

**Des Moines Metropolitan Wastewater Reclamation Authority Board  
Tuesday, May 16, 2023 @ 1:30 P.M.**

**MEETING LOCATION:  
BURNHAM CONFERENCE ROOM  
DES MOINES METROPOLITAN PLANNING ORGANIZATION  
420 WATSON POWELL JR. WAY, SUITE #200  
DES MOINES, IOWA**

**MINUTES**

ITEM 1: Call to Order

Sara Kurovski called the meeting to order at 1:30 p.m.

ITEM 2: Roll Call

**Members in Attendance**

Scott Duer, Altoona  
Michael Schrock, Ankeny  
Joe Ruddy, Ankeny  
Michael McCoy, Clive  
Larry Goode, Cumming\*  
Frank Cownie Des Moines  
Joe Gatto, Des Moines  
Linda Westergaard, Des Moines  
Joyce Hendrix, Greenfield Plaza  
Jake Anderson, Grimes  
Mike Pogge-Weaver, Johnston  
Sara Kurovski, Pleasant Hill  
Chelsea Huisman, Polk City  
E.J. Giovannetti, Polk County\*  
Paul Drey, USSD  
Rudy Koester, Waukee\*  
Jody Smith, West Des Moines

**Others in Attendance**

Scott Hutchens, Operating Contractor  
James Beck, Operating Contractor  
Lisa Etnyre, Operating Contractor  
Ben Warren, Operation Contractor  
Kathy Vanderpool, Operating Contractor  
Melissa Schlickbernd, Operating Contractor  
Patrick Brown, Operating Contractor  
Larry Hare, Operating Contractor  
Nick Schaul, City of Des Moines  
Jonathan Gano, City of Des Moines  
Jeffrey Lester, City of Des Moines  
Eric Evans, HDR  
Matt Stoffel, PFM  
Marty Kenworthy, Kenworthy Law  
Eric Boehlert, Ahlers & Cooney  
Grant Hyland, Brick Gentry

Rick Malm, Dickinson Law  
Nicole Proesch, Dickinson Law

\*Participated in the meeting via electronic means due to the fact that it was impractical or impossible to participate in the meeting in person due to health reasons or proximity to meeting location

ITEM 3: Approving Agenda, as Presented and/or as Amended

**Frank Cownie made a motion to approve the agenda as presented and/or as amended. Michael Schrock seconded that motion. The motion carried.**

ITEM 4: Public Comment

None

\* \* \* \* \*

ITEM 5: APPROVING CONSENT AGENDA – Items 5 through 15:

**Joe Gatto made a motion to approve Items 5 through 15. Frank Cownie seconded that motion. The motion carried with a vote of 15-0. Members voted yea: Duer, Schrock, Ruddy, Goode, Cownie, Gatto, Westergaard, Hendrix, Anderson, Pogge-Weaver, Kurovski, Huisman, Drey, Koester and Smith. Members voted nay: none**

**\*Michael McCoy and E.J. Giovannetti arrived after the vote was completed**

ITEM 6: Consideration of the Minutes of the April 18, 2023 meeting of the WRA Board - Action for Approval

ITEM 7: Receipt of the Minutes of the April 21, 2023, meeting of the Organizational Assessment Committee & Executive Committee - Action/Receive & File

ITEM 8: Receipt of the Minutes of the April 28, 2023, meeting of the WRA Legal Proposals Review Subcommittee & Executive Committee - Action/Receive & File

ITEM 9: Receipt of the Minutes of the May 2, 2023, meeting of the WRA Legal Proposals Review Subcommittee & Executive Committee - Action/Receive & File

ITEM 10: Receipt of the Minutes of the May 4, 2023, meeting of the WRA Insurance Subcommittee - Action/Receive & File

ITEM 11: Receipt of the Minutes of the April 11, 2023, meeting of the WRA Technical Committee - Action/Receive & File

ITEM 12: Receipt of the Draft Minutes of the May 9, 2023, meeting of the WRA Technical Committee - Action/Receive & File

**APPROVING**

ITEM 13: Resolution Approving WRA Schedule of Bills for April 2023

**PUBLIC IMPROVEMENT**

ITEM 14: Resolution Setting Date of Public Hearing and Approving Publication of Notice of Hearing to Review an Application for a State Revolving Fund (SRF) Loan and the Anticipated Environmental Impact of the WRA Sewer Lining – Phase 3 Project

