations, Inc. Amendment No. 9

Discussion of Amendment No. 9 to the contract with Environmental Consulting Operations, Inc. in the amount of \$65,500.00 for wetlands mitigation site monitoring and management for Woolsey Wet Prairie in 2023. The 2023 "Not to Exceed" cost of **\$65,500.00** represents no change to the contract amount that was approved by the City Council for 2022.

5. Responding to FOIA Requests

At the request of the Administration, this item is a refresher on the requirements of the FOIA Act.

The Arkansas Freedom of Information Act (FOIA) is one of the most comprehensive and strongest open-records and open-meetings laws in the country. Some key points to the Act are:

- The law gives Arkansans access to public records and public meetings, with some exceptions.
- A public record is defined as any writing, sound or video that reflects the performance or lack of performance of an official function.
- All records maintained by public employees within the scope of their employment are presumed to be public records, though several exemptions may shield a record from disclosure.
- Government entities generally have up to three business days to provide a record requested under the FOIA.
- Custodians of records may only charge for the “actual costs” of reproducing public records, plus mailing expenses.
- Notice of public meetings must be provided to anyone who has asked to be notified and notice of special meetings must be provided to members of the news media in the county who have requested notice of such meetings, as well as media elsewhere who cover regular meetings and have requested notice.
- Governing bodies may only enter into closed sessions for the purpose of considering employment, appointment, promotion, demotion, disciplining or resignation of an individual officer or employee.

This refresher was requested because there may be instances where a committee member may receive a FOIA request directly without realizing the 3 business day deadline is in effect.

FOR INFORMATION ONLY

6. Training Requirements for Water Provider Boards

Section 14-234-805 requires the majority of the members of a water provider board to receive 8 hours of provider training by December 31, 2022. If this is not accomplished, the Arkansas Natural Resources Commission may find the provider subject to Fiscal Distress and the city must file an improvement plan with the Commission.

FOR INFORMATION ONLY

7. Overview of WWTP Monthly Report
October's Monthly WWTP Report

PRESENTATIONS

ATTACHMENTS

Structural Tech Contract
Krapff-Reynolds Change Order No. 2
E-mail Request for S. Foster Lane improvements
ECO Amendment #9
Act 605
October WWTP Report

ADJOURN

Next Water, Sewer, Solid Waste Committee meets on
Tuesday, January 10th, 2023, at 5:30 p.m.