



MEETING AGENDA – AUGUST 30, 2016

BOARD ROOM
4000 EAST RIVER ROAD NE
ROCHESTER, MN 55906

4:00 PM

Call to Order

1. **Approval of Agenda**
2. **Approval of Minutes**
 1. Public Utility Board - Regular Meeting - Jul 26, 2016 4:00 PM
3. **Approval of Accounts Payable**
 1. A/P Board Listing

NEW BUSINESS

Open Comment Period

(This agenda section is for the purpose of allowing citizens to address the Utility Board. Comments are limited to 4 minutes, total comment period limited to 15 minutes. Any speakers not having the opportunity to be heard will be the first to present at the next Board meeting.)

4. **Consideration Of Bids**
5. **Informational**
6. **Regular Agenda**
 1. Extension of the Opower agreement for the Home Energy Reports - Tabled
Resolution: Extension of the Opower agreement for the Home Energy Reports - Tabled
 2. Agency Agreement Amendment
Resolution - Amendment No.1 to Agency Agreement
 3. RPU Board Meeting Schedule 2017
7. **General Managers Report**
8. **Division Reports & Metrics**
9. **Other Business**
10. **Adjourn**

The agenda and board packet for Utility Board meetings are available on-line at www.rpu.org and <http://rochestercitymn.iqm2.com/Citizens/Default.aspx>



MEETING MINUTES – JULY 26, 2016

BOARD ROOM
4000 EAST RIVER ROAD NE
ROCHESTER, MN 55906

4:00 PM

Call to Order

Attendee Name	Title	Status	Arrived
Michael Wojcik	Board Member	Present	
Dave Reichert	Board President	Present	
Mark Browning	Board Member	Present	
Melissa Graner Johnson	Board Member	Present	
Tim Haskin	Board Member	Present	
Terry Adkins	City Attorney	Present	

1. Approval of Agenda

1. **Motion to:** approve the agenda as presented.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Wojcik, Board Member
SECONDER:	Mark Browning, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

2. Approval of Minutes

Public Utility Board - Regular Meeting - Jun 28, 2016 4:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Michael Wojcik, Board Member
SECONDER:	Melissa Graner Johnson, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

3. Approval of Accounts Payable

A/P Board listing

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Wojcik, Board Member
SECONDER:	Mark Browning, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

NEW BUSINESS**Open Comment Period**

(This agenda section is for the purpose of allowing citizens to address the Utility Board. Comments are limited to 4 minutes, total comment period limited to 15 minutes. Any speakers not having the opportunity to be heard will be the first to present at the next Board meeting.)

President Reichert opened the meeting for public comment. No one came forward to speak.

4. Consideration Of Bids

Minutes Acceptance: Minutes of Jul 26, 2016 4:00 PM (Approval of Minutes)

1. Medium Voltage Cable
Steve Cook, Senior Electrical Engineer, summarized the bids for Medium Voltage Cable.

Resolution: Medium Voltage Cable

The Board approved the resolution reading as follows:

BE IT RESOLVED by the Public Utility Board of the City of Rochester, Minnesota, to reject the bids from Border States Industries, Inc. and Wesco Distribution, Inc. and approve a multi-year contract with Stuart C. Irby Co. subject to the terms of the solicitation and the annual approval of the RPU budget for:

Medium Voltage Cable

Passed by the Public Utility Board of the City of Rochester, Minnesota, this 26th day of July, 2016.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Graner Johnson, Board Member
SECONDER:	Mark Browning, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

5. Regular Agenda

1. Extension of the Opower agreement for the Home Energy Reports
Stephanie Humphrey, Residential Account Representative, summarized the Opower agreement.
The board requested more information to be provided on this topic next month.
Board member Haskin asked for any metrics used to determine the numbers.
The item was tabled until the next board meeting.
 Resolution: Extension of the Opower agreement for the Home Energy Reports
The Board tabled the resolution until the August board meeting:
BE IT RESOLVED by the Public Utility Board of the City of Rochester, Minnesota, to approve the Opower Change Order between OPOWER, Inc. and the City of Rochester acting through its Public Utility Board, and request the Mayor and the City Clerk to execute the addendum for
Extension of the Opower agreement for the Home Energy Reports
The amount of the purchase order agreement not to exceed \$400,000 in 2017 and \$412,000 in 2018 (pending Board/Council approval of the 2017 and 2018 Operating Budgets).
Passed by the Public Utility Board of the City of Rochester, Minnesota, this 26th day of July, 2016.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Tim Haskin, Board Member
SECONDER:	Melissa Graner Johnson, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

2. EPA Authorized Representative Change

Steve Nyhus, Director of Compliance and Public Affairs, summarized the EPA Authorized Representative changes.

Resolution: EPA Authorized Representative Change

The Board approved the resolution reading as follows:

BE IT RESOLVED by the Public Utility Board of the City of Rochester, Minnesota, to designate Mr. Steven Nyhus and Mr. Walter Schlink as Authorized Representatives of Affected Facilities as outlined in the attached Agreement for Authorized Representatives of Affected Facilities, and that the Mayor and the City Clerk are to execute the agreement.

Passed by the Public Utility Board of the City of Rochester, Minnesota, this 26th day of July, 2016.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim Haskin, Board Member
SECONDER:	Melissa Graner Johnson, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

3. Westside Energy Station (WES) Project Generator Interconnection Agreement – Facilities Interconnection

Wally Schlink, Director of Power Resources, summarized the Westside Energy Station Generation Interconnection Agreement and provided a summarized project budget update.

Resolution: Westside Energy Station Project- Generator Interconnection Agreement – Facilities Interconnection

The Board approved the resolution reading as follows:

BE IT RESOLVED by the Public Utility Board of the City of Rochester, Minnesota, to approve a Generator Interconnection Agreement with the Midcontinent Independent System Operator (MISO) and the City of Rochester and authorize the Mayor and the City Clerk to execute the agreement for:

Westside Energy Station Project- Generator Interconnection Agreement- Facilities Interconnection

and approve the expenditure of TWO MILLION THREE HUNDRED EIGHTY SIX THOUSAND SIX HUNDRED AND 00/100 DOLLARS (\$2,386,600.00) for the facilities infrastructure required to perform the interconnection. All of these activities contingent on approval of the General Manager and Rochester City Attorney and allow for change orders in compliance with Board Policy Statement,

Section 6.

Passed by the Public Utility Board of the City of Rochester, Minnesota, this 26th day of July, 2016.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mark Browning, Board Member
SECONDER:	Michael Wojcik, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

4. NERC CIP Security Compliance and Management Program (Low Impact Facilities)

Scott Nickels, Manager of System Operations & Reliability, summarized the NERC/CIP Security Compliance Management program.

Resolution: NERC CIP Security and Compliance Program (Low Impact Facilities)

The Board approved the resolution reading as follows:

BE IT RESOLVED by the Public Utility Board of the City of Rochester, Minnesota, to approve a Purchase Order with Corporate Risk Solutions, Inc, for

NERC CIP Consulting Services for Low Impact Facilities

The amount of the Purchase Order to be ONE HUNDRED THIRTY-EIGHT THOUSAND, NINE HUNDRED SEVENTY-ONE AND 24/100 DOLLARS (\$138,971.24).

Passed by the Public Utility Board of the City of Rochester, Minnesota, this 26th day of July, 2016.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Graner Johnson, Board Member
SECONDER:	Tim Haskin, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

6. General Managers Report

Mark Kotschevar gave his General Manager's report:

- Jennings Strouss, outside legal counsel, reviewed the Agency Agreement.. Concerns will be brought to Dave Geshwin at SMMPA.
 - City Attorney, Terry Adkins had concerns about entering into the project agreement; terms and conditions/ bylaws with SMMPA after our Agency agreement expires in 2030. The agreement will be brought back to the Board next month.
- The Germany Smart Cities Trip was held July 1-10. Mitzi Baker, City Planning Director and Kim Norton, State Representative, also attended.
 - Met with 4 German cities and City officials.
 - This will be a 3 year program, Germany will come to Minnesota next year and we will go back the following year.

- A KMSQ TV R-Town interview will feature the story next week.
- There was a Committee of the Whole (COW)- Broadband Study Business Case meeting 7/25/16. Peter Hogan, Director of Corporate Services and Dale Martinson, City Finance Director, presented the results of the study. The business case is contingent on the customer base and pricing to attract customers.
 - Council would like to know if the Utility board would be willing to dedicate RPU staff to determine the cost of a market study to determine take rate and pricing and asked City Attorney, Terry Adkins for a legal perspective. Also asked to take a look at other cities that have been both successful and unsuccessful. A formal recommendation will be asked from the Board at the August board meeting.
 - There are concerns about staffing internally to get this project done and funds would have to come from Council to do the requested studies etc..
 - Board member Wojcik commented: our customer survey reported that 80% of our customers wanted us to investigate broadband.
 - Board member Haskin asked if this was the right place to do this work and if we have the staff needed for the project.
 - Kotschevar questioned if we have bonding capacity needed for a \$59 million project. Hogan will send financial details.
 - Board member Graner-Johnson asked if the technology would be obsolete in a few years from now.
 - Board member Browning asked for staff to make a recommendation and costs associated and provide to the Board at the next meeting.
 - The question was also raised as to who will manage the study?

