

Board of Commissioners Meeting
Tuesday, May 09, 2017

CALL TO ORDER: President Knowles called the meeting to order at 12:00 noon as advertised.

PRESENT: Commissioners Randy L. Knowles-President (present via teleconference during Executive Session, and Agenda Items A, B & C), Dan G. Gunkel-Vice President, and Douglas B. Miller-Secretary.

STAFF PRESENT: Jim Smith-General Manager, Kevin Ricks-Generation Assets Manager, Gwyn Miller-Director of HR & Business Services, Mike DeMott-Interim Power Manager, Leo Perth-Electric Operations Manager, Ron Schultz-Chief Engineer, Cynthia Bruce-Accts Payable/Accounting Clerk, Sharon Ohnstad-Accounting Clerk, and Kathy Loveland-Executive Assistant.

GUESTS: Jena MacLean and Meredith Weinberg with Perkins Coie were present during the Executive Session.

AGENDA ITEMS

- A. **EXECUTIVE SESSION: Potential Litigation RE: MM28 Fire** – President Knowles called for an Executive Session at 12:24pm per RCW 42.30.110 for the purpose of discussing the Potential Litigation in regard to the Mile Marker 28 Fire. Attorneys were present. It was noted that the session would last for 60 minutes. At 1:24pm President Knowles announced that the session would continue for an additional 30 minutes.

RCW 42.30.110 – Executive Sessions.

(1) Nothing contained in this chapter may be construed to prevent a governing body from holding an executive session during a regular or special meeting:

(i) To discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency.

The Executive Session concluded at 2:00pm. No action was taken.

- B. **RESOLUTION No. 1739:** **MOTION** was made by Commissioner Gunkel to adopt Resolution No. 1739, which ratifies and approves Resolution No. 1738 and certain contracts related to the Renewable Natural Gas (RNG) project, and also incorporates Resolution No. 1749. Motion carried.

C. RESOLUTION No. 1740: **MOTION** was made by Commissioner Miller to adopt Resolution No. 1740, thereby authorizing the issuance & sale of Subordinate Lien Electric System Revenue Bonds in an amount not to exceed \$35 million, and thereby rescinding Resolution No. 1737. Motion carried.

PASSING OF THE GAVEL: President Knowles turned the meeting over to Vice President Dan Gunkel due a meeting conflict.

MINUTES: **MOTION** was made by Commissioner Douglas Miller to approve the April 25, 2017 meeting minutes as presented. Motion carried.

CLAIMS & PAYROLL: Presented by Sharon Ohnstad and Cynthia Bruce. Vouchers were audited and certified by the auditing officer as required by RCW 42.24.080, and all expense reimbursement claims presented were certified as required by RCW 42.24.090 and were recorded on a listing made available to the Board the 9th day of May, 2017.

In addition, it was noted that vouchers presented for the period ending April 25, 2017 at the previous Board meeting that although checks were issued for the correct amount, the reports presented to the Board were overstated by \$3,552.88 due to a software issue that was found after the last Board meeting. Amended voucher approval listings have been made available to the Board this 9th day of May, 2017. **MOTION** was made by Commissioner Douglas Miller to approve accounts payable vouchers and payroll in the amounts as amended:

- Accounts Payable Voucher numbers 109574 through 109676 in the total amount of \$419,980.65 and Wires, ACH and EFT numbers 8800689 through 8800694 in the total amount of \$88,301.86 for the period ending May 09, 2017; and
- Payroll Warrant number 43332 and ACH Direct Deposit Payroll transactions 9917408 through 9917487 in the total amount of \$174,282.74 for the payroll period ending April 30, 2017.

Motion carried.

PUBLIC COMMENTS: None.

REPORTS:

COMMISSIONER DAN GUNKEL reported that an emergency was declared today at the WA Department of Ecology's Hanford Nuclear site. The emergency was declared after a portion of a tunnel that contains rail cars of nuclear waste, collapsed. There was a concern of radio activity going airborne; however that was not the case and no workers were inside the tunnel at the time of collapse. It also did not have any effect on the Columbia Generating Station operated by Energy Northwest which is 12 miles away from the site of the collapse.

COMMISSIONER DOUG MILLER reported that he attended the Public Power Council meeting in Portland on May 4, 2017. BPA representatives were in attendance, as well as the CEO of California Independent System Operator (CAISO). In listening to BPA's presentation, Commissioner Miller is of the opinion that BPA is focused too much on fish issues, and not enough on moving power the most efficient way possible.

