

MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE
MUNICIPAL ELECTRIC UTILITY, CITY OF CEDAR FALLS, IOWA

August 9, 2023

The Board of Trustees of the Municipal Electric Utility of the City of Cedar Falls, Iowa, met on the above date in regular session, pursuant to law and the rules of said Board.

The meeting was called to order at 2:00 p.m. by Chair Debra S. Iehl. Upon call of the roll, present were: Trustees: Debra S. Iehl, Richard L. McAlister, Jeffrey J. Engel, MaraBeth K. Soneson, and Nick Evens. Absent: None. Others present: Steven E. Bernard, General Manager/CEO; Brad Strouse, Board Counsel; and Andy Milone, Waterloo Courier reporter.

Chair Iehl administered the Oath of Office to new Trustee Nick Evens. Mr. Evens' term will expire August 31, 2027.

Moved by Trustee McAlister, seconded by Trustee Engel to approve the agenda as printed and distributed. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

New employees Tristan Kerr, Soham Vanage, Trevin Corkery, Zach Fisher, and Eric Gleason were introduced.

Moved by Trustee Soneson, seconded by Trustee Engel to approve the minutes of the July 12, 2023, regular meeting as printed and distributed; and to approve the Schedule of Bills for the month of July that by reference is made a part hereof and placed in permanent files of said Board of Trustees. Said schedule covers the dates of July 1, 2023, through July 31, 2023; check numbers: 153940-153943; 153947-153953; 154003-154008; 154013-154024; 154067-154071; 154108-154120; 154169-154183; 154198-154217; 154272-154275; 154303-154306; 229611-229883; 169052482733; 190996808848; 223494919525; 244020943781; 244907652632; 298584748750; 321573919567; 342854793420; 391843286565; 420250083340; 425094308287; 476946780236; 586108091374; 627422712642; 663120853974; 663785262551; 761138706958; 799303116256; 892800775172; 939787305988; a detailed itemized copy of which has been submitted to the Board of Trustees. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

Moved by Trustee Soneson, seconded by Trustee Engel to receive and file personnel action reports and a report of contracts executed by the General Manager. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

Moved by Trustee Engel, seconded by Trustee Evens to adopt the following Resolutions by one motion:

No. 6535 Resolution approving and authorizing execution of a Memorandum of Understanding between Cedar Falls Utilities and Local 3576, American Federation of State, County and Municipal Employees, AFL-CIO (AFSCME). Said Memorandum of Understanding addresses residency and response time requirements and is effective for the remainder of the current agreement between the Utilities and AFSCME through June 30, 2025.

No. 6536 Resolution approving an amended and restated lease agreement with Simple Mining, LLC to utilize additional property near the Streeter Station Power Plant for placement of structures used for crypto mining.

No. 6537 Resolution approving and authorizing execution of an Amendment to the Agreement with Paymentus Corporation for processing of credit/debit card transactions.

Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None.

Moved by Trustee Engel, seconded by Trustee Soneson to adopt **Resolution No. 6534** naming and reorganizing the officers of the Board of Trustees such that Richard L. McAlister is Chair, Jeffrey J. Engel is Vice Chair, and MaraBeth K. Soneson is Secretary beginning September 1, 2023, and continuing through August 31, 2024. Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried.

Moved by Trustee McAlister, seconded by Trustee Engel to adopt **Resolution No. 6539** approving and adopting as preliminary, the plans, specifications, proposed form of contract, and estimated cost (\$250,000) for construction and installation of miscellaneous projects related to the Long-Range Facilities Plan #2, Phase 1; authorizing the publication of a Notice of Hearing and the receiving of bids; setting the date for the receiving of bids as September 7, 2023, at 2:00 p.m. and the date of Public Hearing as October 11, 2023, at 2:00 p.m.; and authorizing the General Manager or his designated representative to receive and open bids for said project; and approving and authorizing execution of Amendment No. 1 to agreement with I&S Group to provide architectural services. Said

Amendment is required for additional services that were needed to prepare an alternate to the project; resulting in an additional cost of \$7,500 for these services. Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried.

The following items were presented for information purposes only: financial dashboard, investment and balance sheet reports were provided; the current electric reliability report; Health Plan reports; a review of the temporary exception to the Procurement and Operational Delegations to the General Manager; and a tentative schedule for the reciprocating engine project.

Board requests to staff included a review of Utility investments; environmentally conscious options for a potential reciprocating engine project; and a review of the Cash Reserves Policy in relation to self-funded health plan funds.

Moved by Trustee Engel, seconded by Trustee Soneson to adjourn to closed session in accordance with Code of Iowa, Chapter 21.5(1)(k). Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried. The meeting adjourned to closed session at 3:25 p.m.

