

**MINUTES OF CALLED MEETING OF THE BOARD OF WATER WORKS TRUSTEES
PURSUANT TO NOTICE
Tuesday, August 23, 2022**

Present (or Participating by Video or Audio Conference Link):

Board Members: Chairperson Mr. Graham Gillette, presiding; Mr. Joel Aschbrenner, Ms. Andrea Boulton, Ms. Susan Huppert, and Ms. Diane Munns

Staff members: Dee Clarke, Rachel Brown, Pat Bruner, Nathan Casey, Ted Corrigan, Kyle Danley, Doug Garnett, Amy Kahler, Mike McCurnin, Laura Sarcone, Jennifer Terry, Lindsey Wanderscheid, and Michelle Watson

Also in attendance: John Lande (legal counsel)

Mr. Gillette called the meeting to order at 3:32 p.m.

Consent Agenda

A motion was made by Ms. Boulton, seconded by Ms. Huppert, to approve Consent Items A, B, C, D, and E, (Approval of Minutes, July 26, 2022, Board of Water Works Trustees Meeting; Minutes, August 2, 2022, Planning Committee Meeting; Minutes, August 9, 2022, Finance and Audit Committee Meeting; Receipt and filing of the financial statements for audit purposes; Approval of Payments for July 2022; Approval of Summary of CEO-Approved Expenditures in Excess of \$20,000; and Approval of September 27, 2022, as the next meeting of the Board of Water Works Trustees). Upon vote, the motion was adopted, with each member of the Board voting in favor of the motion.

Public Comment Period

No comments were received from the public.

Mr. Corrigan provided an update on regionalization.

Not to Exceed \$1,110,000 State Revolving Fund Planning & Design Loan for Polk County Pump Station ASR – Resolution Fixing Date for a Meeting on the Proposition to Issue

The 2022 – 2026 Capital Improvement Plan includes a fourth Aquifer Storage and Recovery (ASR) well. A multi-year project, the ASR is also included in the most recent 2023-2027 CIP received and filed by the Board in June 2022. DMWW’s intention is to design, construct, and operate a facility that can recover 3 million gallons per day to water distribution system for approximately 100 days per year. Several sites for the ASR have been considered, although staff prefers the Polk County Pump Station site for this ASR.

Planning and Design (P&D) loans are available from the State Revolving Fund (SRF) at 0% interest for three years for the planning and design of drinking water system improvements. At the end of the three-year period, the planning and design costs are typically rolled into an SRF construction loan, or they can be paid using other funds. DMWW’s P&D application for an ASR at the Polk County Pump Station site has been approved by the State Revolving Fund and will next appear on the state’s Intended Use Plan (IUP) project list for approval on September 20, 2022. In order to execute the Loan and Disbursement Agreement, DMWW must hold a public hearing and pass a resolution authorizing DMWW to execute the Agreement. DMWW Engineering staff are preparing

a Request for Proposal (RFP) for Engineering design services for the ASR, estimated to be \$1.11 million.

Board Member Andrea Boulton introduced the following Resolution and moved the same be adopted. Board Member Diane Munns seconded the motion to adopt the following Resolution:

RESOLUTION FIXING DATE FOR A MEETING ON THE
AUTHORIZATION OF A LOAN AND DISBURSEMENT
AGREEMENT AND THE ISSUANCE OF \$1,110,000 WATER
REVENUE CAPITAL LOAN NOTES OF THE CITY OF DES
MOINES, STATE OF IOWA, AND PROVIDING FOR
PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that the City of Des Moines, State of Iowa, should provide for the authorization of a Loan and Disbursement Agreement and the issuance of Water Revenue Capital Loan Notes, to the amount of \$1,110,000, as authorized by Sections 384.24A and 384.83, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out project(s) as hereinafter described; and

WHEREAS, the Water Utility has applied for a loan through the Iowa Drinking Water Facilities Financing Program pursuant to which the Iowa Finance Authority has agreed to purchase the Notes and has requested that such Notes be issued as a single Note in a denomination equal to the total amount of the issue as authorized by Chapter 384 of the Code of Iowa; and

WHEREAS, the Loan and Disbursement Agreement and Notes shall be payable solely and only out of the Net Revenues of the Water Utility and shall be a first lien on the future Net Revenues of the Utility; and shall not be general obligations of the City or payable in any manner by taxation and the City shall be in no manner liable by reason of the failure of the Net Revenues to be sufficient for the payment of the Loan and Disbursement Agreement and Notes; and

WHEREAS, before the Loan and Disbursement Agreement and Notes may be issued, it is necessary to comply with the provisions of the Code, and to publish a notice of the proposal to issue such notes and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan and Disbursement Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the City to such action.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF WATER WORKS TRUSTEES OF THE CITY OF DES MOINES, STATE OF IOWA:

Section 1. That this Board meet in the Des Moines Water Works Board Room, 2201 George Flagg Parkway, Des Moines, Iowa, at 3:30 P.M., on the 27th day of September, 2022, for the purpose of taking action on the matter of the authorization of a Loan and Disbursement Agreement and the issuance of \$1,110,000 Water Revenue Capital Loan Notes, the proceeds of which notes will be used to provide funds to pay the costs of acquisition, construction, reconstruction, extending, remodeling, improving, repairing and equipping all or part of the

Water Utility, including those costs associated with the Polk County Pumping Station Site Aquifer Storage and Recovery Project.

