

The Wahoo Board of Public Works met in Regular session on January 20, 2010 in accordance with agenda posted at City Hall, Post Office, and First National Bank with each board member being notified of the agenda prior to the meeting. Meeting was called to order by President Gerry Tyler at 7:00 p.m. with the following board members present answering to roll call: Merle Hennings, Gerry Tyler and Lyle Lubker. Corky Forbes and Cindy Jensen were absent. Also present at the meeting were Jim Gibney, Carolyn Barry, Jerry Johnson and Utility Department Heads.

Comment from the public: There were no comments from the public.

On a motion by Lubker and seconded by Hennings the minutes of the December 16, 2009 meetings were approved. All ayes. Opposed: none. Motion carried.

Bill Lindley with Clayton Energy presented an annual report for gas purchases. He also discussed the storage and drilling changes and also what gas prices may look like in the future.

NPPD was unable to make the meeting due to the weather.

Department heads gave their annual reports for 2009 construction projects, repairs and projections for 2010 projects.

Department Heads as follows:	Larry Veskrna	Light Plant
	Chris Otte	Gas Department
	Dan Lanik	Purchasing/Inventory and Construction
	Gil Frey	Water/Wastewater
	Don Jonas	Electrical Distribution
	Carolyn Barry	Office

December financials were reviewed.

December claims were reviewed as follows:

Alltel, \$373.01, American Family Life Assurance, \$176.90, Ameritas, \$1,401.88, Auto Alley, \$436.21, Blue Cross Blue Shield, \$21,716.70, Bomgaars, \$285.63, Buckminster, Marc, \$1,020.00, Cannon Technologies, Inc., \$212.55, City of Wahoo, \$25,180.18, City of Wahoo Housing Rehab Fund, \$60.00, Cloyd Heating & Air Conditioning, Inc., \$104.95, CMRS-FP, \$600.00, Colonial Life Insurance, \$181.54, Edstrom, Bromm, ET AL, \$1,400.00, Electric System Operating, \$777.17, First Concord Benefits Group, \$3,781.96, Fort Dearborn Life Insurance, \$165.00, Fremont Sanitation, \$54.25, Great America Leasing Corp, \$32.50, Great Plains One-Call Services Inc., \$54.84, Hach Company, \$428.57, Hawkins, Inc., \$2,114.00, HD Water Works, \$697.98, Hydraulic Equipment Service, \$4,047.04, Jackson Services, \$571.31, J-E-O Consulting Group, \$4,642.20, Jonas, Donald, \$300.00, KeyOn SpeedNet LLC, \$374.50, Kriz Davis, \$5,345.61, Lincoln National Life Insurance, \$186.08, Malatex, \$120.00, Midwest Laboratories, Inc., \$556.68, N A K Engineering, Inc., \$24.54, Ne. Public Health Environmental lab, \$104.00, Nebr. Public Health Environmental Lab., \$443.00, Nebraska Public Power District, \$174,610.20, Nebraska Rural Water Association, \$100.00, Nebraska Trencher Sales, Inc., \$317.44, O.O.P. Inc., \$15.00, Obert Testing, \$241.50, Omaha Public Power District, \$242.78, Region V Services, \$89.13, Revolving Fund, \$5,026.74, Shred-It Omaha, \$23.00, Solution One, \$51.76, State of Nebraska, \$40.00, Svoboda Advertising Specialties, \$30.00, Three Rivers Health Department, \$168.00, Tom Lindau, \$242.76, Univar, \$1,115.48, Veskrna, Larry, \$101.06, Village of Ithaca, \$4,686.99, Village of Malmo, \$6,805.76, Virgl Implement, Inc., \$15.03, Wahoo Area Economics, \$665.00, Wahoo Auto Parts, \$171.62, Wahoo Building Center, \$4.02, Wahoo Metal Products, \$124.12, Wahoo Pharmacy, \$2.19, Wahoo Super, \$3.56, Wahoo Utilities, \$13,811.64, Wahoo-Waverly-Ashland Newspapers, \$493.05, Walker Tire, \$240.00, Wesco Distribution, \$4,947.68, Western Area Power Administration, \$21,999.99, Windstream, \$1,372.66, Zimmerman Oil Co, \$390.78.

Jim Gibney gave his monthly operations report.

Dave Henke, with JEO Consulting reported that M.E. Collins is continuing the work on the ultra-violet project and that they are still waiting on a signed contract from MC2 on the ultra-violet lighting for the project.

Dave also reported that due to the weather that no additional work has been done on the new well.

Discussion on Amendment 2009 – 1, in regards to the annexed areas the portion on septic tanks needed to be reviewed and the language changed. Gerry Tyler said that he would talk to Loren Lindahl, the City Attorney and bring his suggestions to the next meeting.

Change Order #1, submitted by M E Collins, in the amount of \$46,688.00 was discussed. The change order is for installation of piping to and from the structure which the Utilities had planned to do in house, but due to adverse ground water and soil conditions it was decided that it would be safer to have done by outside contractors. On a motion by Jennings and seconded by Lubker, Change Order #1 to M E Collins, in the amount of \$46,688.00 was approved. Roll call vote: Hennings, yes; Lubker, yes and Tyler, yes.

Lyle Lubker made the motion to recommend that the City Council approve Pay Application #1 to Sargent Irrigation Co., in the amount \$85,344.30. The motion was seconded by Hennings. Roll call vote: Lubker, yes; Hennings, yes and Tyler, yes.

The time line for the fluoridation requirements was reviewed. At this time there are no problems meeting the dead lines for implementing the fluoridation.

Discussion was had with regards to the Wahoo Express Way. The planning and cost of infrastructure needs to be planned well in advance and that both the City and Utilities will have to work closely together in insure that the project runs smoothly.

A sewer back up claim for the property at 260 West 6th, in the amount of \$ 7,951.78 was submitted. Jim informed the Board that according to Gil Frey's report the sewer was blocked with grease and paper. The line was televised and found to be in good condition. There had been extensive remodeling done to the property and yet they did not install a back water valve as required by ordinance. The Board agreed that this was an "Act of God", and the utility was not negligent. The utilities can not control nor anticipate what users will put into the sewer system. Lyle Lubker made the motion that the sewer claim for 260 West 6th, in the amount of \$7,951.78, be denied. The motion was seconded by Tyler. Roll call vote: Lubker, yes; Tyler, yes; and Hennings, yes.

Discussion on FYI's was held.

Jim Gibney excused himself for the rest of the meeting at 9:15 p.m.

Discussion was held in regards to an increase in the base salary for the Utility General Managers position. This item was tabled until more information has been gathered.

On a motion by Hennings and seconded by Lubker, the Board adjourned at 9:30 p.m.

Recording Secretary

Board Chairman

Council Chamber

Wahoo, Nebraska

February 17, 2010

The Wahoo Board of Public Works met in Regular session on February 17, 2010 in accordance with agenda posted at City Hall, Post Office, and First National Bank with each board member being notified of the agenda prior to the meeting. Meeting was called to order by President Gerry Tyler at 7:00 p.m. with the following board members present answering to roll call: Merle Hennings, Gerry Tyler, Lyle Lubker and Corky Forbes. Cindy Jensen was absent. Also present at the meeting were Jim Gibney, Carolyn Barry and Dave Henke.

Comment from the public: There were no comments from the public.

On a motion by Hennings and seconded by Forbes the minutes of the January 20, 2010 meetings were approved. All ayes. Opposed: none. Motion carried.

January claims were reviewed as follows:

Alltel, \$373.09, American Family Life Assurance, \$315.66, Blue Cross Blue Shield, \$21,716.70, BMG Certified public Accountants, LLP, \$335.00, Bomgaars, \$94.91, Cannon Technologies, Inc., \$1,362.50, Capital One Bank, \$68.94, Caselle, Inc., \$2,367.00, City of Wahoo, \$23,894.05, City of Wahoo Housing Rehab Fund, \$60.00, Colonial Life Insurance, \$154.54, Credit Bureau Services, \$66.58, Dutton-Lainson Company, \$121.75, Edstrom, Bromm, ET Al, \$1,122.50, First Concord Benefits Group, \$2, 258.07, Fort Dearborn Life Insurance, \$157.50, Fremont Sanitation, \$54.25, Frey, Gil, \$33.00, Great America Leasing Corp, \$32.50, Great Plains One-Call Services Inc., \$25.23, HTM Sales Inc., \$25.76, Jackson Services, \$558.54, KeyOn Speed Net LLC, \$374.50, Kriz-Davis Co., \$505.73, Lierman Excavating Inc, \$115.00, Lincoln National Life Insurance, \$181.04, M E Collins Contracting, \$39,987.00, Malatex, \$528.00, Midwest Laboratories, Inc, \$68.22, Midwest Mailing Solutions Inc, \$59.50, Nebraska Public Power District, \$226,152.90, OfficeNet, \$182.37, Omaha Public Power District, \$47.23, Principal , \$1,071.93, Region V Services, \$81.72, Revolving Fund, \$1,538.00, Shred-It Omaha, \$23.00, Solution One, \$81.23, Tom Lindau, \$242.76, Tyler Graphics, \$21.62, Tyler Graphics Services Inc, \$42.04, USA Blue Book, \$317.57, Virgl Implement, \$1,500.00, Virgl Implement, Inc, \$762.48, Wahoo Area Economic Development, \$666.66, Wahoo Chamber of Commerce, \$65.00, Wahoo Super, \$20.98, Wahoo-Waverly-Ashland Newspapers, \$282.75, Western Area Power Administration, \$23, 933.84.

