

**OFFICIAL PROCEEDINGS OF THE
BOARD OF WATER, ELECTRIC,
AND COMMUNICATIONS TRUSTEES
OF THE CITY OF MUSCATINE, IOWA
JANUARY 28, 2025 – 4:00 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, January 28, 2025, at 4:00 p.m.

Chairperson Steven Bradford called the meeting to order. Additional members of the Board present were as follows: Trustees Susan Eversmeyer, Keith Porter, Tammi Drawbaugh and Kevin Fields.

Also present were Gage Huston, General Manager of Muscatine Power and Water (MPW); Kelly Miller, Board Secretary; Erika Cox, Brandy Olson, Mark Roberts, Ryan Streck and Greg Slonka of MPW. Additional guests included Seth Shoemaker, Ben Baughman, and Jessica Brackett.

There were no public comments.

Mr. Huston introduced Seth Shoemaker from MPW.

The December 19, 2024 Board meeting minutes were presented as previously submitted. Trustee Drawbaugh moved, seconded by Trustee Eversmeyer, to approve the December 19, 2024 regular meeting minutes. All Trustees present voted aye. Motion carried.

The list of expenditures and transactions for December 2024 was presented. After review by Mr. Huston, and discussion of the expenditures, Trustee Drawbaugh moved, seconded by Trustee Fields to ratify the December accounts payable expenditures in the cumulative total amount of \$10,497,063.24 for the Electric, Water, and Communications Utilities. All Trustees present voted aye. Motion carried.

Mr. Huston presented an agenda item for recommendation to Approve the Project Summary Form for 2024-2025 Power Supply Study (PSS). That study, as detailed in the Project Summary Form (PSF), is designed to determine the optimum power supply plan to meet forecasted MPW system capacity and energy requirements. It is of particular criticality following the four power plant rules finalized by the EPA in 2024. MPW included \$190,000 in the 2024 Operating Budget for the purposes of this study; however, due to heavy workloads, MPW did not initiate the study until December 2024. With an updated scope and cost estimate from the vendor, staff anticipates project expenditures may exceed the threshold requiring Board action. Mr. Huston asked the Board to approve the PSF for the 2024-2025 PSS for a total cost of \$222,200. Trustee Eversmeyer moved, seconded by Trustee Fields, to approve the Project Summary Form for the 2024-2025 Power Supply Study for a total cost of \$222,200. All Trustees present voted aye. Motion carried.

Mr. Huston introduced the next item on the agenda as approval of Reimbursement Resolutions for all three Utilities, as recommended by Bond Counsel. It is an annual step taken by the Utility. The recommended Resolutions presented were like what the Board has adopted each January and are established to comply with the requirements of Treasury Regulation 1.150-2 (proceeds of bonds used for reimbursement). The Reimbursement Resolutions do not obligate the Board to undertake a borrowing or to include all qualifying capital projects in any given debt issuance, but it does give the Board the ability to include those projects if they qualify and the economics warrant. After discussion and review, the following resolutions were submitted:

RESOLUTION 25-01**DECLARATION OF OFFICIAL INTENT OF THE CITY OF MUSCATINE, IOWA, ACTING BY AND THROUGH ITS BOARD OF WATER, ELECTRIC, AND COMMUNICATIONS TRUSTEES OF THE CITY OF MUSCATINE, IOWA TO REIMBURSE CERTAIN EXPENDITURES FROM PROCEEDS OF INDEBTEDNESS FOR THE **ELECTRIC UTILITY****

WHEREAS, the City of Muscatine, Iowa, (the "Issuer") acting by and through its Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa (the "Board") intends to acquire land; construct, improve, furnish, and equip extensions; make improvements; and commit to other capital projects related to the Electric Utility (collectively the "Projects"); and

WHEREAS, the Issuer expects to pay certain expenditures (the "Reimbursement Expenditures") in connection with the Projects prior to the issuance of indebtedness for the purpose of financing costs associated with the Projects on a long-term basis; and

WHEREAS, the Issuer reasonably expects that debt obligations in an amount not expected to exceed \$173,000,000 will be issued with respect to financing of the Projects and that certain of the proceeds of such debt obligations will be used to reimburse the Reimbursement Expenditures; and

WHEREAS, the Issuer desires to comply with the requirements of Treasury Regulation 1.150-2 (the "Regulations") with respect to the Projects;

NOW THEREFORE, it is hereby resolved by the Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa, as follows:

- Section 1. The Issuer finds and determines that the foregoing recitals are true and correct.
- Section 2. This declaration is made solely for the purpose of establishing compliance with the requirements of Section 1.150-2 of the Treasury Regulations. This declaration does not bind the Issue to make any expenditure, incur any indebtedness, or proceed with the Projects.
- Section 3. The Issuer hereby declares its official intent to use proceeds of indebtedness to reimburse itself for Reimbursements Expenditures with respect to the Projects.
- Section 4. This declaration shall take effect from and after its adoption.

Trustee Porter moved, seconded by Trustee Drawbaugh, the resolution be passed, approved, and adopted this 28th day of January 2025. On roll call Trustees Eversmeyer, Drawbaugh, Fields, Porter, and Bradford voted aye. Voting nay, none. Resolution carried.

