

Board Minutes
November 19, 2013

The Board of Trustees met in regular session with Chairman Maureen R. Kruse and Trustees Carl L. Heinrich, Martin L. Brooks, Michael J. Wallner, and Caitlin A. Beresford. Staff Present: CEO & General Manager Drummey, Administrative Manager Wisniski, Staff Engineer Cady, and Administrative Assistant Powell. Also present were Larry Beckman, Smith Peterson Law Firm, Dan Manning, Representative for Heimes Corporation, Jeff Jenkins and Lee Van Husing employees of Heimes Corporation.

I. The Chairman called the meeting to order at 3:30 p.m.

II. Study Session

1. Calendar Year 2014 Budget.

III. Public Hearings

1. The Chairman stated this was the time and place for a public hearing on the proposed Calendar Year 2014 Budget. The Chairman asked if any written protest or comments were received? The Secretary advised there were no written protest or comments. The Chairman asked if there was anyone present to speak for or against the budget? Receiving no response the Chairman closed the public hearing.

(1) Trustee Heinrich moved to adopt resolution 11-40-13 on the budget for the Calendar Year Ending December 31, 2014. Trustee Beresford seconded the motion. Following discussion the Chairman called for a roll call vote. The roll call vote was as follows:

Aye: Trustee Heinrich, Trustee Brooks, Trustee Kruse, Trustee Wallner and Trustee Beresford. The Chairman announced the resolution duly adopted. A copy of the resolution follows these minutes and by reference is made a part thereof.

2. The Chairman stated this was the time and place for a public hearing on to Acquire or Condemn Real Estate for Public Improvement. The Chairman asked if any written protest or comments were received? The Secretary advised there were no written protest or comments. The Chairman asked if there was anyone present to speak for or against the Board's intent to acquire or condemn Real Estate?

Dan Manning, Representative of Heimes Corporation commented on the Real Estate acquisition.

Larry Beckman, Smith Peterson Law Firm responded to Dan Manning's questions.

After hearing the comments, the Chairman asked if there were any further comments on the said intent to acquire or condemn Real Estate? Receiving no response the Chairman closed the public hearing.

(2) Trustee Wallner moved to adopt resolution 11-41-13 to Acquire or Condemn Real Estate for a Public Improvement. Trustee Heinrich seconded the motion. Following discussion the Chairman called for a roll call vote. The roll call vote was as follows:

Aye: Trustee Heinrich, Trustee Kruse, Trustee Wallner and Trustee Beresford. Trustee Brooks abstained. The Chairman announced the resolution duly adopted. A copy of the resolution follows these minutes and by reference is made a part thereof.

3. The Chairman stated this was the time and place for a public hearing on the proposed plans, specifications, form of contract and estimated cost for the construction and installation of East Omaha Bridge Road Water Main Relocation Phase I, Division V Water Main Improvements. The Chairman asked if any written protest or comments were received? The Secretary advised there were no written protest or comments. The Chairman asked if there was anyone present to speak for or against the project?

(3) Trustee Wallner moved to adopt resolution 11-42-13 on the proposed plans, specifications, form of contract and estimated cost for the construction and installation of East Omaha Bridge Road Water Main Relocation Phase I, Division V Water Main Improvements. Trustee Brooks seconded the motion. Following discussion the Chairman called for a roll call vote. The roll call vote was as follows:

Aye: Trustee Heinrich, Trustee Brooks, Trustee Kruse, Trustee Wallner and Trustee Beresford. The Chairman announced the resolution duly adopted. A copy of the resolution follows these minutes and by reference is made a part thereof. Receiving no response the Chairman closed the public hearing.

IV. General Manager's Report

1. Construction Projects and Main Extension Agreements.

2. Operations.

3. SRF Construction Loans.
4. Human Resources.
5. Insurance Claims.
6. Regulatory.
7. Property Acquisition.

V. Consent Agenda

1. Approval of the minutes of the October 15, 2013 regular meeting.
2. Claims Register.
3. Monthly Report.

Trustee Heinrich motioned and Trustee Beresford seconded to approve the consent agenda. The motion carried unanimously.

VI. Action Items

1. Trustee Brooks moved to adopt resolution 11-43-13 providing for an increase in water rates charged by the City Water Works of the City of Council Bluffs, Iowa. Trustee Wallner seconded the motion. Following discussion the Chairman called for a roll call vote. The roll call vote was as follows:

Aye: Trustee Heinrich, Trustee Brooks, Trustee Kruse, Trustee Wallner, and Trustee Beresford. The Chairman announced the resolution duly adopted. A copy of the resolution follows these minutes and by reference is made a part thereof.

2. The Chairman asked if there were other items to come before the Board.

VII. Executive Session

1. Trustee Heinrich moved to go into closed session pursuant to Section 21.5(j) of the Code of Iowa to discuss matters relating to purchase of real estate under Chapter 21 of the Code, and pursuant to Section 20.17 and 21.9 of the Code of Iowa to discuss matters relating to the employment conditions of the employees under Chapter 20 of the Code. Trustee Brooks seconded the motion. The Chairman directed a roll call vote. The roll call vote was as follows:

Aye: Trustee Heinrich, Trustee Brooks, Trustee Kruse, Trustee Wallner, and Trustee Beresford.

The Board recessed the meeting at 5:10 p.m. and entered into closed session at 5:20 p.m.

The Board returned to regular meeting session at 5:45 p.m.

3. The Board set the date for the next meeting as December 17, 2013 at 4:30 p.m.

VIII. There being no further business the Chairman adjourned the meeting at 5:50 p.m.

Maureen R. Kruse
Maureen R. Kruse, Chairperson

Michael J. Wallner
Michael J. Wallner, Vice-Chairperson

Douglas P. Drummey
Douglas P. Drummey, General Manager

Carl L. Heinrich
Carl L. Heinrich, Trustee

Celestine Powell
Celestine Powell, Recording Secretary

Martin L. Brooks
Martin L. Brooks, Trustee

Caitlin A. Beresford
Caitlin A. Beresford, Trustee