

**MINUTES OF MEETING OF CUSTOMER RELATIONS COMMITTEE
OF THE BOARD OF WATER WORKS TRUSTEES
PURSUANT TO NOTICE**

Tuesday, October 6, 2020

Immediately following the 3:30 p.m. Planning Committee Meeting

The Meeting was conducted by video conference.

Present (by Video or Audio Conference Link):

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

Staff Members: Pat Bruner, Ted Corrigan, Kyle Danley, Peggy Freese, Doug Garnett, Amy Kahler, Mike McCurnin, Jenny Puffer, and Michelle Watson

Also in Attendance: John Lande (legal counsel), Rick Malm (legal counsel), Melissa Walker (MW Media Consultants, LLC)

Meeting called to order at 4:03 p.m.

1. Regionalization Review Discussion -

A motion was made by Ms. Munns, seconded by Ms. Boulton to conduct a closed session to discuss strategy and to receive legal advice with respect to ongoing negotiations over creating an integrated regional water authority and with respect to a pending administrative appeal of a water withdrawal permit granted to the West Des Moines Water Works, based on the following:

- (1) The Board finds that under Iowa Code § 388.9, the governing body of a city utility may hold a closed session under Section 388.9(1), Code of Iowa, to discuss marketing and pricing strategies and proprietary information that may impact its competitive position by public disclosure not required of potential or actual competitors related to ongoing negotiations over creating an integrated regional water authority; and
- (2) The Board further finds that under Iowa Code § 21.5(c) a governmental body may discuss strategy with counsel in a matter currently in litigation and where the disclosure of strategy “would be likely to prejudice or disadvantage” the utility;
- (3) The Board finds that confidential discussion with counsel are also permitted under Iowa Code § 622.10; and
- (4) That a closed session to discuss strategy and receive legal advice as to both matters is warranted.

Upon roll-call vote, the motion was adopted, with each member of the Board voting in favor of the motion. The meeting then went into closed session.

The Board subsequently returned to open session.

There was no action taken in closed session, nor upon return to open session.

2. CEO and General Manager's Comments – There were no comments from Mr. Corrigan.
3. Public Comments – There were no comments from the public.

Meeting adjourned 5:41 p.m.