January financials were reviewed.

Jim Gibney gave his monthly operations report. He also informed the Board that information was being sent to Phil Euhler for the rate study and that the auditors would be in the office February 22 – 25, 2010.

Dave Henke, with JEO Consulting reported that M.E. Collins has finished with the basin for the ultra-violet lighting project. There are some issues with it that they will be discussing with Mike Collins. They are also making sure that the lighting equipment will operate properly in the basin. The contract with MC2, for the lighting equipment has been approved.

Dave also reported that due to the weather no additional work has been done on the new well, they are anticipating at least another 3 weeks before contractors can start on the project site. Dave also informed the Board that a change order for the intrusion alarm system will be submitted soon.

Jim reported that the petition for a vote on no fluoridation of the water system has been submitted to the City Clerk. It will next go before the City Council.

Carrie informed the Board that she is still working with OPPD in regards to the valued amount for the acquisition of the trailer park on Highway 77.

Gerry Tyler reported that the Committee is still looking at projects for the 100 year celebration. The Wahoo Newspaper will be running articles in the following weeks.

A water damage claim for the property at 539 ½ West 9th, in the amount of \$185.00 was submitted. Jim informed the Board that according to the records the water was to be shut off at this address and did not get done. A water service line apparently had frozen and broke causing water condensation on the ceiling of the building. A motion to pay the claim in the amount of \$185.00, and send a letter stating that this is acceptable and no further claims would be submitted was made by Forbes and seconded by Lubker. Roll call vote: Forbes, yes; Lubker, yes; Tyler, yes; and Hennings, yes.

Jim informed the Board that Tim Nordstrom has been appointed as the Water/Wastewater Superintendent. He will have a six month probationary period and he is also to get the licensing greater than needed for this position.

The gas modeling project has started and files will be sent to Olssen Company.

On a motion by Tyler, item 7d in regards to section 54.34 Sewer Backup valves was tabled until more information could be gathered. Motion was seconded by Forbes. All ayes. Opposed: none. Motion carried.

NPPD has proposed a "Green Rate" which would give electric customers the option to pay for electricity generated using "green" resources. Hennings made the motion to NOT participate in the "Green Rate" program that NPPD is offering. Motion was seconded by Forbes. All ayes. Opposed: none. Motion carried.

NPPD is proposing an incentive rate for new customers to help with economic development. They are suggesting that the Utilities manage this program. Merle Hennings made the motion to get more information from NPPD on this program before making any decisions, motion was seconded by Forbes. All ayes. Opposed: none. Motion carried.

Pay Application #2 to M E Collins, in the amount of \$24,286.50 on the Ultra-Violet Lighting Basin had been submitted. Jim informed the Board that he has signed the pay application and made sure that enough money has been withheld until the project has been completed and approved.

Discussion on FYI's was held.

Jim Gibney excused himself for the rest of the meeting at 8:15 p.m.

Discussion was held in regards to an increase in the base salary for the Utility General Managers position. On a motion by Lubker and seconded by Forbes, a pay increase of 2 percent, retroactive to January 1, 2010, to the Utility General Manager's position was approved. Roll call vote: Lubker, yes; Forbes, yes; Tyler, yes. And Hennings, yes.

On a motion by Lubker and seconded by Hennings, the Board adjourned at 8:30 p.m.

Recording Secretary

Board Chairman

Council Chamber

Wahoo, Nebraska

March 17, 2010

The Wahoo Board of Public Works met in Regular session on March 17, 2010 in accordance with agenda posted at City Hall, Post Office, and First National Bank with each board member being notified of the agenda prior to the meeting. Meeting was called to order by President Gerry Tyler at 7:00 p.m. with the following board members present answering to roll call: Gerry Tyler, Lyle Lubker and Corky Forbes. Cindy Jensen Merle Hennings were absent. Also present at the meeting were Jim Gibney, Carolyn Barry and Dave Henke.

Comment from the public: There were no comments from the public.

On a motion by Forbes and seconded by Lubker the minutes of the February 17, 2010 meeting were approved. All ayes. Opposed: none. Motion carried.

February claims were reviewed as follows:

Alltel, \$377.80, Altec Industries, Inc., \$92.56, American Family Life Insurance, \$176.90, Ameritas Life Insurance Corp., \$138.76, Auto Alley, Inc, \$297.69, Bascom-Turner Instruments, Inc., \$56.99, Blue Cross Blue Shield, \$21, 716.70, BMG Certified Public Accountants, LLP, \$545.00, Bomgaars, \$267.10, Cannon Technologies Inc., \$46, 224.72, Capital One, \$610.93, City of Wahoo, \$26, 711.24, City of Wahoo Housing Rehab Fund, \$60.00, CMRS-FP, \$600.00, Colonial Life Insurance, \$154.54, Cummins Central Power, LLC, \$349.34, Drew's Outdoor Power, \$45.99, Dutton-Lainson Company, \$409.36, Edstrom, Bromm, ET AL, \$75.00, Fastenal Company, \$39.71, First Concord Benefits Group, \$2, 965.84, Fort Dearborn Life Insurance, \$157.50, Fremont Sanitation, \$54.25, Frey, Gil, \$98.00, General Fire & Safety Equipment, \$79.18, Great America Leasing Corp, \$32.50, Great Plains One-Call Services, \$5.46, HD Waterworks, \$936.25, HTM Sales Inc., \$39.70, Iowa Association of Municipal, \$870.00, Jackson Services, \$568.66, J-E-O Consulting Group, \$6, 471.50, Kelly Supply Company, \$227.80,

KeyOne Speed Net LLC, \$374.50, Kriz-Davis, \$1,608.96, Landmark Sales LLC, \$71.66, Lincoln National Life Insurance Co., \$183.56, M E Collins Co. Inc., \$24,286.50, Malatex, \$307.50, Mid-State Supply Company, \$181.17, Midwest laboratories, Inc., \$58.92, Momar, Inc., \$979.93, Ne. Public Health Environ. Lab, \$64.00, Nebraska Public Power District, \$255,319.97, Nebraska State Fire Marshal, \$324.60, Nebraska Public Health Environmental Lab, \$272.00, O.O.P., Inc., \$40.00, OfficeNet, \$99.15, Omaha Public Power District, \$15.97, Principal, \$1,071.93, Region V Services, \$88.49, Revolving Fund, \$5,700.01, Rueter's, \$37.83, Sargent Drilling, \$85,344.30, Shred-it Omaha, \$23.00, SMC Technologies, \$1,121.54, Solution One, \$104.82, Three Rivers Public Health Department, \$111.00, Tom Lindau, \$242.76, Tyler Graphic Services, \$368.42, Union Bank & Trust Company, \$137.00, Utilities Section, \$585.00, Village of Ithaca, \$3,369.26, Village of Malmo, \$4,779.79, Virgl Implement, \$13.93, Wahoo Area Economics, \$666.66, Wahoo Auto Parts, \$32.02, Wahoo Building Center, \$644.47, Wahoo Metal, \$320.00, Wahoo Utilities, \$25,863.65, Wahoo-Waverly-Ashland Newspapers, \$396.60, Wendt, Steve, \$17.21, Western Area Power Administration, \$31,043.79, Windstream, \$687.71, Zimmerman Oil, \$60.94

February financials were reviewed.

Jim informed the Board that a Resolution of Necessity would need to be approved by the City Council in order to borrow monies for the Ultra Violet and/or Well projects. Phil Lorenzen would be sending a draft resolution for Jim to look over and adapt as needed.

Jim Gibney gave his monthly operations report. He also informed the Board that information was being sent to Phil Euhler for the rate study and that the auditors would be in the office February 22 – 25, 2010.

Dave Henke, with JEO Consulting reported that M.E. Collins would be submitting a change order in the form of a credit for the work on the basin.

Dave also reported that no additional work has been done on the new well, and contractors will hopefully be here in April.

Gerry Tyler reviewed the budget for the 100 year celebration. It has been decided the celebration will be held at the Open Air Pavilion at the Fairgrounds. Magnets, Clips and Night lights will be given out to our customers also NPPD has agreed to supply energy efficient light bulbs to hand out to our customers. Wahoo Wieners, chips, pop, water and other misc. condiments will be purchased also. The estimated cost for the celebration is \$7,000.00. On a motion by Forbes and seconded by Lubker, the Board approved the \$7,000.00 budget for the 100 Year Celebration.

