

**REGIONAL UTILITY SERVICE SYSTEMS (RUSS)
BOARD OF DIRECTORS MEETING – 900 W. WASHINGTON ST., MT. PLEASANT
WEDNESDAY – AUGUST 8TH, 2012 – 1:00 P.M.
MINUTES**

CALL TO ORDER

The regular monthly meeting of the Regional Utility Service Systems Board of Directors was called to order on August 8th, 2012 at 1:00 p.m. by Chairperson Deke Wood.

RUSS MEMBERS PRESENT

Deke Wood, Steve Burgmeier, Henry Van Weelden, Marvin Philips, Wes Rich, Larry Kruse (alternate), Tom Broeker, Steve Siegel (alternate) and Gary See (alternate). RUSS staff: Exec. Dir.-Bruce Hudson, Proj. Coord. & and Kathy Dye-Finance Manager.

RUSS MEMBERS ABSENT – Chris Ball

OTHERS PRESENT

Jeremiah Selby – Garden & Associates; Kent Rice – French-Reneker & Associates; Sally Hayes-Mt. Pleasant News, Pete Tollenaere & Cindy Scearcy.

APPROVAL OF AGENDA

Motion made by Steve Burgmeier to move item (i) ahead of Engineering Updates, seconded by Tom Broeker to amend and approve the Aug. 8th, 2012 agenda as presented with change. Motion carried. #M18-13

APPROVAL OF MINUTES: July 11th, 2012 MEETING

Motion by Steve Burgmeier, second by Wes Rich to approve the minutes of the annual and regular monthly board meeting held on July 11^h, 2012. Motion carried. #M19-13

Discuss/Consider new attorney for RUSS-RUSS received a letter from Paul Zingg-attorney-terminating his attorney services for RUSS. **Motion made by Willie Van Weelden, second by Tom Broeker to accept the letter from Paul Zingg terminating his services as official attorney for RUSS. Motion carried. #M20-13**

The Executive members of RUSS met with a Craig Foss (attorney with FKG&C, P.C. out of Fairfield) to inquire about him becoming the new attorney for RUSS legal services. **Motion made by Steve Burgmeier, seconded by Tom Broeker to retain Craig Foss as the new attorney for RUSS. Motion carried. #M21-13**

The RUSS board put a call into Craig Foss to inform him of the board motion and decision to hire him effective 8/8/12-at that time a **motion was made by Steve Burgmeier, seconded by Willie Van Weelden requesting that the board go into a “closed session” in accordance with Iowa Code Chapter 21.5 (l) (c). Roll call was taken with all board member counties present (Jefferson, Washington, Des Moines, Mahaska, Van Buren, Henry, Lee & Keokuk) – (Louisa and Wapello not present) approving. #M22-13** The RUSS board went into “Closed Session” @ 1:24 p.m. **Motion made by Steve Burgmeier, seconded by Tom Broeker to come out of the “closed session”. Roll call was taken with all board member counties present (Jefferson, Washington, Des Moines, Mahaska, Van Buren, Henry, Lee, Keokuk & Wapello) – (Louisa not present) approving. (Wapello County arrived during the closed meeting). #M23-13** The RUSS board came out of “Closed Session” @ 1:45 p.m.

ENGINEERING UPDATES:

- **FRENCH-RENEKER:** Project Update Report – Mt. Union is running good at this time.
- **GARDEN & ASSOCIATES:** Project Update Report –
- **Pleasant Plain & East Pleasant Plain-**
 - Consider/Approve Eng. Agreement Amendment #3- **Motion was made by Willie Van Weelden, second by Steve Burgmeier to approve the Eng. Agreement Amendment #3.** Prior to the motion being carried-Steve Burgmeier requested that in the future, on future projects that the engineering firm make the board aware of \$ figures when/if the project is going to over the approved funding amount. **Motion carried #M24-13**

- Consider Pay App. #1-Div. III: \$51,294.77 – **Motion by Willie Van Weelden, second by Tom Broeker to approve pending USDA RD approval. Motion carried #M25-13**
- Consider change order #2-Final/Div. III: Decrease \$4,809.11 – **Motion by Steve Burgmeier, second by Willie Van Weelden to approve the change order #2 as presented. Motion carried #M26-13**
- Consider change order #2-Final/Div. II: Decrease \$10,424.97 – **Motion by Steve Burgmeier, second by Willie Van Weelden to approve the change order #2 as presented. Motion carried #M27-13**

-Richmond/Ollie/Rubio-Jeremiah stressed the importance of getting the authorization to get access to the Richmond wastewater treatment facility property as soon as able.

