

June 20, 2023

The Utility Board of Trustees of Laurens, Iowa met in regular session at the Municipal Building, 272 N. Third Street, Laurens, Iowa, at 3:00 p.m. on the above date. Present were Trustees Jerry Runneberg and Ben Storms. Absent was Trustee Richard Main. Also present were Adam Van Gorp and Jocelyn Lange of CMBA Architects and General Manager Chad Cleveland.

Motion by Trustee Storms and seconded by Trustee Runneberg to approve the agenda for the June 20, 2023 regular meeting. Ayes: All. Nays: None. Motion carried.

Motion by Trustee Runneberg and seconded by Trustee Storms to approve the minutes of the May 23, 2023 Board meeting. Ayes: All. Nays: None. Motion carried.

Motion by Trustee Runneberg and seconded by Trustee Storms to approve the summary of receipts for May 2023 in the amount of \$397,401.51 and the list of expenses for May 2023 in the amount of \$636,939.08. Ayes: All. Nays: None. Motion carried.

### **Summary of Receipts**

A/R- Electric	\$ 270,145.57
A/R- Communications	\$ 72,672.79
Merchandise/Services- Electric	\$ 3,810.00
Merchandise/Services- Communications	\$ 28.00
Carrier Access Fees- Communications	\$ 2,930.55
Write Off Recovery- Electric	\$ 267.87
Write Off Recovery Overpayment- Electric	\$ 7.13
ERATE Reimbursement- Communications	\$ 180.00
Deposits- Electric	\$ 1,500.00
Deposits- Communications	\$ 116.00
Energy Assistance- Electric	\$ 1,480.00
Marathon Energy Sales- Electric	\$ 15,750.10
Tower Lease- Communications	\$ 2,118.00
Attachment H Revenues- Electric	\$ 26,180.15
Lifeline Broadband Credit- Communications	\$ 19.00
Lifeline Voice Credit- Communications	\$ 11.00
Miscellaneous- Communications	\$ 155.35
Office Phones- Electric	\$ 30.00
<b>Total Cash Receipts</b>	<b>\$ 397,401.51</b>

Electric Receipts	\$ 319,170.82
Communications Receipts	\$ 78,230.69
<b>Total Cash Receipts</b>	<b>\$ 397,401.51</b>

### **List of Expenses**

A&M Laundry	Dust Mops & Mats	\$ 89.28
AFLAC	Employee Contributions	\$ 299.84
Alliant Energy	Natural Gas	\$ 363.60
Associate Partners	Annual DADNS Provisioning	\$ 250.00
Aureon	CALEA/SS7/Transport	\$ 555.07
Avesis	Group Vision Insurance	\$ 103.45
Bally Sports North	Programming Fees	\$ 1,173.90
Big 10 Network	Programming Fees	\$ 436.80
Calix Inc.	Essential Support/Calix Cloud	\$ 7,677.25
CDS Global	Credit Card Processing Fees	\$ 42.70
Certified Testing Service	Geotechnical Report	\$ 2,680.00
Clanton Creek Connections	FTTP Project- Customer Installs	\$ 40,425.00
Cleveland, Chad	Meeting Expense	\$ 193.88