7. Division Reports & Metrics

8. Other Business

9. Adjourn

Motion to: Adjourn the meeting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Wojcik, Board Member
SECONDER:	Melissa Graner Johnson, Board Member
AYES:	Wojcik, Reichert, Browning, Johnson, Haskin

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Submitted by:

Secretary

Approved by the Board

Board President

Date

Minutes Acceptance: Minutes of Jul 26, 2016 4:00 PM (Approval of Minutes)

ACCOUNTS PAYABLE

Meeting Date: 8/30/2016

SUBJECT: A/P Board Listing

PREPARED BY: Terri Engle

Please approve

ROCHESTER PUBLIC UTILITIES
A/P Board Listing By Dollar Range
For 07/15/2016 To 08/12/2016
Consolidated & Summarized Below 1,000

1	<u>Greater than 50,000 :</u>		
2			
3	SOUTHERN MN MUNICIPAL POWER A	July Charges	9,154,561.56
4	MN DEPT OF REVENUE	July Sales and Use Tax	779,981.19
5	MN DEPT OF REVENUE	June Sales and Use Tax	618,599.39
6	XCEL ENERGY CORP	Cap X LaCrosse CMA	517,285.28
7	THE ENERGY AUTHORITY INC	July Transmission	283,396.02
8	HOOPER CORPORATION	Q6 Pole Installation	249,068.40
9	SHERMAN & REILLY INC	Wire Puller HPLW-2004 (P575)	155,465.08
10	WESTSIDE ENERGY PARTNERS	Westside Energy Station EPC	142,210.00
11	CONSTELLATION NEWENERGY-GAS D	Gas at SLP June 2016	135,458.83
12	CROWN TECHNICAL SYSTEMS	Switchgear~	109,796.34
13	MASTEC NORTH AMERICA INC	2015 Directional Boring/Misc Excavation	108,687.60
14	CONSTELLATION NEWENERGY-GAS D	Gas at Cascade Creek June 2016	88,081.15
15	CITY OF ROCHESTER	Public Works Street Opening Repairs	83,346.47
16	GENERATOR AND MOTOR SRVS OF P	Robotic Insp & Test Generator	83,000.00
17	NORTH STAR INTL TRUCKS INC	Chassis 2017 International (V582)	80,823.00
18	WRIGHT TREE SERVICE INC	911H Line Clearance~	64,651.98
19	ALVIN E BENIKE INC (P)	Lake Zumbro Dam Bldg Improvements	61,735.45
20	CONSOLIDATED COMMUNICATIONS d	Cisco Unified Comm Upgrade Prof Services	52,027.82
21			
22		Price Range Total:	12,768,175.56
23			
24	<u>5,000 to 50,000 :</u>		
25			
26	ULTEIG ENGINEERS INC	Douglas Trail Substation Design EPIC	49,707.00
27	BILLTRUST dba	Credit Card/Billing/Mailing/IVR Services	41,116.59
28	PEOPLES ENERGY COOPERATIVE (P)	Compensation July 2016	36,394.97
29	EMERGENT NETWORKS LLC	2016 CommVault Support	31,031.90
30	BLUESPIRE STRATEGIC MARKETING	2016 RPU Plugged In Contract	27,938.67
31	BARR ENGINEERING COMPANY (P)	Lake Zumbro Third Bay Feasibility Study	27,350.61
32	N HARRIS COMPUTER CORP	Cayenta Implementation Services	25,000.00
33	GRAYBAR ELECTRIC COMPANY INC	RPU/Univ Marine Project 2 YR Loan fr RPU	24,950.36
34	ISELER DEMOLITION INC.	Demo of Olmsted County Water Tower	22,500.00
35	CONCAST INC	Solid bottom heavy traffic channel	21,697.83
36	GDS ASSOCIATES INC	FERC Filing	21,087.14
37	THE ENERGY AUTHORITY INC	July Statement	21,012.50
38	WRIGHT TREE SERVICE INC	2016 Hourly Tree Trimming~	19,120.68
39	TRUCK UTILITIES INC	Fiberglass truck bed install	18,250.00
40	S L CONTRACTING INC	Well House 41 parking lot grading	18,240.00
41	MINNESOTA ENERGY RESOURCES CO	June Gas SLP	17,275.57
42	U S ALLIANCE GROUP	July Credit Card Processing Fees	16,708.06
43	CHS ROCHESTER	July Fuel	15,368.96
44	EPIC SYSTEMS	CIP Conserve & Save Rebates	15,048.00
45	VISION COMPANIES LLC (P)	Org Strategy	14,325.00
46	STUART C IRBY CO INC	Trans, PM, 3ph, 225kVA, 13.8/8, 208/120	13,832.00
47	CITY OF ROCHESTER	CIP Conserve & Save Rebates	13,560.37
48	MOODYS INVESTORS SERVICE INC	Bond Rating Review	13,500.00
49	CRESCENT ELECTRIC SUPPLY CO	Wire, AL, 600V, 350-4/0 NEU YS Tri Urd	13,355.36
50	CENTURYLINK	2016 Monthly Telecommunications	12,930.10
51	DAKOTA SUPPLY GROUP	Meter, FM2S CL200 240V AMR	11,824.65
52	WENCK ASSOCIATES, INC	Westside Permitting Activities	11,718.85
53	CITY OF ROCHESTER	W/C	11,712.29
54	FORBROOK LANDSCAPING SERVICES	Landscaping work Baihly Water Tower	11,583.74

Attachment: AP Board CRMO (6070 : A/P Board Listing)

ROCHESTER PUBLIC UTILITIES
A/P Board Listing By Dollar Range
For 07/15/2016 To 08/12/2016
Consolidated & Summarized Below 1,000

55	AMERICAN ENGINEERING TESTING	Substation Foundations QA Testing	10,705.40
56	BURNS & MCDONNELL INC (P)	Facility Study MISO J485	10,595.13
57	CRW ARCHITECTURE + DESIGN GRO	A/E Services- Zumbro Hydro Roof Repairs	10,551.37
58	COMPUTER TASK GROUP INC	Project Coordinator for Cayenta Project	10,012.50
59	STUART C IRBY CO INC	Trans, PM, 1ph, 37.5kVA,13.8/8,240/120	9,520.00
60	DAKOTA SUPPLY GROUP	Conduit, HDPE, 2.00, Empty	8,641.20
61	ALL SYSTEMS INSTALLATION INC	Wiring for new cameras - Labor	8,389.69
62	MINNESOTA ENERGY RESOURCES CO	June Gas CC	8,033.65
63	CONCAST INC	Pull boxes	7,632.90
64	XYLO TECHNOLOGIES INC	IT Helpdesk Support	7,632.00
65	WELLS FARGO BANK ACCT ANALYSI	2016 Banking Services	7,620.42
66	GREAT RIVER ENERGY	CapX Vision Team O&M	6,944.41
67	BARR ENGINEERING COMPANY (P)	Engineering Svs for Hydro Unit 2 Repair	6,795.00
68	CHS ROCHESTER	July Fuel	6,619.70
69	ROCH COMMUNITY & TECHNICAL CO	PM training program	6,530.00
70	SHERMAN & REILLY INC	Fastrap	6,431.25
71	SHERMAN & REILLY INC	Spider Controller System (700438)	6,304.00
72	FORBROOK LANDSCAPING SERVICES	Landscaping work Crosstown substation	6,220.13
73	D P C INDUSTRIES INC	2016 Carus 8500 Aqua Mag F35	6,190.40
74	NORTH STAR INTL TRUCKS INC	Tax, License and Registration	6,113.50
75	KUEHN MOTORS	CIP Conserve & Save Rebates	5,988.00
76	BENTLY NEVADA LLC	Calibration Vibration Monitor GT2	5,982.86
77	ARNOLDS SUPPLY & KLEENIT CO (2016 SC Monthly Cleaning Services	5,887.74
78	STUART C IRBY CO INC	Cutout, 15KV, 100A, NLB, Poly	5,842.50
79	BORDER STATES ELECTRIC SUPPLY	Insulated tool kit, SAE	5,685.74
80	JIM WHITING NURSERY/GARDEN CT	Repair lawn & replant	5,482.53
81	CASCON INC	Pump, AC Lube Oil, VQCT116911 GT2	5,395.00
82	STUART C IRBY CO INC	Trans, OH, 1ph, 15kVA, 13.8/8, 120/240	5,232.00
83	MIDWEST SAFETY COUNSELORS, IN	Safety Prof. for Douglas Trail Sub	5,102.63
84	BORDER STATES ELECTRIC SUPPLY	Insulated tool kit, Metric	5,087.24
85	PITNEY BOWES PURCHASE POWER	Postage meter refill	5,045.00
86	STUART C IRBY CO INC	Trans, PM, 1ph, 75kVA, 13.8/8, 240/120	5,028.00
87	AFFILIATED GROUP INC	2016 Delinquent Acct Calling Services	5,000.00
88			
89		Price Range Total:	826,383.09
90			
91	<u>1,000 to 5,000 :</u>		
92			
93	ARNOLDS SUPPLY & KLEENIT CO (2016 Mowing Services Well Houses	4,740.00
94	VERIZON WIRELESS	2016 Cell & Ipad Monthly Service	4,630.83
95	PW POWER SYSTEMS INC	Filter, Prefilter	4,597.28
96	VIKING ELECTRIC SUPPLY INC	tool bender	4,512.22
97	KIMSAN LLC	CIP Conserve & Save Rebates	4,437.11
98	GGP LIMITED PARTNERSHIP	CIP Conserve & Save Rebates	4,425.00
99	D P C INDUSTRIES INC	2016 Chlorine, 150 lb Cyl	4,384.00
100	D P C INDUSTRIES INC	2016 Hydrofluorosilicic Acid - Delivered	4,309.55
101	CITY OF ROCHESTER	WC admin fees & WC Insurance	4,157.65
102	BORDER STATES ELECTRIC SUPPLY	Arrester, 106kV, Station, W/ Ring, Poly	4,141.83
103	OLM COUNTY AUDITOR/TREASURER	OWEF Energy Purchases	4,020.87
104	CHAMPION COATINGS INC	AP Contract Retentn	4,012.00
105	XYLO TECHNOLOGIES INC	2016 Dominic Avila - Corp Svcs/IS	3,819.00
106	CONCAST INC	Light traffic fibercrete covers	3,736.26
107	FORBROOK LANDSCAPING SERVICES	Landscape maint WSS	3,681.84
108	ULTEIG ENGINEERS INC	CO #1 (add'n scope of wrk items)	3,673.07
109	MAYO CLINIC FOUNDATION	CIP Conserve & Save Rebates	3,547.07

Attachment: AP Board CRMO (6070 : A/P Board Listing)

