

BOARD OF PUBLIC UTILITIES—Proceedings by Authority

State of New York:

Office of the Board:

City of Jamestown:

Regular meeting of the Board of Public Utilities, City of Jamestown, New York, held **Monday, February 27, 2017 at 4:00 P.M.** in the offices of the Board, 92 Steele Street, Jamestown, New York.

BOARD MEMBERS:	Present	Absent
Tyler Case	X	
Chuck Cornell	X	
Terrance Horner	X	
Maria Jones	X	
Jeffrey A. Lehman, PE	X	
Gregory Rabb	X	
Mayor Samuel Teresi	X	
Ralph Wallace		X
Martha Zenns	X	
STAFF:		
General Manager, David L. Leathers	X	
Deputy General Manager, Michael Saar, PE	X	
Finance & Customer Accts. Mgr., Kelly Hawkins	X	
Counsel, William Wright	X	
Sec. to the Board, Tammy J. Anderson	X	
Comm. Coordinator, Rebecca Robbins	X	
Electric & Gas Resource Mgr., Dave Gustafson	X	
Transmission & Distribution Mgr., Chris Rodgers	X	

The media was notified of this meeting and was represented by Dennis Phillips, The Post Journal.

On motion of Ms. Zenns, seconded by Mr. Horner, the minutes of the previous meeting were approved.

#170201 By Mrs. Jones:

Whereas, the Board has been provided with proposed written resolutions prior to this meeting and,

Whereas, each Board Member has been given adequate opportunity to discuss each resolution,

Now, Therefore, Be It

Resolved, that proposed resolutions **#170201A-C** be, and hereby are approved as written.

ADOPTED. Ayes: 8 Nays: 0
February 27, 2017

#170201A:

Resolved, That the warrants be drawn on the proper funds to pay bills which have been duly audited for the period ending **February 27, 2017** as follows:

ELECTRIC LIGHT FUND	1,961,895.37
WATER RENT FUND	302,092.17
DISTRICT HEATING FUND	89,031.60
WASTEWATER OPERATING FUND	270,045.55
SOLID WASTE OPERATING FUND	100,599.95
Total	\$ 2,723,664.64

itemized copies of such audits to be placed on file in the office of this Board; and be it further

Resolved, that the action of the executive officers of this Board in drawing warrants on the General Fund in **January 2017** to pay the following payrolls and disbursements be approved and ratified:

Weekly Payroll No. 1	197,413.75
Weekly Payroll No. 2	191,350.39
Weekly Payroll No. 3	195,824.79
Weekly Payroll No. 4	184,602.94
EnergyMark LLC	208,794.00
Direct Energy Business Marketing	415,605.00
National Grid – Transmission Costs	192,213.77
NYPA Purchases	487,931.95
NYISO	11,021.97
NYISO-TCC's	4,315.80
United States Post Office - Rome	10,111.99
Mid-American Natural Resources	33,750.00

Crown Energy Services	266,247.00
NYS Sales Tax	20,000.00
Visa-Corporate Payment Systems	6,800.52
Safe Payment Solutions	6,410.80
Invoice Cloud	238.50
Key Bank	3,485.96
Total	\$ 2,436,119.13

#170201B:

Resolved, That the General Manager is hereby authorized to purchase from Fleet Management, Inc. of West Seneca, NY, under BD-03-17 opened February 8, 2017, one 2018 Freightliner Model MS 106 Recycling Truck with a 17 cubic yard side loading collector at a cost of \$179,243 for the Solid Waste Division.

Discussion: This new truck will replace vehicle #97, a 2001 International recycling truck which will be sold at a later date. This was the only bid received. The new truck is budgeted in the 2017 Solid Waste Capital Budget.

