

BOARD OF PUBLIC UTILITIES
CITY OF CHEYENNE, WYOMING
****SUMMARY OF BOARD MEETING****
TUESDAY, February 21, 2023
PAGE 1

The Board of Public Utilities of the City of Cheyenne, Wyoming assembled this day at 3:00 p.m. in the 1st Floor Conference Room of the Timothy E. Wilson Board of Public Utilities' Administration/Engineering Building, 2416 Snyder Avenue, Cheyenne, Wyoming.

Present via In-Person/Electronic Conference were:

Mary Guthrie, President	Vicki Dowdy, Compliance Supervisor
Keith Zabka, Member	Nathaniel Kaufold, IPP Coordinator
Allan Cunningham, Member	Jacob Ward, IPP Specialist
John Edwards, Member	Cody Crecelius, Plant O&M Supervisor
Brad Brooks, Director	Casey Palma, PLP/Ironhorse
Brad Bowen, Administration Manager	Matt Kaufman, Ironhorse
Matt Buelow, Water Reclamation Manager	Deborah Herron, Walmart/Sam's Club
Clint Bassett, Water Treatment Manager	Scott Turner, Walmart/Sam's Club
Doug Calhoun, Operations & Maintenance Manager	Eilyn Hadley, Walmart/Sam's Club
Kathy Kellner, Human Resources Manager	Brandon Noble, HDR
Frank Strong, Eng. and Water Resources Manager	Dale Steenbergen, Chamber of Commerce
Elizabeth Lance, Board Attorney	Amber Leyba, Chamber of Commerce
Bryce Dorr, Capital Projects Supervisor	Loren Eldridge-Looker, TriHydro
David Cole, Capital Projects Engineer II	Al Garcia, EPA Region 8
Sarah Bargsten, Water Conservation Specialist	Jennifer Betz, Public Attendee
Erin Lamb, Administrative/Public Affairs	James Sbanotto, Public Attendee

The Board approved by consent agenda:

- The minutes of the Regular Board Meeting held January 17, 2023.
- The Director to sign the Agreement with Asay Consulting, P.C., to provide consulting services as a hearing officer.
- Agreement with McGee, Hearne & Paiz LLP to continue to provide financial and compliance auditing for the fiscal year ending June 30, 2023, and 2024, and the Director to sign the Professional Services Agreement. Subject to Attorney and Governing Body Approval.
- The final balancing change order to decrease the contract amount as presented and release of retainage to Aztec Construction Co. Inc. as presented for the 2021 Water Projects, subject to the successful completion of W.S. 16-6-116 advertisement period.
- Amending the chemical supplier agreement with Harcros for soda ash for an additional nine (9) months.

The Board approved the financial statements for month-end January 31, 2023, as presented. The Board approved the vouchers for payment.

The Board approved an agreement with Paymentus and authorize the Director to sign the corresponding agreement, contingent on BOPU Attorney approval.

The Board approved and awarded the North City Zone Tank Project to CB&I in the amount of \$6,995,999.99. The Board also approve the WWDC and DWSRF resolutions included requesting additional funding required for the construction of the transmission main phase of this project.

The Board denied the outside user agreement for Ironhorse, LP as stated due to State Statue §41-10-104(c) (vii) and potential water quality concern.

The Board approved BOPU staff and Attorney to draft a notice regarding water availability for Cheyenne City Council consideration of an outside water user agreement with Ironhorse LP.

PRELIMINARY – UNDER IN-HOUSE REVIEW

BOARD OF PUBLIC UTILITIES
CITY OF CHEYENNE, WYOMING
****SUMMARY OF BOARD MEETING****
TUESDAY, February 21, 2023
PAGE 2

The Board approved restructuring the Water Reclamation Division Operations and Maintenance area by creating two lead positions.

The Board approved BOPU Staff and Attorney to develop and negotiate fines and penalties appropriate for Walmart/Sam's Club violation of City Code per Industrial Pretreatment Program requirements.

The Board meeting adjourned into Executive Session at approximately 5:45 p.m. to discuss possible litigation matters under Wyoming State Statutes W.S. 16-4-405(a)(iii) (Matters concerning litigation to which the governing body is a party or proposed litigation to which the governing body may be a party.)

The Board meeting Executive Session adjourned at approximately 6:00 p.m.

The Board approved BOPU Attorney to compose and issue letter of intent to a water and sewer user.

The Board meeting adjourned at approximately 6:00 p.m.