- WARNER ENGINEERING: Project Update Report – Jim Warner – not present

APPROVAL OF TREASURER’S REPORT

- Treasurer’s Report, Bank Reconciliation, Delinquent Cust. Report & Bills received – **Motion by Steve Burgmeier, second by Larry Kruse to approve the treasurer’s report. Total bills: \$129,940.62. Motion carried. #M28-13**
- *Executive Director update* - Bruce Hudson gave an update to the board on what the RUSS staff have been doing over the past month; Bruce has met with Louisa County Board of Supervisors; representatives from USDA RD; scheduled a training session with Chris Jewett (MAPS rep).
- *Consider/Approve letter closing Lake Trio construction account* – **Motion made by Willie Van Weelden, seconded by Wes Rich to approve the signing of the letter requesting the closing of the Lake Trio construction account by the RUSS chair. Motion carried. #M29-13**
- *Consider/Approve Maturity extension Resolution for PPL/E. PPL Interim Finance Loan w/First National Bank.* **Motion was made by Steve Burgmeier, seconded by Wes Rich to approve Resolution #03-13 extending the Maturity date for the PPL/E.PPL Interim Finance Loan. #M30-13** Roll call was taken with all board member counties present (Jefferson, Washington, Des Moines, Mahaska, Van Buren, Henry, Lee, Wapello & Keokuk) – (Louisa not present) approving.
- *Consider/Approve “Rate Resolution” for PPL & E. PPL sewer rates* – **Motion was made by Steve Burgmeier, seconded by Tom Broeker to approve the Rate Resolution for PPL & E. PPL sewer rates (R#01-13 &R02-13) setting sewer rates @ \$54.89 to be effective 9/1/12. Motion carried. #M31-13**
- *Consider/Approve signing letter from Geode RC&D, Inc. for audit* – **Motion was made by Tom Broeker, seconded by Larry Kruse to approve the signing of the letter from Geode RC&D, Inc. for their FY11 audit by the RUSS chair. Motion carried. #M32-13**
- *Consider/Approve new officers as authorized signers on RUSS checking accounts w/First National Bank*-**Motion was made by Willie Van Weelden, seconded by Wes Rich to approve the new RUSS officers to sign the signature cards for all RUSS accounts held at First National Bank. Motion carried. #M33-13**
- *Consider/Approve Maturity extension Resolution for Rubio Interim Finance Loan w/First National Bank.* **Motion was made by Steve Burgmeier, seconded by Wes Rich to approve Resolution #02-13 extending the Maturity date for the Rubio Interim Finance Loan. #M34-13** Roll call was taken with all board member counties present (Jefferson, Washington, Des Moines, Mahaska, Van Buren, Henry, Lee, Wapello & Keokuk) – (Louisa not present) approving.
- *Discuss/Consider arbitration proceedings with Wapello County*-**Motion was made by Steve Burgmeier, seconded by Tom Broeker to have the Executive Board contact legal counsel to proceed with going into arbitration with Wapello county. Motion carried by all with Steve Siegel-Wapello County abstaining. #M**
- *Discuss/Consider Jefferson County on-site* – Bruce Hudson told the board that he has been contacted by several people from Jefferson County asking for RUSS to help work thru process of getting sewer system for their homes with RUSS managing. The board feels this is a very good way to address sewer systems in smaller communities.
- *Discuss/Consider payment of Jefferson County PER invoice from Garden & Associates*-no decision made
- *Discuss/Consider litigation proceedings with Mt. Union* –**Motion was made by Steve Burgmeier, seconded by Wes Rich to have RUSS legal counsel begin the litigation process with Mt. Union, giving a 2 weeks’ notice to respond. Motion carried. #M35-13**
- *Discuss Mt. Sterling – discontinuance update* – no changes

- *Discuss/Consider signing of the 28E for Lee County (Mooar/Powdertown) – Motion was made by Steve Burgmeier, seconded by Willie Van Weelden to approve the signing of the 28E Joint Agreement between RUSS and Lee County for the Mooar/Powdertown sewer project. Motion carried. #M36-13*
- *Discuss Des Moines County project-Augusta – no changes*
- *Discuss Richmond/Rubio/Ollie – Bruce has a meeting with Washington County Board of Supervisors, along with some members of the RUSS board and RUSS Bond Council on August 21st, 2012.*

PUBLIC COMMENTS -

ADJOURNMENT


Motion made by Willie Van Weelden, seconded by Larry Kruse to adjourn the meeting. Motion carried. #M
Meeting adjourned at 3:05 p.m.

Next RUSS board meeting scheduled for September 12th, 2012 @ Henry County Emergency Management Building, Mt. Pleasant, IA.

Minutes Approved:



Chairperson, Deke Wood



Date