#170201C:

Resolved, That the bid of Rexel USA, of Jamestown, NY, on BD-07-16 opened March 11, 2016, in the amount of \$127,566 for 5,000 ft. of 500 MCM Copper Power Underground Cable, be accepted; and be it further

Resolved, That the General Manager is hereby authorized to issue an Electric Division Purchase Order to Rexel USA, Inc. for this cable.

Discussion: This bid is valid for one year from March 11, 2016. This will be the second purchase from this bid. This was the lowest bid of three received and meets all specifications. The cost for the cable is subject to escalation or de-escalation. The bid price is based on a COMEX copper price of \$2.28/lb. The total purchase cost may change at time of shipment based on the actual COMEX price. The underground power cable will be used for the replacement of the riser cables, transformer cables for the English Substation rebuild and for replacement of portions of the A15 circuit. These cables were manufactured in the early 1970's and are in need of replacement. The A15 circuit originates from Allen Substation and feeds Dawson Metal, former MRC building, Weber Knapp, and is the backup feed to WCA Hospital. This is included in the 2017 Electric T&D Capital Budget.

#170202 By Mrs. Jones:

Whereas, The New York Association of Public Power (NYAPP) is the state service organization representing the interests of 9 municipal and 4 co-operative not-for-profit, publicly-owned electric utilities throughout New York State that collectively serve more than 46% of public power consumers or approximately 450,000 customers in the state, and

Whereas, the Jamestown Board of Public Utilities (JBPU) is a charter member of NYAPP, and

Whereas, NYAPP provides its members with the information, advocacy and strategy support that are essential to succeed in the changing utility marketplace. NYAPP also provides comprehensive legislative and regulatory support on all issues of importance to public power. In addition, NYAPP provides support in these areas through annual contracts with Duncan, Weinberg, Genzer, and Pembroke (DWGP), and SJS Associates, and

Whereas, These NYAPP contracted resources provide technical expertise, direction, guidance, and information that it would be difficult to obtain on our own;

Now, Therefore, Be It

Resolved, That the JBPU be and is hereby authorized to continue membership in NYAPP for 12 months starting March 1, 2017, and pay for the proposed contracted engagement of and representation from DWGP and SJS Associates.

Discussion: Unlike JBPU membership with the American Public Power Association (APPA), participation in NYAPP does not include an annual dues payment. The JBPU pays approximately 23.55% of the DWGP association work related to New York Independent System Operator (NYISO), the New York Power Authority (NYPA), special projects, general association support/work, the PSC Reforming the Energy Vision (REV) proceeding and Clean Energy Standard (CES) order, and the NY Transco Project, as well as 31.57% of the SJS Associates NYAPP work for legislative and regulatory support in both NY and Washington, DC. The estimated NYAPP expenses to be paid by the JBPU for DWGP in the coming year are \$120,000 for NYISO, NYPA, special projects, and general association work. For SJS Associates the annual estimated costs are \$33,000. Throughout the years, JBPU involvement with NYAPP has brought many benefits back to the utility and also to our customers.

ADOPTED. Ayes: 8 Nays: 0
February 27, 2017

#170203 By Mr. Cornell:

Whereas, A fundamental principle of tax-exempt financing is the ability of local governments to determine the services needed in their respective communities and to raise capital free from federal tax on the bonds used to finance those services. The exclusion of interest on state and local obligations from federal gross income tax is a critical financing tool during this time when job creation and rebuilding critical infrastructure is essential for our nation's state and local economies,

Now, Therefore, Be It

Resolved, That the City of Jamestown Board of Public Utilities opposes efforts by Congress and the Administration to eliminate or limit the use of tax-exempt bonds by State or Local governments or eliminate or limit the federal tax exemption on interest earned from municipal bonds; and be it further

Resolved, That a copy of this resolution shall be sent to our Congressional Representatives and the Administration; and be it further

Resolved, That a copy of this resolution shall be submitted to the New York Conference of Mayors with a request that it be submitted to the membership for debate and action.

