



Electric Utility Commission May 13, 2019 Minutes

The Electric Utility Commission (EUC) convened a regularly scheduled meeting at 721 Barton Springs Road in Austin. Meeting called to order by Chair Ferchill at 6:02 pm. Commissioners Boyle, Collier-Brown, Funkhouser, Hopkins, Osborne, Tuttle and Wray were also in attendance, with Hadden and Stone absent. Commissioner Weldon arrived during briefings.

CITIZEN COMMUNICATIONS: GENERAL – *Dale Bulla (climate concerns); Danny Fetonte, Gil Starkey and Al Braden (350Austin representatives: climate concerns/close FPP); Leah Burcat (customer concern over disconnect; administrative hearing pending); Richard and Beki Halpin (climate concerns/close FPP)*

1. APPROVAL OF MINUTES – Approve minutes of the April 8, 2019 meeting.
Motion (Osborne) to approve minutes; seconded (Boyle); passed on a vote of 6-0-2, with Hopkins and Wray abstaining, and Hadden, Stone and Weldon absent.

NEW BUSINESS – CONSENT

() = Target Council Meeting Date

Motion (Osborne) to approve Items 3-9, 11, 13, and 15-18; seconded (Hopkins); passed on a vote of 8-0, with Hadden, Stone and Weldon absent. Following discussion, the following actions occurred (all votes with Hadden, Stone and Weldon absent):

- **Item 2: motion (Osborne) to approve; seconded (Hopkins); passed on a vote of 8-0**
 - **Item 10: motion (Ferchill) to approve; seconded (Hopkins); failed to pass on a vote of 4-4, with Boyle, Funkhouser, Osborne and Tuttle against**
 - **Item 12: motion (Funkhouser) to approve; seconded (Osborne); passed on a vote of 7-1, with Boyle against**
 - **Item 14: motion (Wray) to approve; seconded (Ferchill); passed on a vote of 6-2, with Boyle and Osborne against**
 - **Items 19-23: motion (Tuttle) to approve; seconded (Osborne); passed on a vote of 8-0**
- 2. (5/23) Authorize negotiation and execution of a 15-year power purchase agreement with Pandora Solar, LLC, a NextEra Energy subsidiary, for up to 250 megawatts of electricity from a utility-scale solar-generation facility, in an estimated amount of up to \$13,000,000 per year, for a total estimated amount of up to \$195,000,000.**
- 3. (5/23) Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire a permanent electric transmission and distribution easement from Chameleon Howard, LP consisting of three tracts of land for a total of approximately 0.514 of an acre or 22,399 square feet being a portion of Lot 1, Reed Central Austin, a subdivision recorded in Volume 94, Page 133 of the Plat Records of Travis County, Texas, situated in the**

City of Austin, for the public purpose of electric transmission and distribution facilities necessary for the upgrade project of Transmission Circuits 1004 and 961, in an amount not to exceed \$137,286. (District 7)

4. (6/6) Authorize an amendment to an existing cooperative contract with Freeit Data Solutions, Inc., to provide Fortinet products and services for the Supervisory Control and Data Acquisition/Energy Management System and Advanced Distribution Management System, for an increase in the amount of \$262,958 and to extend the term by two years, for a revised total contract amount not to exceed \$5,068,680.
5. (6/6) Authorize an amendment to an existing cooperative contract with Freeit Data Solutions, Inc., to provide Hewlett Packard Enterprise products, maintenance and support services, for an increase in the amount of \$172,000, for a revised total contract amount not to exceed \$316,000.
6. (6/6) Authorize negotiation and execution of a multi-term cooperative contract with Sirius Computer Solutions, Inc., to provide NetApp network storage products and services, for up to seven years in an amount not to exceed \$5,170,000.
7. (6/6) Authorize award of two multi-term contracts with Royal Switchgear Manufacturing Co. and Morpac Industries, Inc., to provide air switches, for up to five years for total contract amounts not to exceed \$4,051,500 divided between the contractors.
8. (6/6) Authorize negotiation and execution of two multi-term contracts with Alfred Conhagen, Inc. of Texas and Ruhrpumpen Inc., to provide utility pump maintenance services, each for up to five years for total contract amounts not to exceed \$3,000,000, divided between the contractors.
9. (6/6) Authorize negotiation and execution of a multi-term contract with The Northridge Group, Inc., to provide quality monitoring services for the Utility Contact Center, for up to five years for a total contract amount not to exceed \$2,921,000.
10. (6/6) Authorize negotiation and execution of a multi-term contract with AHW Consulting LLC, D/B/A Healthworks Ergonomics (WBE), to provide ergonomic consulting services, for up to five years for a total contract amount not to exceed \$1,101,500.
11. (6/6) Authorize negotiation and execution of a contract with Navigant Consulting Inc, or one of the other qualified offerors to Request for Proposal (RFP) 1100 EAL3002, to provide regulatory consulting services in an amount not to exceed \$99,000.
12. (6/6) Authorize negotiation and execution of a multi-term contract with Mobility Resource Associates Inc., D/B/A MRA, D/B/A MRA Mobile Experiential, to provide the design, installation, lease and operations of a mobile customer outreach trailer, for up to five years for a total contract amount not to exceed \$1,035,000.
13. (6/6) Authorize amendments to existing contracts with Asplundh Tree Experts, LLC and Wright Tree Service Inc., for continued energized distribution line clearance services, for an increase in the amount of \$10,000,000 and to extend the term by one year, for revised total contract amounts not to exceed \$44,000,000, divided between the contractors.
14. (6/6) Authorize an amendment to existing cooperative contract with CDW LLC D/B/A CDW Government LLC, to provide Cisco products and services including maintenance and support of city network infrastructure, for an increase in the amount of \$45,000,000 and to extend the term by two years, for a revised total contract amount not to exceed \$55,000,000.