Coffman Locksmith	Keys	\$	8.03
Community First Broadcasting	Radio Advertising	\$	52.50
Community State Bank	Service Charges	\$	119.66
Consortia Consulting	Consulting Contract	\$	1,125.00
Corn Belt Power Cooperative	Generation Meter Upgrades	\$	17,618.93
Customers	Deposit/Credit Refunds	\$	7.13
Department of Energy	WAPA Power Bill	\$	31,455.75
DGR Engineering	Relay Upgrades/SCADA Project	\$	4,804.00
Display Systems International	Programming Fees	\$	165.76
Echo Group	FTTP Project- Installation Supplies	\$	1,139.49
Employee Benefit Systems	Self-Funding- Administration	\$	120.00
Employee Benefit Systems	Self-Funding- Claims	\$	1,031.69
Fiserv	Credit Card Processing	\$	57.18
Fuchs Construction	Materials- Switchgear Bldg.	\$	3,040.09
GFC Leasing	Canon Copier Lease	\$	67.32
Goldfield Telecom	FTTP Project- ONTs	\$	11,708.31
Grainger	LED Street Light Bulbs	\$	3,188.12
Gray Media Group	Programming Fees	\$	860.00
Graybar Electric	FTTP Project- Fiber Jumpers	\$	93.43
Hearst Television	Programming Fees	\$	1,580.25
ICMA RC	Employee Contributions	\$	1,500.00
Internal Revenue Service	Payroll Taxes	\$	14,026.83
Internal Revenue Service	Federal Excise Taxes	\$	554.75
Interstate TRS Fund	TRS Fund Assessment	\$	137.76
Iowa Department of Revenue	Sales & Use Tax	\$	6,359.30
Iowa Department of Revenue	State Withholding	\$	2,004.74
Iowa Public Employees Retirement System	IPERS Contributions	\$	8,937.18
Iowa State Auditor	Audit Filing Fee	\$	250.00
Laurens, City of	Utility Billing	\$	90,984.63
Laurens Food Pride	Supplies	\$	62.31
Laurens House of Print	Paper	\$	58.85
Laurens Municipal Power & Communications	Communications Bill	\$	356.61
Laurens Municipal Utilities	Utility Bill	\$	111.70
Laurens Plumbing	Supplies	\$	391.25
Laurens Sun	Publications/Advertising	\$	553.11
Long Lines	Communication Services	\$	9,976.07
Lumen Access Billing	Access/Transport Fees	\$	551.24
Lumen Lexcis	Directory Listings	\$	36.45
Merchant Bankcard	Credit Card Processing	\$	959.30
Mid America Communications II	FTTP Project- Customer Installs	\$	7,872.05
MidAmerican Energy	Neal 4 Operations	\$	26,000.00
Midwest Spray Team	Vegetation Control	\$	1,765.00
MP Nexlevel LLC	FTTP Project- Final Pay Request	\$	62,542.07
National Content & Technology Cooperative	Programming/TiVo/ACA	\$	15,205.09
Nexstar Broadcasting	Programming Fees	\$	1,620.34
NIMECA	Power Bill	\$	49,989.05
NIMECA	APPA Safety Manual	\$	30.78
Oakhill Consulting	FTTP Project- Engineering	\$	345.00
Office Elements	Office Supplies	\$	12.82
Payroll	Salaried, Hourly & Overtime	\$	38,195.93
Petty Cash	Postage	\$	30.47
PLIC-SBD Grand Island	Life/Disability Insurance	\$	725.19
Pop Media	Programming Fees	\$	36.49
Postmaster	Postage	\$	379.26
Power Products Services	Inverter Installation	\$	4,899.89
Pro Cooperative	Fuel/Diesel	\$	547.44

Pro Cooperative	Generation Fuel	\$ 12,492.87
R&D Industries	Network Support	\$ 831.75
RB Lumber Company	FTTP Project- Supplies	\$ 194.20
RSM US LLP	Network Support	\$ 2,424.50
Spencer Municipal Utilities	Fiber Lease	\$ 450.00
TP Anderson & Company	Audit Services	\$ 7,000.00
UMB	Bond Interest Payment	\$ 51,812.50
US Card Systems	Credit Card Terminal Lease	\$ 29.95
Verizon	Wireless Phone Service	\$ 246.75
Visa	Hulu/Career Day Supplies	\$ 118.96
Wellmark Blue Cross Blue Shield	Group Health Insurance	\$ 13,264.44
Woodley Insurance	Package Insurance Renewal	\$ 66,769.72
Zcorum	Cable Modem Provisioning	\$ 761.08
	<b>Total Expenses</b>	<b>\$ 636,939.08</b>

Electric Expenses	\$ 543,315.55
Communications Expenses	\$ 93,623.53
<b>Total Expenses</b>	<b>\$ 636,939.08</b>

Trustees reviewed the Utility Funds Report, Income Statement, and Balance Sheet for May 2023. No specific action was taken.

Adam and Jocelyn, with CMBA Architects, went over the Site Plan, Floor Plan, Project Budget, and Project Timeline for our new Storage Building.

Trustee Storms introduced the following Resolution entitled "RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE PLANS, SPECIFICATIONS, AND FORM OF CONTRACT FOR THE NEW STORAGE BUILDING PROJECT" and moved that the Resolution be adopted. Trustee Runneberg seconded the motion to adopt. The roll was called and the vote was:

Ayes: Runneberg and Storms      Nays: None

Whereupon, the Chairman Pro Tem declared the resolution duly adopted as follows:

**RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE PLANS, SPECIFICATIONS, AND FORM OF CONTRACT FOR THE NEW STORAGE BUILDING PROJECT**

WHEREAS, the Board of Trustees of the City of Laurens has undertaken a public improvement project for Laurens Municipal Power & Communications; and

WHEREAS, CMBA Architects have developed plans, specifications, and form of contract for the proposed new storage building project; and

WHEREAS, the Board of Trustees wishes to conduct a public hearing concerning the plans, specifications, and form of contract for the project.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF TRUSTEES OF THE CITY OF LAURENS, IOWA, that a public hearing is hereby established to review the plans, specifications, and form of contract and to establish a bid opening date for the new Storage Building Project.