The meeting returned to open session at 3:37 p.m.

Moved by Trustee Engel, seconded by Trustee Soneson to adjourn the meeting. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried. The meeting adjourned at 3:37 p.m.

MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE
MUNICIPAL GAS UTILITY, CITY OF CEDAR FALLS, IOWA

August 9, 2023

The Board of Trustees of the Municipal Gas Utility of the City of Cedar Falls, Iowa, met on the above date in regular session, pursuant to law and the rules of said Board.

The meeting was called to order at 2:00 p.m. by Chair Debra S. Iehl. Upon call of the roll, present were: Trustees: Debra S. Iehl, Richard L. McAlister, Jeffrey J. Engel, MaraBeth K. Soneson, and Nick Evens. Absent: None. Others present: Steven E. Bernard, General Manager/CEO; Brad Strouse, Board Counsel; and Andy Milone, Waterloo Courier reporter.

Chair Iehl administered the Oath of Office to new Trustee Nick Evens. Mr. Evens' term will expire August 31, 2027.

Moved by Trustee McAlister, seconded by Trustee Engel to approve the agenda as printed and distributed. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

New employees Tristan Kerr, Soham Vanage, Trevin Corkery, Zach Fisher, and Eric Gleason were introduced.

Moved by Trustee Soneson, seconded by Trustee Engel to approve the minutes of the July 12, 2023, regular meeting as printed and distributed; and to approve the Schedule of Bills for the month of July that by reference is made a part hereof and placed in permanent files of said Board of Trustees. Said schedule covers the dates of July 1, 2023, through July 31, 2023; check numbers: 153940-153943; 153947-153953; 154003-154008; 154013-154024; 154067-154071; 154108-154120; 154169-154183; 154198-154217; 154272-154275; 154303-154306; 229611-229883; 169052482733; 190996808848; 223494919525; 244020943781; 244907652632; 298584748750; 321573919567; 342854793420; 391843286565; 420250083340; 425094308287; 476946780236; 586108091374; 627422712642; 663120853974; 663785262551; 761138706958; 799303116256; 892800775172; 939787305988; a detailed itemized copy of which has been submitted to the Board of Trustees. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

Moved by Trustee Soneson, seconded by Trustee Engel to receive and file personnel action reports and a report of contracts executed by the General Manager. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

Moved by Trustee Engel, seconded by Trustee Evens to adopt the following Resolutions by one motion:

No. 6535 Resolution approving and authorizing execution of a Memorandum of Understanding between Cedar Falls Utilities and Local 3576, American Federation of State, County and Municipal Employees, AFL-CIO (AFSCME). Said Memorandum of Understanding addresses residency and response time requirements and is effective for the remainder of the current agreement between the Utilities and AFSCME through June 30, 2025.

No. 6537 Resolution approving and authorizing execution of an Amendment to the Agreement with Paymentus Corporation for processing of credit/debit card transactions.

Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None.

Moved by Trustee Engel, seconded by Trustee Soneson to adopt **Resolution No. 6534** naming and reorganizing the officers of the Board of Trustees such that Richard L. McAlister is Chair, Jeffrey J. Engel is Vice Chair, and MaraBeth K. Soneson is Secretary beginning September 1, 2023, and continuing through August 31, 2024. Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried.

Moved by Trustee Engel, seconded by Trustee Soneson to adopt **Resolution No. 6538** approving and authorizing execution of a Gas Supply Agreement with Central Plains Energy Project (CPEP) in connection with the reset of CPEP Project No. 4 and related matters. Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried.

Moved by Trustee McAlister, seconded by Trustee Engel to adopt **Resolution No. 6539** approving and adopting as preliminary, the plans, specifications, proposed form of contract, and estimated cost (\$250,000) for construction and installation of miscellaneous projects related to the Long-Range Facilities Plan #2, Phase 1; authorizing the publication of a Notice of Hearing and the receiving of bids; setting the date for the receiving of bids as September 7, 2023, at 2:00 p.m. and the date of Public Hearing as October 11, 2023, at 2:00 p.m.; and authorizing the General Manager or his

designated representative to receive and open bids for said project; and approving and authorizing execution of Amendment No. 1 to agreement with I&S Group to provide architectural services. Said Amendment is required for additional services that were needed to prepare an alternate to the project; resulting in an additional cost of \$7,500 for these services. Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried.

The following items were presented for information purposes only: financial dashboard, investment and balance sheet reports were provided; Health Plan reports; and a review of the temporary exception to the Procurement and Operational Delegations to the General Manager.

Board requests to staff included a review of Utility investments and a review of the Cash Reserves Policy in relation to self-funded health plan funds.

