

## MINUTES OF THE MEETING OF THE BOARD OF PUBLIC WORKS

A regular meeting of the Board of Public Works was held at the North Denver Station Board Room on Thursday, August 2, 2007, at 8:00 a.m. This meeting was preceded by notice duly published in the Hastings Tribune on Tuesday, July 31, 2007, and by notices duly posted in the lobby of the Power Plant Building, 1228 North Denver Avenue, and the City Hall, 220 N. Hastings Avenue, and was therefore open to the public.

Present: Anderson, Shoemaker, Hunt, Poppe, Schlachter

Also Present: Schultes, Cogley, Hohman, DeTour, Sekora, Stange, Sanders, Kully, Goebel, Patterson, L. Glen, Mayor Rossen, and John Krajewski of NMPP/MEAN

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.

There were no customer comments.

Steve Hohman gave a presentation on the Whelan Energy Center Unit 2 Transmission Facilities Agreement. The Transmission Facilities Agreement implements the improvements required for the operation of WEC Unit 2. The transmission projects are funded by PPGA.

Moved by Hunt, seconded by Poppe, to approve the Whelan Energy Center Unit 2 Transmission Facilities Agreement, subject to final legal counsel approval. Roll Call: Ayes; Hunt, Poppe, Shoemaker, Schlachter, Anderson. Nays; None. Motion carried.

Discussion continued on the downtown alley conversion project (B.I. 2.44). Estimates were provided for costs for pavement replacement and associated storm sewer replacement by Dave Wacker, City Engineer. Ron Sekora gave the Board an updated estimate on the cost of the plan as previously presented. The original estimate was \$358,500.00 and is now \$388,858.00 using current pricing.

Moved by Schlachter, seconded by Hunt, to approve the downtown alley improvements plan as previously presented for an estimated cost of \$388,858.00 for the alley between 1<sup>st</sup> Street and 2<sup>nd</sup> Street, Burlington Avenue to St. Joseph Avenue. Roll Call: Ayes; Schlachter, Hunt, Poppe, Shoemaker, Anderson. Nays; None. Motion carried.

Discussion took place on cleaning services at the North Denver Station offices.

Moved by Hunt, seconded by Poppe, to direct staff to prepare requests for proposals for cleaning services at Hastings Utilities, and to bring the RFP back to the Board for final approval before seeking proposals. Roll Call: Ayes; Hunt, Poppe, Anderson, Shoemaker, Schlachter. Nays; None. Motion carried.

Discussion was held on the Release of Easement – The Southeast Quarter of Section 5, Township 7 North, Range 9 West, City of Hastings. The approval of the Release of Easement was tabled at the last meeting.

Moved by Shoemaker, seconded by Schlachter, to amend the original motion “to approve the Release of Easement – The Southeast Quarter of Section 5, Township 7 North, Range 9 West, City of Hastings”, to add “subject to Legal Counsel’s approval of language releasing Hastings Utilities from liability upon release of the easement.” Roll Call: Ayes; Shoemaker, Schlachter, Hunt, Anderson, Poppe. Nays; None. Motion carried.

Moved by Shoemaker seconded by Poppe, to approve the Release of Easement – The Southeast Quarter of Section 5, Township 7 North, Range 9 West, City of Hastings, subject to Legal Counsel’s approval of language releasing Hastings Utilities from liability upon release of the easement. Roll Call: Ayes; Shoemaker, Poppe, Hunt, Anderson, Schlachter. Nays; None. Motion carried.

Moved by Hunt, seconded by Schlachter, that upon the recommendation from staff, to award the contract for Mercury Continuous Emission Monitoring Equipment (B.I. 2.07 Page 10), to SICK/MAIHAK, Bloomington, Minnesota, in the amount of \$297,366.65, which includes \$20,000 for training and start up support services, and that the Mayor and City Clerk be authorized to enter into contract with said company accordingly. Roll Call: Ayes; Hunt, Schlachter, Shoemaker, Poppe, Anderson. Nays; None. Motion carried.

Moved by Hunt, seconded by Poppe, to authorize the replacement of the Sewer Vac (w/Truck - \$225,000) 2007 B.I. 4.31 Page 32. Roll Call: Ayes; Hunt, Poppe, Anderson, Schlachter, Shoemaker. Nays; None. Motion carried.

Discussion continued on the pump and dump ordinance. The ordinance has been revised by Mike Sullivan to address previous concerns by the Board. Staff feels that any concerns that were heard by the public have been addressed.

Schlachter ran the meeting in the absence of Chairman Anderson from 9:50 – 9:53 a.m.

Moved by Hunt, seconded by Schlachter, to approve the Revised Ordinance to Eliminate “Geothermal Pump and Dump” Heat Pump Wells unless the water is for on site beneficial use, and to forward the said Ordinance to the Mayor and City Council for approval. Roll Call: Ayes; Hunt, Schlachter, Shoemaker, Anderson, Poppe. Nays; None. Motion carried.