BE IT FURTHER RESOLVED, that a public hearing be set for Thursday, July 27, 2023 at 3:00 p.m. in the Municipal Building located at 272 N. Third Street, Laurens, Iowa for the purposes of reviewing and taking public input on the plans, specifications, and form of contract for the proposed project.

BE IT FURTHER RESOLVED, that the General Manager be directed to publish notice of said public hearing in the Laurens Sun not less than 10 days before the date of the hearing and not more than 20 days prior to the hearing date.

PASSED AND APPROVED this 20<sup>th</sup> day June 2023.

Ben Storms

Chairman Pro Tem, Board of Trustees

ATTEST:

Chad Cleveland

Secretary, Board of Trustees

Trustee Runneberg introduced the following Resolution entitled "RESOLUTION APPROVING THE CONSENT TO TERMINATION OF ASSIGNMENTS FOR CAPACITY SCHEDULE AND THE AGREEMENT FOR CONSENT TO TERMINATION OF ASSIGNMENTS FOR CAPACITY SCHEDULE" and moved that the Resolution be adopted. Trustee Storms seconded the motion to adopt. The roll was called and the vote was,

Ayes: Runneberg and Storms

Nays: None

Whereupon, the Chairman Pro Tem declared the resolution duly adopted as follows:

RESOLUTION APPROVING THE CONSENT TO TERMINATION OF ASSIGNMENTS FOR CAPACITY SCHEDULE AND THE AGREEMENT FOR CONSENT TO TERMINATION OF ASSIGNMENTS FOR CAPACITY SCHEDULE

WHEREAS, the Municipal Electric Utility is a joint owner of a generation facility known as Neal Unit 4 ("Neal 4"); and

WHEREAS, the Municipal Electric Utility is a party to certain capacity assignments (the "Assignments") for purposes of physical delivery of Neal 4 output; and

WHEREAS, the Municipal Electric Utility has been a joint owner of Lehigh Webster Transmission ("L-W Transmission") used for the physical delivery of Neal 4 output but recently sold its ownership interest in L-W Transmission to MidAmerican Energy Company ("MEC"); and

WHEREAS, through the Municipal Electric Utility's participation in the Southwest Power Pool, it has preferred alternative delivery paths for its Neal 4 output and the Assignments are no longer necessary or beneficial; and

WHEREAS, termination of the Assignments would avoid ongoing costs under the Assignments; and

WHEREAS, because the Assignments are no longer necessary or beneficial, the avoidance of costs through the termination of the Assignments is necessary and appropriate; and

WHEREAS, the Assignments are with MEC and Interstate Power and Light Company ("IPL"); and

WHEREAS, MEC has agreed to termination of the Assignments in partial consideration for the sale of L-W Transmission to MEC; and

WHEREAS, IPL has agreed to termination of the Assignments in consideration for a lump sum payment to IPL (approximating the present value of four years of payments which would otherwise be due to IPL under the Assignments); and

WHEREAS, the forms of (1) a Consent to Termination of Assignments for Capacity Schedule, and (2) an Agreement for Consent to Termination of Assignments for Capacity Schedule, have been prepared and are now before this governing body; and

WHEREAS, the lump sum payment to be paid to IPL in consideration for its agreement to terminate the Assignments shall be the amount set forth in Section 1 of the Agreement for Consent to Termination of Assignments for Capacity Schedule; and

WHEREAS, payment of said lump sum payment to IPL in connection with termination for the Assignments will produce savings for the Municipal Electric Utility; and

WHEREAS, termination of the Assignments is deemed necessary and appropriate.

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

Section 1. That this governing body hereby approves the Consent to Termination of Assignments for Capacity Schedule and the Agreement for Consent to Termination of Assignments for Capacity Schedule, in the forms now before this governing body with such changes as may be approved by the general manager of the Municipal Electric Utility and legal counsel.

Section 2. That the Chairperson is authorized and directed to execute and deliver the Consent to Termination of Assignments for Capacity Schedule and the Agreement for Consent to Termination of Assignments for Capacity Schedule.

PASSED AND APPROVED this 20<sup>th</sup> day June 2023.

Ben Storms  
Chairman Pro Tem, Board of Trustees

ATTEST:

Chad Cleveland  
Secretary, Board of Trustees

Motion by Trustee Storms and seconded by Trustee Runneberg to adopt the December 2022 Iowa Heartland Regional Directory as the 2023 Directory for Laurens Municipal Power & Communications. Ayes: All. Nays: None. Motion carried.

