

EAST RANGE WATER BOARD
Monthly Meeting Minutes
Thursday, February 1, 2024 4:30 P.M.

City/Town Government Center

Appointed Board Members for City of Aurora: Doug Gregor, Chairman of the Board; David Skelton (remote via TEAMS); Dennis Schubbe;

Appointed Board Members for the Town of White: Jon Skelton, Vice Chairman of the Board; Clark Niemi;

Other Team Members: Luke Heikkila (COA); Kimberly Berens (COA); Jim Gentilini (COA); Mike Larson (SEH); Kevin Young (SEH); Mia Thibodeau (Fryberger Law); Bob Rutka (Resident), Bret Gunderson (Magney Construction); Bob Hanson (COA Councilor); Richard Hess (COA Councilor); Edward Kippley (TOW Board Member); Craig Antilla (TOW Board Member); John Miklausich (COA Councilor)

AGENDA

1. A board meeting was called to order by Chairman Gregor at 4:34 PM

2. Consent Agenda:

- a. Approval of January 17, 2024 Regular Meeting Minutes
- b. Treasurer's Report – Fund Balances Total: \$262,007.03
- c. Approval of Disbursements - None
- d. Correspondence – None

MOTION BY JON SKELTON, SUPPORTED CLARK NIEMI TO ACCEPT THE CONSENT AGENDA AS PRESENTED.

Ayes: Gregor, J. Skelton, D. Skelton, Schubbe, Niemi

Nays:

Abstain:

MOTION CARRIED UNANIMOUSLY

3. Legal matters – Updates including but not limited to:

- a. Scenic Acres Land & Facility Title Clearance Status – Tabled until further notice.
- b. Creation of New Legal Entity Timeline & Guidance – Tabled until end of project.

Land acquisition status update by Mia Thibodeau:

- Rosa has proceeded, doc submitted for recording, deed had a notary block due to signing in wrong block, but this has been fixed and is in process of getting filed.
- The water intake site is leased and ready for the project.
- The remainder of project does not need any additional land acquisitions or leases.

4. Engineering Updates – SEH

- a. Funding Initiatives & Cumulative Accounting – Updates by Mike Larson
 - i. PFA Resolution for Water Plant Loan & Rate Structure Review
 - 1. City of Aurora Resolution 2024-10
 - 2. Town of White Resolution 2024-08
- b. Engineering Work – Updates for February 2024
 - i. Awarding of Bids

MOTION BY JON SKELTON, SUPPORTED BY DENNIS SCHUBBE THE FOLLOWING MOTION:

MOVED, that upon consideration of bidding information provided in the Project Engineer's report of November 10, 2023, signed by Miles Jensen on behalf of Short Elliott Henrickson Inc., and other pertinent information presented to the Board, the low bidder for construction of the Project's Water Treatment plant, Magney Construction Inc. with a bid of \$ 15,997,800.00 as submitted on November 6, 2023, is hereby accepted and the contract for such work is hereby awarded to that company. The Board's chair and co-chair are authorized

jointly on behalf of the Board to execute any and all documents deemed necessary to contract for such construction services with Magney Construction Inc.

Ayes: Gregor, J. Skelton, D. Skelton, Schubbe, Niemi

Nays:

Abstain:

MOTION CARRIES UNANIMOUSLY

MOTION BY DENNIIS SCHUBBE, SUPPORTED BY CLARK NIEMI THE FOLLOWING MOTION:

MOVED, that upon consideration of bidding information provided in the Project Engineer's report of November 10, 2023, signed by Miles Jensen on behalf of Short Elliott Henrickson Inc., and other pertinent information presented to the Board, the low bidder for construction of the Project's Raw and Finished Water Mains, **Utility Systems of America \$ 4,284,732.00**, as submitted on November 6, 2023, is hereby accepted and the contract for such work is hereby awarded to that company. The Board's chair and co-chair are authorized jointly on behalf of the Board to execute any and all documents deemed necessary to contract for such construction services with Utility Systems of America.

Ayes: Gregor, J. Skelton, D. Skelton, Schubbe, Niemi

Nays:

Abstain:

MOTION CARRIES UNANIMOUSLY

MOTION BY DOUG GREGOR, SUPPORTED BY JON SKELTON THE FOLLOWING MOTION:

MOVED, that upon consideration of bidding information provided in the Project Engineer's report of November 10, 2023, signed by Miles Jensen on behalf of Short Elliott Henrickson Inc., and other pertinent information presented to the Board, the low bidder for construction of the Project's Raw Water Intake and Pumping Station facilities, **Magney Construction Inc. with a bid of \$ 9,147,000** as submitted on November 6, 2023, is hereby accepted and the contract for such work is hereby awarded to that company. The Board's chair and co-chair are authorized jointly on behalf of the Board to execute any and all documents deemed necessary to contract for such construction services with Magney Construction Inc.

Ayes: Gregor, J. Skelton, D. Skelton, Schubbe, Niemi

Nays:

Abstain:

MOTION CARRIES UNANIMOUSLY

- ii. Delegation Committee Meeting Updates – Nothing discussed
- iii. Design Updates – nothing discussed
- iv. Appropriations Permit – DNR Review Status – Pending
- v. Federal Environment Review Status
 - 1. EPA has completed their review
 - 2. Public comment session ending soon
- vi. Project Certification
 - 1. MDH has certified the project
 - 2. EPA expected to certify the project after the public comment session has ended
- vii. Contingency Agreement Status
- viii. Project Permits – all permits/approvals to begin construction appear secured or near secured:
 - 1. DLI – Raw Water Intake and Pump Station – Approval Received
 - 2. City BO - Raw Water Intake and Pump Station – reviewed and approved.
 - 3. County Work in Roadway - secured.
 - 4. MNDOT Permit – secured.
 - 5. MDH & EPA: See #3 above.
 - 6. Wetland permit - secured.
 - 7. NPDES – Contractors are responsible for obtaining permits.
 - 8. Building Permit:

- a. RWPS - Contractor responsible for obtaining permit.
- b. WTP – Contractor responsible for obtaining permit.

ix. Project Schedule

5. Community Outreach

6. Other Business

- a. St. James Pit & current water plant updates – Jim Gentilini – nothing discussed.

7. Next Meeting Date: Wednesday February 14, 2024, 4:30 P.M.

- a. To discuss consideration for Construction Management

8. Adjournment

MOTION BY JON SKELTON, SUPPORTED BY CLARK NIEMI TO ADJOURNE AT 5:44 PM.

Ayes: Gregor, J. Skelton, D. Skelton, Schubbe, Niemi

Nays:

Abstain:

MOTION CARRIES UNANIMOUSLY