

**OFFICIAL PROCEEDINGS OF THE
BOARD OF WATER, ELECTRIC,
AND COMMUNICATIONS TRUSTEES
OF THE CITY OF MUSCATINE, IOWA
SEPTEMBER 28, 2021 – 5:30 P.M.**

The Board of Trustees met in regular session at Muscatine Power and Water's Administration/Operations Building, 3205 Cedar Street, Muscatine, Iowa, on Tuesday, September 28, 2021, at 5:30 p.m.

Chairperson Steven Bradford called the meeting to order. Chairperson Bradford attended the meeting virtually by Microsoft Teams due to previously scheduled travel plans. Additional members of the Board present were as follows: Trustees Susan Eversmeyer, Kevin Fields, and Keith Porter. Tracy McGinnis was absent due to previously scheduled travel plans.

Also present were Gage Huston, General Manager of Muscatine Power and Water (MPW); Brenda Christensen, Board Secretary; Mike Sawyer, Business Manager for IBEW Local; Erika Cox, Brandy Olson, Mark Roberts, Doug White, Greg Maiers, Mike Haskins, Tom Lewis, and Dominick Lane of MPW. Additional guests attending the meeting included Chris Anderson, Charles Potter, Jessica Brackett, Freedom Malik-Roberts, and Katie Rock.

Chairperson Bradford asked if there was anyone in attendance who wished to make any public comments. Ms. Malik-Roberts made a public comment. Trustee Fields, on behalf of the Board of Trustees and MPW Leadership Team, recognized Charles Potter, previous reporter of the Muscatine Journal, for his years of covering and reporting on the MPW Board meetings. Charles Potter made public comments.

The August 31, 2021 Audit/Finance Committee, public hearing, and regular meeting minutes were presented for review. Minutes from the September 17, 2021 special meeting were also included. Trustee Fields moved, seconded by Trustee Eversmeyer, all minutes presented be received and placed on file. All Trustees present voted aye. Motion carried.

The list of expenditures and transactions for August 2021 were presented as previously submitted to all Board members. Trustee Eversmeyer moved, seconded by Trustee Fields, to ratify payment of \$7,137,923.62 for the Electric Utility, \$508,601.59 for the Water Utility, and \$972,516.51 for the Communications Utility, for a cumulative total of \$8,619,041.72. All Trustees present voted aye. Motion carried.

Mr. Huston introduced the next agenda item to the Board as a recommendation to ratify Contract Change Order (CCO) No. 2 and recognize the arbitration settlement and accept as complete that the contract for the Construct Wells 47, 48, and 49 at New Well Field Project. He continued at the April 2017 Board meeting, a contract was awarded to Cahoy Pump Service (CPS) to construct three new wells at the new well field. CCO No. 1 was previously approved by the Board at the November 2017 Board meeting; CCO No. 2 increased the amount of the contract by \$19,488.48. Mr. Huston reminded the Board, during the drilling

of Well 47, a dispute arose between MPW and CPS. CPS ultimately pursued arbitration to resolve the dispute. A settlement agreement was reached August 31, 2021. After discussion and review, the following resolutions were submitted:

RESOLUTION 21-22

WHEREAS, Contract Change Order No. 2 has been prepared to said contract with Cahoy Pump Service for the Construct Wells 47, 48, and 49 at New Well Field Project in the increased total amount of \$19,488.48 and said Contract Change Order has been reviewed by the Board, and Muscatine Power and Water Management has recommended approval of said Contract Change Order; now therefore,

BE IT RESOLVED, by the Board of Water, Electric, and Communications Trustees that said Contract Change Order No. 2 in the increased total net amount of \$19,488.48 be approved for an amended contract price of \$1,082,848.04 for the Construct Wells 47, 48, and 49 at New Well Field Project.

Trustee Porter moved, seconded by Trustee Fields, said resolution be passed, approved, and adopted this 28th day of September 2021. On roll call, Trustees Porter, Fields, Eversmeyer and Bradford voted aye. Voting nay, none. Resolution carried. Trustee McGinnis was absent.