ROCHESTER PUBLIC UTILITIES
A/P Board Listing By Dollar Range
For 07/15/2016 To 08/12/2016
Consolidated & Summarized Below 1,000

110	KATS COMPANY LLC	Water SA service repair - 202 13 Ave NW	3,500.00
111	MERIT CONTRACTING INC (P)	MInor roof repairs at Substations	3,390.00
112	POWER SYSTEMS ENGINEERING INC	2015 Core Downtown Electric Study Scope	3,367.78
113	FORBROOK LANDSCAPING SERVICES	Greenbriar Seeding	3,183.54
114	EMERGENT NETWORKS LLC	CommVault OIFP Bundle	3,148.33
115	CONSOLIDATED COMM ENTERPRISE	Cisco FirePower AMP Subscription	3,049.42
116	FORBROOK LANDSCAPING SERVICES	Landscaping maint/mowing at substation	2,987.16
117	BORDER STATES ELECTRIC SUPPLY	Elbow, 15kV, 200A, LB, 1/0 Sol,175-220Mil	2,886.00
118	CONCAST INC	Heavy traffic concrete covers	2,827.44
119	WT LIGHTING	CIP Conserve & Save Rebates	2,809.00
120	DUNN ANDREW	CIP Conserve & Save Rebates	2,800.00
121	CONCAST INC	Solid bottom heavy traffic channels	2,799.72
122	STUART C IRBY CO INC	Metal Sec. Encl, 1ph, 30" x 30" x 18"	2,768.00
123	EXPRESS SERVICES INC	Marketing Temp Staff (2)	2,715.75
124	CITY OF ROCHESTER	WC	2,712.48
125	SPARTA CONSULTING INC	2016 SAP Application Support Travel	2,690.19
126	N HARRIS COMPUTER CORP	Travel for Cayenta Implementation Serv	2,640.28
127	IHEART MEDIA dba	Service Assured	2,613.00
128	POWER SYSTEMS ENGINEERING INC	System Wide Long Range Plan	2,610.00
129	BENCHMARK ELECTRONICS INC	CIP Conserve & Save Rebates	2,434.54
130	EXPRESS SERVICES INC	2016 Collections	2,361.06
131	FORBROOK LANDSCAPING SERVICES	Mow/Land Yard E of Public Works	2,325.71
132	CONSOLIDATED COMM ENTERPRISE	2014-2017 Total Care Support	2,270.00
133	MIDWEST SAFETY COUNSELORS, IN	Safety Professional for Misc	2,235.62
134	ALL SYSTEMS INSTALLATION INC	PCI cabeling in CS	2,204.54
135	MIDCONTINENT ISO INC	July Charges	2,198.61
136	ADVANCED DISPOSAL SVC SOLID W	2016 Waste Removal Services - SC	2,176.31
137	ARNOLDS SUPPLY & KLEENIT CO (2016 Mowing Services Substations	2,167.43
138	SHERMAN & REILLY INC	Spider Reel W/Blue Rope-3000ft (600082)	2,147.50
139	SHERMAN & REILLY INC	Spider Reel W/Red Rope-3000ft (600083)	2,147.50
140	SHERMAN & REILLY INC	Spider Reel W/Green Rope-3000ft (600081)	2,147.50
141	SHERMAN & REILLY INC	Spider Reel W/Black Rope-3000ft (600080)	2,147.50
142	TWIN CITY SECURITY INC	Security Services Apr-Oct 2016	2,116.12
143	SCHMIDT GOODMAN OFFICE PRODUC	New task chairs for SC office staff	2,075.05
144	STUART C IRBY CO INC	Arrester, 10kV, Dist, Elbow MOV	2,046.40
145	BARR ENGINEERING COMPANY (P)	Groundwater modeling for MN Bio Business	2,011.50
146	CONCAST INC	Aluminum cable riser	2,007.72
147	U S POSTMASTER	Replenish postage	2,000.00
148	CONSOLIDATED COMM ENTERPRISE	2016 Network Maintenance Services	1,986.34
149	BADGER METER INC (P)	HRE Badger M-70 100W Itron ERT Integral	1,977.60
150	STEVE BENNING ELECTRIC	misc work @ water tower 103	1,910.65
151	GRAYBAR ELECTRIC COMPANY INC	6" 90deg 60R galvanized elbow	1,868.56
152	BAIER GERALD	2015-2016 Sweeping Services Jan-December	1,791.23
153	ULTEIG ENGINEERS INC	Q6 Relocation for 55 St Ext @ Broadway	1,789.71
154	PAYMENT REMITTANCE CENTER	Nessus Prof-Ann Subscription	1,732.48
155	PAYMENT REMITTANCE CENTER	APPA legal conf registration	1,715.00
156	UNITED RENTALS INC	Mini excavator, 6-7K	1,659.11
157	UNITED RENTALS INC	Telescopic boom, 37'-44'	1,659.10
158	BORDER STATES ELECTRIC SUPPLY	Meter, FM3S CL20 MRV 2-Way	1,642.24
159	EXPRESS SERVICES INC	Seasonal staff grounds 2016	1,636.40
160	BORDER STATES ELECTRIC SUPPLY	Insulated ratchet box wrench set, SAE	1,608.47
161	VIKING ELECTRIC SUPPLY INC	Conduit, Flexible, Corrugated PVC, 3.00	1,564.95
162	STUART C IRBY CO INC	Pedestal Cover, Box Style, FG	1,560.00
163	WESCO DISTRIBUTION INC	Shear bolt splice	1,552.80
164	RESCO	Arrester, 10kV, Dist, Riser MOV	1,542.50

Attachment: AP Board CRMO (6070 : A/P Board Listing)

ROCHESTER PUBLIC UTILITIES
A/P Board Listing By Dollar Range
For 07/15/2016 To 08/12/2016
Consolidated & Summarized Below 1,000

165	BORDER STATES ELECTRIC SUPPLY	Insulated ratchet box wrench set, Metric	1,541.14
166	WESCO DISTRIBUTION INC	CT, Bar Type, 1000/5 600V High Accuracy	1,539.00
167	ALL SYSTEMS INSTALLATION INC	Wiring for new cameras	1,536.69
168	RESCO	Crossarm, Wood, 8' HD	1,509.00
169	GRAYBAR ELECTRIC COMPANY INC	SL Base, Brkaway, SB1 (Use w/2705)	1,507.71
170	PRAIRIE EQUIPMENT CO LLC	Dimension inverter / fuse ket and	1,504.00
171	SENECA	CIP Conserve & Save Rebates	1,497.83
172	BORDER STATES ELECTRIC SUPPLY	Meter, FM2S CL320 240V 2-Way	1,478.59
173	SHERMAN & REILLY INC	Block; XS-200; PG (700272)	1,470.00
174	STEVE BENNING ELECTRIC	Install new scada panel - water tower 10	1,448.00
175	CONSOLIDATED COMMUNICATIONS d	2014-2017 Collocation Agreement	1,442.50
176	STUART C IRBY CO INC	Gloves, Leather Work, Hvy Duty, Large	1,415.88
177	BORDER STATES ELECTRIC SUPPLY	Insulated open wrench set, Metric, 17pcs	1,398.99
178	BORDER STATES ELECTRIC SUPPLY	Trans Pad, Black Plastic	1,383.00
179	STUART C IRBY CO INC	Pedestal Base, Secondary, FG, w/o Cover	1,380.00
180	PUGLEASA COMPANY INC	Semi-annual inspection of fans, docks an	1,376.00
181	STEVE BENNING ELECTRIC	Tower 103 St Bridges	1,374.60
182	STUART C IRBY CO INC	U-Guard, 5.0" x 10', Steel	1,356.00
183	SCHMIDT GOODMAN OFFICE PRODUC	210 Series Vertical Chairs (2)	1,314.35
184	ADAPTASPACE INC.	Task lights for System Operations area	1,300.67
185	BORDER STATES ELECTRIC SUPPLY	Grnd Crp Tap, 3/0-250 To 3/0-250	1,290.00
186	BADGER METER INC (P)	Meter, Bare 3/4" Badger Disk	1,279.26
187	BARR ENGINEERING COMPANY (P)	Wellhead Protection Amendment Part 1	1,278.00
188	CONSOLIDATED COMMUNICATIONS d	2014-2017 Monthly Data Services	1,262.73
189	MASTEC NORTH AMERICA INC	Road Rock	1,261.93
190	KROEGER JOSEPH	CIP Conserve & Save Rebates	1,260.00
191	RESCO	Champion swivels, 1-1/4" x 4000lbs	1,257.90
192	VIKING ELECTRIC SUPPLY INC	pipng, bushings, couplings and clamps	1,249.94
193	VIKING ELECTRIC SUPPLY INC	Electrical materials and supplies for Ca	1,242.56
194	FORSTNER JAY	Travel, ESRI Conf, San Diego, CA, Lodgin	1,236.08
195	STUART C IRBY CO INC	Grd Sleeve, 1ph Sect. Encl, 18 x 30 x 18	1,220.00
196	GOPHER STATE ONE CALL	monthly locations - Elec	1,218.38
197	GOPHER STATE ONE CALL	monthly locations - Water	1,218.37
198	INNOVATIVE OFFICE SOLUTIONS L	Office supplies	1,209.26
199	ONLINE INFORMATION SERVICES I	2016 Utility Exchange Report	1,206.00
200	WESCO DISTRIBUTION INC	Conn, Fire-On Stirrup, 336.4, ACSR	1,200.00
201	CONCAST INC	Light traffic fibercrete covers	1,172.16
202	STUART C IRBY CO INC	0-40kV digital meter	1,172.00
203	BORDER STATES ELECTRIC SUPPLY	Clamp, Hot Tap, 2/0 - #8	1,162.50
204	CONSOLIDATED COMM ENTERPRISE	Cisco Phone 8831	1,155.43
205	ADVANTAGE DIST LLC (P)	Oil, #732, Turbine Oil (55 Gal Drum)	1,148.00
206	BORDER STATES ELECTRIC SUPPLY	Insulated deep wall socket set, SAE	1,129.67
207	TAP HOUSE	CIP Conserve & Save Rebates	1,122.00
208	FLOW TECHNOLOGY	Calibrate Liquid Fuel Meter	1,115.00
209	BORDER STATES ELECTRIC SUPPLY	Meter tool kit	1,099.80
210	STUART C IRBY CO INC	Leather Glove Protector 10.0	1,092.69
211	DAKOTA SUPPLY GROUP	Insulated Protective Cap w/Grd, 200A	1,072.00
212	DAVIES PRINTING COMPANY INC	Paper, RPU Letterhead (Cust. Service)	1,066.61
213	ALL SYSTEMS INSTALLATION INC	S2 Update	1,066.24
214	BORDER STATES ELECTRIC SUPPLY	Insulated deep wall socket set, Metric	1,062.34
215	AFFILIATED CREDIT SERVICES IN	2016 Third Party Collections	1,057.27
216	STUART C IRBY CO INC	2016 Rubber Goods Testing & Replacement	1,050.47
217	GRAYBAR ELECTRIC COMPANY INC	6" 90deg 36R galvanized elbow	1,048.00
218	RESCO	Junction, LB, 200A, 4 Position, w/Brkt	1,046.40
219	EXPRESS SERVICES INC	2016 Temp Staff Business Services	1,044.06

