

The Utility Board of Trustees of Laurens, Iowa met in regular session at the Municipal Building, 272 N. Third Street, Laurens, Iowa, at 11:30 a.m. on the above date. Present were Trustees Richard Main, Jerry Runneberg, and Ben Storms. Also present were Ann Beneke, Glenda Mulder, Lyle Wallin, and Hilary Reed representing the Pool Committee and General Manager Chad Cleveland.

Motion by Trustee Storms and seconded by Trustee Runneberg to amend the agenda by adding item 12A – Utility Vehicle. Ayes: All. Nays: None. Motion carried.

The Pool Committee members informed the Board that the current pool is 65 years old and is a challenge each and every year to get it opened for the public. Their latest cost estimate for a new pool and bathhouse is \$2,319,000. They currently have \$537,307.32 in the Pool Fund. The biggest hurdle they have right now is getting enough donations so they can seek out grants. They informed the Board that they need over 50% of the project available before they can seek out grants. They asked the Board to consider making the donation needed to get them over that 50% goal. No specific action was taken at this time.

Motion by Trustee Runneberg and seconded by Trustee Storms to approve the minutes of the March 25, 2021 Board meeting. Ayes: All. Nays: None. Motion carried.

Motion by Trustee Storms and seconded by Trustee Runneberg to approve the summary of receipts for March 2021 in the amount of \$9,670,152.54 and the list of expenses for March 2021 in the amount of \$5,318,349.66. Ayes: All. Nays: None. Motion carried.

**Summary of Receipts**

A/R – Electric	\$ 330,811.74
A/R – Communications	\$ 77,577.50
Merchandise/Services – Electric	\$ 265.00
Merchandise/Services – Communications	\$ 288.00
Carrier Access Fees – Communications	\$ 4,926.23
Write-Off Recovery – Communications	\$ 62.67
Write-Off Recovery – Carrier Access Fees – Communications	\$ 203.79
NIMECA Power Bill Credits – Electric	\$1,270,145.60
LIHEAP Energy Assistance – Electric	\$ 1,440.00
Deposits – Electric	\$ 2,250.00
Deposits – Internet	\$ 310.00
Deposits – Telephone	\$ 25.00
2021 Bond Proceeds – Electric	\$7,944,280.45
Marathon Energy Sales – Electric	\$ 9,970.84
Tower Lease – Communications	\$ 4,200.00
Attachment H Revenues – Electric	\$ 23,351.48
Miscellaneous – Cable TV	\$ 14.24
Office Phones – Electric	\$ 30.00
<b>Total Cash Receipts</b>	<b>\$9,670,152.54</b>

Electric Receipts	\$9,582,545.11
Communications Receipts	\$ 87,607.43
<b>Total Cash Receipts</b>	<b>\$9,670,152.54</b>

**List of Expenses**

A & M Laundry	Dust Mops & Mats	\$ 85.28
Advanced Control Systems	SCADA System Support	\$ 1,237.02
AFLAC	Employee Contributions	\$ 245.80
Alliant Energy	Natural Gas	\$ 371.33

Aureon	CALEA/SS7/Switching/Transport	\$	815.11
Avesis	Group Vision Insurance	\$	108.48
Big 10 Network	Programming Fees	\$	537.75
Bowman Welding Service	Generation Fuel Lines	\$	3,055.41
Buena Vista County Treasurer	Property Taxes	\$	125.00
Century Link Access	Access/Transport Fees	\$	551.96
Clay County Treasurer	Property Taxes	\$	69.00
Consortia Consulting	Consulting Contract	\$	975.00
Counsel	Lanier Copier Support	\$	56.77
Customers	Deposit/Credit Refunds	\$	601.96
Department of Energy	WAPA Power Bill	\$	29,537.38
DGR Engineering	Engineering Fees	\$	711.50
Echo Group	Antronix Splitters	\$	711.51
Employee Benefit Systems	Self-Funding – Administration	\$	120.00
Employee Benefit Systems	Self-Funding – Claims	\$	74.26
Hearst Television	Programming Fees	\$	1,682.10
Horsetech	UPS Shipping Fees	\$	35.99
ICMA RC	Employee Contributions	\$	800.00
Internal Revenue Service	Payroll Taxes	\$	7,994.68
Internal Revenue Service	Federal Excise Taxes	\$	708.91
Interstate TRS Fund	TRS Fund Assessment	\$	213.95
Iowa Department of Revenue	Sales Tax	\$	7,515.00
Iowa Department of Revenue	State Withholding	\$	1,317.00
Iowa Public Employees Retirement System	IPERS Contributions	\$	5,236.38
Laurens, City of	Utility Billing	\$	88,488.05
Laurens Food Pride	Supplies	\$	87.40
Laurens Municipal Power & Communications	Communications Bill	\$	103.44
Laurens Municipal Utilities	Utility Bill	\$	194.03
Laurens Plumbing	Heating Element/Supplies	\$	723.93
Laurens State Bank	Service Charges	\$	42.31
Laurens Sun	Publications/Advertising	\$	438.76
Long Lines	Communication Services	\$	9,206.04
Lumen Lexcis	Directory Listings	\$	29.34
Merchant Bankcard	Credit Card Processing Fees	\$	830.48
MidAmerican Energy	Neal 4 Operations	\$	21,000.00
National Cable Television Cooperative	Programming Fees	\$	15,728.29
New Pig	Absorbent Mat Pads	\$	652.38
Nexstar Broadcasting	Programming Fees	\$	1,612.68
NIMECA	Property Taxes/FERC Filing	\$	563.30
Howard E Nyhart Company	GASB 75 Report	\$	600.00
Oakhill Consulting	FTTH Project	\$	2,546.00
Office Elements	Office Supplies	\$	14.43
Payroll	Salaried, Hourly & Overtime	\$	22,599.44
Petty Cash	Postage	\$	23.30
PFM Financial Advisors	2021 Bond Issue Fees	\$	18,674.00
PLIC-SBD Grand Island	Life/Disability Insurance	\$	497.84
Plymouth County Treasurer	Property Taxes	\$	67.00
Pocahontas County E911	E911 Fees	\$	1,203.00
Pocahontas County Treasurer	Property Taxes	\$	4,219.00
Pocahontas Hospital	Testing Services	\$	34.75
Pop Media	Programming Fees	\$	45.39
Postmaster	Utility Billing Postage/Box Rent	\$	449.53
Power & Telephone	FTTH Project Materials	\$	158,930.51
Pro Cooperative	Fuel/Kerosene	\$	602.08
R&D Industries	Network Support/Computers	\$	3,747.40