RESOLUTION 21-23

WHEREAS, it appears in a written report from Muscatine Power and Water Management that arbitration settlement adjustments to the contract be recognized, and the contract be accepted as complete with Cahoy Pump Service to Construct Wells 47, 48, and 49 at New Well Field Projects in the final amount of \$1,082,848.04. The recommendation has been made that said contract be accepted by the Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa; now therefore,

BE IT RESOLVED, the Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa, recognize the arbitration settlement closed the dispute; and,

BE IT FURTHER RESOLVED, by the Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa, that the Construct Wells 47, 48, and 49 at New Well Field Project, furnished under the above-named contract be accepted and approved by the Board.

Trustee Eversmeyer moved, seconded by Trustee Fields, said resolution be passed, approved, and adopted this 28th day of September 2021. On roll call, Trustees Porter, Fields, Eversmeyer and Bradford voted aye. Voting nay, none. Resolution carried. Trustee McGinnis was absent.

The next item on the agenda was a recommendation to approve a project summary form (PSF) for 9A Air Preheater Cold End Element Replacement Project. Mr. Huston stated that approval for this project was needed outside of the budget cycle and provided a review of issues Staff identified during a recent inspection. He stated the project costs will cover the replacement of the cold end elements and support grating in 9A air preheater that will take place during the Fall 2022 Unit 9 Outage. He continued that the elements for this have at least a 30-week lead time and need to be purchased out of budget cycle. Trustee Fields moved, seconded by Trustee Eversmeyer, that the PSF for 9A Air Preheater Cold End Element Replacement Project be approved. All Trustees present voted aye. Motion carried.

In the General Manager's report, Mr. Huston provided an update to the Board regarding the following:

- MAGIC Board members unanimously voted to transition the two shared MAGIC employees to full-time MPW employees; the change is a win-win for all parties creating stability and professional growth opportunities for the team members, without any loss of service for the entities represented (City, County, MPW).
- MPW was notified by Empower Rural Iowa Broadband Grant Program that an MPW project was approved to expand fiber services along Highway 22 East in Muscatine County. MPW's application was for a total project cost of \$1,373,020 for engineering, management, materials, and construction and will provide MPW with an additional ~280 "homes passed." MPW will be reimbursed up to \$547,148.80 of projects costs at a rate of 39.85% per qualifying dollar spent.
- Reviewed a graph showing grid reliability events in MISO have significantly increased in 2021, triggering more reliability-related notifications and warnings that affected grid reliability.
- Reminded the Board that customer solar-project events will take place on October 14, 2021.
- Informed the Board that Customer Service lobby hours are changing, on a trial basis, to 8am-4pm, with drive-through still being available until 5pm.

The August Financial Operating Statements and Balance Sheets were presented and reviewed by Mr. Roberts. He reviewed the dashboard, and the Financial Results Summary for each Utility.

There were no entries on the Competitive Quotes for Public Improvements Report.

Mr. Huston reviewed the Monthly Project Status Report and Variance Analysis report.

The June Departmental Reports were presented as previously submitted to all Board members. Mr. Huston provided a high-level review, and then Mr. Streck provided an update on the 161kV Transmission Line Construction Project. Mr. White, and Ms. Cox reviewed the Powering the Future Monthly Status Report.

Public comments were added by Ms. Malik-Roberts, Jessica Brackett and Mike Sawyer.

Trustee Eversmeyer moved, seconded by Trustee Fields to receive, and place on file the September 2021 Utility Reports. All Trustees present voted aye. Motion carried.

Mr. Huston requested the Board to enter Closed Session, in accordance with Iowa Code 388.9 (protecting competitive information), for the purpose of discussing ISP Network Improvements. Trustee Eversmeyer moved, seconded by Trustee Fields, the meeting be closed to the public in accordance with Iowa Code Chapter 388.9 (protecting competitive information) to discuss ISP network improvements. On roll call, Trustees Eversmeyer, Porter, Fields and Bradford voted aye. Voting nay, none. Motion carried. Trustee McGinnis was absent.

The meeting was closed to the public at 6:45 p.m.

At 7:25 p.m. the meeting was reconvened to open session.

The meeting of the Board of Trustees was adjourned at 7:25 p.m.

BOARD OF WATER, ELECTRIC, AND
COMMUNICATIONS TRUSTEES OF
THE CITY OF MUSCATINE, IOWA



Brenda Christensen
Board Secretary