Discussion was held on which accounts and departments would be used to pay for the cost of the 100 Year Celebration. It was decided that monies would come from the following accounts:

\$ 700.00 – from all departments advertising budget
\$ 300.00 – from the Customer Service Accounts
\$6,000.00 - from the Capital Overhead Devices account since all work would not be able to be completed this year.

Lyle Lubker made the motion to except the monies from the accounts as listed above to be used for the 100 year Celebration. Motion was seconded by Forbes. Roll call vote: Lubker, yes; Forbes, yes; and Tyler, yes.

After discussion of Section 54.34 of the Utility Policy and Procedure Manual of sewer back water valves, the Board decided that no changes will be made at this time. No action taken.

Jim has not heard anything back from NPPD in regards to their incentive rate program.

It was reported that at the time of this Board meeting there has been no response from the property owners of 260 West 6th, in regards to the letter sent to them by the City Attorney denying the claim for a sewer back up.

The Saunders County Medical Center has a 500kw generator that they run monthly for accreditation of their facility. Based on the runs last year, there were benefits to our utilities demand charges from NPPD. Jim recommended that a rebate in the amount of \$2,426.00 be paid to them for their 2009 generation. We will attempt to get them to generate more in 2010. On a motion by Forbes to pay Saunders County Medical Center \$2,426.00 for 2009 generation, seconded by Lubker. Roll call vote: Forbes, yes; Lubker, yes; and Tyler, yes.

Lyle Lubker made the motion to recommend to the City Council that they approval the Hospital Subdivision Agreement. Motion was seconded by Forbes. Roll call vote: Lubker, yes, Forbes, yes; and Tyler, yes.

Information was provided on Colon's request to pump domestic wastewater to Wahoo's Wastewater Treatment Plant. The Village would like to have a cost estimate. The Village of Colon will also be talking with the NRD in regards to operation and ownership of this regional wastewater system.

Jim informed the Board that there has been talk in regards to "Pallid Sturgeon", and how this may affect our wastewater discharge into the Wahoo Creek. It was his recommendation that the Board continue to look at the Wetlands project.

Discussion on FYI's was held.

On a motion by Lubker and seconded by Forbes, the Board adjourned at 8:50 p.m.

Recording Secretary

Board Chairman

Council Chamber

Wahoo, Nebraska

April 21, 2010

The Wahoo Board of Public Works met in Regular session on April 21, 2010 in accordance with agenda posted at City Hall, Post Office, and First National Bank with each board member being notified of the agenda prior to the meeting. Meeting was called to order by President Gerry Tyler at 7:00 p.m. with the following board members present answering to roll call: Merle Hennings, Gerry Tyler, Lyle Lubker and Corky Forbes. Cindy Jensen was absent. Also present at the meeting were Jim Gibney, Carolyn Barry, Dave Henke, Eric Obert, Chris Otte and Jerry Johnson.

Comment from the public: There were no comments from the public.

Forbes made the motion to approve the minutes of the March 17, 2010 meeting with the change to show that Merle Hennings was absent. Lyle Lubker seconded the motion. All ayes. Opposed: none. Motion carried.

Jim gave his monthly operations reports.

James Hoff with Olsson Associates gave a presentation on the gas system modeling project that he has been working on. The modeling revealed several weak spots in the gas system. Recommendations for system improvements and anticipated system growth were also modeled.

Jim informed the Board that the water tower is leaking. The riser pipe in the middle of the tower has been leaking and needs immediate attention. JEO has looked at the pipe and recommends replacing the steel pipe, new expansion couplings and thicker insulation around the pipe. Monies for the repairs will come from reallocated funds in the Capital Accounts for this fiscal year. Hennings made the motion that repairs to the Water Tower were declared an emergency and directed Jim to start repairs as soon as possible. The motion was seconded by Forbes. Roll call vote: Hennings, yes, Forbes, yes, Lubker, yes and Tyler, yes.

March claims were reviewed as follows:

Alltel, \$375.33, American Family Life Assurance, \$176.90, American Public Power Association, \$2,960.11, Ameritas Life Insurance Corp, \$138.76, Auto Alley, \$536.09, Blue Cross Blue Shield, \$21,716.70, BMG Certified Public Accountants, LLP, \$7,810.00, Bomgaars, \$249.03, Capital One, \$292.06, Caselle, Inc., \$2,367.00, City of Wahoo, \$24,988.26, City of Wahoo Housing Rehab Fund, \$60.00, Colonial Life Insurance, \$154.54, DeRossett Company, \$930.71, Drew's Outdoor Power, \$36.64, Dutton-Lainson Company, \$249.83, Edstrom, Bromm, ET AL, \$704.00, First Concord Benefits Group, \$1,465.77, Fort Dearborn Life Insurance, \$157.50, Fremont Sanitation,

\$58.05, Frey, Gil, \$90.00, Great America Leasing Corp, \$32.50, Great Plains One-Call Services Inc., \$15.30, Groebner & Associates, Inc., \$12, 846.09, HD Water Works, \$3, 795.39, Iowa Association of Municipal Utilities, \$235.00, Jackson Services, \$662.83, J-E-O Consulting Group, \$3, 734.54, KeyOn SpeedNet LLC, \$374.50, Kriz-Davis, \$675.93, Landmark Sales LLC, \$33.05, Lapp Tannehill Inc., \$287.58, Larson, Chuck, \$300.00, League of Nebraska Municipalities, \$123.05, Lincoln National Life Insurance, \$183.56, Linweld, Inc., \$77.78, Malatex, \$120.00, Mid-State Supply Co Inc, \$295.54, Midwest Laboratories, Inc., \$62.19, Nebraska Public Health Environ. Lab, \$64.00, Nebraska Public Power District, \$220, 898.36, O.O.P. Inc., \$77.59, Obert Testing, \$258.75, Office Net, \$273.88, Omaha Public Power District, \$25.60, Principal, \$1, 071.93, Region V Services, \$83.27, Revolving Fund, \$2, 348.04, Rubber Cal, \$120.97, Shred-it Omaha, \$23.00, Sid Dillon, \$400.00, Solution One, \$56.76, Southeast Community College, \$220.00, Stang, Wayne, \$38.32, Stastny, Jane, \$185.00, Swanson Ford Inc., \$38.85, Three Rivers Public Health Department, \$87.00, Tom Lindau, \$242.76, Transit Works, \$647.76, Tyler Graphics, \$1, 842.56, Village of Ithaca, \$694.38, Village of Malmo, \$1, 895.66, Wahoo Area Economics, \$666.66, Wahoo Auto Parts, \$3.80, Wahoo Building Center, \$103.31, Wahoo Utilities, \$10, 508.02, Wahoo-Waverly-Ashland Newspapers, \$92.19, Western Area Power Administration, \$29, 064.34, Windstream, \$684.34.

March financials were reviewed.

Dave Henke, with JEO Consulting reported that M.E. Collin is almost done with their work on the Ultra Violet Lighting basin. The light equipment should be arriving on April 26, 2010 and will be placed in the basin. Training for the lighting equipment would begin soon. Project will be up and running in time to meet all deadlines.

Dave Henke also informed the Board that a change order for the Well House would be submitted, to change from asphalt shingles to a metal roof.

Jim informed the Board that there is a \$5,000.00 grant available for Homeland Security that the City/Utilities will be applying for.

Carrie presented a written update from Marcy on the 100 Year Celebration. Light Plant tours have been scheduled with both schools along with a presentation from NPPD. Stuffers will be sent in the utility bills to announce the Celebration at the Fairgrounds, and a copy of a Risk and Harmless Agreement was given to the Board. The Board would the City Attorney to approve of the agreement.

A claim for reimbursement from AMCO Insurance Company was submitted for a sewer back up at 926 North Linden. The report from the Wastewater department stated that the line was televised and that it appeared to be a clump of roots restricting the sewer line. The catch basket caught chunks of grease and a substantial amount of paper products. The home owner's private sewer line was located at a later date and found to be connected to the bottom of the city sewer main which will continue to cause them problems in the future. The customer will be putting in a back water valve to stop future back ups. Lubker made the motion to have the City Attorney write a letter denying reimbursement of the sewer claim for the property at 926 North Linden due to the fact that there was no negligence on the City of Wahoo Utilities part. Motion was seconded by Forbes. Roll call vote: Lubker, yes; Forbes, yes, Hennings, yes and Tyler, yes.

Carrie gave a report on a Company that would be a third party administrator for credit card and debt card collection for the utility bills. Fees for the transactions would be charged to the customers and reports of the transactions would be given to the Utilities daily. More information is needed and will be brought back to the Board in May. Carrie will also check with Kevin Stuhr, the Manager at the Civic Center, to see how they handle their credit card payments.