Attachment: AP Board CRMO (6070 : A/P Board Listing)

ROCHESTER PUBLIC UTILITIES
A/P Board Listing By Dollar Range
For 07/15/2016 To 08/12/2016
Consolidated & Summarized Below 1,000

220	ROCHESTER ARMORED CAR CO INC	2016 Pick Up Services	1,041.89
221	BORDER STATES ELECTRIC SUPPLY	Insulated open wrench set, SAE, 13pcs	1,039.89
222	GOPHER STATE ONE CALL	locations for electric	1,024.65
223	GOPHER STATE ONE CALL	locations for water	1,024.65
224	SHERMAN & REILLY INC	Block; XS-100-B; PG (700153)	1,019.50
225	LEXMARK ENTERPRISE SOFTWARE U	NERC CIP Implementation	1,000.00
226			
227		Price Range Total:	272,439.00
228			
229	<u>0 to 1,000 :</u>		
230			
231	REBATES	Summarized transactions: 142	28,072.64
232	BORDER STATES ELECTRIC SUPPLY	Summarized transactions: 109	20,951.57
233	EXPRESS SERVICES INC	Summarized transactions: 30	20,222.28
234	PAYMENT REMITTANCE CENTER	Summarized transactions: 61	11,564.92
235	CONCAST INC	Summarized transactions: 47	11,378.96
236	VIKING ELECTRIC SUPPLY INC	Summarized transactions: 87	6,809.09
237	Customer Refunds (CIS)	Summarized transactions: 60	6,729.56
238	STUART C IRBY CO INC	Summarized transactions: 38	5,891.73
239	INNOVATIVE OFFICE SOLUTIONS L	Summarized transactions: 47	5,702.32
240	WESCO DISTRIBUTION INC	Summarized transactions: 21	5,446.95
241	SHERMAN & REILLY INC	Summarized transactions: 20	5,410.71
242	ARNOLDS SUPPLY & KLEENIT CO (Summarized transactions: 11	4,563.34
243	CITY OF ROCHESTER	Summarized transactions: 16	3,505.37
244	RESCO	Summarized transactions: 15	2,963.89
245	CINTAS CORP	Summarized transactions: 89	2,913.94
246	LAWSON PRODUCTS INC (P)	Summarized transactions: 11	2,069.30
247	CITY OF ROCHESTER	Summarized transactions: 6	1,854.37
248	MN PIPE & EQUIPMENT	Summarized transactions: 10	1,739.13
249	GOODIN COMPANY	Summarized transactions: 4	1,568.34
250	CLAREY'S SAFETY EQUIPMENT dba	Summarized transactions: 6	1,490.65
251	GRAYBAR ELECTRIC COMPANY INC	Summarized transactions: 13	1,370.45
252	NETWORK SERVICES COMPANY	Summarized transactions: 5	1,345.90
253	UNITED RENTALS INC	Summarized transactions: 5	1,254.26
254	GRAINGER INC	Summarized transactions: 16	1,242.35
255	ERC WIPING PRODUCTS INC	Summarized transactions: 4	1,184.63
256	NAPA AUTO PARTS (P)	Summarized transactions: 38	1,107.05
257	AFFILIATED CREDIT SERVICES IN	Summarized transactions: 2	1,058.62
258	HI LINE UTILITY SUPPLY CO (P)	Summarized transactions: 3	1,054.10
259	ALL SYSTEMS INSTALLATION INC	Summarized transactions: 6	1,013.95
260	MERIT CONTRACTING INC (P)	Summarized transactions: 1	989.00
261	U S A SAFETY SUPPLY	Summarized transactions: 7	976.45
262	VISION COMPANIES LLC (P)	Summarized transactions: 1	975.00
263	MIDWEST SAFETY COUNSELORS, IN	Summarized transactions: 1	949.90
264	SCHLINK WALTER	Summarized transactions: 4	945.51
265	ALDEN POOL & MUNICIPAL SUPPLY	Summarized transactions: 3	930.00
266	CENTURYLINK	Summarized transactions: 8	906.58
267	FORSTNER JAY	Summarized transactions: 3	906.12
268	OPEN ACCESS TECHNOLOGY	Summarized transactions: 1	906.05
269	POST BULLETIN CO	Summarized transactions: 1	859.04
270	SANDERS GREG	Summarized transactions: 3	852.45
271	DAKOTA SUPPLY GROUP	Summarized transactions: 4	844.76
272	GRAINGER INC	Summarized transactions: 2	841.07
273	HACH COMPANY	Summarized transactions: 5	838.11
274	PREMIER SECURITY INC.	Summarized transactions: 1	827.21

Attachment: AP Board CRMO (6070 : A/P Board Listing)

ROCHESTER PUBLIC UTILITIES
A/P Board Listing By Dollar Range
For 07/15/2016 To 08/12/2016
Consolidated & Summarized Below 1,000

275	ADVANCED DISPOSAL SVC SOLID W	Summarized transactions: 1	807.01
276	DAVIES PRINTING COMPANY INC	Summarized transactions: 2	763.68
277	FASTENAL COMPANY	Summarized transactions: 23	761.05
278	CINTAS CORP	Summarized transactions: 5	758.21
279	AUTHORIZE.NET	Summarized transactions: 1	730.55
280	MODEM EXPRESS INC	Summarized transactions: 2	720.00
281	FORBROOK LANDSCAPING SERVICES	Summarized transactions: 2	716.06
282	ULINE	Summarized transactions: 6	714.70
283	HEINRICH ENVELOPE CORPORATION	Summarized transactions: 1	680.37
284	THE ENERGY AUTHORITY INC	Summarized transactions: 1	666.25
285	PAYMENT REMITTANCE CENTER	Summarized transactions: 1	639.00
286	SEMA	Summarized transactions: 1	638.04
287	STURM DANNY K	Summarized transactions: 4	619.72
288	N HARRIS COMPUTER CORP	Summarized transactions: 1	600.00
289	SUTTON JEREMY	Summarized transactions: 3	594.49
290	MEG CORP	Summarized transactions: 1	585.00
291	CRESCENT ELECTRIC SUPPLY CO	Summarized transactions: 5	581.03
292	JETTER CLEAN INC	Summarized transactions: 2	575.00
293	STEVE BENNING ELECTRIC	Summarized transactions: 1	546.60
294	REINDERS INC	Summarized transactions: 7	545.95
295	VIKING ELECTRIC SUPPLY INC	Summarized transactions: 10	536.33
296	BLOM BRYAN	Summarized transactions: 3	533.59
297	STEVE BENNING ELECTRIC	Summarized transactions: 3	528.48
298	KOTSCHVAR MARK	Summarized transactions: 2	525.65
299	ZEE MEDICAL SERVICE INC (P)	Summarized transactions: 4	515.14
300	CONSOLIDATED COMM ENTERPRISE	Summarized transactions: 3	512.35
301	TEMP PRO INC	Summarized transactions: 3	509.21
302	MCMASTER CARR SUPPLY COMPANY	Summarized transactions: 18	499.66
303	SMS SYSTEMS MAINTENANCE SERVI	Summarized transactions: 1	493.34
304	BADGER METER INC (P)	Summarized transactions: 5	487.72
305	FIRST CLASS PLUMBING & HEATIN	Summarized transactions: 5	480.98
306	BARR ENGINEERING COMPANY (P)	Summarized transactions: 1	470.93
307	CARQUEST AUTO PARTS	Summarized transactions: 4	456.59
308	CULLIGAN OF ROCHESTER INC	Summarized transactions: 6	456.35
309	CHARTER COMMUNICATIONS HOLDIN	Summarized transactions: 5	456.06
310	NORTHERN / BLUETARP FINANCIAL	Summarized transactions: 4	454.16
311	A T & T	Summarized transactions: 1	452.36
312	OLM COUNTY PUBLIC WORKS DEPT	Summarized transactions: 1	443.65
313	SCHEEL LAWRENCE	Summarized transactions: 2	442.50
314	USA BLUE BOOK DBA	Summarized transactions: 4	439.48
315	CDW GOVERNMENT INC	Summarized transactions: 6	419.93
316	OSMOSE UTILITIES SERVICES INC	Summarized transactions: 2	400.43
317	ARROW ACE HARDWARE-ST PETER	Summarized transactions: 6	398.63
318	PEOPLES ENERGY COOPERATIVE	Summarized transactions: 2	396.02
319	REBATES	Summarized transactions: 10	375.00
320	CASCON INC	Summarized transactions: 1	370.91
321	KAUTZ TRAILER SALES dba	Summarized transactions: 2	367.19
322	HAWK & SON'S INC	Summarized transactions: 1	360.00
323	CORPORATE WEB SERVICES INC	Summarized transactions: 2	360.00
324	MN PIPE & EQUIPMENT	Summarized transactions: 3	356.28
325	FEDEX FREIGHT INC	Summarized transactions: 1	346.42
326	KRUSE LUMBER	Summarized transactions: 2	341.89
327	POSSABILITIES OF SOUTHERN MN	Summarized transactions: 2	337.25
328	ASI SIGNAGE INNOVATIONS dba	Summarized transactions: 2	334.04
329	GLOBAL EQUIPMENT COMPANY	Summarized transactions: 5	329.06