Marv Schultes gave an updated presentation on the capital budget process. He suggested changes to the contingency placement. All budgets will be prepared for the 2008 budget as presented with the separate contingency item listed.

There was no update for PPGA Activities. Hunt suggested that a company identity be included with the names in the PPGA minutes.

Marv Schultes gave a presentation on the Exempt from City Service Positions. There are 21 positions that are Exempt from City Service at Hastings Utilities, with 23 people currently filling those positions.

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

- a. Review, correction or approval of minutes of July 12, 2007, meeting
- b. Review and approval of checks issued July 30, 2007, with the exception of claim no. 98659 to Westland Building Co.
- c. Approval of the following claims:
  - General Operating Fund against the Electric Fund – \$2,152,584.54
  - General Operating Fund against the Combined Fund - \$1,947,958.56
  - General Operating Fund against the Combined Fund (Trailblazer Gas Purchase from Oneok ) – \$1,606,218.84
- d. Review of payroll for period ending July 7, 2007

e. Approval of the following work orders:

EL-56 Installation of a single-phase underground electric line to serve Crane Circle Villas Subdivision at Crane Circle Dr. and Crane Ave.

Estimated Cost: \$ 34,365

EL-57 Installation of an underground electric line to serve part of Lakeview 3<sup>rd</sup> Addition on Lakeridge Dr. west of Lakeview Ave.

Estimated Cost: \$ 14,365

EL-58 Installation of a three-phase underground electric line to serve the new Ellerbrock-Norris Insurance Building at 2203 Osborne Dr. West.

Estimated Cost: \$ 12,080

GA-220 New 4" PE 3408 gas main on Franklin Ave., J St. to H St.

Estimated Cost: \$ 71,733

GA-222 New 2" PE3408 gas main on Heritage Dr., 12<sup>th</sup> St. to 14<sup>th</sup> St.

Estimated Cost: \$ 83,555

PL-632 Installation of mercury emission monitoring equipment for WEC Unit 1.

Estimated Cost: \$659,843

SL-50 Installation of street lights on Lakeridge Dr. at North Shore Dr.

Estimated Cost: \$ 4,593

SL-51 Installation of street lights on 7<sup>th</sup> Ave. from 14<sup>th</sup> St. to 600 ft. north.

Estimated Cost: \$ 4,677

SL-53 Installation of street lights in Crane Circle Villas Subdivision at Crane Circle Dr. and Crane Ave.

Estimated Cost: \$ 5,518

f. Approval of the following Real Estate Improvement Contracts:

URD 2007-6 with Great Plains Developers L.L.C. for Lot 1 Crane Circle Villas Sub.

URL 2007-7 with Great Plains Developers L.L.C. for Lot 1, Crane Circle Villas Sub.

URD 2007-10 with Westbrook Village L.L.C. for Lots 9, 10 and 11, Lakeview 3<sup>rd</sup> Add., and Lot 15, Lakeview Add.

URL 2007-11 with Westbrook Village L.L.C. for Lots 1 and 11 Lakeview 3<sup>rd</sup> Add., and Lot 15, Lakeview Add.

URD 2007-14 with Westbrook Village L.L.C. for Lots 1-5 Block 1, and Lots 1-5, Block 2, Eastridge Meadows 3<sup>rd</sup> Add.

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

Moved by Schlachter, seconded by Poppe, to approve claim no. 98659 to Westland Building Co. in the amount of \$541.61. Roll Call: Ayes; Schlachter, Poppe, Anderson, Shoemaker. Nays; None. Hunt abstained. Motion carried.

Under Miscellaneous and Future Agenda Items, Schultes informed the Board of a major electrical outage at Armour this week, along with a water main leak at Skyloch. Crews worked very hard and efficiently to restore service.

Moved by Shoemaker, seconded by Schlachter, that this Board go into Closed Session, which Closed Session is clearly necessary for the protection of the public interest and for the prevention of needless injury to the reputation of an individual, which individual has not requested a public meeting, in order to discuss certain matters relating to personnel. Roll Call: Ayes; Shoemaker, Schlachter, Poppe, Hunt, Anderson. Nays; None. Motion carried.

The meeting closed to the public at 11:06 a.m.

Board of Public Works

August 2, 2007

Page 4.

Moved by Hunt, seconded by Poppe, that the meeting be reopened to the public at 12:12 p.m. and that no decisions were made nor official actions taken during said Closed Session. Roll Call: Ayes; Hunt, Poppe, Schlachter, Anderson, Shoemaker. Nays; None. Motion carried.

The meeting adjourned at 12:12 p.m.

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Secretary