

**OFFICIAL PROCEEDINGS OF THE
BOARD OF WATER, ELECTRIC,
AND COMMUNICATIONS TRUSTEES
OF THE CITY OF MUSCATINE, IOWA
JUNE 25, 2019 – 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, June 25, 2019, at 5:30 p.m.

Chairperson Porter called the meeting to order. Members of the Board were present as follows: Trustees Susan Eversmeyer, Tracy McGinnis, Kevin Fields and Keith Porter. Trustee Steven Bradford was absent due to previously scheduled travel plans.

Also present were Gage Huston, General Manager of Muscatine Power and Water; Jerry Gowey, Board Secretary; Charles Potter, Muscatine Journal; Erika Cox, Brandy Olson, Ryan Streck, Doug White, and Brenda Christensen of Muscatine Power and Water (MP&W).

Chairperson Porter asked if there was anyone in attendance who wished to make any public comments. There were no public comments.

Mr. Huston introduced the two new Directors attending the Board Meeting, Ryan Streck, Director of Utility Service Delivery, and Doug White, Director of Power Production and Supply; he also gave a brief history of their previous positions at MP&W.

The minutes of the May 28, 2019 regular meeting were presented as previously submitted to all Board members. Trustee McGinnis moved, seconded by Trustee Fields, that the minutes from the May 28, 2019 regular meeting be approved. All Trustees present voted aye. Motion carried.

The list of expenditures and transactions for May 2019 was presented as previously submitted to all Board members. Trustee McGinnis asked about the Biometric Screening charge listed in the expenditures, after additional discussion, Trustee Eversmeyer moved, seconded by Trustee McGinnis, to ratify payment of \$9,039,703.59 for the Electric Utility, \$550,891.08 for the Water Utility, and \$1,317,613.86 for the Communications Utility, for a cumulative total of \$10,908,208.53. All Trustees present voted aye. Motion carried.

Mr. Huston introduced the first agenda item to the Board as a recommendation to ratify Contract Change Orders (CCO's) 1-4 and accept as complete the contract for the Construction of Hardened Data Center Project. Mr. Huston told the Board that this project was approved with the 2017 Operating Budget for a total expenditure of \$1,025,250 to furnish all labor, materials, tools, equipment, and supervision necessary for the construction of the hardened facilities. At the March 2018 Board Meeting, a contract was awarded to Woodruff Construction, LLC for the Construction of Hardened Data Center Project. CCO's 1-4 adjusted prices, both increases and decreases for a total of \$40,686, to address changes in the design, to address as-found conditions, and make additional improvements to the associated facilities. Management recommended that the Board ratify CCO's No. 1-4 and accept as complete the contract with Woodruff Construction, LLC for the Construction of Hardened Data Center Project. After discussion and review, the following resolutions were submitted:

RESOLUTION 19-16

WHEREAS, Contract Change Orders No. 1 through 4 have been prepared to said contract with Woodruff Construction, LLC for the Construction of Hardened Data Center Project in the increased total amount of \$40,686.00 and said Contract Change Orders have been reviewed by the Board, and Muscatine Power and Water Management has recommended approval of said Contract Change Orders; now therefore,

BE IT RESOLVED, by the Board of Water, Electric, and Communications Trustees that said Contract Change Orders No. 1 through 4 in the increased total net amount of \$40,686.00 be approved for an amended contract price of \$1,941,286.00 for the Construction of Hardened Data Center Project.

Trustee McGinnis moved, seconded by Trustee Fields, that said resolution be passed, approved, and adopted this 25th day of June 2019. On roll call, Trustees Eversmeyer, Fields, McGinnis and Porter, voted aye. Trustee Bradford was absent. Voting nay, none. Resolution carried.

RESOLUTION 19-17

WHEREAS, it appears in a written report from Muscatine Power and Water Management that the contract with Woodruff Construction, LLC for the Construction of Hardened Data Center Project in the final amount of \$1,941,286.00 has been substantially completed in accordance with the project specifications and 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, by the Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa, that the Construction of Hardened Data Center Project, furnished under the above-named contract be accepted and approved by the Board; and,

BE IT FURTHER RESOLVED, that five percent (5%) of the contract price be retained for a period of thirty-one (31) days from and after the date of resolution, all in accordance with the provisions of the Code of Iowa.

Trustee McGinnis moved, seconded by Trustee Eversmeyer, that said resolution be passed, approved, and adopted this 25th day of June 2019. On roll call, Trustees Eversmeyer, Fields, McGinnis and Porter, voted aye. Trustee Bradford was absent. Voting nay, none. Resolution carried.

The next agenda item was approval of a revised project summary form (PSF) for the CCR Landfill Partial Cover Project. This project was submitted and approved with the 2018 Operating Budget and then carried over into the 2019 Operating Budget at a total cost of \$965,969. This cost was a rough estimation using a project estimate developed by an outside engineering design firm. Mr. Huston continued that after evaluation work that was completed in 2019, the project is now being revised to include the construction of a new on-site haul road, improvements to the site's stormwater management systems and additional engineering fees to include an onsite project engineer experienced with landfill design and construction. The revised project cost is \$1,223,500, which represents an increase of \$257,531. He stated that Management

recommends Board approval of the revised PSF. Trustee Fields moved, seconded by Trustee McGinnis, to approve the revised PSF for the CCR Landfill Partial Cover Project. All Trustees present voted aye. Motion carried.