Moved by Trustee Engel, seconded by Trustee Soneson to adjourn to closed session in accordance with Code of Iowa, Chapter 21.5(1)(k). Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried. The meeting adjourned to closed session at 3:25 p.m.

The meeting returned to open session at 3:37 p.m.

Moved by Trustee Engel, seconded by Trustee Soneson to adjourn the meeting. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried. The meeting adjourned at 3:37 p.m.

Richard L. McAlister

MaraBeth K. Soneson – Secretary

MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE
MUNICIPAL WATER UTILITY, CITY OF CEDAR FALLS, IOWA

August 9, 2023

The Board of Trustees of the Municipal Water Utility of the City of Cedar Falls, Iowa, met on the above date in regular session, pursuant to law and the rules of said Board.

The meeting was called to order at 2:00 p.m. by Chair Debra S. Iehl. Upon call of the roll, present were: Trustees: Debra S. Iehl, Richard L. McAlister, Jeffrey J. Engel, MaraBeth K. Soneson, and Nick Evens. Absent: None. Others present: Steven E. Bernard, General Manager/CEO; Brad Strouse, Board Counsel; and Andy Milone, Waterloo Courier reporter.

Chair Iehl administered the Oath of Office to new Trustee Nick Evens. Mr. Evens' term will expire August 31, 2027.

Moved by Trustee McAlister, seconded by Trustee Engel to approve the agenda as printed and distributed. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

New employees Tristan Kerr, Soham Vanage, Trevin Corkery, Zach Fisher, and Eric Gleason were introduced.

Moved by Trustee Soneson, seconded by Trustee Engel to approve the minutes of the July 12, 2023, regular meeting as printed and distributed; and to approve the Schedule of Bills for the month of July that by reference is made a part hereof and placed in permanent files of said Board of Trustees. Said schedule covers the dates of July 1, 2023, through July 31, 2023; check numbers: 153940-153943; 153947-153953; 154003-154008; 154013-154024; 154067-154071; 154108-154120; 154169-154183; 154198-154217; 154272-154275; 154303-154306; 229611-229883; 169052482733; 190996808848; 223494919525; 244020943781; 244907652632; 298584748750; 321573919567; 342854793420; 391843286565; 420250083340; 425094308287; 476946780236; 586108091374; 627422712642; 663120853974; 663785262551; 761138706958; 799303116256; 892800775172; 939787305988; a detailed itemized copy of which has been submitted to the Board of Trustees. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

Moved by Trustee Soneson, seconded by Trustee Engel to receive and file personnel action reports and a report of contracts executed by the General Manager. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

Moved by Trustee Engel, seconded by Trustee Evens to adopt the following Resolutions by one motion:

No. 6535 Resolution approving and authorizing execution of a Memorandum of Understanding between Cedar Falls Utilities and Local 3576, American Federation of State, County and Municipal Employees, AFL-CIO (AFSCME). Said Memorandum of Understanding addresses residency and response time requirements and is effective for the remainder of the current agreement between the Utilities and AFSCME through June 30, 2025.

No. 6537 Resolution approving and authorizing execution of an Amendment to the Agreement with Paymentus Corporation for processing of credit/debit card transactions.

Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None.

Moved by Trustee Engel, seconded by Trustee Soneson to adopt **Resolution No. 6534** naming and reorganizing the officers of the Board of Trustees such that Richard L. McAlister is Chair, Jeffrey J. Engel is Vice Chair, and MaraBeth K. Soneson is Secretary beginning September 1, 2023, and continuing through August 31, 2024. Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried.

Moved by Trustee McAlister, seconded by Trustee Engel to adopt **Resolution No. 6539** approving and adopting as preliminary, the plans, specifications, proposed form of contract, and estimated cost (\$250,000) for construction and installation of miscellaneous projects related to the Long-Range Facilities Plan #2, Phase 1; authorizing the publication of a Notice of Hearing and the receiving of bids; setting the date for the receiving of bids as September 7, 2023, at 2:00 p.m. and the date of Public Hearing as October 11, 2023, at 2:00 p.m.; and authorizing the General Manager or his designated representative to receive and open bids for said project; and approving and authorizing execution of Amendment No. 1 to agreement with I&S Group to provide architectural services. Said Amendment is required for additional services that were needed to prepare an alternate to the project; resulting in an additional cost of \$7,500 for these services. Upon call of the roll, the following

Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None.

Motion carried.

The following items were presented for information purposes only: financial dashboard, investment and balance sheet reports were provided; Health Plan reports; and a review of the temporary exception to the Procurement and Operational Delegations to the General Manager.

