

MINUTES OF THE SPECIAL MEETING OF THE BOARD OF PUBLIC WORKS
OF THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA
HELD
APRIL 30, 2007

THE BOARD OF PUBLIC WORKS OF THE CITY OF AUBURN, NEMAHA COUNTY, NEBRASKA, met in special session on the 30th day of April 2007 at the regular meeting place of the Board at the hour of 12:00 Noon. Said meeting being held in open session as required by Chapter 84, Article 14 of Nebraska Statutes.

Chairman Grant called the meeting to order. Chairman Grant announced this was an Open Meeting and information about open meetings was posted on the east wall of the Board Room.

Chairman Grant requested roll call: members present - Glenn, Grant, Hahn, Schneider; absent - Humphrey.

Purpose of the meeting being: Discussion/action - 1) Ethanol Project: a) Agreement between parties, b) Approve recommendation for hiring a consulting engineer - first phase of project, c) Reports; 2) Customer Request to Waive Penalty; 3) Set a date for the May Board Meeting; 4) Report: PCA Adjusted Rate; 5) Adjourn to Special or Regular Meeting.

Concerning Ethanol Project: a) The Board reviewed the proposed AGREEMENT between E-Energy, the City of Auburn (City) and the Board of Public Works (BPW) and it was the general consensus, if the AGREEMENT is signed by E-Energy and the City, the Board will be ready to act on it at their next meeting; b) General Manager (GM) Hunter informed the Board the firm of HDR was selected during the interview process as the firm to negotiate with for the project.; therefore, Kent Prior and Greg MacLean of HDR were present at the meeting to present and explain a *Scope of Services* for the first phase of the project with a base fee of \$125,640 and an estimated fee not to exceed \$30,623 (for additional services which might be requested). After thorough discussion, motion was moved by Member Hahn, seconded by Member Glenn, the Board approve the recommendation for hiring the Engineering Firm of HDR for the first phase of the project, as described in the *Scope of Services*, contingent upon the AGREEMENT being signed and approved by E-Energy and City and receipt of \$250,000 from E-Energy. Discussion included a possible conflict between E-Energy and HDR and how BPW might assist. Roll call: those voting aye - Glenn, Hahn, Schneider, Grant. Chairman Grant declared the motion carried; and c) There were no additional reports.

The Board reviewed a request from a customer to waive their penalties. No action was taken and management was instructed to report back to the Board should their account again become delinquent or become subject to disconnection.

GM Hunter recommended scheduling the next regular Board Meeting for Wednesday May 9th, due to the fact that two Board Members would not be available on the second Monday.

GM Hunter noted the PCA rate has been adjusted by NPPD and will be 1-2% lower than originally anticipated.

There being no further business to come before the Board, motion was moved by Member Glenn the Board adjourn to **Wednesday** May 9, 2007 at the hour of 12:00 Noon for the next regular meeting of the Board. Member Schneider seconded the motion. Roll call: those voting aye: Glenn, Hahn, Schneider, Grant. Chairman Grant declared the meeting adjourned. Agenda items will be posted.

James W. Grant III, Chairman

ATTEST:

Richard L. Schneider, Acting-Secretary

CERTIFICATE

I, Betty J. Filbrandt, Notary Public for the State of Nebraska, do hereby certify that the attached and foregoing minutes are a true, correct and conformed copy of proceedings had and done by the Board of Public Works at their April 30, 2007 Special Meeting; that all of the subjects acted upon in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the Office of the Board; that such subjects were contained in the agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within twenty-four hours of said special meeting, all in accordance with Chapter 84, Article 14 of Nebraska Statutes.

Betty J. Filbrandt, Notary Public in and for the State of Nebraska.
My Commission Expires January 12, 2009.