Mr. Huston next reviewed the memo to all Board members regarding the recommendation to award a contract for the CCR Landfill Partial Cover Project. This project was approved with the 2019 Operating Budget for a total expenditure of \$965,969 and updated to \$1,223,500 in the previous action. A total of five bids were received, opened publicly, and read aloud on May 30, 2019, at 3:30 p.m. Management and our consultant, HR Green, reviewed and evaluated bids and recommend the award of contract be made to low bidder, DeLong Construction, Inc. of Washington, IA for a total price of \$1,058,560.00. The following resolution was submitted:

RESOLUTION 19-18

WHEREAS it appears in a written report from Muscatine Power and Water Management that the bid for the CCR Landfill Partial Cover Project, as submitted by DeLong Construction, of Washington, IA, for a total price of \$1,058,560.00 was the best and lowest bid received; now therefore,

BE IT RESOLVED by the Board of Water, Electric, and Communications Trustees of the City of Muscatine, Iowa, that the proposal from DeLong Construction, of Washington, IA, for a total of \$1,058,560.00 for the CCR Landfill Partial Cover Project was hereby accepted as submitted; and,

BE IT FURTHER RESOLVED, that the General Manager and Secretary of the Board were hereby authorized, empowered, and directed to execute a contract in the sum approved by the Board of Water, Electric, and Communications Trustees.

Trustee Fields moved, seconded by Trustee Eversmeyer, that said resolution be passed, approved, and adopted this 25th day of June 2019. On roll call, Trustees Eversmeyer, Fields, McGinnis and Porter, voted aye. Trustee Bradford was absent. Voting nay, none. Resolution carried.

The revised PSF for the 316(b) Rule for Cooling Water Intakes- Impingement and Entrainment Project was the next agenda item presented. Mr. Huston stated that the project was originally approved with the 2014 Operating Budget for an estimated cost of \$509,000 and that the revised total project costs are estimated to be \$1,063,088, which represents an increase of \$554,088. He provided the Board with the history of the Clean Water Act (CWA) §316(b) rule and the compliance activities that had taken place in anticipation of the rule being finalized, which included the initial research and study activities to date. He continued that this revised PSF for the project was to bring the project up to date and included estimated costs for the remainder of 2019, along with an estimate for future project costs. Management recommends Board approval of this revised PSF with the increased costs to complete the required studies. Trustee Eversmeyer moved, seconded by Trustee McGinnis, to approve the revised PSF for the 316(b) Rule for Cooling Water Intakes- Impingement and Entrainment Project. All Trustees present voted aye. Motion carried.

Trustee Porter stated that the Board of Trustees usually elects new officers at the June meeting for the following year. It was recommended that Trustee McGinnis be elected Chairperson and Steven Bradford be elected Vice-Chairperson for the 2019/2020 term, beginning July 1, 2019.

As part of the process of electing new Board officers, the Board Secretary is also appointed; it was recommended Ms. Christensen be elected as Board Secretary. Trustee Eversmeyer moved, seconded by Trustee Fields, that Trustee McGinnis be elected Chairperson, Trustee Bradford be elected Vice-Chairperson, and that Ms. Christensen be elected as Board Secretary for the 2019/2020 term. All Trustees present voted aye. Motion carried.

In the General Manager's report, Mr. Huston provided a short review of the Customer Service Lobby Project. Ms. Olson provided a State Legislative wrap-up of 2019 session that was just completed. Next Mr. Huston discussed some findings from the Unit 9 Generator inspection that was completed late in 2018 resulting in a recommendation of additional testing by vendor due to test results that were obtained and were slightly abnormal; the final retest will be done in the next few months and any action that may need to be taken will be done then. Mr. Huston ended with a discussion on the MP&W Wellness Team Community 5K Walk/Run that happened on Saturday, June 15th; there were over 50 participates in the run, including several employees and their families.

Financial Summary, Operating Statements and Balance Sheets were presented as previously submitted to all Board members. After review and discussion, Trustee Fields moved, seconded by Trustee McGinnis, to receive and place on file the May 2019 Financial Operating Statements and Balance Sheets for the Water, Electric, and Communications Utilities. All Trustees present voted aye. Motion carried.

The Competitive Quotes for Public Improvements Report was presented as previously submitted to all Board members. After review and discussion, Trustee Eversmeyer moved, seconded by Trustee McGinnis, to receive and place on file the Competitive Quotes for Public Improvements Report.

The May 2019 Departmental Reports were presented as previously submitted to all Board members. Mr. Huston reviewed some changes that had been done to the FTTH Monthly Status Report and project challenges. After additional discussion, Trustee Fields moved, seconded by Trustee Eversmeyer, to receive and place on file the May 2019 Departmental Reports. All Trustees present voted aye. Motion carried.

The meeting of the Board of Trustees was adjourned at 6:15 p.m.

BOARD OF WATER, ELECTRIC, AND
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OF MUSCATINE, IOWA



Jerry Gowey
Board Secretary