Discussion: Mr. Leathers said this is a critically important resolution which highlights the significance of the tax exempt financing issue. Mayor Teresi suggested that he would like this to also go to the entire New York delegation, the US Conference of Mayors, and the National League of Cities.

ADOPTED. Ayes: 8 Nays: 0
February 27, 2017

#170204 By Mr. Horner:

Whereas, Three-quarters of this Board concur that it is impractical to take bids for the replacement and purchase of SEL transformer protection relays for the Dow Substation;

Now, Therefore, Be It

Resolved, That the Board does hereby authorize the General Manager to issue an Electric Division Purchase Order to Robinson Sales, Inc., of Saxtons River, VT, in the amount of \$41,998 for these distribution protection relays.

Discussion: At the Dow substation there are ABB TPU transformer protection relays that were originally installed around 1997 and 2000. Staff has been informed by ABB that they will no longer support the relays. This is a continuation of the relay replacement project at Dow St. We have standardized on SEL relays and we have completed installations of similar products at Chadakoin and Allen St. Substations and are ready to begin a process to replace the transformer differential protection relays at Dow Street Substation. For engineering, compatibility and single source reasons, staff recommends purchasing these SEL relays at a cost of \$41,998. SEL products are sold through a designated, authorized vendor, therefore, bidding would be impractical. This is included in the 2017 Electric Division budget. Chris Rodgers said this is to replace the current relays, which were installed in 1997 and have become obsolete.

ADOPTED. Ayes: 8 Nays: 0
February 27, 2017

#170205 By Ms. Zenns:

Whereas, The BPU has received bids in response to BD-01-17 for the demolition of boilers 11 and 12, and related equipment, and plans to award the bid to Apollo Dismantling Services, LLC., of Niagara Falls, NY, as the low bidder meeting requirements, and

Whereas, The Board has determined that the demolition project is an unlisted action under the SEQR regulations, and has evaluated the potential for significant environmental impacts related to the project using the DEC Short Environmental Assessment Form,

Now, Therefore, Be It

Resolved, That upon completion and review of the Short Environmental Assessment Form for the project entitled Samuel A. Carlson Station demolition of boilers 11 and 12, and associated equipment, the BPU Board does hereby determine that, the project will result in no significant adverse environmental impacts and authorizes the General Manager to sign Part 3, Determination of Significance, indicating that the proposed action will not result in any significant adverse environmental impacts.

ADOPTED. Ayes: 8 Nays: 0
February 27, 2017

#170206 By Ms. Zenns:

Resolved, That the bid of Apollo Dismantling Services, LLC of Niagara Falls, NY, on BD-01-17 opened February 7, 2017, in the amount of \$5,265,224 which includes the base price of \$3,846,224 for the supply of labor, equipment, supervision, and technical direction for the demolition and removal of retired coal fired Boilers No. 11 and 12 and Alternate No. 1 in the amount of \$1,419,000 to demolish the Electrostatic Precipitators (ESPs) No. 9 & 10 within the Samuel A. Carlson Generating Station, be accepted; and be it further

Resolved, That the General Manager is hereby authorized to issue an Electric Division Purchase Order to Apollo Dismantling Services, LLC for this work, pending final review of staff and counsel.

Discussion: This was the lowest of the five (5) proposals that were received for both the base scope and for Alternate No.1. The scope of work for this project also includes, but is not limited to, various tasks, such as the abatement of asbestos containing materials, the removal of ash and ash storage silos, the demolition of various piping systems, as well as architectural modifications and repair of impacted areas of the building structure including roofing, windows, siding, and masonry finishes. In addition, proposals for Alternates to the Base Bid were requested including Alternate No. 1 to demolish the Electrostatic Precipitators (ESPs) No. 9 & 10 as well as Alternate No. 2 to demolish a portion of the Coal Dump Hopper located atop the main driveway that accesses the Power Plant and the BPU office building. The BPU has performed its bid review with the assistance of SSOE Consultants.

