

GREEN BAY METROPOLITAN SEWERAGE DISTRICT
PROCEEDINGS OF THE COMMISSION

Special meeting of the Commission held November 11, 2014.

PRESENT: Commissioners Hasselblad, Blumreich, Mainz, Tumpach, and Hoffmann

ALSO PRESENT: T. Sigmund, P. Kaster, N. Qualls, P. Wescott, J. Van Sistine, J. Nicks and N. Kees–
Legal Counsel; M. Koel–U.S. Oil

Commission President Hasselblad called the meeting to order at 8:15 a.m.

- 1) **Convene in closed session under State Statute 19.85 (1) (g) for the purpose of conferring with legal counsel for the Commission who is rendering oral or written advice concerning strategy to be adopted by the Commission with respect to litigation in which it is or is likely to become involved:**
 - a) **Potential nutrient recovery equipment pre-selection protest**
 - b) **Assignment of the Option and Amended and Restated License Agreement with Noble Petro, Inc. and consent to assignment of License Agreement to U.S. Venture, Inc.**

Motion #14-077

It was moved by Blumreich, seconded by Hoffmann, and unanimously agreed to convene in closed session under State Statute 19.85 (1) (g) for the purpose of conferring with legal counsel for the Commission who is rendering oral or written advice concerning strategy to be adopted by the Commission with respect to litigation in which it is or is likely to become involved.

- 2) **Reconvene in open session.**

Motion #14-078

It was moved by Mainz, seconded by Tumpach, and unanimously agreed to reconvene in open session.

Before proceeding in open session, staff invited any guests into the meeting.

- 3) **Request Commission approval of pre-selection of nutrient recovery equipment.**

Motion #14-079

It was moved by Mainz, seconded by Tumpach, with Hoffmann abstaining, and agreed to approve staff's recommendation of the pre-selection of Multifarm Harvest, Inc. to supply the nutrient recovery equipment.

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4) Request Commission approval of Option and Amended and Restated License Agreement with Noble Petro, Inc. and consent to assignment of License Agreement to U.S. Venture, Inc.

P. Kaster introduced Mike Koel from U.S. Oil.

M. Koel stated U.S. Oil is a division of U.S. Venture, Inc. He stated U.S. Venture spent \$3,000,000 to revamp a dock located on the west side of Green Bay in 2010. He stated the west side port has better water depth and U.S. Venture has no plans to refurbish the dock on NEW Water's, the brand of the Green Bay Metropolitan Sewerage District, property. He stated the pipeline from Chicago runs along NEW Water and the tree line property and crosses to the west side. He stated if the pipeline didn't cross to the west side, U.S. Venture would want to access the water on the east side. He stated the port of Green Bay received the 2013 Pacesetter Award.

Commissioner Mainz asked if U.S. Venture will use the tanks. M. Koel replied yes, U.S. Venture plans to store product at the NEW Water site. He stated U.S. Venture will maintain the tanks and have them inspected every 10 years, as required.

J. Nicks asked if U.S. Venture owns or leases the west side property. M. Koel replied U.S. Venture owns the property on Broadway and Prairie Streets, and leases the property on Hurlbut Street.

J. Nicks asked if U.S. Venture would use the dock on NEW Water's property at all. M. Koel replied U.S. Venture does not anticipate using the dock. He stated a new lease agreement would have to be entered into before U.S. Venture could utilize the dock on NEW Water's property.

Motion #14-080

It was moved by Blumreich, seconded by Hoffmann, and unanimously agreed to approve the Executive Director to enter into an Option and Amended and Restated License Agreement with Noble Petro, Inc. and consent to assignment of License Agreement to U.S. Venture, Inc.

There being no further business to come before the Commission, the meeting adjourned at 10:06 a.m.

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Secretary