Section 2. That the Secretary is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the City. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

Section 3. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published between September 7 and September 22, 2022 (dates inclusive))

NOTICE OF MEETING OF THE BOARD OF WATER WORKS
TRUSTEES OF THE CITY OF DES MOINES, STATE OF IOWA,
ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A
LOAN AND DISBURSEMENT AGREEMENT AND THE
ISSUANCE OF \$1,110,000 WATER REVENUE CAPITAL LOAN
NOTES, AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Water Works Trustees of the City of Des Moines, State of Iowa, will hold a public hearing on the 27th day of September, 2022, at 3:30 P.M., in the Des Moines Water Works Board Room, 2201 George Flagg Parkway, Des Moines, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan and Disbursement Agreement by and between the City and the Iowa Finance Authority and the issuance to the Iowa Finance Authority of \$1,110,000 Water Revenue Capital Loan Notes, to evidence the obligations under the said Loan and Disbursement Agreement, in order to provide funds to pay the costs of acquisition, construction, reconstruction, extending, remodeling, improving, repairing and equipping all or part of the Water Utility, including those costs associated with the Polk County Pumping Station Site Aquifer Storage and Recovery Project. The Notes will not constitute general obligations or be payable in any manner by taxation, but will be payable from and secured by the Net Revenues of the Water Utility.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the City to the above action. After all objections have been received and considered, the Board will at the meeting or at any adjournment thereof, take additional action for the authorization of a Loan and Disbursement Agreement and the issuance of the Notes to evidence the obligations thereunder or will abandon the proposal to issue said Notes.

This notice is given by order of the Board of Water Works Trustees of the City of Des Moines, State of Iowa, as provided by Sections 384.24A and 384.83 of the Code of Iowa.

Dated this 23rd day of August, 2022.

Secretary of the Board of Water Works
Trustees, City of Des Moines, State of Iowa

(End of Notice)

A roll-call vote was taken and the vote was,

AYES: Joel Aschbrenner, Andrea Boulton, Graham Gillette,
Susan Huppert, and Diane Munns

NAYS: None

Whereupon, the Chairperson declared the measure duly adopted.

Acceptance of Gallery Valve Chamber Structures Reconstruction

Mr. Corrigan reported that all work associated with the Gallery Valve Chamber Structures Reconstruction project has been satisfactorily completed.

A motion was made by Ms. Huppert, and seconded by Mr. Aschbrenner, to accept the Gallery Valve Chamber Structures Reconstruction contract, completed by Synergy Contracting, LLC, in the amount of \$478,526.42. Upon vote, the motion was adopted, with each member of the Board voting in favor of the motion.

Acceptance of SE Polk NE Morgan Drive Meter Vault

Mr. Corrigan reported that all work associated with the SE Polk NE Morgan Drive Meter Vault project has been satisfactorily completed.

A motion was made by Ms. Munns, and seconded by Ms. Huppert, to accept the S.E. Polk N.E. Morgan Drive Meter Vault contract, completed by Synergy Contracting, LLC, in the amount of \$188,987.50. Upon vote, the motion was adopted, with each member of the Board voting in favor of the motion.

Request Authorization to Purchase Materials for the 2022 Treatment Basin No. 1 Rechainning Project

At the July 26, 2022, Board meeting, the Board authorized staff to solicit bids for the 2022 Treatment Basin No. 1 Rechainning contract and establish the date of the Public Hearing as the date of the September 2022 Board meeting. In addition to replacing the chains, flight boards and other solids collection system-related equipment, the scope of work for this project will include replacement of the existing 4-inch diameter water system piping inside Treatment Basin No. 1.

Staff has solicited pricing from local vendors and received two quotations for providing the replacement water system piping. The quotations included pricing for over 1,000 feet of 4-inch diameter flanged ductile iron pipe and fittings and materials for the additional hose connections. Staff recommends the Board of Water Works Trustees authorize staff to purchase materials from Core and Main in the amount of \$117,209.50 for the replacement water system piping for Treatment Basin No. 1.

A motion was made by Mr. Aschbrenner seconded by Ms. Boulton, to authorize staff to purchase materials from Core and Main in the amount of \$117,209.50 for the replacement water system piping for Treatment Basin No. 1. Upon vote, the motion was adopted, with each member of the Board voting in favor of the motion.

Board Committee Reports

The following reports were provided:

- Planning Committee – A meeting was held on August 2, 2022, as reflected in the minutes thereof. Ms. Boulton gave a brief summary of the meeting.
- Finance and Audit Committee – A meeting was held on August 9, 2022, as reflected in the minutes thereof. Mr. Aschbrenner gave a brief summary of the meeting.
- Bill Stowe Memorial – Mr. Gillette shared that the Lakeside Labs interns will be providing a final report at the end of October for the partners to discuss next steps in developing the Education Hub.
- Greater Des Moines Botanical Garden – Mr. Gillette reported that membership is at an all-time high and the staff has ambitious plans for expanding the gardens into the back/north acres.
- Des Moines Water Works Park Foundation Board – Ms. Boulton reported that the Foundation shared a proposal with the City of Des Moines to address repayment of the Ruan Connector construction debt. The first Innovation Award will be presented over the Labor Day weekend in conjunction with the Des Moines Symphony event. She also reminded everyone that the upcoming docuseries will be shown at the amphitheater with panel discussions to follow. The Foundation is also preparing a request for proposals for a new concert promoter.

Draft Board Policy for Selection of Central Iowa Water Works Board Members

Mr. Gillette led a discussion with the Board members on a draft policy for selection of representatives to serve on the Central Iowa Water Works Board. It was decided that further discussion would occur at the upcoming Planning Committee meeting.

CEO and General Manager's Comments

Mr. Corrigan reminded the Board that the NW 26th Street Booster Station Open House will be held on August 31st.

Adjournment – Meeting adjourned by unanimous consent.

4:45 p.m. adjourned