

MINUTES OF THE MEETING OF THE BOARD OF PUBLIC WORKS

A regular meeting of the Board of Public Works was held at the Hastings Utilities Board Room on Thursday, February 26, 2009, at 8:00 a.m. This meeting was preceded by notice duly published in the Hastings Tribune on Tuesday, February 24, 2009, and by notices duly posted in the lobby of Hastings Utilities, 1228 North Denver Avenue, and the City Hall, 220 N. Hastings Avenue, and was therefore open to the public.

Present: Anderson, Hunt, Krieger, Shoemaker, Poppe

Also Present: Schultes, Meyer, Sanders, Cogley, Zeisler, Stange, Odom, Goebel, Scherr, Mayor Powers, and Guests Clark Haberman, Charles Richardson, and Robin Vodehnal

Chairman Anderson stated that the Board of Public Works is subject to the Open Meetings Laws and acknowledged that the Open Meetings Law poster has been posted in the room.

Clark Haberman comments that the Board should consider adding solar power into their energy mix. He stated that there are persons interested in attending the PPGA meetings in Hastings.

Everett Goebel complimented the Gas Department on the excellent job while replacing a gas main on East 2nd Street.

Charles Richardson asked the Board if they had plans for the Forest property. He also is concerned about plans for handling the additional fly ash from WEC-2.

Robin Vodehnal would like a PPGA public open meeting in Hastings.

Chairman Anderson responded that there are five PPGA meetings planned for Hastings. All of the PPGA meetings are advertised in the Hastings Tribune. He also said that many different options are still being studied for the Forest land. One of the options is more rail line for coal trains. Mr. Anderson estimated that only part of the trees were salvageable in the Forest as it has not be maintained for some time.

Moved by Hunt, seconded by Krieger, to approve Change Order No. 1 to contract with Midwest Towers, Inc. for Phase II Cooling Tower Rebuild (Contract No. HU 2008-02 IC-07) (Page 8, 2008 Budget) for a net addition of \$31,777.40, and that the Mayor of the City of Hastings be authorized to sign the document. Roll Call: Ayes; Hunt, Krieger, Anderson, Poppe, Shoemaker. Nays; None. Motion carried.

Moved by Hunt, seconded by Poppe, to recommend approval to the Mayor and City Council of the Wellhead Protection Area Ordinance.

Moved by Poppe, seconded by Krieger to table the Wellhead Protection Area Ordinance until later in the meeting. Roll Call: Ayes; Poppe, Krieger, Shoemaker, Hunt, Anderson. Nays; None. Motion carried.

Steve Cogley gave an update on the Wind Power Program. The program no longer has a waiting list. The Board suggested more aggressive marketing before the 2010 renewal of the contract for purchasing wind power.

Mayor Powers joined the meeting at 9:00 a.m.

Moved by Poppe, seconded by Krieger, to bring from the table the approval of a Wellhead Protection Area Ordinance. Roll Call: Ayes; Poppe, Krieger, Shoemaker, Hunt, Anderson. Nays; None. Motion carried.

A lengthy discussion was held on the timing of the ordinance and the allowance of time for public comments. The Board asked that the County Board be kept in the loop on the Wellhead Protection Area Ordinance and asked that they provide support for the wellhead protection area.

Moved by Hunt, seconded by Poppe, to recommend approval to the Mayor and City Council of the Wellhead Protection Area Ordinance. Roll Call: Ayes; Poppe, Shoemaker, Anderson, Krieger. Nays; Hunt. Motion carried.

Discussion was held on Local Business Conditions Impact on Hastings Utilities. Closing of businesses in Hastings will affect Hastings Utilities and the amount that Hastings Utilities pays In Lieu of Tax to the City. Chairman Anderson appointed a committee of Everett Goebel, Phil Odom, Mayor Powers, Chuck Shoemaker, Marv Schultes, and himself to a committee to study the ramifications of the weak national and local economy.

Ron Sanders gave a construction update. Discussion was held on when and where the sanitary sewer outfall main should cross Highway 281 from the east to the west. When development discussions occur, that decision will be made. This topic will likely be a part of the 2010 budget discussions in the Sanitary Sewer Department.

Al Meyer gave an update on PPGA activities. Freight-damaged parts have been repaired and returned to the WEC-2 site. The turbine will be shipped to the repair shop in March and should be delivered to the WEC-2 site in May.

Moved by Shoemaker, seconded by Poppe, that the following items on the Consent Agenda be approved:

- a. Review, correction or approval of minutes of February 12, 2009, meeting
- b. Review and approval of checks issued February 23, 2009
- c. Approval of the following claims:
 - General Operating Fund against the Electric Fund – \$2,161,460.04
 - General Operating Fund against the Combined Fund - \$3,167,848.53
- d. Review of payroll for period ending February 14, 2009
- e. Approval of the following work orders:
 - EL-122 Replace voltage regulators on D-L-D Road east of Brass Avenue.
Estimated Cost: \$40,177
 - EL-123 Installation of a three-phase overhead transformer bank at 12th St. at Nalan Dr.
Estimated Cost: \$ 6,551

Roll Call: Ayes; Shoemaker, Poppe, Anderson, Krieger, Hunt. Nays; None. Motion carried.

Under Miscellaneous and Future Agenda Items, a discussion on fly ash disposal will be scheduled for the April 16th meeting.

Moved by Hunt, seconded by Shoemaker, that this Board go into Closed Session, which Closed Session is clearly necessary for the protection of the public interest in that said Closed Session will consist of a strategy session relative to energy supply negotiations. Roll Call: Ayes; Hunt, Shoemaker, Poppe, Anderson, Krieger. Nays; None. Motion carried.

The meeting closed to the public at 11:26 a.m. The executive session consisted of Board Members, Council Liaison Goebel, the Board's Attorney and staff.

Hunt left during the Executive Session.

Moved by Poppe, seconded by Shoemaker, that the meeting be reopened to the public at 11:40 a.m. and that no decisions were made nor official actions taken during said Closed Session. Roll Call: Ayes; Poppe, Shoemaker, Krieger, Anderson. Nays; None. Motion carried.

The meeting adjourned at 11:40 a.m.

Secretary