

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 16, 2007, at 8:00 a.m. This meeting was preceded by notice duly published in the Hastings Tribune on Tuesday, August 14, 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, Meyer, Sanders, Cogley, Stange, Mayor Rossen, Kully, Goebel, Scherr

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.

Under customer comments, Willis Hunt of Westland Building Co. stated his dissatisfaction in trying to obtain information from staff regarding information on a contractor's payment voucher where his company, Westland Building Company, is the subcontractor. Staff believes that the information is available from the contractor to the subcontractor. Staff believes the information is not public until it has been approved at the Board of Public Works meeting. Legal Counsel will look into the legalities of the public information law.

Discussion took place on the Maxon Avenue Facility Improvements. The price was higher than budgeted and there was only one bid.

Moved by Hunt, seconded by Schlachter, that upon the recommendation from staff, to award a contract for Maxon Ave. Facility Improvement (B.I. 4.06, Page 32) to Van Kirk Brothers Contracting, Sutton, Nebraska, in the amount of \$2,699,305.29, and that the Chairman be authorized to sign said contract. Roll Call: Ayes; Hunt Schlachter, Shoemaker, Poppe, Anderson. Nays; None. Motion carried.

Moved by Hunt, seconded by Poppe, to accept the proposal from JEO Consulting in the amount of \$10,000 (cost plus not to exceed) for Consulting Engineering Services for KHAS Outfall Sanitary Sewer (B.I. 4.23, Page 32). Roll Call: Ayes; Hunt, Poppe, Anderson, Shoemaker, Schlachter. Nays; None. Motion carried.

An updated Anti-Drug and Alcohol Misuse Prevention Program for Gas Pipeline Industry was presented for approval. The Board is interesting in pursuing a plan for all employees and will continue to work with the general city on this issue.

Moved by Poppe, seconded by Hunt, to approve the Updated Anti-Drug and Alcohol Misuse Prevention Program for Gas Pipeline Industry. Roll Call: Ayes; Poppe, Shoemaker, Schlachter, Anderson. Nays; Hunt. Motion carried.

The street light committee met on August 14th and recommended that no change be made in the Street Lighting Developer Agreement. They also recommended including \$65,000 - \$70,000 in the 2008 street lighting capital budget. A new street light fee would then be determined at budget time in accordance with city ordinance. Alternate financing will be discussed at the next meeting.

The Electric System Biennial Report from Consulting Engineer was distributed to the Board for their review. There were no questions.

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

- a. Review, correction or approval of minutes of August 2, 2007, meeting
- b. Review and approval of checks issued August 13, 2007, with the exception of claim no. 98820 to Phil Johnson & Associates

c. Review of payroll for period ending August 4, 2007

d. Approval of the following work orders:

EL-60 Installation of a three-phase underground line to serve Kully's fabrication building on A St. between Colorado Ave. and Minnesota Ave.

Estimated Cost: \$ 11,385

EL-61 Installation of a three-phase underground electric line and padmount transformer to serve Flowserve's assembly building south of 1st St. and east of Briggs Ave.

Estimated Cost: \$ 13,525

SW-244 Construction of new wastewater treatment facility to replace existing Maxon Ave. Wastewater Treatment Plant.

Estimated Cost: \$3,118,587

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

Moved by Poppe, seconded by Schlachter, to approve claim no. 98820 to Phil Johnson & Associates in the amount of \$416.91. Roll Call: Ayes; Poppe, Schlachter, Shoemaker, Anderson. Nays; None. Hunt abstained. Motion carried.

The update of PPGA Activities was deferred to next meeting.

The June 2007 Monthly Report was presented.

Under Miscellaneous and Future Agenda Items, items added to discuss at future meetings were:

TBD

Anti-Drug and Alcohol Policy for all HU Employees

Moved by Hunt, seconded by Poppe, 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, and that said Closed Session will consist of a strategy session relative to real estate and energy supply negotiations. Roll Call: Ayes; Hunt, Poppe, Anderson, Shoemaker, Schlachter. Nays; None. Motion carried.

The meeting closed to the public at 10:17 a.m.

Moved by Hunt, seconded by Schlachter, that the meeting be reopened to the public at 10:45 a.m. and that no decisions were made nor official actions taken during said Closed Session. Roll Call: Ayes; Hunt, Schlachter, Poppe, Anderson, Shoemaker. Nays; None. Motion carried.

The meeting adjourned at 10:45 a.m.

Secretary