## WRA DIRECTOR COMMUNICATIONS & REPORTS

- ITEM 15: Resolution to Receive and File the Following Reports from the WRA Director
- A. Change Order Register Report
  - B. Consultant Contracts Under \$100,000 Report
  - C. Construction Related Claim Settlements Report
  - D. Industrial Waste Ordinance Update
  - E. WRA Contract Status Update

\* \* \* \* \* END CONSENT AGENDA \* \* \* \* \*

## HEARINGS

- ITEM 16: WRF Fuel System Improvements

- A. Public Hearing, Approving Plans, Specifications, Form of Contract Documents, and Engineer's Estimate on WRF Fuel System Improvements; Receive and File Bids; and Designation of Lowest Responsive, Responsible Bidder as Unified Contracting Services, Inc., Brad Simms, President, \$1,050,208.00
- B. Resolution Approving Contract and Bond on WRF Fuel System Improvements, \$1,050,208.00

Scott Hutchens noted that bids were received on May 2, 2023, for the project. The WRF Fuel System Improvements was a project identified several years ago when the fuel island was found to be nearing the end of its useful life. The low bid received was from Unified Contracting Services, Inc. (Des Moines) in the amount of \$1,050,208.00 which was 7.71% below the engineer's estimate.

**Joe Gatto made a motion to approve. Chelsea Huisman seconded that motion. The motion carried with a vote of 15-0. Members voted yea: Duer, Schrock, Ruddy, Goode, Cownie, Gatto, Westergaard, Hendrix, Anderson, Pogge-Weaver, Kurovski, Huisman, Drey, Koester and Smith. Members voted nay: none**

## ACTION TO AUTHORIZE CLOSED SESSION AND CLOSED SESSION

- ITEM 17:

- (A) Recess, and reconvene in closed session pursuant to Section 21.5, subsection 1, paragraph C of the Iowa Code, to discuss as necessary strategy with counsel in matters that are presently in litigation or where litigation is imminent, where its disclosure would be likely to prejudice or disadvantage the position of the WRA

**Moved by Joe Gatto in Open Session to close the Open Session on advice of legal counsel and reconvene in a Closed Session. Michael McCoy seconded that motion. The motion carried with a vote of 16-1-0. Members voted yea: Duer, Schrock, McCoy, Goode, Cownie, Gatto, Westergaard, Hendrix, Anderson, Pogge-Weaver, Kurovski, Huisman, Giovannetti, Drey, Koester and Smith. Members abstained: Ruddy.**

The WRA Board entered into closed session at 1:38 PM

- (B) Closed Session.
- (C) Terminate closed session and reconvene in open session.

The Closed Session ended at 1:56 PM

ITEM 18:

- (A) Recess, and reconvene in closed session pursuant to Section 21.5, subsection 1, paragraph J of the Iowa Code, to discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the WRA would have to pay for the property.

**Moved by Joe Gatto in Open Session to close the Open Session on advice of legal counsel and reconvene in a Closed Session. Scott Duer seconded that motion. The motion carried with a vote of 17-0. Members voted yea: Duer, Schrock, Ruddy, McCoy, Goode, Cownie, Gatto, Westergaard, Hendrix, Anderson, Pogge-Weaver, Kurovski, Huisman, Giovannetti, Drey, Koester and Smith. Members voted nay: none.**

The WRA Board entered into closed session at 1:59 PM

- (B) Closed Session.
- (C) Terminate closed session and reconvene in open session.

The Closed Session ended at 3:18 PM

**OTHER ITEMS**

ITEM 19: Resolution Regarding Implementation of Initial Steps for Proposed WRA Facility Plan

**Joe Gatto made the motion to approve the Resolution Regarding Implementation of Initial Steps for Proposed WRA Facility Plan. Scott Duer seconded that motion. The motion carried with a vote of 14-0. Members voted yea: Duer, Schrock, Ruddy, Cownie, Gatto, Westergaard, Hendrix, Anderson, Pogge-Weaver, Kurovski, Huisman, Giovannetti, Koester and Smith. Members voted nay: none.**

**\*Michael McCoy, Paul Drey and Larry Goode left before the vote was completed**

ITEM 20: Other Business

None

ITEM 21: Adjourn

**Frank Cownie made a motion to adjourn. Joe Gatto seconded the motion. The motion carried. All in favor. Meeting adjourned at 3:20 p.m.**