Attachment: AP Board CRMO (6070 : A/P Board Listing)

ROCHESTER PUBLIC UTILITIES
A/P Board Listing By Dollar Range
For 07/15/2016 To 08/12/2016
Consolidated & Summarized Below 1,000

330	FLOW TECHNOLOGY	Summarized transactions: 3	324.47
331	JACKSON SIDNEY	Summarized transactions: 2	321.32
332	MENARDS ROCHESTER SOUTH	Summarized transactions: 6	318.39
333	BEST BUY BUSINESS ADVANTAGE d	Summarized transactions: 10	310.52
334	WRIGHTS SMALL ENGINE SERVICE	Summarized transactions: 3	305.13
335	DIAMOND VOGEL PAINT CENTER	Summarized transactions: 1	293.64
336	PEOPLES ENERGY COOPERATIVE	Summarized transactions: 1	285.18
337	WHKS & CO	Summarized transactions: 2	277.81
338	NUSS TRUCKS OF ROCHESTER INC	Summarized transactions: 1	277.39
339	PHENOVA INC	Summarized transactions: 2	273.49
340	BOLTON AND MENK (P)	Summarized transactions: 2	270.00
341	DAKOTA SUPPLY GROUP	Summarized transactions: 5	264.71
342	SUPERIOR COMPANIES OF MINNESO	Summarized transactions: 1	262.00
343	MENARDS ROCHESTER NORTH	Summarized transactions: 5	258.75
344	R D O - POWERPLAN OIB	Summarized transactions: 3	250.23
345	TRUCK UTILITIES INC	Summarized transactions: 1	250.00
346	POMPS TIRE SERVICE INC	Summarized transactions: 1	247.82
347	SHERWIN WILLIAMS CO	Summarized transactions: 3	240.76
348	MONSON STEVE	Summarized transactions: 2	237.88
349	ARROW ACE HARDWARE-ST PETER	Summarized transactions: 5	232.21
350	LARSON GUSTAVE A COMPANY INC	Summarized transactions: 2	228.18
351	MINNESOTA ENERGY RESOURCES CO	Summarized transactions: 3	221.08
352	GARCIA GRAPHICS INC	Summarized transactions: 5	219.56
353	RONCO ENGINEERING SALES INC	Summarized transactions: 2	213.17
354	TOTAL TOOL SUPPLY INC (P)	Summarized transactions: 5	212.33
355	GILLUND ENTERPRISES	Summarized transactions: 1	211.36
356	TOTAL RESTAURANT SUPPLY	Summarized transactions: 2	210.54
357	ADVANTAGE DIST LLC (P)	Summarized transactions: 3	209.00
358	BOB GANDER PLUMBING & HEATING	Summarized transactions: 1	200.09
359	NORTHERN / BLUETARP FINANCIAL	Summarized transactions: 2	189.97
360	OLM COUNTY PROPERTY RECORDS	Summarized transactions: 4	188.00
361	FEDEX	Summarized transactions: 12	186.42
362	FORBROOK LANDSCAPING SERVICES	Summarized transactions: 1	185.94
363	WERNER ELECTRIC SUPPLY	Summarized transactions: 4	182.31
364	HATHAWAY TREE SERVICE INC	Summarized transactions: 3	180.00
365	MSC INDUSTRIAL SUPPLY CO INC	Summarized transactions: 2	177.29
366	BATTERIES PLUS	Summarized transactions: 1	176.31
367	ALTERNATIVE TECHNOLOGIES INC	Summarized transactions: 2	165.00
368	PW POWER SYSTEMS INC	Summarized transactions: 2	163.60
369	DZUBAY TONY	Summarized transactions: 3	157.70
370	BAUER BUILT INC (P)	Summarized transactions: 2	154.44
371	JOHN HENRY FOSTER MN INC	Summarized transactions: 2	150.36
372	CLEMENTS CHEVROLET CADILLAC S	Summarized transactions: 3	149.95
373	ADAPTASPACE INC.	Summarized transactions: 1	136.80
374	BOBCAT OF ROCHESTER	Summarized transactions: 1	133.59
375	JOHNSON PRINTING CO INC	Summarized transactions: 1	132.00
376	MISSISSIPPI WELDERS SUPPLY CO	Summarized transactions: 3	124.03
377	SOMA CONSTRUCTION INC	Summarized transactions: 1	120.00
378	DAVE SYVERSON TRUCK CENTER IN	Summarized transactions: 1	113.11
379	MENARDS ROCHESTER NORTH	Summarized transactions: 3	112.73
380	RONCO ENGINEERING SALES INC	Summarized transactions: 1	109.95
381	TEXTILE CARE SERVICES	Summarized transactions: 1	106.88
382	HY VEE	Summarized transactions: 2	105.86
383	NEW PIG CORPORATION	Summarized transactions: 3	105.37
384	BLACKBURN MANUFACTURING CO	Summarized transactions: 1	91.06

Attachment: AP Board CRMO (6070 : A/P Board Listing)

ROCHESTER PUBLIC UTILITIES
A/P Board Listing By Dollar Range
For 07/15/2016 To 08/12/2016
Consolidated & Summarized Below 1,000

385	INSTITUTE FOR ENVIRONMENTAL	Summarized transactions: 1	87.30
386	SLEEPY EYE TELEPHONE CO	Summarized transactions: 1	84.76
387	AFFILIATED GROUP INC	Summarized transactions: 1	84.00
388	LORTON DATA INC	Summarized transactions: 1	83.20
389	INGERSOLL RAND COMPANY	Summarized transactions: 2	81.06
390	FRANZ REPROGRAPHICS INC	Summarized transactions: 2	78.56
391	BUSCH SYSTEMS INTERNATIONAL I	Summarized transactions: 2	77.20
392	THRONDSOIN OIL & LP GAS CO	Summarized transactions: 6	76.33
393	VANCO SERVICES LLC	Summarized transactions: 1	76.10
394	37TH STREET TIRE & AUTO SVC I	Summarized transactions: 2	74.47
395	CHS ROCHESTER	Summarized transactions: 2	73.24
396	ACTON MOBILE dba	Summarized transactions: 1	73.01
397	U S BANK	Summarized transactions: 1	61.31
398	HALO BRANDED SOLUTIONS	Summarized transactions: 1	59.85
399	TOKAY SOFTWARE	Summarized transactions: 1	57.00
400	LEAGUE OF MN CITIES INS TRUST	Summarized transactions: 1	54.17
401	MENARDS ROCHESTER SOUTH	Summarized transactions: 3	51.46
402	BIERBAUM DIRK	Summarized transactions: 1	48.44
403	FASTENAL COMPANY	Summarized transactions: 1	46.18
404	OLM COUNTY PROPERTY RECORDS	Summarized transactions: 1	46.00
405	THOMAS TOOL & SUPPLY INC	Summarized transactions: 1	34.47
406	NAPA AUTO PARTS (P)	Summarized transactions: 1	31.05
407	VERIFIED CREDENTIALS INC	Summarized transactions: 1	30.00
408	A T & T MOBILITY	Summarized transactions: 1	29.76
409	SOUTHERN MN AUTO SUPPLY INC	Summarized transactions: 1	25.07
410	THOMAS TOOL & SUPPLY INC	Summarized transactions: 4	24.65
411	MINNESOTA ENERGY RESOURCES CO	Summarized transactions: 1	24.38
412	PAULS LOCK & KEY SHOP INC	Summarized transactions: 1	24.00
413	AUGER TECHNOLOGIES INC	Summarized transactions: 1	22.44
414	PRAIRIE EQUIPMENT CO LLC	Summarized transactions: 1	21.62
415	SCHMIDT GOODMAN OFFICE PRODUC	Summarized transactions: 1	21.37
416	BOWMANS SAFE & LOCK SHOP LTD	Summarized transactions: 2	19.24
417	D P C INDUSTRIES INC	Summarized transactions: 1	18.45
418	WRIGHTS SMALL ENGINE SERVICE	Summarized transactions: 1	17.98
419	IDEXX DISTRIBUTION CORP	Summarized transactions: 2	15.25
420	DOUBLETREE HOTEL - BGDS HOTEL	Summarized transactions: 1	10.00
421	ALL SEASONS POWER & SPORT INC	Summarized transactions: 1	9.50
422	UPS FREIGHT	Summarized transactions: 1	9.04
423			
424		Price Range Total:	216,445.50
425			
426		Grand Total:	14,083,443.15

Attachment: AP Board CRMO (6070 : A/P Board Listing)

FOR BOARD ACTION

Agenda Item # (ID # 5987)

Meeting Date: 8/30/2016

SUBJECT: Extension of the Opower agreement for the Home Energy Reports - Tabled

PREPARED BY: Stephanie Humphrey

ITEM DESCRIPTION:

As a pilot program to 25,000 customers, from May 2010 to April 2012, Opower's Home Energy Reports saved RPU customers a total of 7,039,417 kWh. Because this is a very cost effective CIP (Conservation Improvement Program) program, in May 2012, we extended our existing contract to include a full implementation of the Home Energy Reports to approximately 40,000 RPU customers.

From May 2012 to May 2016, our customers saved 30,763,008 kWh as a result of receiving the Home Energy Reports. Our overall savings total for the program is 36,300,247 kWh.

To keep the momentum going with all of our eligible customers, we are proposing a two year extension to our existing contract for \$812,000; \$400,000 for Program Year 8 and \$412,000 for Program Year 9. This will continue to leverage our required CIP spending for 2017 and 2018 and directly helps our residential customers with energy savings along with RPU achieving our conservation goals.

