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December 3, 2021

Jackie Raffety, City Clerk
City of Indianola
110 N. 1st Street
Indianola, IA 50125

Re: Records Request

Dear Ms. Raffety:

This law firm has been retained to represent Adam Voigts and Mike Rozga with respect to their purported removal from the Board of Trustees for the Indianola Municipal Utilities (hereinafter referred to as "IMU"). Accordingly, pursuant to Chapter 22 of the Iowa Code, we hereby request that you please provide us with any and all "public records," as that term is defined in Iowa code section 22.1, that relate to the Indianola Municipal Utilities or to Mayor Pepper's decision to remove Mr. Voigts and Mr. Rozga as Trustees of IMU. This request is intended to cover all communications and documents exchanged between persons at the city of Indianola and includes communications from and to Mayor Pepper, communications from and to any and all other members of the council, between members of the council, and communications from and to the city manager or other members of city staff, including, but not limited to, the following subjects identified in Mayor Pepper's November 4, 2021 order:

- IMU's lack of strategic plan – for more than 5 years;
- Lack of planning;
- Lack of communication with City officials, City Council, citizens and other representatives;
- Inappropriate use of a closed session in an IMU Board Meeting;
- The mishandling of the Elation conversion – not providing the City with promised balancing documents and the misbilling of residents;
- The 9 findings in the FY2020 IMU audit and the glossing over them when questioned;
- The lack of leadership with direction toward training new board members;
- Lack of training with General Manager;
- Lack of training with HR & Finance Director on IMU needs;
- The continual push for the separation of the City and the City owned utility;
- Lack of strategic response to customer concerns;
- Knowledge of Streetscape project;
- Continual reference to old issues / problems that have been resolved;
- Lack of response from General Manager to continued requests from the City;
- Lack of response to the 28E agreement defining shared services; and

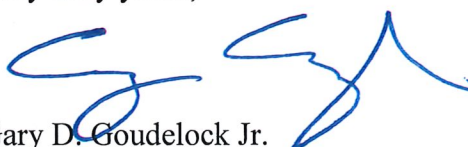
- Desire to change staffing and processes and not discussing with City Council before decisions reached.

In addition to the foregoing, we respectfully request production of the following categories of documents:

- Any and all correspondence including letters, emails, text messages, or other from July 1, 2020 – date of this request regarding Adam Voigts and/or Michael Rozga
- Any and all notes, drafts, meeting minutes, or other documents of any type from July 1, 2020 – date of this request regarding Adam Voigts and/or Michael Rozga
- Any and all correspondence including letters, emails, text messages, or other from July 1, 2020 – date of this request regarding removal of any Trustee from the Board of Trustees for the Indianola Municipal Utilities.
- Any and all notes, drafts, meeting minutes, or other documents of any type from July 1, 2020 – date of this request regarding removal of any Trustee from the Board of Trustees for the Indianola Municipal Utilities.
- Any and all correspondence including letters, emails, text messages, or other from July 1, 2020 – date of this request regarding replacement of any Trustee or appointment of any person to the Board of Trustees for the Indianola Municipal Utilities.
- Any and all notes, drafts, meeting minutes, or other documents of any type from July 1, 2020 – date of this request regarding replacement of any Trustee or appointment of any person to the Board of Trustees for the Indianola Municipal Utilities.
- Any complaints from any citizen or rate payer regarding the Indianola Municipal Utilities, any IMU staff, or any Trustees of the IMU Board from July 1, 2020 – date of this request.

This request seeks both electronic and hard copy documents and communications, including, but not limited to, email, text messages, or other electronic communication platforms. This request also extends to any platform, including Facebook, Instagram, Twitter, a personal email account or other similar service, used by any city employee or elected official regarding the topics identified above. This request also extends to any audio or visual recordings in any medium of any communications including or regarding either or both of my clients. If there will be a charge to produce such records, please advise me of the cost prior to compiling the requested records.

Very truly yours,



Gary D. Goudelock Jr.

cc:

Pamela K. Pepper, Mayor
City of Indianola
110 N. 1st Street
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