Corky Forbes made the motion to recommend that the City Council accept the Block Grant, in the amount of \$70,200, from SENDD, to install a permanent submersible pump at the City's new ultraviolet basin. Motion was seconded by Lubker. All ayes. Opposed: none. Motion carried.

Administration fees for the Block Grant have been changed from \$3,300.00 to \$5,000.00. On a motion by Forbes and seconded by Lubker, the Board recommends that the City Council approve the \$5,000.00 administration fees. All ayes. Opposed: none. Motion carried.

Corky Forbes made the motion to recommend to the City Council, that JEO Consulting Group be the Engineering firm used for the Block Grant project, since it is in conjunction with the Ultraviolet lighting basin project. Motion was seconded by Hennings. All ayes. Opposed: none. Motion carried.

The Board reviewed and discussed the Utilities cash report. Discussion was held on reserve funds.

Lyle Lubker made the motion to recommend that the City Council adopt a Resolution of Reimbursement, in the amount of \$1,000,000.00, to be used to pay for construction cost of the Ultra-Violet Lighting Project, and other future capital expenditures. Motion was seconded by Forbes. All ayes. Opposed: none. Motion carried.

Jim reviewed the preliminary electric rate track.

Discussion on FYI's was held.

Mayor Jerry Johnson discussed the up coming fluoridation vote.

On a motion by Lubker and seconded by Forbes, the Board adjourned at 8:50 p.m.

Recording Secretary

Board Chairman

Council Chamber

Wahoo, Nebraska

May 19, 2010

The Wahoo Board of Public Works met in Regular session on May 19, 2010 in accordance with agenda posted at City Hall, Post Office, and First National Bank with each board member being notified of the agenda prior to the meeting. Meeting was called to order by President Gerry Tyler at 7:00 p.m. with the following board members present answering to roll call: Merle Hennings, Gerry Tyler, Lyle Lubker and Corky Forbes. Cindy Jensen was absent. Also present at the meeting were Jim Gibney, Carolyn Barry, Dave Henke, and Larry Arens from NPPD.

Comment from the public: There were no comments from the public.

Hennings made the motion to approve the minutes of the April 21, 2010 meeting. Corky Forbes seconded the motion. All ayes. Opposed: none. Motion carried.

April claims were reviewed as follows:

Alfie Packers, Inc., \$121.00, Alltel, \$375.30, American Family Life Assurance, \$176.90, Ameritas Life Insurance, \$138.76, APGA SIF, \$395.00, Auto Alley, Inc., \$528.02, Blackburn MFG. Co., \$124.05, Blue Cross Blue Shield, \$21,716.70, BMG Certified public Accountants, LLP, \$4,260.00, Bomgaars, \$325.77, Capital One, \$479.71, Capital One Bank, \$844.50, Cather & Sons Construction, \$129.48, City of Wahoo, \$24,703.70, City of Wahoo Housing Rehab Fund, \$90.00, Colonial Life Insurance, \$154.54, Cooper Power Systems, \$281.02, Dutton-Lainson Company, \$1,792.00, Edstrom, Bromm, ET AL, \$262.50, First Concord Benefits Group, \$1,361.07, Fort Dearborn Life Insurance, \$157.50, Fremont Sanitation, \$58.05, Frey, Gil, \$135.00, Fud & Tracy's, \$12.00, Great America Leasing Corp., \$32.50, Great Plains One-Call Services Inc., \$27.15, Greater Wahoo Development Foundation, \$100.00, Hawkins, Inc., \$2,302.39, HD Water Works, \$4,165.44, J C Small Engine, \$27.37, J E O Consulting Group, \$924.25, Jackson Services, \$919.19, KeyOn Speed Net LLC, \$374.50, Kriz-Davis Co., \$5,937.61, League of Nebraska Municipalities, \$386.00, Lincoln National Life Insurance, \$183.56, Lindleys, \$42.80, Malatex, \$420.00, Midwest Laboratories, Inc, \$73.03, NDEQ - Fiscal Services, \$150.00, NE. Public Health Envirn. Lab, \$322.00, Nebraska Public Power District, \$192,969.99, Nebraska Rural Water Association, \$225.00, New World Inn, \$167.47, Nichols, Mike, \$50.00, NMPP Energy, \$1, 099.85, OfficeNet, \$222.81, Olsson Associates, \$18,424.00, Omaha Public Power District, \$15.97, Otte Oil & Propane, \$37.50, Platte Mechanical Inc., \$125.00, Principal, \$1,071.93, Region V Services, \$89.22, Revolving Fund, \$3,426.55, Rueter's, \$421.71, Saunders County Medical Center, \$2,426.00, Saunders County Treasurer, \$5,716.44, Shred-It Omaha, \$23.00, Solution One, \$48.83, Tom Lindau, \$254.90, Tyler Graphics, \$5.57, Village of Ithaca, \$4,127.24, Village of Malmo, \$4,984.59, Virgl Implement, Inc, \$65.13, Wahoo Area Economic Development, \$666.66, Wahoo Auto Parts, \$83.71, Wahoo Building Center, \$630.09, Wahoo Concrete Products, \$818.13, Wahoo Metal Products, \$1,180.00, Wahoo Utilities, \$9,660.02, Wahoo-Waverly-Ashland

Newspapers, \$81.39, Walker Tire, \$20.00, Warehouse Surplus, \$11.77, Warford, Carl, \$200.00, Water System Operating, \$172.03, Western Area Power Administration, \$30,586.44, Windstream, \$680.57, Zimmerman Oil, \$264.82

April financials were reviewed.

The Owners of Mocha K's were present to discuss the policy on refunding of utility service deposits. They had placed a commercial deposit for utilities service back in April of 2005, and their records show that they had never paid late. The utility records show that there was a penalty added one time in December of 2008. The policy states to refund a disconnection notice or shut off notice can not be sent in the five years. Just because a penalty was added does not mean that a notice was mailed. The Board agreed that the policy needed to be reviewed. On a motion by Hennings and seconded by Forbes the Board voted to table this item until the meeting in June so that further information could be gathered. All ayes. Opposed: none. Motion carried.

Larry Arens with NPPD gave the annual Wholesale Power report. He also stated that he and lineman from NPPD will be here on Friday, May 21, 2010 to set up for their show at the 100 Year Celebration.

Dave Henke, with JEO Consulting reported that Ultra Violet Lighting Project at the Wastewater Treatment Plant was up and running. The light equipment arrived on April 26, 2010 and was placed in the basin. All tests that have been done have come back good. Training for the lighting equipment would begin soon. Project was up and running in time to meet all deadlines. Pay Application will be submitted in June

Dave also reported that the tie into the water system on the new well would be at 8:30 on May 19, 2010. The guys will stay on site until the tie-in is finished. The new well house will be started soon. Materials for the siding and roof have been ordered.

There was nothing new to report on for the effluent pump in the ultra-violet lighting basin.

Corky reported that the Electrical program that NPPD put on and the Light Plant tours for both schools went very well and that the kids really enjoyed both programs.

Work is continuing on acquisition of the trailer park customers on Highway 77 from OPPD. Final number should be agreed upon soon.

The election results for the fluoridation of City water were reviewed. The Board recognized the citizen's vote against adding fluoride to the water system and will follow the voter's decision.

The subdivision agreement for the "Hospital Subdivision" was reviewed. The transformer that was used for the MRI equipment will be removed. Removal of any other meters and transformers will be responsibility of the new developers. Merle Hennings made the motion to recommend to the City Council, that section 4A of the subdivision agreement read as follows:

CITY shall construct underground electrical services within the dedicated street right-of-way and easements, per the Final Plat (Exhibit "A"), to each of the Lots in "Hospital Subdivision". This motion was seconded by Lubker. Roll call vote: Hennings, yes; Lubker, yes, Tyler, yes and Forbes, yes.

Jim had the City Attorney review Olsson Associate's Master Agreement for Professional Services. He recommended that the contract should be entered into between Olsson Associates and the Wahoo Board of Public Works and not the City of Wahoo, and that the Board Chairman should sign the agreement. Also pertaining to paragraph 4, the insurance requirements, Loren suggest that Olsson Associates should furnish a current Certificate of Insurance prior to the agreement being signed and then every 6 – 12 months a current Certificate of Insurance be provided. Lubker made the motion to, make the changes as Loren suggested to the Mater Agreement for Professional Services with Olsson Associates and then the agreement could be signed. Motion was seconded by Forbes. All ayes. Opposed: none. Motion carried.

On a motion by Lubker and seconded by Forbes, the 2009 Audit of the Wahoo Utilities was reviewed and accepted. All ayes. Opposed: none. Motion carried.

A Special Board of Public Works meeting will be scheduled for May 26, 2010, 7:00 p.m. in the Council Chambers.

Discussion on FYI's was held.

On a motion by Hennings and seconded by Forbes, the Board adjourned at 8:35 p.m.