The City Attorney has reviewed the change order.

Opower representatives will be here to give a short presentation.

UTILITY BOARD ACTION REQUESTED:

The Board is requested to approve the Opower Change Order, which is an extension to the existing contract signed in December 2009, and request the Mayor and the City Clerk to execute the Agreement for Opower, Inc. not to exceed \$400,000 in 2017 and \$412,000 in 2018 (pending Board/Council approval of the 2017 and 2018 Operating Budgets).



RESOLUTION

BE IT RESOLVED by the Public Utility Board of the City of Rochester, Minnesota, to approve the Opower Change Order between OPOWER, Inc. and the City of Rochester acting through its Public Utility Board, and request the Mayor and the City Clerk to execute the addendum for

Extension of the Opower agreement for the Home Energy Reports

The amount of the purchase order agreement not to exceed \$400,000 in 2017 and \$412,000 in 2018 (pending Board/Council approval of the 2017 and 2018 Operating Budgets).

Passed by the Public Utility Board of the City of Rochester, Minnesota, this 30th day of August, 2016.

President

Secretary

FOR BOARD ACTION

Agenda Item # (ID # 6088)

Meeting Date: 8/30/2016

SUBJECT: Agency Agreement Amendment

PREPARED BY: Mark Kotschevar

ITEM DESCRIPTION:

At the June 28th Board meeting I presented for discussion the proposed amendment to the Southern Minnesota Municipal Power Agency (SMMPA) Agreement. As you recall the proposed amendment is designed to allow for future project members as part of the agency. This is based on the Agency wishing to plan for its future needs and may determine that it is beneficial for the Agency and its members for the Agency to participate in contractual arrangements with terminating members or others on a specific project basis. The highlights of the proposed changes are:

SMMPA can have project members in addition to power supply requirements members.

Project members would have a member representative and a project committee member, but no traditional weighted vote.

After 2030 , the weighted voting formula is simplified to be based on energy and capacity purchases from the Agency in the prior year.

After 2030, no weighted voting on admission/expulsion of Members, Amendments to Agency Agreement, Bylaws changes, and election of Board Members.

Project members can only vote on matters with a pecuniary interest and have no pecuniary liability for matters other than Projects in which they participate.

The Board's direction in June, based on input from the City Attorney, was to seek outside legal review of the amendment and its potential impacts to RPU. In conjunction with the City Attorney, we engaged the services of the law firm Jennings, Strouss & Solmon, PLC to do such a review. Their review noted one issue of concern that related to future project agreements being subject to the terms of the Agency Bylaws. This meant that contractual arrangements agreed to as part of a project agreement could be changed by amending the Bylaws on a simple majority vote of the Agency membership. We met with Agency staff and noted our concern. In response to that meeting they have revised the Amendment to remove the reference to the Bylaws in sections dealing with project contractual arrangements. I have attached a newly revised red-lined version of the Agency Agreement showing those changes for your review.

FOR BOARD ACTION

Agenda Item # (ID # 6088)

Meeting Date: 8/30/2016

This latest revision has been reviewed by the City Attorney and satisfies the concerns noted. It would be my recommendation that the Board approve this amendment given it provides an avenue for a potential future relationship with the Agency on a project basis post 2030. In addition to Board approval, this amendment will also need to be approved by the City Council before being executed.

UTILITY BOARD ACTION REQUESTED:

Management recommends that the Utility Board approve and request Common Council approval of Amendment No.1 to Agency Agreement contingent on final approval by the General Manager and City Attorney.

Draft
 July 14 ~~August 4~~, 2016

**AMENDMENT No. 1
 to AGENCY AGREEMENT**

Amendment No. 1 dated _____, 2016 (“Amendment No. 1”) to the Agency Agreement dated April 1, 1977 creating the Southern Minnesota Municipal Power Agency (the “Agency”) which agreement is on file with the Secretary of State of Minnesota in Book S-46 of Incorporations on page 300 (the “Original Agency Agreement;” such Original Agency Agreement as amended by this Amendment No. 1 is hereinafter referred to as the “Agency Agreement”) between and among CITY OF AUSTIN, a city organized and existing under the laws of the State of Minnesota, CITY OF BLOOMING PRAIRIE, a city organized and existing under the laws of the State of Minnesota, CITY OF FAIRMONT, a city organized and existing under the laws of the State of Minnesota, CITY OF GRAND MARAIS, a city organized and existing under the laws of the State of Minnesota, CITY OF LAKE CITY, a city organized and existing under the laws of the State of Minnesota, CITY OF LITCHFIELD, a city organized and existing under the laws of the State of Minnesota, CITY OF MORA, a city organized and existing under the laws of the State of Minnesota, CITY OF NEW PRAGUE, a city organized and existing under the laws of the State of Minnesota, CITY OF NORTH BRANCH, a city organized and existing under the laws of the State of Minnesota, CITY OF OWATONNA, a city organized and existing under the laws of the State of Minnesota, CITY OF PRESTON, a city organized and existing under the laws of the State of Minnesota, CITY OF PRINCETON, a city organized and existing under the laws of the State of Minnesota, CITY OF REDWOOD FALLS, a city organized and existing under the laws of the State of Minnesota, CITY OF ROCHESTER, a city organized and existing under the laws of the State of Minnesota, CITY OF SAINT PETER, a city organized and existing under the laws of the State of Minnesota, CITY OF SPRING VALLEY, a city organized and existing under the laws of the State of Minnesota, CITY OF WASECA, a city organized and existing under the laws of the State of Minnesota, and CITY OF WELLS, a city organized under the laws of the State of Minnesota (herein referred to collectively as the “Cities”) and any and all Minnesota cities becoming parties to the Agency Agreement in accordance with its terms after the date hereof (said cities together with the Cities being herein collectively referred to as the “Members”). Capitalized terms not otherwise defined in this Amendment No. 1 shall be as defined in the Original Agency Agreement.

WITNESSETH:

WHEREAS, the Original Agency Agreement created the Agency pursuant to Minnesota Statutes, Section 453.51 through 453.62, inclusive (herein referred to as the “Act,” which term includes any amendment thereof); and

WHEREAS, each City is a Member of the Agency and is authorized either by the laws of the State of Minnesota or by its city charter adopted pursuant thereto to engage in the local distribution and sale of electric energy; and

WHEREAS, the Original Agency Agreement provides for the amendment thereof with the effectiveness of any amendment subject to certain conditions set forth in Section 9(L) of the Original Agency Agreement; and

WHEREAS, this Amendment No. 1 has been (a) approved by two-thirds of all of the Representatives, each casting one vote, (b) approved by the two-thirds of the total number of votes capable of being cast by all of the Representatives, in accordance with the weighted voting

formula described in Section 9(C) of the Original Agency Agreement, (c) approved and concurred in by Commission Resolutions and City Council Resolutions of two-thirds of all of the Members and (d) upon the filing with the Secretary of State as required by the Act of a certified copy of each such Resolution and this Amendment No. 1, this Amendment No. 1 shall be effective.

NOW, THEREFORE, each of the Cities and each of the Minnesota cities becoming a Member of the Agency after the date hereof, does hereby covenant and agree, each in consideration of the foregoing and in consideration of the covenants and agreements of the other; as follows:

Section 1. Purpose of Amendment No. 1. All of the Members of the Agency on the date hereof (except for the Cities of Austin and Rochester) have power sales contracts with the Agency with a term that remains in effect until April 1, 2050 (the “Continuing Members”). The Cities of Austin and Rochester (the “Terminating Requirements Members”) have power sales contracts with an initial term ending on March 31, 2030 (the “Initial PSC Termination Date”). The Continuing Members, together with, prior to the Initial PSC Termination Date, the Terminating Requirements Members, are referred to herein as the “Requirements Members.” The Terminating Requirements Members may wish to remain Members of the Agency after the Initial PSC Termination Date and participate in contractual arrangements with the Agency other than on the basis of the contractual arrangements between the Agency and the Requirements Members. The Agency also wishes to plan for its future needs and may determine that it is beneficial for the Agency and its Members for the Agency to participate in such contractual arrangements with the Terminating Requirements Members which relate to interests in a specified project rather than on a requirements basis. In addition, it may be beneficial to the Agency and its Members and Minnesota cities becoming Members after the date hereof to offer contractual arrangements with such future Members which relate to interests in a specified project rather than on a requirements basis (the “Future Project Members” or the “Project Members;” and, on and after the Initial PSC Termination Date, together with the Terminating Requirements Members participating in Projects, the “Project Members”). Prior to entering into any such contractual arrangements, the Board of Directors of the Agency shall designate such property or interest therein or capacity thereof as a “Project” (the “Project”) for purposes of this Amendment No. 1. This Amendment No. 1 shall be effective upon its filing with the Secretary of State as required by the Act together with a certified copy of the resolutions referred to in the last “WHEREAS” clause hereof. However, certain provisions of this Amendment No. 1 may not take effect until the occurrence of certain events as specified in this Amendment No. 1. In addition, certain provisions herein may not take effect until the Initial PSC Termination Date.

Section 2. Matters Requiring Members’ Approval. A. On and after any Member becomes a Project Member, Requirements Members shall be entitled to vote as a Representative on the matters requiring approval by the Representatives pursuant to Section 9(B) of the Original Agency Agreement except as otherwise set forth in this Section 2.

B. On and after any Member becomes a Project Member, Project Members shall be entitled to vote as a Representative on matters requiring approval by the Representatives pursuant to clauses (5), (6), (7) and (8) of Section 9(B) of the Original Agency Agreement. On and after any Member becomes a Project Member, as to matters requiring approval of the Representatives pursuant to clauses (2), (3) and (4) of Section 9(B) of the Original Agency Agreement, Project Members shall be entitled to vote as a Representative on such matters

requiring approval by the Representatives if such vote is in connection with a Project in which a Project Member has a pecuniary interest and matters relating to a Project shall be approved by the majority of the votes cast by the Representatives with each Representative entitled to one vote. On and after any Member becomes a Project Member, decisions relating to the issuance of bonds or notes of the Agency relating to a Project shall be determined on the Project Committee level subject to ratification by the Board of Directors.

