

**MINUTES OF THE DELANO WATER, LIGHT AND POWER COMMISSION
CITY OF DELANO, COUNTY OF WRIGHT, STATE OF MINNESOTA
WITH ALL ACCOUNTS BEING AUDITED BY SAID COMMISSION**

**JOINT MEETING
JANUARY 06, 2009**

1. CALL TO ORDER

The meeting was called to order by Chairman Larry Bartels.

2. ROLL CALL

Formal roll call was waived.

Members Present: Joe McDonald, Mayor, Holly Schrupp, Betsy Stolfa (incoming council member), and Larry Bartels*, Council members.

Commission Members Present: Larry Bartels, Bob Hutter, Sam Nelson, Tim Falde, and Randy Keranen.

Also Present: Hal Becker, General Manager, Delano Municipal Utilities, Phil Kern, City Administrator, Robert Schulte, CMMPA** Chief Executive Officer, Steve Thompson, CMMPA Director of Operations, Mark Johnson, City Attorney, Michael Gavin, Attorney at Law representing the CMMPA, Paula Bauman, recorder for the City Council, Bob Stroud, recorder for the Utilities Commission.

3. AGENDA

DISCUSSION OF THE PROPOSED CMMPA AGREEMENT

In a continuance of the discussion of the CMMPA contract at the joint meeting conducted on December 15, 2008, Michael Gavin explained a letter issued by him. The letter was issued in response to questions presented at the December 15 meeting relating to language of articles within the agreement. The agreement consists of two parts; Additional Services and the Market Participant Agreement. Outlined in the letter were the term of the agreements, avoidance of amendments, right of member to audit CMMPA books, reciprocal licenses, and written notice of change in participant resources, payment for services and cost of services. Mark Johnson said the letter is an explanation but not an official amendment to the agreement and believed articles such as cost of services and easements within the City should be defined and clearly identified.

Members of the City Council and Delano Municipal Utilities Commission expressed their displeasure in the lack of participation given to the City and the Commission in the draft of the agreement. The representatives of CMMPA indicated ten of the twelve member utilities represented by them had already signed the agreement.

Phil Kern pointed out to the Council Members that the five year requirement for notification to the CMMPA of intent to sell or dispose of the utility would be another obstacle should the residents decide to sell the utility.

Robert Schulte said he would take the articles in question before the board of the CMMPA at their next scheduled meeting and try to reach agreements in change which would be acceptable to Delano.

4. ADJOURNMENT

There being no further business before the Commission, the meeting was adjourned

* Larry Bartels serves on the City Council and The Utilities Commission

** Central Minnesota Municipal Power Association

*** Midwest Independent Systems Operators

Larry Bartels, Chairman

Sam Nelson, Secretary