

RESOLUTION AUTHORIZING CONSULTING ENGINEERS TO ISSUE WORK ORDER ON CONTRACTOR TO PROCEED WITH CONSTRUCTION ON SWANNANOA RELIEF SEWER.

RESOLUTION RE: ALL PRIOR SERVICE CREDITS OF EMPLOYEES BE ALLOWED IN PARTICIPATION OF MSD IN THE N. C. LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

RESOLUTION AUTHORIZING BANK OF ASHEVILLE TO TRANSFER CERTIFICATES OF DEPOSIT DIRECTLY TO N. C. LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM.

The regular monthly meeting of the Metropolitan Sewerage District Board was held in the Board Room, 501, City Building, Asheville, North Carolina, at 2:00 p. m. on Tuesday, April 16, 1968.

Chairman Peterson called the meeting to order and Mrs. Swicegood, Secretary, called the roll with the following members present: Mr. Peterson, Mr. Garrison, Mrs. Swicegood, Mr. Dawson, Mr. Baker, Mr. C. L. Robinson, Col. D. J. Robinson, Mr. Tandy, Mr. Warlick, and Mr. Williams.

Mr. Paul W. Warlick, reappointed for three years by the Town of Biltmore Forest, was sworn in by Mrs. Marion Jackson, Assistant Clerk of Superior Court.

The members having received copies of the previous minutes, Mr. Williams moved and Mr. Dawson seconded the motion that they be approved as recorded. This motion was carried unanimously.

Mr. Johnson, Engineer-Manager, read correspondence from the Federal Water Pollution Control Administration stating their approval of Grant Payment for the fourth partial payment of \$358,200. He then read the following resolution:

RESOLUTION

WHEREAS, under date of April 3, 1968, the Federal Water Pollution Control Administration has notified us of imminent payment of \$358,200 as a fourth partial payment on Project WPC-NC-172, and

WHEREAS, the Water Pollution Control Administration under date of April 9, 1968, approved Change Order No. 2, Section 8, of the subject project which provides for construction of the downstream portion of the Swannanoa Relief Sewer,

THEREFORE, BE IT RESOLVED that Harry Hendon and Associates, Inc., as Consulting Engineers, issue a work order on the Contractor, Sullivan, Long & Hagerty, to proceed with this construction.

Mr. Dawson recommended the resolution be adopted and Mrs. Swicegood seconded the motion. The roll call vote was unanimous.

Regarding the North Carolina Local Governmental Employees' Retirement System the subject was raised of the entering date to the System of employees of the Metropolitan Sewerage District and whether to include all prior service before that time. This was thoroughly discussed by the Board and Mr. Redmond, Attorney, who read from the Rules and Regulations of the System that the Board had the legal right to go back and pick up all prior service of employees if it wished to do so. Col. D. J. Robinson moved that the Board recognize its duty and obligation to honor all prior service with the Metropolitan Sewerage District of persons now employed by the Metropolitan Sewerage District for purposes of the North Carolina Local Governmental Employees' Retirement System. Mr. Tandy seconded the motion and the roll call vote was unanimous.

More discussion followed and after reading the pertinent part of the State Law Mr. Dawson requested the Attorney to word the appropriate resolution and Mr. Dawson presented and moved the adoption of the following:

RESOLUTION OF THE METROPOLITAN SEWERAGE
DISTRICT BOARD OF BUNCOMBE COUNTY, NORTH
CAROLINA RELATIVE TO RETIREMENT SYSTEM
FOR EMPLOYEES OF THE METROPOLITAN
SEWERAGE DISTRICT.

WHEREAS, at a Regular Meeting of the District Board held on Tuesday, March 19th, 1968, the Metropolitan Sewerage District elected to participate its employees in the North Carolina Local Governmental Employees' Retirement System and agreed to comply with the provisions of said System as defined in Article 3 of Chapter 128 of the General Statutes of North Carolina, as amended, and

WHEREAS, said Statutes provide that the District may allow additional prior service credit on account of earlier service in the employ of any other political subdivision of the State of North Carolina and upon participation in said System by the District, prior service credits may be allowed to a former employee who earlier transferred to the service of a participating employer; and further upon transfer of an employee from a nonparticipating political subdivision of North Carolina to a participating employer, the participating employer may allow prior service and membership service credits for such earlier employment to the same extent as for employees in service on date of participation, and

WHEREAS, it is the desire of the Metropolitan Sewerage District of Buncombe County, North Carolina, to afford all of its employees who are in the employ of the District at the time that participation by the District as an employer in the North Carolina Local Governmental Employees' Retirement System becomes effective, all prior service credits of whatever nature, to which they may be eligible under the aforesaid Statutes and the rules and regulations of the North Carolina Local Governmental Employees' Retirement System.

NOW, THEREFORE, be it resolved that upon the effective participation of the District in the North Carolina Local Governmental Employees' Retirement System, all employees employed by the District on said date shall be allowed all such prior service credits to which they or any of them are eligible under the applicable Statutes, and

BE IT FURTHER RESOLVED, that the District shall assume responsibility and pay into said Retirement System in accordance with applicable law, any accrued liability contributions payable on account of any prior service credit or credits which such employees may have at the time of the effective date of participation in said System by the District.

Minutes

April 16, 1968

Continued

The foregoing Resolution was offered by Mr. Dawson, who moved its adoption, his motion for adoption being seconded by Mr. Warlick, and upon being put to vote was carried unanimously.

Mr. Johnson read the following resolution:

WHEREAS, the Metropolitan Sewerage District of Buncombe County has been accepted as a participating member of the North Carolina Local Governmental Employees' Retirement System and,

WHEREAS, the Metropolitan Sewerage District of Buncombe County has two Certificates of Deposit in the Bank of Asheville, number one, \$11,661.03 plus interest accruing April 20, 1968, and number two, Certificate of Deposit, \$10,525.00 plus interest payable August 25, 1968,

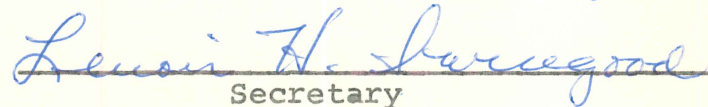
WHEREAS, both of these notes have been previously designated by the Board for use of the Retirement Fund,

THEREFORE, BE IT RESOLVED, that the Bank of Asheville be authorized to transfer these funds directly to the North Carolina Local Governmental Employees' Retirement System to be credited to the Metropolitan Sewerage District account upon maturity of the certificates.

Mrs. Swicegood moved the resolution be adopted and Mr. Garrison seconded the motion, The roll call vote was unanimous.

There being no further business, Chairman Peterson reminded the Board of the next meeting to be held on May 14th, a week earlier, the meeting adjourned at 3:40 p. m.

April 16, 1968


Secretary