Board requests to staff included a review of Utility investments and a review of the Cash Reserves Policy in relation to self-funded health plan funds.

Moved by Trustee Engel, seconded by Trustee Soneson to adjourn to closed session in accordance with Code of Iowa, Chapter 21.5(1)(k). Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried. The meeting adjourned to closed session at 3:25 p.m.

The meeting returned to open session at 3:37 p.m.

Moved by Trustee Engel, seconded by Trustee Soneson to adjourn the meeting. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried. The meeting adjourned at 3:37 p.m.

MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE
MUNICIPAL COMMUNICATIONS UTILITY, CITY OF CEDAR FALLS, IOWA

August 9, 2023

The Board of Trustees of the Municipal Communications Utility of the City of Cedar Falls, Iowa, met on the above date in regular session, pursuant to law and the rules of said Board.

The meeting was called to order at 2:00 p.m. by Chair Debra S. Iehl. Upon call of the roll, present were: Trustees: Debra S. Iehl, Richard L. McAlister, Jeffrey J. Engel, MaraBeth K. Soneson, and Nick Evens. Absent: None. Others present: Steven E. Bernard, General Manager/CEO; Brad Strouse, Board Counsel; and Andy Milone, Waterloo Courier reporter.

Chair Iehl administered the Oath of Office to new Trustee Nick Evens. Mr. Evens' term will expire August 31, 2027.

Moved by Trustee McAlister, seconded by Trustee Engel to approve the agenda as printed and distributed. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

New employees Tristan Kerr, Soham Vanage, Trevin Corkery, Zach Fisher, and Eric Gleason were introduced.

Moved by Trustee Soneson, seconded by Trustee Engel to approve the minutes of the July 12, 2023, regular meeting as printed and distributed; and to approve the Schedule of Bills for the month of July that by reference is made a part hereof and placed in permanent files of said Board of Trustees. Said schedule covers the dates of July 1, 2023, through July 31, 2023; check numbers: 153940-153943; 153947-153953; 154003-154008; 154013-154024; 154067-154071; 154108-154120; 154169-154183; 154198-154217; 154272-154275; 154303-154306; 229611-229883; 169052482733; 190996808848; 223494919525; 244020943781; 244907652632; 298584748750; 321573919567; 342854793420; 391843286565; 420250083340; 425094308287; 476946780236; 586108091374; 627422712642; 663120853974; 663785262551; 761138706958; 799303116256; 892800775172; 939787305988; a detailed itemized copy of which has been submitted to the Board of Trustees. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

Moved by Trustee Soneson, seconded by Trustee Engel to receive and file personnel action reports and a report of contracts executed by the General Manager. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried.

Moved by Trustee Engel, seconded by Trustee Evens to adopt the following Resolutions by one motion:

No. 6535 Resolution approving and authorizing execution of a Memorandum of Understanding between Cedar Falls Utilities and Local 3576, American Federation of State, County and Municipal Employees, AFL-CIO (AFSCME). Said Memorandum of Understanding addresses residency and response time requirements and is effective for the remainder of the current agreement between the Utilities and AFSCME through June 30, 2025.

No. 6537 Resolution approving and authorizing execution of an Amendment to the Agreement with Paymentus Corporation for processing of credit/debit card transactions.

Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None.

Moved by Trustee Engel, seconded by Trustee Soneson to adopt **Resolution No. 6534** naming and reorganizing the officers of the Board of Trustees such that Richard L. McAlister is Chair, Jeffrey J. Engel is Vice Chair, and MaraBeth K. Soneson is Secretary beginning September 1, 2023, and continuing through August 31, 2024. Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried.

The following items were presented for information purposes only: financial dashboard, investment and balance sheet reports were provided; Health Plan reports; a review of the temporary exception to the Procurement and Operational Delegations to the General Manager; and discussion of a potential 28E agreement.

Board requests to staff included a review of Utility investments; a review of the Cash Reserves Policy in relation to self-funded health plan funds; and a timeline on the requirement of a digital converter box for continuation of cable television services.

Moved by Trustee Engel, seconded by Trustee Soneson to adjourn to closed session in accordance with Code of Iowa, Chapter 21.5(1)(k). Upon call of the roll, the following Trustees voted aye: Iehl, McAlister, Engel, Soneson, and Evens. Nay: None. Absent: None. Motion carried. The meeting adjourned to closed session at 3:25 p.m.

The meeting returned to open session at 3:37 p.m.

Moved by Trustee Engel, seconded by Trustee Soneson to adjourn the meeting. Upon call for the vote, all Trustees voted aye. Nay: None. Absent: None. Motion carried. The meeting adjourned at 3:37 p.m.