Richardson's Service	Generation Supplies – Rislone	\$	282.22
Secure Shred Solutions	Paper Shredding	\$	24.00
Skarshaug Testing Lab	Glove Testing	\$	66.80
Stuart C. Irby	LED Street Lights/Extended Ratchet	\$	8,012.16
UMB Bank	2012 Bond Series Payoff	\$	4,872,322.00
US Card Systems	Credit Card Terminal Lease	\$	29.95
Verizon	Wireless Phone Service	\$	208.00
Visa	SSL Renewal/Generation Supplies	\$	329.87
Webster County Treasurer	Property Taxes	\$	456.50
Wellmark Blue Cross Blue Shield	Group Health Insurance	\$	9,860.23
Woodbury County Treasurer	Property Taxes	\$	1,906.50
Zcorum	Cable Modem Provisioning	\$	683.32
Ziegler, Inc.	Generator Repairs	\$	4,719.48
	<b>Total Expenses</b>		<b>\$5,318,349.66</b>

Electric Expenses	\$5,261,168.34
Communications Expenses	<u>\$ 57,181.32</u>
<b>Total Expenses</b>	<b>\$5,318,349.66</b>

Trustees reviewed the Utility Funds Report, Balance Sheet, and Income Statement for March 2021. No specific action was taken.

Board Member Runneberg introduced the following Resolution entitled "RESOLUTION APPROVING 2021 WILLOW CREEK WIND ENERGY FACILITY AGREEMENT FOR THE ACQUISITION OF WIND ENERGY THROUGH PARTICIPATION IN THE WILLOW CREEK WIND ENERGY FACILITY POWER PURCHASE AGREEMENT", and moved that the Resolution be adopted.

Board Member Storms seconded the motion. The roll was called and the vote was,

Ayes: Main, Runneberg, and Storms                      Nays: None

Whereupon, Chairman Main declared the measure duly adopted.

RESOLUTION APPROVING 2021 WILLOW CREEK WIND ENERGY FACILITY AGREEMENT FOR THE ACQUISITION OF WIND ENERGY THROUGH PARTICIPATION IN THE WILLOW CREEK WIND ENERGY FACILITY POWER PURCHASE AGREEMENT

WHEREAS, the City is a member of North Iowa Municipal Electric Cooperative Association ("NIMECA"); and

WHEREAS, NIMECA and certain municipal members of NIMECA (the "Participating Municipal Members", and each individually, a "Participating Municipal Member"), desire to acquire wind energy through the Willow Creek Wind Energy Facility Power Purchase Agreement (the "PPA") to be entered into by NIMECA on behalf of the Participating Municipal Members; and

WHEREAS, each Participating Municipal Member must agree to its proportionate share of energy received by NIMECA under the PPA, and each Participating Municipal Member must pay its proportionate share of the costs and obligations of NIMECA under the PPA; and

WHEREAS, a NORTH IOWA MUNICIPAL ELECTRIC COOPERATIVE ASSOCIATION AND PARTICIPATING MUNICIPAL MEMBER 2021 WILLOW CREEK WIND ENERGY FACILITY AGREEMENT (also referred to as the 2021 WILLOW CREEK WIND ENERGY FACILITY AGREEMENT) (the "Agreement") has been prepared and is now before this Board; and

