



**ELECTRIC UTILITY COMMISSION  
REGULAR MEETING MINUTES – Approved 2/28/2011  
JANUARY 24, 2011**

**The Electric Utility Commission (EUC) convened in a regular meeting in the Shudde Fath Conference Room at 721 Barton Springs Road in Austin, Texas.**

1. **CALL TO ORDER** – Phillip Schmandt, Chair, called the meeting to order at 6:00 p.m. Commissioners in attendance: Phillip Schmandt, Chair; Linda Shaw, Vice Chair; Gary ‘Bernie’ Bernfeld, Shudde Fath, Stephen Smaha, and Steve Taylor. Dr. Michael E. Webber was not present at the call to order, but arrived shortly afterwards.

Staff in attendance: Larry Weis, Cheryl Mele, Kerry Overton, Elaine Hart, Andy Perny, Mark Dreyfus, David Wood, Karl Rabago, Jawana J.J. Gutierrez, Rosemary Ledesma, Ann Little, David Kutach, Elaine Kelly-Diaz, Ronnie Mendoza, Pat Alba, Jim Collins, Jeff Vice, Karl Popham, Patricia Alofsin, Jamie Mitchell, Chris Smith, Adrienne Brandt, Laura Tyler, Joseph Thomas, Stacy Neef, Lisa Tamez, Sandra Castillo, Lori Kirchgatter, and Toye Goodson Collins.

2. **APPROVAL OF MINUTES** - Approve minutes of the December 13, 2010 regular meeting. **Motion to approve minutes by Commissioner Taylor, seconded by Commissioner Fath, passed on a vote of 6-0.**
3. **CITIZEN COMMUNICATIONS** – None

**NEW BUSINESS**

Chair Schmandt announced the withdrawal of Items 16 and 17 from the agenda. Commissioner Webber arrived following approval of items on consent.

4. Recommend approval of an ordinance amending City Code Chapter 15-9 as it relates to utility disconnection moratoriums during extreme weather conditions. **Motion to approve by Commissioner Fath, seconded by Commissioner Taylor, passed on a vote of 7-0.**
5. Recommend approval of an ordinance authorizing acceptance of \$52,500 in grant funds from the U.S. Department of Energy through Leonardo Technologies Inc., Morgantown, WV, and amending the Fiscal Year 2010-2011 Austin Energy Operating Budget Special Revenue Fund of Ordinance No. 20100913-002 to appropriate \$52,500 for programmatic support of the Central Texas Clean Cities Program. The grant period is Nov. 16, 2010 to Oct. 31, 2011. **Motion to approve on consent by Commissioner Smaha, seconded by Commissioner Fath, passed on a vote of 6-0.**
6. Recommend issuance of a rebate to Del Valle I.S.D. for the installation of energy efficient equipment at Dailey Middle School in an amount not to exceed \$77,145.17. **Motion to approve on consent by Commissioner Smaha, seconded by Commissioner Fath, passed on a vote of 6-0.**
7. Recommend authorization to award, negotiation, and execution of a contract with LIGHTHOUSE SOLAR, Austin, TX, for the design and installation of solar photovoltaic systems in an estimated amount not to exceed \$459,190. **Motion to deny approval by Chair Schmandt, seconded by Commissioner Smaha, passed on a vote of 7-0.**
8. Recommend authorization to award, negotiation, and execution of a 24-month requirements service contract with NALCO COMPANY, Naperville, IL, or one of the other qualified offerors to RFP No. SMH0114, for equipment supply and service for chemical water

treatment programs at various city facilities in an estimated amount not to exceed \$3,000,000, with two 24-month extension options in an estimated amount not to exceed \$3,000,000 per extension option, for a total estimated contract amount not to exceed \$9,000,000. **Motion to approve by Vice Chair Shaw, seconded by Commissioner Smaha, passed on a vote of 5-2, with Chair Schmandt and Commissioner Taylor voting no.**