Recording Secretary

Board Chairman

Council Chamber

Wahoo, Nebraska

May 26, 2010

The Wahoo Board of Public Works met in Special session on May 26, 2010 in accordance with agenda posted at City Hall, Post Office, and First National Bank with each board member being notified of the agenda prior to the meeting. Meeting was called to order by President Gerry Tyler at 7:00 p.m. with the following board members present answering to roll call: Merle Hennings, Gerry Tyler, Lyle Lubker and Corky Forbes. Cindy Jensen was absent. Also present at the meeting were Jim Gibney, Carolyn Barry, Dave Henke, and Phil Euler from NMPP.

Comment from the public: There were no comments from the public.

Phil Euler gave a presentation on the rate track study that he has been working on for the electric operations. The study includes assumption for power supply cost, capital cost, increase in operating costs and potential long-term borrowing. With 78% of operating costs being purchased power and proposed increases for power cost projected at 5.9% to 15% over the next 5 years, and 30% on transmission costs, electric rate increases are necessary to cover cost of operations and to maintain cash reserves. After review of the full study, Lubker made the motion to accept the study as submitted, and for Phil to design 2 rates with one taking effect August 2010 and the other January 2011. Motion was seconded by Forbes. All ayes. Opposed: none. Motion carried.

A new rate for net metering needs to be designed for the wind turban and solar panels that are being installed in at the County buildings. This rate will be set at avoided costs. Forbes made the motion to have Phil also design a net metering rate. Motion was seconded by Lubker. All ayes. Opposed: none. Motion carried.

JEO Consulting Group presented the City's Drainage Study for the area between Walnut Street and Chestnut Street, North of 15th Street. In order for this project to move forward the Utilities Sanitary Sewer would need to be relocated. Cost to relocate the sewer line would be estimated at \$42,000.00 for 550 linear foot of 10" main and could be as much as \$63,000.00 if the main is extended to 940 linear feet. These estimates do not include engineering fees JEO said they would not be accessing any fees to the utilities for engineering. Also the City would be paying for any easement cost that would be associated with this project. Merle Hennings made the motion to commit \$25,000.00 for the Utilities toward this project, with the final details to be determined at a later date. The motion was seconded by Forbes. All ayes. Opposed: none. Motion carried.

On a motion by Forbes and seconded by Lubker, the Board adjourned at 8:55 p.m.

Recording Secretary

Board Chairman

The Wahoo Board of Public Works met in Regular session on June 16, 2010 in accordance with agenda posted at City Hall, Post Office, and First National Bank with each board member being notified of the agenda prior to the meeting. Meeting was called to order by President Gerry Tyler at 7:00 p.m. with the following board members present answering to roll call: Merle Hennings, Corky Forbes, Lyle Lubker, and Gerry Tyler. Also present at the meeting was Jim Gibney, Alan Grandgenett, Dianne Mahrt, Dave Henke and Phil Euler.

Comments from the public: There were no comments from the public.

Swearing in of new member – Oath of Office: Gerry Tyler swore in Alan Grandgenett as the new Board member.

Election of new officers:

Nominations for Chairman of the Board were heard. Lyle Lubker nominated Gerry Tyler as Chairman of the Board and was seconded by Forbes. Nomination ceased and vote was called for by Lubker and seconded by Forbes. Roll call vote: All ayes. Opposed: none. Motion carried.

Nominations for Vice-Chairman of the Board were heard. Lyle Lubker nominated Corky Forbes as Vice-Chairman of the Board. Nomination ceased and vote was called for by Lubker and seconded by Hennings. Roll call vote: All ayes. Opposed: none. Motion carried.

Nominations for Secretary of the Board were heard. Corky Forbes nominated Lyle Lubker as Secretary of the Board. Nomination ceased and vote was called for by Forbes and seconded by Grandgenett. Roll call vote: All ayes. Opposed: none. Motion carried.

Corky Forbes made the motion to approve the minutes of the May 19 and May 26, 2010 meetings. Merle Hennings seconded the motion. All ayes. Opposed: none. Motion carried.

Phil Euler presented and discussed the need to pass the new electrical rates to take effect August 1, 2010. The second rate adjustment will be looked at when 2011 budget numbers are available. Phil also suggested the change in rate titles to follow industry standards. The proposed rates are as follows:

§38.11 DEFINITIONS (ELECTRIC DEPARTMENT).

For purposes of this Section, the following definitions shall apply to the Electric Department unless the context clearly indicates or requires a different meaning:

Consumer Customer– Any and all users typically connected via one or more billing meters of the electrical system of the Electric Department, including all persons, firms or corporations whose premises are served thereby and all owners and tenants of real estate connected to said electrical system of the Electric Department.

Residential Service –Applicable to all separately metered single family living facilities which include cooking, bath and sleeping accommodations, to include separately metered apartments, mobile home parks, motel units and rental units. Residential Service shall not be applicable to structures/houses where commercial business or income generating activity is conducted in the major part of the premise. All Residential Service shall be single phase electricity. When units are individually metered for some services and other services are supplied in different metering configurations, the various services shall be billed in accordance with their individual load characteristics.

Municipal Service – Applicable to facilities owned and/or operated by the City of Wahoo, Nebraska.

Small Commercial General Service – Applicable to any single phase or three phase non-residential customer with less than 15,000 kWh monthly consumption and less than 50 kW demand. All services shall be provided at the available Electric Department electric system standards.

Large Commercial General Service – Applicable to three phase non-residential customers accounts consuming more than 15,000 kWh monthly consumption and or 50 kW demand for four months billing

during any twelve month period. All services shall be at the available Electric Department electric system standards.

Industrial Large Power Service – Applicable at services for loads with a any monthly demand greater than 500kw. Industrial Service is master metered three phase primary voltage. ~~Load Factor shall be maintained greater than 50%. The minimum bill shall be the customer charge plus 500 kW times the Winter Coincident Peak demand charge. Electrical-The Power Factor shall be maintained greater than 92% lagging or leading for the KW coincident with at the NPPD billing times period.~~

Irrigation Service – ~~Supplied for seasonal use. Maximum period of consumption shall be no more than 6 months during any 11 month period. Pumped~~ Applicable at 3-phase services for motor loads of greater than 10 HP used for pumping non potable water shall be for non-potable use and applied to the land.

Load Factor – Percentage ratio of measured Kilowatt hours (kWh) to the product of the maximum demand in kW ~~as determined times the hours~~ during the specific billing period.

Demand Charge – Non-coincident Peak kW and Coincident Peak (CP) kW with system peak hour will be determined by metering in the current billing period. ~~necessary to supply the total Kilowatt Hours during Demands shall be determined by interval recording metering using 30 consecutive minutes of consumption. kW Demand shall be determined by continuous interval recording metering or at the option of the utility any an industry accepted industry standard billing method with other industry accepted billing equipment, at the option of the utility.~~

Power Factor – Customer with demand meters are responsible for maintaining a minimum power factor of 92% ~~as determined at for intervals as defined in leading or lagging on a system coincident basis as determined at intervals defined in the then current NPPD GFPS Rate. for system coincident basis. Kilovolt Amp Reactive (kVar) is defined as the vector sum and cosine of the angle between true power and volt amperes. kVar shall be determined by continuous metering at the option of the utility any industry standard method.~~ When power factor is less than 92% the metered Coincident (CP) Demand will be adjusted ~~my~~ multiplying such CP Demand by the difference of 92% minus the metered Power Factor percentage, (i.e. CP kW * (92% - metered Power Factor %). In order to allow the Customer appropriate time to correct a low power factor, a Customer transferred to or new to power factor charges will not be billed for power factor adjustments on the first three bills rendered to the Customer after power factor metering has been installed.

Wholesale Service – Applicable to any user of the ~~electrical~~ electric system of the ~~Electrical~~ Electric Department pursuant to a contract entered into between the City and said user. Said contract to be entered into at the discretion of the Wahoo Board of Public Works, subject to the approval by the Mayor and Council of City, when said user desires service in excess of normal Electric Department standards for retail purposes.

§38.12 MUNICIPAL SERVICE ELECTRICAL RATES.

The Electric Department rates for Municipal Service shall be as follows:

One phase (minimum rate) per month	\$ 16.50	<u>\$17.00</u>
Three phase (minimum rate) per month	\$ 20.56	<u>\$21.50</u>
Oct thru May energy; per month	\$0.048/kWh	<u>\$0.05450/kWh</u>
June thru Sep energy; per month	\$0.057/kWh	<u>\$0.06315/kWh</u>

§38.13 RESIDENTIAL SERVICE ELECTRICAL RATES.