WHEREAS, under the Agreement, NIMECA will enter into the PPA and the Participating Municipal Members will commit to their participation in the Agreement and the extent (in MW) of their participation; and

WHEREAS, this Board has determined that the Agreement is in proper form and in the best interests of the City and its Municipal Electric Utility; and

WHEREAS, this Board has determined that the Board should evidence its approval of the Agreement and consent to NIMECA entering into the PPA on its behalf; and

WHEREAS, this Board has had the opportunity and has been advised to have the Agreement and this Resolution reviewed and approved by legal counsel of its choosing.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE MUNICIPAL ELECTRIC UTILITY OF LAURENS, IOWA:

Section 1. That the Agreement and the form thereof and all exhibits attached thereto, are hereby approved substantially in the form now before this Board with such changes as may be approved by the Chairperson and Secretary, said approval to be conclusively evidenced by the execution thereof, and the Chairperson and Secretary are hereby authorized and directed to execute and deliver the Agreement on behalf of the City and its Municipal Electric Utility.

Section 2. The Board hereby approves, authorizes, consents and requests that NIMECA enter into the PPA on its behalf pursuant to the Agreement. NIMECA's obligations under the PPA are payable from the revenues of NIMECA under the Agreement. Following the effective date of the PPA and for so long as any obligations exist thereunder, whether before or after termination of the PPA, the amounts owed under the PPA shall be allocated to the Participating Municipal Members, in accordance with the terms and percentages in the Agreement, and the City agrees to pay its allocated share of such amounts to NIMECA under the terms and at the times set forth in the Agreement. The City further agrees that it may not withdraw or in any way terminate, amend or modify in any way its obligations under the Agreement, except as may be provided in the Agreement.

Section 3. The Board understands and agrees that Ahlers & Cooney, P.C, represents NIMECA in connection with the Agreement and the Notes, and, to the extent such representation might be an actual, potential, or perceived conflict of interest, the Board waives any such conflict and consents to said representation.

Section 4. A certified copy of this resolution shall be promptly provided to the Chief Executive Officer of NIMECA.

PASSED AND APPROVED this 29th day of April 2021.

Richard Main  
Chairman, Board of Trustees

ATTEST: Chad Cleveland  
Secretary, Board of Trustees

Motion by Trustee Storms and seconded by Trustee Runneberg to approve Pay Request #2 (Final) in the amount of \$4,452.39 for the work completed on the demolition of the Freezer Building by Shamrock Recycling, Inc. Ayes: All. Nays: None. Motion carried.

Motion by Trustee Runneberg and seconded by Trustee Storms to approve the renewal of the Employers Mutual Package Insurance Policy through Woodley Insurance. The cost of the renewal for the Utilities is \$48,256.00. Ayes: All. Nays: None. Motion carried.

Discussion was held on Bulk Cable TV Agreements or Cable Television Special Service Agreements. Current agreements state that buildings or facilities with ten (10) or more living units are eligible for a special bulk service rate and buildings or facilities with fewer than ten (10) living units are eligible for a special commercial/rental rate.

Motion by Trustee Storms and seconded by Trustee Runneberg to amend all Cable Television Special Service Agreements by requiring all buildings or facilities with twenty (20) or more living units to be eligible for a special bulk service rate and there will no longer be a commercial/rental rate available. Ayes: All. Nays: None. Motion carried. The General Manager was then directed to notify all parties who currently have a Cable Television Special Service Agreement of said changes.

Motion by Trustee Runneberg and seconded by Trustee Storms to adopt the December 2020-2021 Iowa Heartland Regional Directory as the 2021 Directory for Laurens Municipal Power & Communications. Ayes: All. Nays: None. Motion carried.

Discussion was held on Internet services and rates once the Fiber-To-The-Premise (FTTP) Project is completed. No specific action was taken.

Discussion was held on the Fiber-To-The-Premise Project. It was reported that there was a pre-construction meeting on April 21, 2021 to go over specific details of the project. The contractor, MP Nexlevel, LLC, started putting inner duct in the ground on April 26, 2021. The contractor plans on working from 7:00 a.m. to 7:00 p.m., Monday through Friday and will do some cleanup work on Saturdays. No specific action was taken.

Discussion was held on purchasing a utility vehicle. Laurens Equipment has a 2021 John Deere Gator that is scheduled for delivery in July. If LMPC agrees to purchase this unit, Laurens Equipment will try to provide us with a loaner until the new gator comes in. Pocahontas Equipment did not have any utility vehicles available for sale. Motion by Trustee Runneberg and seconded by Trustee Storms to authorize the purchase of a utility vehicle with a budget limit of \$25,000. Ayes: All. Nays: None. Motion carried.

There being no further business, the Chairman declared the meeting adjourned at 4:00 p.m.

Richard Main  
Chairman, Board of Trustees

ATTEST: Chad Cleveland  
Secretary, Board of Trustees