It is the conclusion of BPU Staff that Apollo's proposal met the intent of the bidding documents. Furthermore, Apollo appears to be capable of performing the work based on their responses during a bid review meeting held at BPU offices and follow-up with their references for similar work. The price of \$5,265,224 recommended includes the base price of \$3,846,224 plus the Alternate No. 1 price of \$1,419,000. Note that it is recommended that the work involved with Alternate No. 2 be completed at a later date under a separate contract or independent bidding process.

Due to the complex nature of the project, Staff recommends that the final determination of whether Alternate No. 1 be included in the final contract be made after Apollo submits a detailed execution plan and schedule. This has been reviewed by and is recommended by the Board Finance & Capital Projects Committee.

Mr. Leathers highlighted that Apollo is the dismantling contractor for this project. This proposal was reviewed quite extensively with the BPU Board Finance & Capital Projects Committee. He said staff is recommending Alternate No. 1, to include demolition of the Electrostatic Precipitators, but is not recommending Alternate No. 2 at this time because the cost seems prohibitive compared to other options we could receive through a local bid, which will likely be a separate project in the coming months or even next year. He said that Alternate No. 1 may not be done and will be decided after staff receives a detailed execution plan and schedule from Apollo. Apollo was clearly the low bidder and the next closest bidder was between \$1.4M to \$1.5M higher. Mr. Leathers said that this project will be 100% paid through the dismantling fund. Work will begin soon after April 1st and the goal is to have this work completed by the end of November 2017. Mr. Leathers said staff will ensure there is sufficient communication and interaction with the pedestrian bridge contractors, along with other contractors, with regard to all of the work that will be going on at the power plant. Mr. Leathers said power plant staff did a great job in getting all of this together. Mayor Teresi was surprised by the huge differential between the bids and asked if the other four bidders are all qualified. Dave Gustafson answered yes, they are all qualified. Mr. Gustafson mentioned there will likely be two resolutions at the next board meeting, including one for consulting engineering to monitor the project, and another for professional services for the required third-party monitoring during asbestos abatement. Ms. Zenns and Mr. Rabb asked if there would be any interference with access to the customer service center. Mr. Leathers replied that although there will be times where large equipment may be in the area, overall we do not expect any major interruptions. He said that if during the construction we anticipate any issues, we will be sure to make other arrangements for our customers. Mr. Horner asked if we would proceed with the base work, whether or not Alternate No. 1 was included. Mr. Leathers replied yes. He explained that because boilers 9 & 10 have been converted to natural gas, the electrostatic precipitators are no longer necessary, and therefore, they could be removed, but are not required to be removed. Mr. Leathers said there are considerations for both removing the precipitators and also considerations for waiting to remove them at this time. Mr. Horner asked, how far along in the dismantling process is this? Dave Gustafson replied that the coal handling system would be the next big ticket item if the determination is made to remove the coal silo and the overhead conveyors that are connected to it. The asbestos abatement and significant maintenance work was completed in the early 1990's on boilers 9 & 10, but there is certainly several million dollars left in demolition work that needs to be completed to take these boilers out. Mayor Teresi asked how long it will take to decide if

Alternate No. 1 is something we will proceed with. Mr. Leathers replied that the back and forth contractual discussions should take place around the third week of March and the board will be updated on these proceedings.

ADOPTED. Ayes: 8 Nays: 0
February 27, 2017

#170207 By Mr. Horner:

Resolved, That the General Manager is hereby authorized to enter into an agreement with Quackenbush Co., Inc. of Buffalo, NY, to provide Steam Fitter/Pipe Fitter and Apprentice mechanical labor to perform mechanical piping separation supporting the boiler 11 & 12 demolition project and other miscellaneous mechanical work within the Samuel A. Carlson Generating Plant, pursuant to their bid proposal BD-04-17 dated February 17, 2017, with work to be billed on a time and material basis. The Plumbers and Steam Fitters Union, Local 22, which Quackenbush laborers are a part of, has a rate adjustment occurring 5/1/2017 which will be reflected in the rates at that time.