15. (6/20) Authorize negotiation and execution of two multi-term cooperative contracts with Fastenal Company and SID Tool Co Inc. D/B/A MSC Industrial Supply, to provide industrial supplies and equipment, for up to four years for a total contract amount not to exceed \$5,664,000, divided between the contractors.
16. (6/6) Approve a resolution authorizing the filing of eminent domain proceedings for the fee acquisition consisting of approximately 0.252 acres or 10,983 square feet of land being a part of Division "O" of the Original City of Austin Government Out Lots, according to the map on file in the Texas General Land Office in Travis County, Texas, and being more particularly a part of the west 100 feet of East Avenue, a street in the said City of Austin, as depicted on the map of the said Government Out Lots and being a portion of that called 0.9702 acres of land as described in that certain Declaration of Departmental Transfer of Operations and Maintenance Obligations as described in Document No. 20122178335, Official Public Records Travis County, Texas, in the amount of \$164,745, for the public purpose of constructing a new electric substation. The owner of the needed property interest is WC 56 East Avenue LLC. The property is located entirely in District 9, at 55 East Avenue, Austin, Texas 78701 between River and Lambie Streets, just west of the I-35 frontage road.
17. (6/6) Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of approximately 0.007 acres (306 Square Feet) of land situated in the Francisco Garcia Survey No 60, in Travis County, Texas, and being a portion of a called 13.970 acre tract of land described in a general warranty deed with vendor's lien to Kennedy Properties of Texas, L.P., a Texas Limited Partnership, recorded in Document No. 2001106453, of the official public records of Travis County, Texas, in the amount of \$107 for the public purpose of Electric Transmission and Distribution facilities necessary for the upgrade of Circuit 1004 and Circuit 961. The owner of the needed property interest is Kennedy Properties of Texas, L.P., a Texas Limited Partnership. The property is located entirely within District 7, on Pansy Trail, just South of Avenue N, Austin, Texas.
18. (6/6) Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire a permanent Electric Transmission and Distribution Easement consisting of approximately 0.409 acres (17,835 square feet) of land out of the Marquita Castro Survey Number 50, Abstract Number 160, situated in Travis County, Texas, being a portion of that called 9.703 acres of land described to Parmer Yager, LLC in that certain special warranty deed recorded in Document No. 2018018739, Official Public Records Travis County, Texas, for the relocation of a portion of Austin Energy Transmission Circuit 975, in an amount not to exceed \$86,089, which includes standard and customary closing costs. The property is located in the City of Austin 2 Mile ETJ, Travis County, Texas.
19. (6/6) Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of approximately 0.0464 acres (2,023 square feet) tract of land situated in the John Applegait Survey Number 58, being a portion of Lot 9-A, Resubdivision of Lots 6, 7, 8, & 9 North Lamar Park Annex, a subdivision recorded in Volume 71, Page 94, Plat Records of Travis County, Texas, and conveyed to Omar Bobadilla in Document No. 2009183280 of the Official Public Records of Travis County, Texas, in the amount of \$31,409 for the public purpose of electric transmission and distribution facilities necessary for the upgrade of Circuit 811. The owner of the needed property interest is Omar Bobadilla; the property is located entirely within District 4, at 9207 N. Lamar Blvd., Austin, Texas 78753.