C. On and after any Member becomes a Project Member, no Project Member shall be counted as a Representative for purposes of a quorum with respect to any of the matters enumerated in this Section 2 other than with respect to those matters for which Project Members shall be entitled to vote as a Representative pursuant to clause B of this Section 2 and no Project Member shall be liable for any indebtedness incurred, assessments made and/or any other pecuniary liability in connection with any such matters other than with respect to pecuniary matters relating to the Project or Projects in which it participates.

D. On and after any Member becomes a Project Member, no Project Member shall be allocated a weighted vote pursuant to Section 9(C) of the Agency Agreement.

E. On and after the Initial PSC Termination Date, Members shall consist of either Project Members or Requirements Members.

Section 3. Committee Governing Actions Relating to Projects. A. On and after the effective date of this Amendment No. 1, the Agency's participation in a Project shall be administered by a Project Committee which shall be established by the Board of Directors or pursuant to contractual arrangements relating to a particular Project. Such matters shall include, but not be limited to the following and are subject to the provisions of Section 9(B) of the Agency Agreement:

- (1) the issuance of bonds or notes of the Agency secured by the revenues and funds from such Project;
- (2) the execution by the Agency of any contract relating to such Project (other than contractual arrangements between the Agency and such Project Members relating to the applicable Project); and
- (3) representation on any committees relating to joint ownership of the Project.

The Project Committee's actions shall be of no effect until ratified by the Board of Directors.

B. Unless otherwise specifically stated ~~in the Bylaws or~~ in the contractual arrangements relating to a particular Project, a Project Committee shall consist of representatives of each of the Project Members participating in such Project and one representative for the Requirements Members. For purposes of clarity, for all purposes under this Section 3, prior to the Initial PSC Termination Date, the Terminating Requirements Members shall be included within the category of Requirements Members and, after the Initial PSC Termination Date, each Terminating Requirements Member participating in a Project shall for all purposes be an individual Project Member. The representative of the Requirements Members shall be selected

by a majority vote of the Member Representatives of such Requirements Members with each Member Representative entitled to one vote. Each Project Committee shall meet as necessary to discuss matters relating to the applicable Project. Unless otherwise specifically stated ~~in the Bylaws or~~ in the contractual arrangements relating to a particular Project, a quorum exists at any meeting of a Project Committee when a majority of the members of the Project Committee are present and one of such members is the representative of the Requirements Members. Unless otherwise specifically stated ~~in the Bylaws or~~ in the contractual arrangements relating to a particular project, if a quorum exists, a majority vote of the members of the Project Committee present and comprising the quorum, each exercising the number of votes allotted to such member in accordance with clause C below, shall be necessary to take any action.

C. Unless otherwise specifically stated ~~in the Bylaws or~~ in the contractual arrangements relating to a particular Project, the number of votes that can be exercised by the members of the Project Committee shall be calculated as set forth in this clause C. The members of each Project Committee shall have an aggregate total amount of 100 votes. The allocation of such votes shall be based on percentage shares of the participants in the Project (as represented by the project percentages contained in the contractual arrangements between the Agency and the participants in such Project). For purposes of the foregoing, the Agency's percentage share in a Project shall be the percentage share of the Requirements Members. After the Initial PSC Termination Date, the Terminating Requirements Members shall each have its allocation of votes based on its percentage share of the Project and the Terminating Requirements Members shall each be a Project Member. Voting with respect to representatives of Project Members on the Project Committee shall be based on the total percentage shares of all Project Members in the Project. The number of votes on the Project Committee for each Project Member who is a member of the Project Committee shall be a number representing such Project Member's percentage share in the applicable Project calculated with respect to the aggregate total amount of 100 votes (by way of example, a 36.2% share in the applicable Project shall equal 36.2 votes out of the aggregate total of 100 votes). The total number of votes of the Requirements Members shall be a number equal to the total percentage share of the Agency in such Project calculated in the same manner as votes for each Project Member and shall be exercised by the representative of the Requirements Members on the Project Committee. Prior to any vote of representatives on the Project Committee on matters in connection with item (1) of clause A of this Section 3, the Requirements Members shall direct their representative on the Project Committee to cast the total number of votes of the Requirements Members on such matter or matters based on the results of a weighted vote on the question cast by the Member Representatives of such Requirements Members in accordance with Section 9(C) of the Original Agency Agreement. Any matters subject to such weighted vote shall be approved by a majority of weighted votes cast by the Member Representatives of the Requirements Members present. A quorum for purposes of such actions shall be that number of Member Representatives of Requirements Members which may, by weighted voting, cast a majority of the aggregate amount of votes capable of being cast by all Member Representatives of the Requirements Members.

D. Unless otherwise specified ~~in the Bylaws or~~ in the contractual arrangements relating to a particular Project, each Project Committee shall elect a chairperson who shall serve as the liaison between the Project Committee and the Agency staff. Unless otherwise specified herein, ~~in the Bylaws~~ or in the contractual arrangements relating to a particular Project, all procedural matters relating to meetings, notices of meetings, voting by proxy or determinations

as to removal or replacement of a member of the Project Committee shall be determined by the applicable Project Committee.

Section 4. Amendments to Original Agency Agreement.

A. Clauses 2 and 3 of Section 9(A) of the Original Agency Agreement are hereby amended to read as follows on and after the Initial PSC Termination Date:

(2) No such city shall become a Member of the Agency until (a) its admission is approved at an annual or special meeting of the Representatives by the affirmative vote of two-thirds of all Representatives of the then existing Members, each casting one vote, and (b) such city deposits with the Board of Directors or agrees to deposit with the Board of Directors an amount equal to a share of the costs and expenses incurred by the Agency prior to the date of admission of such city as a member of the Agency, as determined by the vote of a majority of the Representatives of the then existing Members, each casting one vote; provided, however, with respect to a Future Project Member such costs and expenses shall include only costs and expenses relating to the Project in which such Future Project Member will participate.

(3) The Board of Directors shall by resolution determine whether admission is approved by the required majority of the Representatives and, if it so determines, shall file certified copies of its resolution and the Commission Resolution and the City Council Resolution with the Secretary of State.

B. The second paragraph of clause 4 of Section 9(A) of the Original Agency Agreement is hereby amended to read as follows on and after any Member becomes a Project Member:

Any Member may withdraw from the Agency upon the following conditions: (a) the Member or its Representative shall have filed with the Board of Directors and the Secretary of State a certified copy of a Commission Resolution and, if the City is one in which the Commission is not the body charged by law with the general control of the City's governmental affairs, a certified copy of a City Council Resolution expressing its desire to so withdraw, (b) if the Agency, prior to the filing of such Commission Resolution and City Council Resolution, shall have incurred any obligation payable from assessments in accordance with Section 9(I) hereof which obligation matures after the date of such filing, the withdrawing Member shall have paid, or made arrangements satisfactory to the Board of Directors to pay, to the Agency its pro rata portion of such obligation, determined in accordance with Section 9(I) hereof, and (c) (i) if any obligations of the Agency (other than obligations with respect to a Project) shall be outstanding at the time, no Member shall be permitted to withdraw

from the Agency, if such withdrawal would reduce the number of Requirements Members remaining in the Municipal Power Agency to less than five (5) and (ii) if any obligations of the Agency incurred with respect to a Project shall be outstanding at the time, Project Members participating in such Project shall not be permitted to withdraw.

C. The last paragraph of clause 4 of Section 9(A) of the Original Agency Agreement is hereby amended to read as follows on and after the Initial PSC Termination Date:

Any Member which has (a) defaulted under a contract with the Agency, or (b) failed to pay its assessments in accordance with Section 9(I) hereof, may be expelled from the Agency at an annual or special meeting of the Representatives by the affirmative vote of a majority of the Representatives (including the Representative or Representatives of the defaulting Member), each casting one vote. The expulsion of a Member from the Municipal Power Agency shall not affect any obligations under any contract between the expelled Member and the Municipal Power Agency.

D. Section 9(C) of the Original Agency Agreement is hereby amended to read as follows on and after the Initial PSC Termination Date:

(C) Voting. Except as otherwise expressly provided in this Agency Agreement, each action at any meeting of the Representatives shall be taken by a majority of the votes cast on the question by the Representatives present, each exercising a number of votes allocated to the Member he or she represents as follows (referred to herein as a “weighted vote”):

(1) One vote for each full 5,000 megawatt hours of electric energy purchased by the Member from the Agency during the Agency’s most recent Fiscal Year, under a full or partial requirements contract; plus

(2) One additional vote for each full megawatt of the peak amount of electric capacity purchased by the Member from the Agency during the Agency’s most recent Fiscal Year, under a full or partial requirements contract; provided that

(3) If the votes allocated to any Member pursuant to clauses (1) and (2) would equal or exceed the total number of votes allocated to all other Members, its allocation of votes shall be reduced to one vote less than those allocated to all other Members.

The allocation of votes to each Member shall be made in accordance with the formula outlined above as soon as practicable after the beginning of each Fiscal Year. The allocation shall be made by the Secretary of the Agency based upon a certificate of

the Commission of the Member, and such allocation shall be verified by the Board of Directors. Each such allocation shall remain effective until such time as a new allocation is made for the next Fiscal Year.

In the case of a new Requirements Member or Terminating Requirements Member with a new or modified requirements power sales contract, weighted votes will be determined under clauses (1) and (2) above for the first partial and full year of the new or modified power sales contract based on that Member's load characteristics from the prior year and the energy and capacity amounts expected to be provided by the Agency in that first partial and full year of the new or modified contract.

E. The first sentence of Section 9(E) of the Original Agency Agreement is hereby amended to read as follows on and after any new or existing Member becomes a Project Member:

Other than as set forth in Amendment No. 1 to the Original Agency Agreement, the powers of the Municipal Power Agency shall be exercised by the Board of Directors in which shall be vested all of the powers conferred on the Municipal Power Agency by the Act and this Agency Agreement other than those powers described in Section 9(B) hereof which shall require the approval of the Representatives.