Discussion: The additional mechanical labor provided by Quackenbush Co., Inc. will mainly support the 11 & 12 demolition project. Due to staffing issues in the plant maintenance department it would not be feasible to rely on in-house staff to perform these added duties. Two bids were received, Quackenbush Co. and WT Spaeder. Staff has reviewed both bids and have concurred that Quackenbush Co. has the most cost effective bid and they have performed many projects within the power plant totally satisfactorily. The cost per hour for both the Steam Fitter and Apprentice are; Quackenbush, \$79.00 and \$49.00 per hour respectively and WT Spaeder, \$78.48 and \$55.52 per hour respectively, which includes wages, benefits, consumables, and tools. WT Spaeder also proposes to use a Foreman and/or a Company Supervisor at an additional cost of \$85.30 per hour. Based on reviews of both proposals, Staff recommends awarding the contract to Quackenbush Co.

ADOPTED. Ayes: 8 Nays: 0
February 27, 2017

#170208 By Mr. Horner:

Whereas, During the time period from January 1, 2015 through December 31, 2016, the BPU has reported to the Department of Environmental Conservation (DEC) seven instances in which laboratory test results indicated that the wastewater treatment plant discharged treated wastewater to the Cassadaga Creek which exceeded the permitted Ultimate Oxygen Demand ("UOD") limits in either concentration or volume, and

Whereas, The DEC has proposed that the BPU and DEC enter into an order on consent which commits the BPU to take certain actions to eliminate UOD exceedances, in exchange for a reduced stipulated penalty and the suspension of a majority of the stipulated penalty pending compliance with the Order, and

Whereas, The Proposed order terminates the current Order on Consent related to sanitary sewer overflows,

Now, Therefore, Be It

Resolved, That the General Manager is hereby authorized to execute the Order on Consent with the DEC in the form attached hereto, and pay the stipulated penalty in the amount of \$3,000, subject to review and approval by counsel.

Discussion: Prior to the DEC proposing an Order on Consent, the BPU wastewater staff has undertaken most of the steps required by Schedule A to the Order, including split sampling for Carbonaceous Biochemical Oxygen Demand and Total Kjeldahl Nitrogen, monitoring the receipt of waste streams (leachate and septic waste), and observing conditions at the plant when exceedances occur. Under the plan, these items will be incorporated into a plan to be submitted to the DEC for approval. The BPU Staff plans to enlist the assistance of Nussbaumer & Clarke Engineers with drafting an approvable plan, and submitting compliance reports to the DEC. It is anticipated that the compliance reporting under this order will be significantly less burdensome and less expensive than reporting under the prior Sanitary Sewer Overflow (SSO) Order on Consent. Mr. Leathers noted that this DEC Order on Consent is related specifically to the wastewater treatment plant. He commented that one positive aspect is that the prior SSO Order on Consent is now null and void. Bill Wright said a plan is being prepared by the engineering company who is helping us with the Order on Consent and we are anticipating that compliance with this new Order on Consent will be significantly less expensive and less time consuming. Ms. Zenns asked if there is extra need for testing during high rainfall periods due to overflow and other reasons. Mike Saar replied that the same tests are required, but with different limits. He explained that violations may occur during times of heavy rainfall because the tests measure pounds per day which is based on flow, which is something that is out of our control.

ADOPTED. Ayes: 8 Nays: 0
February 27, 2017

Mr. Leathers provided a General Manager's Report. He said that the EmKey Transportation asset purchase process continues. The Public Service Commission forwarded an interrogatory request to us approximately 2 ½ weeks ago which included ten questions. Staff met with EmKey and responded to the PSC within six days.