The Electric Department Rates for Residential Service shall be as follows:

One phase (minimum rate) per month	\$ 7.00	<u>\$ 9.00</u>
Oct thru May energy; per month		
First 825 kWh, per month	\$0.0630/kWh	<u>\$0.0660/kWh</u>
Over 825 kWh, per month	\$0.0427/kWh	<u>\$0.0427/kWh</u>

June thru Sep energy; per month

First 825 kWh, per month	\$0.0675/kWh	<u>\$0.0750/kWh</u>
Over 825 kWh, per month	\$0.0700/kWh	<u>\$0.0750/kWh</u>

§38.14 SMALL GENERAL COMMERCIAL SERVICE ELECTRICAL RATES.

The Electric Department Rates for Small ~~Commercial~~ General Service shall be as follows:

One phase (minimum rate) per month	\$ 16.50	<u>\$17.00</u>
Three phase (minimum rate) per month	\$ 20.60	<u>\$21.50</u>

Oct thru May energy; per month

First 1900 kWh, per month	\$0.0636/kWh	<u>\$0.0750/kWh</u>
Over 1900 kWh, per month	\$0.0480/kWh	<u>\$0.0500/kWh</u>

June thru Sep energy; per month

First 1900 kWh, per month	\$0.0675/kWh	<u>\$0.0800/kWh</u>
Over 1900 kWh, per month	\$0.0690/kWh	<u>\$0.0800/kWh</u>

§38.15 LARGE GENERAL DEMAND COMMERCIAL SERVICE ELECTRICAL RATES.

The Electric Department Rates for Large General Demand ~~Commercial~~ Service shall be as follows:

One phase (minimum rate) per month	\$ 42.00	<u>\$45.00</u>
Three phase (minimum rate) per month	\$ 46.00	<u>\$49.00</u>

Oct thru May energy; per month	\$0.0260/kWh	<u>\$0.02828/kWh</u>
June thru Sept energy; per month	\$0.0268/kWh	<u>\$0.0342/kWh</u>

Oct thru May demand charge, per month

On-peak/kW per month <u>Coincidence Peak (CP)</u>	\$ 9.15/kW	<u>\$9.50/kW</u>
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Off-peak/kW per month <u>Non-coincident Peak minus CP</u>	\$ 9.15/kW	<u>\$9.50/kW</u>
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June thru Sep demand

On-peak/kW per month <u>Coincidence Peak (CP)</u>	\$10.80/kW	<u>\$10.90/kW</u>
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Off-peak/kW per month <u>Non-Coincident Peak minus CP/kW</u>	\$ 8.20/kW	<u>\$ 8.70/kW</u>
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§38.16 WHOLESALE SERVICE ELECTRICAL RATES.

The Electric Department Rates for Wholesale Service shall be as follows:

Three phase (minimum rate) per month	\$ 300.00	<u>\$300.00</u>
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Oct thru May energy; per month	\$0.0285/kWh	<u>\$0.03070/kWh</u>
June thru Sep energy; per month	\$0.0325/kWh	<u>\$0.03470/kWh</u>

Oct thru May demand

On-peak/kW per month <u>Coincidence Peak (CP)</u>	\$ 10.90/kW	<u>\$11.50/kW</u>
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Off-peak/kW per month <u>Non-coincident Peak minus CP/kW</u>	\$ 10.90/kW	<u>\$11.50/kW</u>
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June thru Sep demand		
On-peak /kW per month	\$14.15/kW	\$15.00/kW
<u>Coincidence Peak (CP)</u>		
Off-peak /kW per month	\$14.08/kW	\$14.30/kW
<u>Non-coincident Peak minus CP/kW</u>		

§38.17 IRRIGATION SERVICE ELECTRICAL RATES.

The Electric Department Rates for Irrigation Service shall be as follows:

Three phase	\$ 22.00	
Oct thru May energy		
First 1900 kW per month	\$0.0420/kWh	\$0.00500/kWh
Over 1900 kW per month	\$0.0460/kWh	\$0.00500/kWh
June thru Sep energy		
First 1900 kW per month	\$0.0500/kWh	\$0.0800/kWh
Over 1900 kW per month	\$0.0500/kWh	\$0.0592/kWh
Annual Horsepower charge		
Firm Service/ per horse power	\$60.00/per hp	\$60.00/per hp
Interruptible Ser./per horse power	\$ 9.36/per hp	\$ 9.40/per hp

§38.18 Industrial LARGE POWER PRIMARY VOLTAGE SERVICE ELECTRICAL RATES.

The Electric Department Rates for ~~Industrial~~ Large Power Primary Voltage Service shall be as follows:

One phase (minimum rate) per month	\$ 42.00	
Three phase (minimum rate) per month	\$ 46.00	\$46.00
Oct thru May energy; per month	\$0.026/kWh	\$0.0260/kWh
June thru Sept energy; per month	\$0.027/kWh	\$0.0270/kWh
Oct thru May demand charge		
On-peak /kW per month	\$ 9.150kW	\$ 9.15/kW
<u>Coincidence Peak (CP)</u>		
Off-peak /kW per month	\$ 9.15/kW	\$ 9.15/kW
<u>Non-coincident Peak minus CP/kW</u>		
June thru Sep demand charge		
On-peak /kW per month	\$10.70/kW	\$10.70/kW
<u>Coincidence Peak (CP)</u>		
Off-peak /kW per month	\$ 7.43kW	\$ 7.43/kW
<u>Non-coincident Peak minus CP/kW</u>		

§38.19 CUSTOMER OWNED GENERATION EXCESS POWER RATE

AVAILABLE: to a customer signing an Interconnection Agreement with the Electric Department and who owns and operates cogeneration and small power production facilities with production capacity of 100 kW and less that qualify under the guidelines for implementing PURPA Sections 201 and 210 and as outlined in the Electric Department's Policy and Guideline for Customer Owned Generation.

CHARACTER OF SERVICE: Unless otherwise provided by in the interconnection agreement, the character of purchased power will be single or three phase alternating electric current of 60 hertz. Voltage shall be determined by the voltage of the Electric Department's distribution system in the vicinity unless otherwise agreed.

PURCHASE OF OUTPUT FROM QUALIFYING FACILITIES: Owners of qualifying Facilities will be allowed the option to either (1) sell the entire electrical output to their Qualifying Facilities to the Electric Department, or (2) use the electrical output of their Qualifying Facilities to instantaneously supply all or a portion of their own load and sell the instantaneous surplus to The Electric Department.

PURCHAS PRICE: Energy from qualifying facilities will be paid for on the following basis:

- A. For Qualifying Facilities of 100 kW and less without time of day metering, payment on a monthly basis of an amount of \$0.0295 per kilowatt hour for the summer season and \$0.0216 per kilowatt hour for the winter season for all power and/or energy delivered to the Electric Department.
- B. The purchase price shall be adjusted up or down to reflect the savings or costs resulting from variations in losses compared to if the Electric Department had generated or purchased elsewhere an equivalent amount of energy. Such an adjustment factor shall be identified in the Interconnection Agreement.

ACCOUNTING CHARGE: The owner of the Qualifying Facility will pay to the Electric Department the following monthly charges for additional energy accounting expenses incurred by the Electric Department:

kWh Meter \$4.00 per meter *
Interval Meter \$20.00 per meter

*For qualifying facilities utilizing kWh meters, the energy accounting charges will be waived until December 31, 2012

Motion to recommend to the City of Wahoo Council the following rate increases effective August 1, 2010 was made by Forbes and seconded by Hennings. Roll call vote: Forbes, yes; Hennings, yes; Lubker, yes; Tyler, yes and Grandgenett, yes.

May claims were reviewed as follows:

Alltel – \$375.55, Altec Industries - \$134.99, American Family Life Ins - \$176.90, Auto Alley - \$114.39, Bluff Gravel Co - \$35.52, Cannon Tech - \$281.02, City of Wahoo - \$11,855.55, CMRS-FP - \$600.00, Colonial Life Ins Co - \$154.54, Drews Outdoor Power - \$94.16, Dutton-Lainson Co \$795.49, Edstrom, Bromm Et Al - \$125.00, Electric System Operating Fund – \$231.09, Energy Economics Inc - \$1,903.00, First Concord Benefits Group - \$400.00, Fort Dearborn Life Ins - \$157.50, Fremont Sanitation - \$58.05, Gil Frey - \$175.00, Great Plains 1-Call Service -\$55.08, HD Waterworks - \$2,829.34, HireRight Solutions Inc - \$897.00, Hydraulic Equipment Ser - \$5.13, Industrial Irrigation Ser \$608.94, Jackson Service Inc -\$284.49, Keyon Speednet LLC - \$374.50, Kriz-Davis Co - \$9,493.66, Lincoln Winwater Works - \$208.66, M E Collins Cons - \$225.00, Mc 2 Inc - \$112,575.00, Mid-State Supply Company Inc - \$400.48, Midwest Laboratories INC - \$76.59, Nebraska Public Power Dist-Columbus - \$162,777.66, Newton Manufacturing Co - \$2,899.65, NWOD-NE Operator Div - \$10.00, Obert Testing \$189.75, Office Net - \$120.71, Otte Oil & Propane – 76.43, Principal Mutual - \$1,071.93, Region V \$79.78, Resco - \$141.24, Revolving Fund - \$1,368.44, Shaffer Communications - \$12.10, Sunmart - \$28.49, Three Rivers - \$120.00, Tipton Fastener & Supply Inc - \$499.99, Tom Lindau - \$254.90, Tyler Graphic - \$2336.67, Village of Ithaca - \$726.61, Village of Malmo \$1,869.73, Wahoo Area Economic Dev Office - \$666.67, Wahoo Auto Parts - \$27.21, Wahoo Baker - \$18.30, Wahoo Metal Products Inc - \$65.27, Wahoo Super - \$45.00, Wahoo-Waverly-Ashland Newspaper - \$418.80, Warehouse Surplus - \$44.57, Western Area Power Admin - \$26,372.14, Windstream - \$680.86, Ameritas -\$138.76, Blue Cross & Blue Shield - \$21,716.70, Bomgaars Supply - \$901.47, City of Wahoo - \$3,292.11, City of Wahoo Housing Rehab - \$60.00, Elliott Equipment Co \$590.00, First Concord Benefits Group - \$865.38, Gottschalk Athletic - \$360.00, Great America Leasing Corp - \$41.72, Groebner & Associates Inc - \$1,298.67, Industrial Electric Motors - \$1,582.50, Jackson Services Inc - \$308.56, JEO & Associates - \$3,926.50, Lincoln National Life Ins Co - \$183.56, M E Collins Contracting \$85,513.50, Malatex Solutions - \$1,145.00, Mc 2 Inc - \$300.00, Ne Public Health Envrn. Lab - \$56.00, Nebraska Dept of Envir Quality - \$175,613.22, Olsson Associates - \$4,056.00, Omaha Public Power Dist - \$15.97, Revolving Fund - \$788.40, Solutions One - \$60.64, Technical Maint & Service Co - \$37,535.40, Tyler Graphic Service Inc - \$17.12, Wahoo Utilities - \$8,899.23, Wahoo Vision Center - \$660.00, Wesco Distribution Inc - \$357.72.

May financials were reviewed.

Jim Gibney, General Manager gave his monthly report on operations and water tower repairs. Water tower is up and working and has passed inspection.

Jim Gibney reported that the OPPD acquisition is almost complete. More information will be discussed at the next meeting.

Discussion and action on the Board of Public Works Policy 50.07: It was discussed and decided that if a business or a residential customer had no more than 3 penalties added to their utility bills for any 3 consecutive years that they would be eligible to receive their service deposit back. Amendment No. 2010-1 was introduced as follows:

**AMENDMENT NO. 2010-1
TO
WAHOO BOARD OF PUBLIC WORKS CODE BOOK**

WHEREAS, pursuant to Ordinance No. 1815 of the City of Wahoo, Nebraska, adopted October 14, 2002, the Mayor and Council of the City of Wahoo, Nebraska, did create a separate governing body to govern the utilities of the City of Wahoo, Nebraska, including, but not limited to, the electric utility, natural gas utility, water utility, and sewer utility, said board to be called the Wahoo Board of Public Works, a/k/a Board of Public Works, and,

WHEREAS, pursuant to said aforementioned Ordinance, all applicable portions of the Wahoo Municipal Code of the City of Wahoo, Nebraska, pertaining to utilities, except for those matters relating to utility rate setting, were transferred to the Board of Public Works, including the penalty provision therein, and,

WHEREAS, the Board of Public Works has codified said transferred portions of the Wahoo Municipal Code into the Wahoo Board of Public Works Code Book, and,

WHEREAS, Chapter 50 thereof pertains to all of the City of Wahoo, Nebraska utilities, generally, and,

WHEREAS, the Board of Public Works deems it in the best interests of the citizens and rate payers of the City of Wahoo, Nebraska, that there be one or more amendments to Chapter 50 of the Wahoo Board of Public Works Code Book pertaining to service deposits and point of service, and,

WHEREAS, pursuant to a motion duly enacted by the Board of Public Works at a meeting thereof on June 16, 2010, this aforementioned Amendment has been reviewed by legal counsel for the Board of Public Works and the Mayor and Council of the City of Wahoo, Nebraska, have been notified of this Amendment,

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Wahoo Board of Public Works, as follows:

1. That the findings here and above made should be and are hereby incorporated herein by reference as fully as if set out at length herein.

2. That Section 50.07 Service Deposits & Point of Service of the Wahoo Board of Public Works Code Book is hereby amended as follows:

§50.065 SERVICE DEPOSITS & POINT OF SERVICE.

All utility service hook-ups shall need to be coordinated through ~~Wahoo Utilities~~ the Board of Public Works. The point of service and meter location of the utility at the structure is shall be determined by the ~~Utility~~ Board of Public Works, and will shall be from the closest appropriate utility-owned facilities of the Board of Public Works. The point of service and meters shall be on the closest part of the structure. If the owner objects to the point of service, the ~~Utility~~ Board of Public Works will consider, but not guarantee, relocating the point of service and meters. The owner shall pay all additional cost. The electric and gas meters and remote water reader shall be accessible to ~~Wahoo Utilities~~ the Board of Public Works at all times. ~~Deposits for services are as follows:~~

~~Deposits for services are as follows:~~

Service Deposit for Gas: \$ 75.00

Service Deposit for Electric Service: \$100.00

Service Deposit for Water and Sewer/Wastewater: \$ 25.00

Any customer leaving the Wahoo Utilities with an unpaid utility bill and requesting resumption of service, shall pay a customer deposit two (2) times the normal deposit as well as the balance of the unpaid utility bill before service is connected.

New connections shall be subject to the following fees as determined by Utility Board.

- (1) Impact fees shall be deemed buying into the existing infrastructure.
- (2) Developer fees shall be deemed the cost of providing major service to the requested site.

All fees are payable in advance of service hook up.

Reference Sections: §50.18 & §50.19.

§50.07 SERVICE DEPOSITS & POINT OF SERVICE.

All service hook ups need to be coordinated through Wahoo Utilities. The point of service and meter location at the structure is determined by the Utility, and will be from the closest appropriate utility-owned facilities. The point of service and meters shall be on the closest part of the structure. If the owner objects to the point of service, the Utility will consider, but not guarantee, relocating the point of service and meters. The owner shall pay all additional cost. The electric and gas meters and remote water reader shall be accessible to Wahoo Utilities at all times. Deposits for utility services are as follows:

(A) Residential Service:

- (1) Service Deposit for Gas: \$ 75.00
- (2) Service Deposit for Electric Service: \$100.00
- (3) Service Deposit for Water and Sewer/Wastewater: \$ 25.00

For customers having all utility services, the deposit will be a total of \$200.00.

(B) Service Deposits for Commercial Service are as follows:

- (1) Service Deposit for Gas: \$ 75.00
- (2) Service Deposit for Electric Service: \$100.00
- (3) Service Deposit for Water and Sewer/wastewater: or \$ 25.00
- (4) One and one half (1½) times the average month's bill at that location, whichever is greater.

(C) Residential service customer deposits shall be refunded if there have been no more than three (3) penalties added to the customer's bill for a period of three (3) consecutive years.

(D) Commercial service customer deposits shall be refunded if there have been no more than three (3) penalties added to the customer's bill for a period of five (5) three (3) consecutive years.

(E) Customers who have deposits refunded will be required to post another deposit if they have three (3) or more penalties added to their billings for any consecutive twelve (12) month period.

- (F) Any customer having left Wahoo with an unpaid utility bill and upon returning to Wahoo requests resumption of service, shall pay a customer deposit two (2) times the normal deposit as well as the balance of the unpaid utility bill before service is connected.
- (G) Acceptable letters of recommendation may be used instead of posting a monetary deposit if the following criteria's are met:
- (1) The letter of recommendation must be from the customer's former utility company or companies for the previous (1) one year and must include reference to both electric and gas utility payments;
 - (2) The letter of recommendation must be faxed or mailed directly to the Board of Public Works from the customer's previous utility company.
 - (3) The Board of Public Works has the right to refuse any letter of recommendation and require a deposit at its discretion.
 - (4) Any customer who has been given the privilege of using a letter of recommendation rather than posting a monetary service deposit and has three (3) or more penalties added on their bill in a twelve (12) month period, shall be required to post a monetary service deposit to the Board of Public Works.
- (H) New connections shall be subject to the following fees as determined by the Board of Public Works:
- (1) Impact fees shall be deemed buying into the existing infrastructure (See Section §50.19).
 - (2) Developer fees shall be deemed the cost of providing major service to the requested site (See Section §50.18).
- (I) All service deposit fees are payable in advance of service hook-up.

3. That this Amendment shall be effective upon its date of adoption by the Board of Public Works of the City of Wahoo, Nebraska.

4. That the Utilities General Manager of the Wahoo Board of Public Works, and the appropriate staff, be authorized to implement this Amendment.