RESOLUTION 25-02**DECLARATION OF OFFICIAL INTENT OF THE CITY OF MUSCATINE, IOWA, ACTING BY AND THROUGH ITS BOARD OF WATER, ELECTRIC, AND COMMUNICATIONS TRUSTEES OF THE CITY OF MUSCATINE, IOWA TO REIMBURSE CERTAIN EXPENDITURES FROM PROCEEDS OF INDEBTEDNESS FOR THE **WATER UTILITY****

WHEREAS, the City of Muscatine, Iowa, (the "Issuer") acting by and through its Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa (the "Board") intends to

acquire land; construct, improve, furnish, and equip extensions; make improvements; and commit to other capital projects related to the Water Utility (collectively the “Projects”); and

WHEREAS, the Issuer expects to pay certain expenditures (the “Reimbursement Expenditures”) in connection with the Projects prior to the issuance of indebtedness for the purpose of financing costs associated with the Projects on a long-term basis; and

WHEREAS, the Issuer reasonably expects that debt obligations in an amount not expected to exceed \$15,000,000 will be issued with respect to financing of the Projects and that certain of the proceeds of such debt obligations will be used to reimburse the Reimbursement Expenditures; and

WHEREAS, the Issuer desires to comply with the requirements of Treasury Regulation 1.150-2 (the “Regulations”) with respect to the Projects;

NOW THEREFORE, it is hereby resolved by the Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa, as follows:

- Section 1. The Issuer finds and determines that the foregoing recitals are true and correct.
- Section 2. This declaration is made solely for the purpose of establishing compliance with the requirements of Section 1.150-2 of the Treasury Regulations. This declaration does not bind the Issue to make any expenditure, incur any indebtedness, or proceed with the Projects.
- Section 3. The Issuer hereby declares its official intent to use proceeds of indebtedness to reimburse itself for Reimbursements Expenditures with respect to the Projects.
- Section 4. This declaration shall take effect from and after its adoption.

Trustee Eversmeyer moved, seconded by Trustee Fields, the resolution be passed, approved, and adopted this 28th day of January 2025. On roll call Trustees Eversmeyer, Drawbaugh, Fields, Porter, and Bradford voted aye. Voting nay, none. Resolution carried.

RESOLUTION 25-03

DECLARATION OF OFFICIAL INTENT OF THE CITY OF MUSCATINE, IOWA, ACTING
BY AND THROUGH ITS BOARD OF WATER, ELECTRIC, AND COMMUNICATIONS
TRUSTEES OF THE CITY OF MUSCATINE, IOWA TO REIMBURSE CERTAIN EXPENDITURES FROM
PROCEEDS OF INDEBTEDNESS FOR THE

COMMUNICATIONS UTILITY

WHEREAS, the City of Muscatine, Iowa, (the “Issuer”) acting by and through its Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa (the “Board”) intends to acquire land; construct, improve, furnish, and equip extensions; make improvements; and commit to other capital projects to the Communications Utility (collectively the “Projects”); and

WHEREAS, the Issuer expects to pay certain expenditures (the “Reimbursement Expenditures”) in connection with the Projects prior to the issuance of indebtedness for the purpose of financing costs associated with the Projects on a long-term basis; and

WHEREAS, the Issuer reasonably expects that debt obligations in an amount not expected to exceed \$8,000,000 will be issued with respect to financing of the Projects and that certain of the proceeds of such debt obligations will be used to reimburse the Reimbursement Expenditures; and

WHEREAS, the Issuer desires to comply with the requirements of Treasury Regulation 1.150-2 (the "Regulations") with respect to the Projects;

NOW THEREFORE, it is hereby resolved by the Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa, as follows:

- Section 1. The Issuer finds and determines that the foregoing recitals are true and correct.
- Section 2. This declaration is made solely for the purpose of establishing compliance with the requirements of Section 1.150-2 of the Treasury Regulations. This declaration does not bind the Issue to make any expenditure, incur any indebtedness, or proceed with the Projects.
- Section 3. The Issuer hereby declares its official intent to use proceeds of indebtedness to reimburse itself for Reimbursements Expenditures with respect to the Projects.
- Section 4. This declaration shall take effect from and after its adoption.

Trustee Porter moved, seconded by Trustee Drawbaugh, the resolution be passed, approved, and adopted this 28th day of January 2025. On roll call Trustees Eversmeyer, Drawbaugh, Fields, Porter, and Bradford voted aye. Voting nay, none. Resolution carried.

Mr. Huston next recommended the regularly scheduled Board meeting in December 2025 be moved due to scheduling conflicts. Staff recommended the December 2025 Board Meeting date of Tuesday, December 30, 2025 be rescheduled to Thursday, December 18, 2025. Trustee Drawbaugh moved, seconded by Trustee Porter, that the December 2025 Board Meeting be moved to December 18, 2025. All Trustees voted aye. Motion carried.

In the January GM Report, Mr. Huston updated the Board on the following topics:

- Large customer solar interconnection request approval was reviewed. In December, MPW engineering staff approved an interconnection request for another large, behind-the-meter solar installation on our system. The new solar installation is planned to be a rooftop-mounted system located at the site of a large industrial customer. The system will be roughly 1 MW in size and is expected to go into service in 2025.
- Mr. Huston gave an update regarding an APPA Mutual Aid Commendation. Muscatine Power and Water is honored to have received the prestigious American Public Power Association's Mutual Aid Commendation award, recognizing our unwavering commitment to community support and resilience.

The December Financial Dashboard and Financial Results Summaries and Statements were reviewed by Mr. Roberts. He also reviewed the Quarterly Investment Report.

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

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

Progress on the 2024-2026 Strategic Plan, as well as Key Performance Indicators, for the Electric, Water, and Communications Utilities were reviewed.

Mr. Huston reviewed the January 2025 Departmental Reports.

No public comments were made.

Trustee Drawbaugh moved, seconded by Trustee Eversmeyer, to receive and place on file the January 2025 Utility Reports. All Trustees present voted aye. Motion carried.

The meeting of the Board of Trustees was adjourned at 5:28 p.m.

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

A handwritten signature in cursive script that reads "Kelly Miller".

Kelly Miller
Board Secretary