A tremendous amount of work continues to organize daytime water flushing. This includes work on how to physically prepare, organize, and execute a daytime flush, and also how to execute an enhanced communication plan. These items have been reviewed in detail with the Board Strategic Planning Committee, as well as with the Board Finance & Capital Projects Committee, and have garnered support from those committee members. It is now our intent to launch into this process and prepare how to do this in a very predictable and manageable way. Mr. Leathers highlighted that there is a flushing hotline number that has been created which will

be communicated very regularly which anyone with any questions or concerns should call. He said that updates will continue to be provided to the Board.

The PSC recently denied our request to include Zero Emission Credits (ZECs) as a separate line item on our customers' bills instead of burying these charges in the fuel adjustment costs. The ZECs will begin showing up in the fuel adjustment costs in April. The BPU tariff leaves, which are filed with the PSC, state that the Renewable Energy Credits (RECs) and ZECs are included in the variable portion of the electric rate. Mr. Gustafson highlighted that the impact is estimated to be approximately 3% of the overall bill.

We have received multiple bid proposals and samples back for our LED streetlight changeout project. A resolution will likely be included in the March Board packets to change out approximately 900 streetlights throughout the City per the Restructuring Board grant money. This project will take place in the summer months. This will be reviewed with the Board Finance & Capital Projects Committee as this progresses. Mr. Leathers said the PSC ruled on our LED Streetlight rates at their January meeting and the new rates were effective on February 1st. Mayor Teresi asked if there was much of a reduction over the regular rate. Mr. Leathers responded that the higher wattage light replacements have more of an energy savings and a rate savings. The PSC required adding a Stranded Cost component of replacing lights for both off-street lighting and municipal lighting. There are other off-street lighting customers who have asked for changeouts and will pay the Stranded Cost to get them replaced. He said he envisions that there will continue to be more significant savings in the coming years as technology improves and rates decrease. Mayor Teresi highlighted that there are two ways a customer could benefit by changing to an LED light, the rate is lower and also through less consumption. Chris Rodgers said the existing PILOT LED lighting rates will be reflected in customers' March bills for consumption in February. Mayor Teresi asked if we are seeing improvements in technology and performance in LED lights compared to the PILOTS that were installed a few years ago? Chris Rodgers replied, yes, absolutely, they are getting much more efficient. Mr. Leathers said he feels we are absolutely moving in the right direction.

Upcoming meetings are as follows:

- Board Personnel Committee meeting - Monday, March 6th at 4:00 P.M.
- Board Strategic Planning Committee meeting - Monday, March 13th at 3:30 P.M.
- Board Finance & Capital Projects Committee meeting - Monday, March 20th at 3:30 P.M.
- Board Meeting - Monday, March 27th at 4:00 P.M.

Mr. Leathers reviewed the year ending 2016 unaudited financial results summary. The Electric Division net income for 2016 was \$1.97M. Of this amount, \$1.225M was generated by the profits from off system sales, leaving just \$745K of net income generated by our tariff customers. Tariff sales were 3% under budget. Billed kWh sales decreased by 5.5% from 2015. Off system sales were 21% under budget. A total of \$1.87M from OSS profits was contributed to restricted funds in 2016. Operating expenses were 7% under budget, with production costs 13% under budget and outside property tax at 3% under budget. Consumers Accounting & Collection expenses and street light maintenance were 7% and 44% over budget, respectively. TEP

payments to the City and JPS totaling \$3.5M were \$58K over budget. Unrestricted cash was \$12.1M. The Electric Division has \$11.7M in restricted funds that is primarily dedicated to the dismantling of the power plant and major overhaul projects. Capital expenditures were \$7.7M, of which \$3.2M was paid out of the restricted cash funds. Mr. Leathers said, “We are not at the levels that we need to be, related to cash in this division.”

