

# LINCOLN PIPESTONE RURAL WATER SYSTEM

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## MEETING MINUTES

**June 29, 2009**

The regular scheduled meeting of the Lincoln Pipestone Rural Water (LPRW) System Board of Commissioners was held at the LPRW office in Lake Benton on Monday, June 29, 2009 starting at 6:30 p.m. Chairman Bill Ufkin called the meeting to order with Commissioners Earl DeWilde, Frank Engels, Mitch Kling, Jerry Lonneman, Norris Peterson, Ken Buysse, Jan Moen, Rod Spronk, Henry Van Dyke and Joe Weber present. Also present were Board Attorney, Ron Schramel; Field Superintendents, Don Drietz and Tom Muller; and CEO, Dennis Healy.

**Agenda:** M/S/P Van Dyke/DeWilde to approve the Agenda as presented.

**Minutes:** M/S/P Engels/Buysse to approve the minutes of the May 18, 2009 Regular Board meeting and June 5, 2009 Special Board meeting.

**Treasurer's Report:** M/S/P Lonneman/Peterson to approve the Treasurer's report as presented.

**Bills:** M/S/P Weber/Engels to approve the following bills for payment:

- DeWild Grant Reckert and Associates Company: General Services #94 = \$2,155.00; Jackson-Nobles Water Supply Project – ppe #20 = \$32,759.00; New Water Source Development – ppe #11 = \$30,475.78; 2008-10 Expansion Project – ppe #6 = \$8,000.00
- McDonald, Gudmestad & Schramel: General Legal Services = \$665.90; 2008-10 Expansion Project = \$362.50; Jackson-Nobles Water Supply Project = \$1,932.40
- US Bank: Yellow County Refunding Bond of 2008, interest only = \$110,227.51; Lincoln County Refunding Bond of 2005A, interest only = \$85,336.25; Nobles County Temp Water Bond of 2009A, Agent Fees = \$750.00
- Fryberger, Buchanan, Smith & Frederick: Bonding Legal Fees for Nobles Co. Bond 2009A = \$9,701.01
- Steffl Drilling & Pump, Inc.: Groundwater Exploration, ppe #4 (FINAL) = \$51,625.59

**Attorney's Report:** Ron Schramel reported that the 2008-10 Expansion Project interim financing bond has been authorized by Nobles County, and resolutions have been forwarded to the other counties for action. LPRW will act on the resolution at the July Board meeting.

**Engineer's Report:** Darin Schriever was not present so the LPRW staff provided the report:

- **Jackson-Nobles Water Supply Project:** The contractor has installed over a mile of 12" pipeline, and the preconstruction meeting for the Rushmore water tower project is July 2<sup>nd</sup>. The Board reviewed requests to USDA Rural Development for authorization to reimburse expenses. M/S/P Spronk/Lonneman to direct the CEO to submit requests for reimbursement for project expenses.
- **2008-10 Expansion Project:** Plans are being prepared for the Project, and signups are being processed.
- **Water Exploration Project:** Drilling work is complete for this phase of the Project, and the final reports have been distributed. Several potential production well sites have been identified. The Board reviewed Change Order #4 from Steffl Drilling & Pump to increase the Contract Price by \$8,368.84. M/S/P Spronk/Moen to approve Change Order #4 from Steffl Drilling & Pump to increase the Contract Price by \$8,368.84.
- **Osceola County Rural Water System:** Work is moving forward on the OCRWS expansion, and they have received very good bids so far. The plan to deliver water to LPRW is on schedule, and to this point under budget.

**Field Superintendents' Report:** Don Drietz reported that he has been working on the northeast expansion, and Tom Muller reported that operations are going smoothly and construction in Nobles County is moving forward.

**CEO's Report:**

- The Lewis & Clark construction activities are moving forward on schedule, but there is concern that FY 2010 federal funding will be cut because of the ARRA funds received this year.
- Healy reported that he has been discussing potential cooperative projects with several area communities, but discussions are still very preliminary.
- An "Agreement on Phase 1 Feasibility Study" to allow LPRW and Marshall Municipal Utilities to evaluate the feasibility of joint water development and treatment. M/S/P Lonneman/Kling to approve the "Agreement on Phase 1 Feasibility Study" and to begin work on the project as soon as possible.
- A Resolution to authorize the CEO to execute documents was presented by Ron Schramel for Board consideration. M/S/P DeWilde/Peterson to adopt the following RESOLUTION:

***RESOLUTION AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE OFFICIAL DOCUMENTS ON BEHALF OF THE LINCOLN PIPESTONE RURAL WATER SYSTEM***

*WHEREAS, the Chief Executive Officer (CEO) of Lincoln Pipestone Rural Water System (LPRW) has been appointed by the LPRW Board of Commissioners to manage and administer the affairs of LPRW; and*

*WHEREAS, the LPRW Board of Commissioners have authorized the CEO to act for LPRW in the normal day-to-day operations of LPRW.*

*NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Lincoln Pipestone Rural Water System, a public body organized under Minnesota Statute 116A, et. seq. as follows:*

*That effective immediately the Chief Executive Officer of Lincoln Pipestone Rural Water System (LPRW) shall have the authority to sign all documents, which relate in any manner to any construction project(s), which are partially or totally funded (either currently funded or will be funded in the future) by the United States Department of Agriculture/Rural Development **except for** the actual construction contract(s) and any documents related to the general obligation bonds to fund the construction project(s).*

*That the CEO of LPRW authorization pursuant to this Resolution includes, but is not limited to signing all pay estimates, change orders, payment bond documents, performance bond documents, and bid bond documents.*

*The aforementioned Resolution was adopted by the Lincoln Pipestone Rural Water System Board of Commissioners on **June 29, 2009** upon a motion made by Commissioner **DeWilde** seconded by Commissioner **Peterson** and approved affirmed by a vote of **eleven (11)** Commissioners in favor, **no (0)** Commissioners against, and **no (0)** Commissioners abstaining.*

**Committee Reports:** There were no Committee reports, but the Board set a Budget meeting for July 6<sup>th</sup> at 6:30 p.m. at the Lake Benton office.

**Executive Committee:** No report.

**Personnel Committee:** No report.

**Budget & Finance Committee:** No report.

**Water Resources and Equipment Committee:** No report.

**Minnesota Rural Water Association, Board Representative:** No report.

**Minnesota Governmental Agency Finance Group:** No report.

**Lewis & Clark Minnesota Joint Powers Board:** No Report.

**Adjournment:** M/S/P Van Dyke/Engels to adjourn the meeting at 8:20 p.m. The next Regular Board meeting will be Monday, July 27, 2009 at 6:30 p.m.

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Ken Buysse, Secretary