5. That this Amendment shall be added to and made a part of the Wahoo Board of Public Works Code Book upon its approval and adoption.

PASSED AND APPROVED this ____ day of _____, 2010.

WAHOO BOARD OF PUBLIC WORKS

BY:

Gerry Tyler, Its Chair

ATTEST:

Carrie Barry, Clerk of Board

A motion was made by Hennings and seconded by Lubker to adopt Amendment 2010-1, to change policy 50.07, on the refunding of service deposits, effective immediately. Roll call vote: Hennings, yes; Forbes, yes; Lubker, yes; Tyler, yes; and Grandgenett, yes.

Dave Henke, JEO Consulate showed pictures of the new well house and reported it was in progress and payment could be made.

Dave Henke with JEO Consultants, reported on the completion of the Ultra Violet Lighting Project at the Wastewater Treatment Plant, and recommended payment of ME Collins Pay Application #4. He also informed the Board that there is a one year warranty on the project and insurance should have to be taken out on equipment. Hennings made the motion to approve Pay Application #4 and Final, to ME Collins in the amount of \$6,671.00 for the 2009 UV Improvements. The motion was seconded by Forbes. Roll call vote: All ayes. Opposed: none. Motion carried.

Motion to accept the completed 2009 Ultra Violet Improvement at the Wastewater Treatment Plant, recommend acceptance to City Council was made by Merle Hennings and seconded by Corky Forbes to make payment. Roll call vote: All ayes. Opposed: none. Motion carried.

Gibney reported the EPA wanted catalytic converters on engines used for a profit. He will be writing a letter to get clarification on the rulings and researching issue.

Gibney reported that gas prices are still up and he has not made future purchases for 2011.

A Project List Poster and Map is up in the Utility Office to keep the Board members aware of the projects that need to be addressed in the future. The members would like a copy of this included in their monthly packets for review.

Discussion of FYI's

On a motion by Hennings and seconded by Forbes, the Board adjourned at 8:25 p.m.

Acting Recording Secretary

Board Chairman

Council Chamber

Wahoo, Nebraska

July 21, 2010

The Wahoo Board of Public Works met in Regular session on July 21, 2010 in accordance with agenda posted at City Hall, Post Office, and First National Bank with each board member being notified of the agenda prior to the meeting. Meeting was called to order by President Gerry Tyler at 7:00 p.m. with the following board members present answering to roll call: Merle Hennings, Gerry Tyler, Lyle Lubker, and Al Grandgenett. Corky Forbes was absent. Also present at the meeting were Jim Gibney, Carolyn Barry, Dave Henke, and Mayor Jerry Johnson

Comment from the public: Comments from the public: Jerry Johnson said that he has been asked about the drainage project and that after harvest they would have to start. Jim mentioned that NDEQ requires a notice to be posted in the Newspaper in regards to effluent discharge not being run through the ultraviolet process. This notice will be in next week's paper.

Hennings made the motion to approve the minutes of the June 16, 2010 meeting with a change being made in the 3rd to last paragraph, from Chamber office to Utility Office. Al Grandgenett seconded the motion. All ayes. Opposed: none. Motion carried.

June claims were reviewed as follows:

Alltel, \$377.37, Altec Industries, \$125.79, American Family, \$176.90, American Public Power Association, \$79.00, Ameritas Life Insurance Corp., \$138.76, Aufenkamp, Ruth, \$30.00, Auto Alley, Inc., \$43.36, Blue Cross Blue

Shield, \$23,453.61, BMG Certified Public Accountants, LLP, \$550.00, Bomgaars, \$115.60, Cannon Technologies Inc., \$5,029.00, Capital One, \$244.84, Caselle, Inc., \$2,367.00, Christensen, Doris, \$30.00, City of Wahoo, \$86,520.55, City of Wahoo Housing Rehab Fund, \$60.00, Colin Electric Motor Service, \$58.56, Colonial Life Insurance, \$154.54, DeRossett Company, \$4,032.84, Drew's Outdoor Power, \$87.13, Dutton-Lainson Company, \$219.57, Edstrom, Bromm, ET AL, \$137.50, Electric System Operating, \$207.25, Elliott Equipment Co., \$590.00, First Concord Benefits Group, \$1,400.34, Fort Dearborn Life Insurance, \$157.50, Fremont Sanitation, \$58.05, Frey, Gil, \$120.00, Fud & Tracy's Plbg. & Htg., \$90.00, Gen-Mech, \$52,713.00, Great American Leasing Corp., \$32.50, Great Plains One-Call Service, \$55.84, Groebner & Associates, Inc., \$1,281.85, Hall, Donna, \$30.00, HD Waterworks, \$368.03, Hedlund, Willard, \$30.00, Hydraulic Equipment Service, \$76.74, Jackson Services, \$688.99, J-E-O Consulting Group, \$5,899.66, Kerotest Manufacturing, Corp., \$575.22, KeyOn Speed Net, \$700.00, Kriz Davis, \$3,032.60, Larson, Jay, \$30.00, Lincoln National life Insurance Co., \$178.52, M E Collins Cont., \$6,671.00, Maguire Iron, Inc., \$44,780.00, Malatex, \$570.00, Menards - Omaha, \$9.90, Mid-State Supply, \$335.19, Midwest Laboratories, Inc., \$569.69, Midwest Underground Supply, Inc., \$70.13, Mitchell, Lloyd, \$60.00, Momar, Inc., \$39.45, Nebr. Public Health Environ. Lab, \$230.00, Nebraska Public Power District, \$191,900.31, Nicholls, Mike, \$57.50, Office Net, \$140.64, Omaha Public Power District, \$15.97, Otte Oil & Propane, \$274.28, Ourada Tire Service, \$1,392.50, Principal, \$1,071.93, Region V Services, \$90.16, Revolving Fund, \$10,091.05, Sensus, \$1,320.00, Sewer Equipment Co. of America, \$628.69, Shred-it, \$23.00, Simons Home Store, \$133.78, Solution One, \$62.61, Swanson, Larry, \$60.00, Technical Maintenance, \$3,187.06, Three Rivers Health Department, \$96.00, Tom Lindau, \$254.90, Two Sockets - Two Meters, \$895.82, Tyler Graphic Services, \$364.21, U S Post office, \$4,755.00, Utilities Section, \$1,847.50, Village of Ithaca, \$3,062.73, Village of Malmo, \$4,843.27, Wahoo Area Economic Development, \$666.67, Wahoo Auto Parts, \$17.61, Wahoo Bakery, \$146.00, Wahoo Building Center, \$95.89, Wahoo Locker, \$260.54, Wahoo Metal Products, \$38.52, Wahoo Super, \$224.35, Wahoo Utilities, \$9,790.07, Wahoo-Waverly-Ashland Newspaper, \$703.26, Warehouse Surplus, \$18.43, Western Area Power Administration, \$23,778.86, Windstream, \$685.69, Zimmerman Oil, \$658.42.

June financials were reviewed.

Jim Gibney gave the monthly operational report. Jim also reported that the repairs to the water tower were complete and that a claim was being turned into the insurance company for a portion of the repairs.

Dave Henke, with JEO Consulting reported that the new well project was moving along and that the VFD was not due to ship until mid August.

Dave reported that the effluent pump for the ultra-violet lighting basin had to wait until funds for the project were released.

There was nothing new to report on the OPPD acquisition. Final cost will be available next month.

The Board decided to wait until the rate studies for the water and sewer departments were complete before they would discuss the borrowing of monies.

Sargent Drilling submitted change order #1 on the Well Project, to extend the completion date from July 2010 to September 2010, due to the VFD not being shipped until Mid August. Hennings made the motion to accept Change Order #1 from Sargent Drill and the motion was seconded by Lubker. All ayes. Opposed: none. Motion carried.

Gen-Mech Contractors submitted change order #2 on the Well Project to extend the completion date from July 2010 to September 2010, due to the VFD not being shipped until Mid August. Hennings made the motion to accept Change Order #2 from Gen-Mech Contractors and the motion was seconded by Grandgenett. All ayes. Opposed: none. Motion carried.

A claim from Farmers Mutual United Insurance Company, in the amount of \$5,000.00, for sewer backup damages at 236 Sloup Drive, was submitted. The customer's private sewer line had settled and became disconnected from the City sewer main. There was no blockage or other problems with the City's main and so it was determined that this was not a City of Wahoo utilities problem. Hennings made the motion to have the City Attorney write a letter to Farmers Mutual United Insurance Company denying reimbursement of the sewer claim for the property at 236 Sloup Drive due to the fact that there was no negligence on the City of Wahoo Utilities part. Motion was seconded by Lubker. Roll call vote: Hennings, yes; Lubker, yes; Tyler, yes and Grandgenett, yes.

Discussion on FYI's was held.

On a motion by Hennings and seconded by Grandgenett, the Board adjourned at 8:25 p.m.

Recording Secretary

Board Chairman