9. Recommend authorization to award and execution of a 24-month revenue contract with SOLOMON CORPORATION, Solomon, KS for the sale of obsolete transformers with an estimated revenue of \$731,836, with three 12-month extension options with an estimated revenue of \$365,918 per extension option, for a total estimated revenue of \$1,829,590. **Motion to approve on consent by Commissioner Smaha, seconded by Commissioner Fath, passed on a vote of 6-0.**
10. Recommend authorization to award and execution of a contract with POWER SUPPLY, INC., Austin, TX for the purchase of Transient Recovery Voltage (TRV) capacitors for Austin Energy facilities in an amount not to exceed \$74,120. **Motion to approve on consent by Commissioner Smaha, seconded by Commissioner Fath, passed on a vote of 6-0.**
11. Recommend authorization to award and execution of a contract with GLOBE ELECTRIC SUPPLY COMPANY, Houston, TX for the purchase of a Direct Current (DC) to Alternating Current (AC) three-phase inverter in an amount not to exceed \$62,626.00. **Motion to approve on consent by Commissioner Smaha, seconded by Commissioner Fath, passed on a vote of 6-0.**
12. Recommend authorization to award and execution of a 12-month requirements service contract with GREATER TEXAS LANDSCAPE SERVICES., Austin, TX, or one of the other qualified bidders for IFB-BV No. TVN0054REBID, to provide grounds maintenance services in an estimated amount not to exceed \$81,675, with four 12-month extension options in an estimated amount not to exceed \$81,675 per extension option, for an estimated total contract amount not to exceed \$408,375. **Motion to approve by Chair Schmandt, seconded by Vice Chair Shaw, passed on a vote of 7-0.**
13. Recommend authorization to award and execution of a 24-month requirements service contract on an as needed basis with USIC LOCATING SERVICES, INC., Carmel, IN for underground utility locating in an amount in an estimated amount not to exceed \$713,500 with three 12-month extension options in an amount not to exceed \$356,750 per extension option, for a total contract amount not to exceed \$1,783,750. **Motion to approve on consent by Commissioner Smaha, seconded by Commissioner Fath, passed on a vote of 6-0.**
14. Recommend approval of an ordinance amending the electric rate schedule included in Exhibit A of Ordinance No. 20100913-004 to add a tariff for an electric vehicle public charging station pilot program. **Motion to approve by Commissioner Smaha, seconded by Commissioner Webber, passed on a vote of 6-1 with Chair Schmandt voting no.**
15. Discussion and action on the Bylaws. **Motion to deny approval, requesting that City Council consider recommended bylaws changes made by the Commission in November 2008, by Chair Schmandt, seconded by Commissioner Smaha, passed on a vote of 7-0.**

#### **OLD BUSINESS**

16. Recommend approval of an ordinance amending the Fiscal Year 2010-2011 Austin Energy Capital Budget of Ordinance No. 20100913-003 to increase appropriations by \$17,000,000

for the Holly Street Power Plant decommissioning costs and amending the Fiscal Year 2010-2011 Austin Energy Operating Budget of Ordinance No. 20100913-002 to increase the Non-Fuel Operations and Maintenance by \$12,000,000 for the Holly Street Power Plant decommissioning account and decrease the Austin Energy Operating Fund ending balance by \$12,000,000. **This item was withdrawn from the agenda.**

17. Recommend authorization to negotiation and execution of a contract with TRC ENVIRONMENTAL CORPORATION, Austin, TX, or one of the other qualified offerors to RFP Solicitation No. CLMB301, for the Holly Street Power Plant Decommissioning Project for \$24,905,361, plus \$1,245,268 contingency for a total not-to-exceed amount of \$26,150,629. **This item was withdrawn from the agenda.**
18. Discussion and possible action regarding the addition of an energy efficiency cost recovery rider to Austin Energy's electric rate schedule. Commissioners received a briefing and presentation by Karl Rabago, Vice President, Distributed Energy Services. Paul Robbins addressed the Commission on this issue. **Motion to approve, accepting staff recommendations including the implementation with eCIS rather than CC&B, by Commissioner Smaha seconded by Commissioner Webber, passed on a vote of 6-1, with Commission Fath voting no.**
19. Discussion and possible action regarding City regulation of electric customer privacy. Paul Robbins addressed the Commission on this issue. **Commissioners requested that staff a) present a proposal on how customer consumption data could be disclosed from zip+4 areas, with at least five addresses in each area, in the new CC&B system; b) obtain direction from the Attorney General on the date customer information is no longer private; and c) present a simplified process on how NDAs could be arranged for those wishing to conduct energy research using customer data. Motion to approve the request by Chair Schmandt, seconded by Commissioner Bernfeld, passed on a vote of 7-0.**

#### **STAFF REPORTS AND BRIEFINGS**

20. Quarterly Financial Report by Elaine Hart, Chief Financial Officer. Commissioner Fath requested additional data regarding allocations of shared expenses by City departments. Chair Schmandt requested a report next month on the status of funding for the Economic Growth and Redevelopment Services Office (EGRSO).
21. Customer Care & Billing Project by Jawana J.J. Gutierrez, Vice President, Customer Care.
22. Austin Energy Quarterly Briefing, to include status of rate review, renewable energy planning, affordability forecasting, and near term strategies by Larry Weis, General Manager.
23. **FUTURE AGENDA ITEMS** – Request agenda items including briefings related to the Upcoming Procurements Report. Commissioners requested a) the Austin Climate Protection Quarterly Report be provided bi-annually instead of quarterly; b) that an item be added to their next agenda for the review of additional data on how shared expenses are allotted by City department; c) a presentation on the future of GreenChoice; and d) that an item be added to their next agenda to consider a revision to the meeting schedule for the month of November.
24. **ADJOURNMENT** – Chair Schmandt adjourned the meeting at 9:40 p.m. without objection.