**EAST RANGE WATER BOARD**

**Special Meeting Minutes**

**Thursday, May 30, 2024**

**City/Town Government Center**

**4:30 P.M.**

***Appointed Board Members for City of Aurora Present:*** *Doug Gregor, Chairman of the Board; David Skelton; Dennis Schubbe*

***Appointed Board Members for the Town of White Present:*** *Jon Skelton; Clark Niemi;*

***Other Team Members:*** *Lucas Heikkila, Kimberly Berens, Jodi Knaus*

*Others Present: Richard Hess, Brian Gulden, Josh Stier, Jake Berndt, Robert Rutka*

1. Gregor called the meeting to order at 4:30 p.m.
2. Bolton and Menk representatives Brian & Josh reviewed the Department of Labor & Industry Permit Issues. Gregor prepared a draft letter to be sent to Magney Construction subject to edits by the engineering firm. An administrative meeting was held with Fryberger law so Mia is aware of the issue and gave verbal recommendation. The design changes are for the plumbing portion only. These design edits will not be approved until August by the Department of Labor, months after Magney wanted to start, therefore they are requesting to be released from any liability if the DOL recommended changes to the design. Bolton & Menk assured the Water Board the risk is very low for the DOLI to make any changes and the risk is higher if we delayed the Project. David Skelton asked if the Department of Labor can issue fines and the response by Bolton & Menk was they do not believe so and “nothing being installed is within their jurisdiction.”

**IT WAS MOVED BY DENNIS SCHUBBE, SUPPORTED BY DAVID SKELTON APPROVING THE LETTER SUBJECT TO ANY NECESSARY EDITS BY THE ENGINEERING FIRM TO BE SENT TO MAGNEY CONSTRUCTION RELEASING THEM FROM ANY LIABILITY DUE TO THE PENDING PERMIT FROM THE DEPARTMENT OF LABOR AND INDUSTRY. MOTION CARRIED**

1. Change Order #3 was reviewed – Contractor wants to bore again and change the product from high density poly to Blue Brute C900 piping reducing the risk to the roadway. Schubbe inquired about the comparability between the two types of pipes and Bolton & Menk recommend this type of pipe for open cut and is a better pipe in their opinion. Durability and longevity are comparable. Key issue is to get residents notified of the changes and that trees will be lost. A flyer will be distributed in person this week. The website will be updated. The roadway will be protected. Schubbe inquired if the bat statute is a concern and Bolton & Menk will check into this. Stier indicated the bid cost projection to the end of the Project will be done within this week. Heikkila thanked Josh for all his work on this change order.

**IT WAS MOVED BY JON SKELTON, SUPPORTED BY CLARK NIEMI APPROVING CHANGE ORDER #3 AS PRESENTED BY BOLTON & MENK. MOTION CARRIED**

1. Adjournment

**IT WAS MOVED BY DAVID SKELTON, SUPPORTED BY JON SKELTON TO ADJOURN AT 5:20 P.M. MOTION CARRIED**

**RESPECTFULLY SUBMITTED,**

**JODI KNAUS, ADMINISTRATIVE RECORDER**