20. (6/6) Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of approximately 0.057 acres (2,482 square feet) of land in the John Applegait Survey Number 58 and being a portion of Lot 3, Northwend Phase "B" Section One-D, a Subdivision in Travis County, Texas, according to the plat recorded in Volume 84, Page 97B, Plat Records Travis County, Texas the said Lot 3, being described to 9511 North Lamar, Ltd., in that certain special warranty deed as recorded in Document No. 2010126510, Official Public Records Travis County, Texas, in the amount of \$47,723, for the public purpose of electric transmission and distribution facilities necessary to upgrade Circuit 811. The owner of the property interest is 9511 North Lamar Ltd, a Texas limited partnership. The property is located entirely within District 4, at 9511 N. Lamar Blvd., Austin, Texas 78753.
21. (6/6) Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of approximately 0.059 acres (2560 square feet) parcel of land situated in the J.P. Wallace Survey, in Travis County, Texas, being a portion of Lot 1 and Lot 2, Block No. 2, Fiskville School Addition, recorded in Vol. 4, Page 169 of the Plat Records of Travis County, Texas, said Lot 1 and Lot 2 being described in a general warranty deed to Lamar Properties, LLC, recorded in Document No. 2004083754 of the Official Public Records of Travis County, Texas, in the amount of \$35,673, for the public purpose of electric transmission and distribution facilities necessary to upgrade Circuit 811. The owner of the needed property interest is Lamar Properties LLC, a Texas limited liability company. The property is located entirely within District 4, at 8631 N. Lamar Blvd., Austin, Texas 78753.
22. (6/6) Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of approximately 0.022 acres (968 square feet) parcel of land situated in the John Applegait Survey, in Travis County, Texas, being a portion of Lot 10-D, North Lamar Park Commercial Area, recorded in Vol. 30, Pg. 32 of the Plat Records Travis County, Texas, said Lot 10-D being described as a 0.1096 of one acre tract of land in a special warranty deed to Ford Coin Realty, L.P., recorded in Vol. 13029, Pg. 545 of the Real Property Records of Travis County, Texas, in the amount of \$17,052, for the public purpose of electric transmission and distribution facilities necessary to upgrade Circuit 811. The owner of the property interest is Ford Coin Realty, L.P., a Texas limited partnership. The property is located entirely within District 4, at 8901 N. Lamar Blvd., Austin, Texas 78753.
23. (6/6) Approve a resolution authorizing the filing of eminent domain proceedings for the acquisition of easement rights consisting of approximately 0.0274 acres (1,194 square feet) tract of land, situated in the John Applegait Survey Number 58, being a portion of Lot 2, Block I, Mockingbird Hill Section One, a subdivision recorded in Volume 5, Page 159, Plat Records of Travis County, Texas, conveyed to Auto Strategies, LLC in Document No. 2011110504, Official Public Records Travis County, Texas, in the amount of \$19,744, for the public purpose of electric transmission and distribution facilities necessary to upgrade Circuit 811. The owner of the property interest is Auto Strategies, LLC, a Texas limited liability company. The property is located entirely within District 4, at 10501 N. Lamar Blvd., Austin, Texas 78753.

STAFF REPORTS AND BRIEFINGS

24. ERCOT Market Update and Summer Readiness – **presented by Erika Bierschbach, VP, Market Operations and Resource Planning**
25. 2Q FY19 Operations Report – **presented by Charles Dickerson, Deputy General Manager and COO**
26. 2Q FY19 Financial Report – **presented by Mark Dombroski, Deputy General Manager and CFO**
27. Staff response to CAP Working Group – **presented by Jerry Galvan, VP, Customer Care**

ITEMS FROM COMMISSIONERS

28. Update regarding the CAP Working Group, including possible action. (Funkhouser, Ferchill) – **Though appreciative of staff's plans to increase CAP enrollment, Working Group (now consisting of Boyle, Funkhouser, Hopkins, Stone and Tuttle) plans to continue. Three trajectories of focus/topics of interest are:**
 - a. **Resuming folks on multi-family programs**
 - b. **Getting better understanding with how program evaluations working with respect to these customer-side low income programs**
 - c. **Usable energy information**
29. Update regarding the EV Working Group. (Tuttle, Osborne) – **Council passed a new EV-related resolution (Note: Resolution 20190509-020)**

OTHER BUSINESS

30. Elections (Chair and Vice Chair)

Motion (Osborne) to elect Cary Ferchill as Chair; seconded (Tuttle); passed on a vote of 9-0, with Hadden and Stone absent. Motion (Osborne) to elect Marty Hopkins as Vice Chair; seconded (Collier-Brown); passed on a vote of 9-0, with Hadden and Stone absent.

31. Report regarding City Council action on items previously reviewed by the EUC.

32. Discussion regarding potential future agenda items.

- **Ferchill: Update re the Biomass deal**
- **Tuttle: Update re the Electric Bus Charging Depot (i.e., details of AE's involvement)**

Note: Commissioner Osborne requested “point of privilege” and announced his resignation from the EUC to focus his energy on TxETRA. He noted the EUC would need to appoint a representative to the Joint Sustainability Committee.

Meeting adjourned at 8:55pm.