

The Harlan Municipal Utilities' Board of Trustees met in regular session, February 10, 2022, pursuant to the rules and regulations as set forth in the office of the Secretary. The zoom option was available as a convenience for those unable to attend in person. All attendance is on-site unless noted (*Present via Zoom).

Present were Trustees: Michelle Erickson, David Tyrrel, Randall Rees, *Nella Seivert and James Shelton. Absent: None.

Staff Present: Kenneth Weber, Jennifer Kelly, Colburn Warner, Donald Cote and Jim Gedwillo.

Legal Counsel: *Matt Hudson.

Guests:.

Public: Bob Bjoin, Gene Gettys, Todd Valline, Lexie Hagle, Kevin Musich, *Curtis Dean, *Sue Schneider, *Shelby Keane and *Mike Anliker.

Chairperson Tyrrel called the meeting to order at 4:00 p.m. in the HMU Boardroom.

Moved by Rees, seconded by Erickson, to approve the agenda.

Moved by Erickson, seconded by Rees, to approve the consent agenda which included:

- A. Minutes of the January 27, 2022, Board Meeting;
- B. Abstract of Claims No. 1265 in the amount of \$522,988.50;
- C. Upcoming Board Meetings
 - February 24, 2022 – Regular Board Meeting;
 - March 10, 2022 – Electronic Board Meeting;

A roll call vote was taken on the motion as follows: Erickson – Aye; Rees – Aye; Tyrrel – Aye; and Shelton - Aye. Motion carried. Seivert having technical difficulties so did not vote.

Follow-up discussion was held on the disposal of the telecom utility. Several items were mentioned including a consulting services proposal from SmartSource Consulting which included a community survey, town hall meetings and a better job marketing the broadband network. The plan mentioned that that are 5 retransmission agreements that are not assignable or assumable and 31 service and support agreements for consultative services, software and technology support. The plan also mentioned that the \$232,000 of C-Band money received would have to be returned. Board Chairperson, Tyrrel, directed CEO, Ken Weber to respond to FMCTC to let them know that at this point the telecom utility is not for sale. However, if it does go up for sale the competitive bid process would be used. No Board Action was taken.

Moved by Erickson, seconded by Rees, to approve Resolution No. 40-2022 Approving Rates for Cable TV/Internet Services (Changes and/or Additions). A roll call vote was taken on the motion as follows: Erickson – Aye; Rees – Aye; Tyrrel – Aye; Seivert – Aye; and Shelton - Aye. Motion carried.

Moved by Erickson, seconded Rees, to approve the temporary halt of water funds transfer of \$42,500 per month to the water bond reserve account and to reinstate July 1, 2022. The water bond reserve account is sufficiently funded through 6/30/2022. A roll call vote was taken on the motion as follows: Erickson – Aye; Rees – Aye; Tyrrel – Aye; Seivert – Aye; and Shelton - Aye. Motion carried. Seivert exited the meeting at 4:46 p.m.

Following the CEO's report, the meeting was adjourned.

These minutes are as recorded by the Secretary and are subject to approval at the next meeting of the Board of Trustees.

CHAIRPERSON, David Tyrrel (*term 2023*)

VICE-CHAIRPERSON, Randall Rees (*term 2025*)

TRUSTEE, Nella Seivert (*term 2024*)

TRUSTEE, Michelle Erickson (*fill-in term 2022*)

TRUSTEE, James Shelton (*term 2027*)