Trustee Runneberg introduced the following Resolution entitled "RESOLUTION AUTHORIZING TRANSFER OF SURPLUS FUNDS FROM THE LAURENS MUNICIPAL ELECTRIC UTILITY TO THE CITY OF LAURENS" and moved that the same be adopted. Trustee Storms seconded the motion to adopt. The roll was called, and the vote was:

Ayes: Runneberg and Storms      Nays: None

Whereupon the Chairman Pro Tem declared the resolution duly adopted as follows:

RESOLUTION AUTHORIZING TRANSFER OF SURPLUS FUNDS FROM THE LAURENS MUNICIPAL ELECTRIC UTILITY TO THE CITY OF LAURENS

WHEREAS, Section 384.89 City Code of Iowa provides that the governing body of a City Utility may under certain circumstances transfer surplus funds on hand to any other fund of the City in accordance with any rules promulgated by the City Finance Committee if the transfer is also approved by the City Council; and

WHEREAS, this Board hereby determines, based on Rule 2.5(5) of the rules promulgated by the City Finance Committee in accordance with Section 384.89, Code of Iowa, that the Electric Utility currently has a balance of \$3,955,953, and has on hand available surplus funds of \$2,216,246, after making all deposits into all funds required by the terms, covenants, conditions and provisions of outstanding revenue bonds, pledge orders, and other obligations which are payable from the revenues of the Electric Utility in accordance with Section 384.89, as shown on the Electric Fund surplus calculation attached hereto as Exhibit 1 and by this reference incorporated herein; and

WHEREAS, all the requirements, terms, covenants, conditions and provisions of the proceedings and resolutions authorizing the issuance of outstanding electric revenue bonds and pledge orders have been complied with; and

WHEREAS, this Board finds that a transfer of the Surplus does not and will not conflict with any of the requirements, terms, covenants, conditions, or provisions of any resolution authorizing the issuance of revenue bonds, pledge orders or other obligations which are payable from the revenues of the Electric Utility; and

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

Section 1. Pursuant to and in accordance with Section 384.89, Code of Iowa, and Rule 2.5(5) of the rules promulgated by the City Finance Committee, the Electric Utility has surplus funds available for transfer.

Section 2. After investigation not more than \$33,180.00 now on hand is declared to be surplus funds of the electric utility and are not required for current utility operations.

Section 3. Upon investigation, it is found to be necessary, advisable, and in the best interest of the electric utility and its customers that \$30,000.00 be transferred to the City for its use as the City Council shall deem appropriate.

Section 4. Upon investigation, it is found to be necessary, advisable, and in the best interest of the electric utility and its customers that \$3,180.00 be transferred to the City for its use to go towards the purchase of a new John Deere Mower.

Section 5. In accordance with Section 384.89, Code of Iowa, this transfer is subject to approval by the City Council.

PASSED AND APPROVED this 20th day of June 2023.

Ben Storms  
Chairman Pro Tem, Board of Trustees

ATTEST:

Chad Cleveland  
Secretary, Board of Trustees

EXHIBIT 1  
ELECTRIC SURPLUS CALCULATION

Cash balance in the operating account OR the unrestricted net position calculated in accordance with GAAP = \$3,955,953  
less, all required transfers to any restricted accounts in accordance with the terms and provisions of any revenue bonds or loan agreements relating to the utility: \$0  
plus, net pension liabilities: \$4,817  
plus, post-employment benefits liabilities: \$13,223  
plus, pension related deferred inflows of resources: \$190,140  
less, pension related deferred outflows of resources: \$53,027  
less, the amount of the expenses of disbursements for operating and maintaining the utility or enterprise for the preceding six months: \$1,648,939  
less, the amount necessary to make all required transfers to restricted accounts for the succeeding six months: \$245,921  
equals Available Surplus Funds: \$2,216,246

Motion by Trustee Storms and seconded by Trustee Runneberg to approve the Application from Auto Body Clinic & Sales for Interconnection and Operation of Customer-Owned Generation. Ayes: All. Nays: None. Motion carried.

Motion by Trustee Runneberg and seconded by Trustee Storms to authorize the General Manager to sign the Agreement for Electric Service and Interconnection of a 10 kW or less Distributed Generation Facility with Auto Body Clinic & Sales once all requirements have been met. Ayes: All. Nays: None. Motion carried.

There being no further business, the Chairman declared the meeting adjourned at 6:00 p.m.

Ben Storms  
Chairman Pro Tem, Board of Trustees

ATTEST:

Chad Cleveland  
Secretary, Board of Trustees