The Water Division was reviewed next. Net income was \$516K for 2016, compared to the budgeted target of \$631K. Tariff sales totaling \$5.19M were \$84K under budget. Operating expenses totaling \$4.8M were 1% under budget, with T&D and source of supply expenses both under budget. Power & pumping, customer accounting and collecting, and administrative and general charges were all slightly over budget. There were fewer main & service leak repairs, at 133 in 2016 compared to 188 in 2015. The cash position was \$1.67M, compared to the beginning of the year at \$1.59M. Capital expenditures for 2016 were \$1.1M. Mr. Leathers highlighted that although consumption is down, sales are increasing primarily because of the four rate increases over the last six years. This division is challenged financially.

The Wastewater Division net income was \$149K for 2016, compared to budgeted target of \$313K. Tariff sales totaling \$4.3M were \$173K under budget and miscellaneous revenues totaling \$479K were \$1K less than budget. Operating expenses totaling \$4.67M were a 0% variance to budget. Items slightly over budget include collection system costs at \$7K, wastewater treatment plant costs at \$1K, and administrative & general expenses at \$10K. This division’s cash position was \$2.37M compared to \$3M the prior year. Capital expenditures totaled \$1.4M. Mr. Leathers highlighted that capital spending is increasing mainly due to the prior SSO consent order. The challenge in 2017 & 2018 is the \$2M belt filter press project.

The Solid Waste Division net income for 2016 was \$96K, compared to budgeted target of \$121K. Total operating revenues of \$2.14M were \$36K under budget and total operating expenses of \$2.05M were \$9K under budget. Also under budget were landfill tipping fees at 1%, repairs and maintenance/fuel at 22%, and administrative & general at 20%. The cash position was \$533K compared to previous year at \$438K. Capital expenditures included \$186K for a new packer truck and \$57K for building and grounds upgrades. Mr. Leathers said this division “is currently in pretty good shape overall.”

The District Heating Division net income was a loss of \$83K for 2016. Heat sales were \$1.23M or 15% under budget, cooling sales were \$59K or 5% over budget. Operating expenses were 6% under budget with energy costs attributing to 22% and system repairs to 43% under budget. Administrative & general expenses were 12% over budget. The cash position was \$2.9M, compared to previous year at \$2.79M. Mr. Leathers commented that although sales are down, this division is fairly stable.

Mr. Leathers said that the electric division sales were negatively impacted by the mild winter, but recovered somewhat during the warm summer. Customer consumption was down overall by 5.5% from 2015 to 2016, which is concerning. The rate increase helped, and expenses were managed pretty well. In the other four divisions, the shrinking customer base caused the lower revenues, which in turn caused the miss from net income targets to our unaudited results.

On motion of Mr. Lehman, seconded by Ms. Zenns, the Board convened into executive session to discuss one contract negotiation issue, one potential litigation issue, and one personnel issue.

On motion of Mr. Case, seconded by Mr. Horner, the Board convened into open session.

#170209 By Mr. Lehman:

Whereas, For reasons of safety and efficiency, staff has recommended that the Water Division perform seasonal water main flushing during daylight hours for all areas except Falconer, and has presented the Board with a daytime flushing plan and a customer communications plan, and

Whereas, The Board believes that daytime flushing is in the best interest of the BPU and its customers,

Now, Therefore, Be It

Resolved, That the daytime flushing plan is approved as presented, and Staff is directed to implement the daytime flushing plan effective with the spring, 2017 flushing, and to implement the customer communications plan as presented.

Discussion: The Water Division staff will monitor the progress of daytime flushing, including the number and nature of customer complaints received. The Water Resources Manager will report the effectiveness of the changes to the Board as part of his monthly report subsequent to the first full system flushing and will provide recommended process improvements for future flushing efforts.

ADOPTED. Ayes: 7 Nays: 1 (Case)
February 27, 2017

On motion of Mayor Teresi, seconded by Mr. Lehman, the Board meeting was declared adjourned.

David L. Leathers, General Manager
Tammy J. Anderson, Secretary to the Board