F. Clause 3 of Section 9(E) of the Original Agency Agreement is hereby amended to add a sentence at the end of the first paragraph of such clause 3 to read as follows on or after any new or existing Member becomes a Project Member:

At no time shall the four Directors elected by the Representatives consist of more than two Project Members.

G. The second to last paragraph of clause 3 of Section 9(E) of the Original Agency Agreement is hereby amended to read as follows on and after the Initial PSC Termination Date:

Directors who have been elected may be removed for cause at a special meeting of the Representatives called for that purpose by the affirmative vote of two-thirds of the Representatives, each casting one vote.

H. Section 9(H)(3) of the Original Agency Agreement is hereby amended to read as follows on and after any new or existing Member becomes a Project Member:

If the Municipal Power Agency shall be dissolved after payment of all of its indebtedness, all of its assets shall be distributed to its Members; provided, however, a Project Member shall be entitled only to a distribution of its proportionate share of the assets of the

Project or Projects in which it is participating at the time of the dissolution.

I. The second paragraph of Section 9(I) of the Original Agency Agreement is hereby amended to read as follows on and after any new or existing Member becomes a Project Member:

The Board of Directors shall submit the proposed annual operating budget, together with a proposed schedule as assessment payment dates, to the Representatives at the annual meeting or at a special meeting called for that purpose. Subject to the provisions of Amendment No. 1, the annual operating budget may be adopted by a majority of the votes cast by the Representatives at such meeting, including any adjourned session thereof. Upon approval of the annual operating budget, the net amount of estimated expenditures therein in excess of the estimated revenues therein shall be deemed assessed against the Members. The amount assessed against each Member shall be in the same proportion as the Member's weighted vote bears to the aggregate amount of votes capable of being cast by all Members. For such purposes, prior to the Initial PSC Termination Date, the Terminating Requirements Members shall be included in the weighted vote and the Terminating Requirements Members shall be assessed as Members as described in the foregoing sentence. Project Members shall be entitled to vote as Representatives on the annual operating budget to the extent permitted pursuant to clause B of Section 2 of Amendment No. 1. Assessments in connection with a particular Project shall be based on the percentage share of a Project participant in a particular Project calculated as set forth in clause C of Section 3 of Amendment No. 1. Upon the approval of the annual operating budget by the Representatives, the amount assessed against each Member shall become an obligation of the Member, enforceable, except as otherwise provided in this Section 9, as a contract right of the Agency. Such assessments shall be paid in accordance with the schedule prepared by the Board of Directors and submitted to the Representatives for their approval with the annual operating budget.

J. The first paragraph of Section 9(J) of the Original Agency Agreement is hereby amended to read as follows on and after the Initial PSC Termination Date:

With respect to voting involving both Project Members and Requirements Members, a quorum for a meeting of the Representatives shall consist of a majority of the total number of Representatives. With respect to voting involving only Requirements Members, a quorum for a meeting of the Representatives is (i) a majority of the total number of Representatives of Requirements Members, and (ii) that number of Representatives of Requirements Members which may, by

weighted voting, cast a majority of the aggregate amount of votes capable of being cast by all Representatives of Requirements Members.

K. Section 9(L) of the Original Agency Agreement is hereby amended to read as follows on and after the Initial PSC Termination Date:

This Agency Agreement may only be amended at a regular or special meeting of the Representatives for which notice stating the purpose shall be given to each Representative and any such amendment shall only become effective when (i) approved by two-thirds of all of the Representatives, each casting one vote, (ii) approved and concurred in by Commission Resolutions and City Council Resolutions of two-thirds of all of the Members, and (iii) when such amendment, together with certified copies of such Commission Resolutions and such City Council Resolutions are filed with the Secretary of State.

The Bylaws may only be amended by the affirmative vote of two-thirds of the Representatives present and voting at an annual or special meeting.

L. Section 9(M) of the Original Agency Agreement is hereby amended to read as follows on and after the Initial PSC Termination Date:

This Agency Agreement may be terminated by the vote of two-thirds of the Representatives, each casting one vote, at a regular meeting or a meeting specially called for that purpose, but not until after all debts of the Municipal Power Agency have been paid; and only upon the approval of same by two-thirds of the Members, as evidenced by Commission Resolutions and City Council Resolutions filed with the Board of Directors. Thereafter, the Board of Directors shall liquidate the business of the Municipal Power Agency as expeditiously as possible, distribute the net proceeds to the Members in the ratio that the total assessments made against each of them bears to the sum of the total assessments made against all of them, and file notice of such termination, together with such Commission Resolutions and City Council Resolutions, with the Secretary of State.

Section 5. Counterparts. Amendment No. 1 may be executed in any number of counterparts, all of which taken together shall constitute one and the same instrument and any of the parties hereto may execute Amendment No. 1 by signing any such counterpart.

IN WITNESS WHEREOF, the CITY OF AUSTIN, the CITY OF BLOOMING PRAIRIE, the CITY OF FAIRMONT, the CITY OF GRAND MARAIS, the CITY OF LAKE CITY, the CITY OF LITCHFIELD, the CITY OF MORA, the CITY OF NEW PRAGUE, the CITY OF NORTH BRANCH, the CITY OF OWATONNA, the CITY OF PRESTON, the CITY OF PRINCETON, the CITY OF REDWOOD FALLS, the CITY OF ROCHESTER, the CITY OF SAINT PETER, the CITY OF SPRING VALLEY, the CITY OF WASECA, and the CITY OF WELLS, have each caused this AMENDMENT NO. 1 to be executed and attested by a duly authorized officer, have each caused to be attached hereto the certified Resolution of its governing body, and the certified Resolution of its city council (or other body which is charged by law or its charter with the general control of such City's governmental affairs), and have caused this AMENDMENT NO. 1 to be filed with the Secretary of State of Minnesota, all as of the day and year first written above.

CITY OF AUSTIN

By _____
Mayor

By _____
President of Austin Utilities

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF BLOOMING PRAIRIE

By _____
Mayor

By _____
Chairman of Public Utilities Commission

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

Attachment: Amendment No. 1 to SMMPA Agency Agreement v5 without bylaws reference (6088 : Agency Agreement Amendment)

CITY OF FAIRMONT

By _____
Mayor

By _____
Chairman of Public Utilities Commission

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF GRAND MARAIS

By _____
Mayor

By _____
[_____]

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF LAKE CITY

By _____
Mayor

By _____
Chairman of Utilities Board

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

Attachment: Amendment No. 1 to SMMPA Agency Agreement v5 with out bylaws reference (6088 : Agency Agreement Amendment)

CITY OF LITCHFIELD

By _____
Mayor

By _____
[_____]

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF MORA

By _____
Mayor

By _____
[_____]

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF NEW PRAGUE

By _____
Mayor

By _____
Chairman of Water, Light, Power
and Building Commission

By _____
Representative

(Seal)
Attest:

Attachment: Amendment No. 1 to SMMPA Agency Agreement v5 with out bylaws reference (6088 : Agency Agreement Amendment)

By: _____
City Administrator

CITY OF NORTH BRANCH

By _____
Mayor

By _____
[_____]

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF OWATONNA

By _____
Mayor

By _____
President of Public Utilities Commission

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk-Treasurer

Attachment: Amendment No. 1 to SMMPA Agency Agreement v5 without bylaws reference (6088 : Agency Agreement Amendment)

CITY OF PRESTON

By _____
Mayor

By _____
[_____]

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF PRINCETON

By _____
Mayor

By _____
[_____]

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF REDWOOD FALLS

By _____
Mayor

By _____
President of Public Utilities Commission

By _____
Representative

(Seal)
Attest:
By: _____
City Administrator-Clerk

Attachment: Amendment No. 1 to SMMPA Agency Agreement v5 with out bylaws reference (6088 : Agency Agreement Amendment)

CITY OF ROCHESTER

By _____
Mayor

By _____
President of Public Utilities Board

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF SAINT PETER

By _____
Mayor

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF SPRING VALLEY

By _____
Mayor

By _____
President of Public Utilities Commission

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

Attachment: Amendment No. 1 to SMMPA Agency Agreement v5 without bylaws reference (6088 : Agency Agreement Amendment)

CITY OF WASECA

By _____
Mayor

By _____
City Manager

By _____
Representative

(Seal)
Attest:
By: _____
City Clerk

CITY OF WELLS

By _____
Mayor

By _____
Chairman of Public Utilities Commission

By _____
Representative

(Seal)
Attest:
By: _____
Deputy City Clerk

Attachment: Amendment No. 1 to SMMPA Agency Agreement v5 with out bylaws reference (6088 : Agency Agreement Amendment)



RESOLUTION

BE IT RESOLVED by the Public Utility Board of the City of Rochester, Minnesota, and that the Common Council of the said City is requested to approve contingent on final approval by the General Manager and City Attorney the:

Amendment No. 1 to Agency Agreement

Passed by the Public Utility Board of the City of Rochester, Minnesota, this 30th day of August, 2016.

President

Secretary

FOR BOARD ACTION

Agenda Item # (ID # 6012)

Meeting Date: 8/30/2016

SUBJECT: RPU Board Meeting Schedule 2017

PREPARED BY: Mark Kotschevar

ITEM DESCRIPTION:

Attached for your information and review is the proposed 2017 Utility Board Schedule. It accommodates budget review beginning in October as well as the holiday season.

UTILITY BOARD ACTION REQUESTED:

Management recommends that the Board approve the meeting schedule and direct staff to post on the Rochester Public Utilities Web site and the City Calendar for the public.



UTILITY BOARD MEETING DATES FOR 2017

January 31

February 28

March 28

April 25

May 30

June 27

July 25

August 29

September 26

October 31

November 14

November 28

December 12

Utility Board meetings are regularly scheduled on the last Tuesday of the month (see calendar for exceptions) at 4:00 p.m. at the RPU Service Center (see address below). Special meetings are scheduled as needed. Call 280-1540 to confirm.