



Electric Utility Commission

November 17, 2014

Minutes

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

The meeting was called to order by Chair Osborne at 6:07 pm. Commissioners Butler, Fath, Hadden, Heidebrecht, Rai, and Shaw were also in attendance.

1. **APPROVAL OF MINUTES** - Approve minutes of the October 20, 2014 regular meeting.
Motion to approve meeting minutes (Fath); seconded (Shaw); passed on a vote of 7-0.

2. **CITIZEN COMMUNICATIONS:** *Richard Halpin; Dale Bulla; Patty Stephens.*

NEW BUSINESS – CONSENT ITEMS (Targeted Council Date)

Following discussion on various items, motion to recommend approval of all items (3, 4, 6-18) except 5 (Heidebrecht); seconded (Shaw); passed on a vote of 7-0. Item 5 passed on a vote of 6-1, with Commissioner Rai voting “no” and stating that the item is not related to AE’s mandate/core functions (e.g., safety, reliability).

3. (11/20) Authorize additional funding in an amount of \$1,300,000 to the job order contract with GO GREEN SQUADS, LLC (WBE/FW); MCCULLOUGH HEATING & AIR CONDITIONING, INC.; CLIMATE MECHANICAL, INC., AIRTECH ENERGY SYSTEMS, INC.; GOOD NEIGHBOR MANAGEMENT, INC. DBA CITY CONSERVATION; AND AMERICAN CONSERVATION & AIR, INC., for Austin Energy's Home Efficiency Assistance (HEAP) Program Tier 2 Basic Weatherization Plus HVAC, to be distributed to the contractors based on work authorization and availability.
4. (11/20) Authorize negotiation and execution of an amendment to the professional services agreement with NADAAA, INC, for additional design services for the Seaholm Substation Wall - Art in Public Places Project, in an amount not to exceed \$122,483.48, for a total contract amount not to exceed \$476,841.48.

5. (11/20) Select an option for the construction of Seaholm Substation Art Wall Subproject and authorize additional funding for the Construction Manager at Risk Contract with HENSEL PHELPS CONSTRUCTION COMPANY for one of the following Seaholm Substation Art Wall options: Option 1- authorize no additional funding for an unchanged Construction Cost Limitation of \$118,200,200, Option 2 - authorize an additional \$668,784 for a revised Construction Cost Limitation of \$118,868,984, Option 3 - authorize an additional \$1,447,286 for a revised Construction Cost Limitation of \$119,647,486 or Option 4 - authorize an additional \$2,852,073 for a revised Construction Cost Limitation of \$121,052,273; and authorize negotiation and execution of a final Guaranteed Maximum Price Amendment Seaholm Substation Art Wall component for the New Central Library and Related Improvement Contract.
6. (12/11) Authorize negotiation and execution of an agreement with LegalZoom, to provide a performance-based incentive for the generation of solar energy at its facility located at 9900 Spectrum Drive in Austin, Texas, for an estimated \$34,142 per year, for a total amount not to exceed \$341,420 over a 10-year period.
7. (12/11) Authorize negotiation and execution of an agreement with Overlook at Rob Roy's Lake Pointe Center, to provide a performance-based incentive for the generation of solar energy at its facility located at 11612 FM 2244 in Austin, Texas, for an estimated \$14,166 per year, for a total amount not to exceed \$141,660 over a 10-year period.
8. (12/11) Authorize negotiation and execution of an agreement with Overlook at Rob Roy's Hills Office Park, to provide a performance-based incentive for the generation of solar energy at its facility located at 4611 FM 2244 in West Lake Hills, Texas for an estimated \$9,371 per year, for a total amount not to exceed \$93,710 over a 10-year period.
9. (12/11) Approve issuance of a rebate to Riverstone Residential, for performing energy efficiency improvements at the Fort Branch at Trumans Landing Apartments located at 5800 Techni Center Dr., Austin, Texas 78721, in an amount not to exceed \$85,203.
10. (12/11) Approve issuance of a rebate to Westdale Asset Management, for performing energy efficiency improvements at Hunters Chase Apartments – East Phase located at 12343 Hunters Chase Dr., Austin, Texas 78729, in an amount not to exceed \$131,250.
11. (12/11) Approve issuance of a rebate to Bouldin Willows Apartments Inc., for performing energy efficiency improvements at The Willows Apartments located at 600 South 1st St., Austin, Texas 78704, in an amount not to exceed \$67,900.
12. (12/11) Authorize extension of the contract with Bilfinger Tepsco Inc. for chilled water piping construction services in the right-of-way, for an additional 12-month period in an amount not to exceed \$1,280,000.

13. (12/11) Authorize award and execution of two 12-month requirements service contracts with VEOLIA ES TECHNICAL SOLUTIONS, LLC. for the collection and disposal of industrial non-hazardous and hazardous waste in an amount not to exceed \$150,704, with three 12-month extension options not to exceed \$150,704 each and combined per extension option, for a total contract amount not to exceed \$602,816 each and combined; and CLEAN HARBORS ENVIRONMENTAL SERVICES in an amount not to exceed \$35,400 each and combined, with three 12-month extension options in an amount not to exceed \$35,400 each and combined per extension option, for a total contract amount not to exceed \$141,600 each and combined. The annual amount for all services required under these contracts will be for a total each and combined amount not to exceed \$186,104.
14. (12/11) Authorize the award and execution of Amendment 6 to the contract with Open Link, Inc. for the implementation of an Open Link software upgrade in an amount not to exceed \$1,992,400, with a 60-month extension option for maintenance and support services in an amount not to exceed \$2,241,856, for a revised total contract amount not to exceed \$5,030,412.
15. (12/11) Authorize award and execution of an Amendment to a requirements-based contract with SCHNEIDER ELECTRIC, INC. to provide additional functionality and upgrades in the existing Advanced Distribution Management System software, for an increase to the contract amount not to exceed \$1,200,000, and increase authorization for software maintenance and support services in an amount not to exceed \$85,000 per each of the remaining four annual extension options, for a total revised contract amount not to exceed \$7,240,000.
16. (12/11) Authorize award and execution of Amendment No. 8 to the contract, through the Texas Local Government Purchasing Cooperative (BuyBoard), with RICOH AMERICAS CORPORATION for a long term lease of multi-function office equipment devices and managed services, to increase the contract authorization in an amount not to exceed \$600,000, for a revised total contract amount not to exceed \$2,974,999.
17. (12/11) Authorize award and execution of a 24-month requirements supply agreement with TECHLINE INC, to provide various 145kV dead tank circuit breakers for Austin Energy in an amount not-to-exceed \$1,845,640, with three 12-month extension options in an amount not to exceed \$922,820 per extension option, for a total contract amount not to exceed \$4,614,100.
18. (12/11) Approve an ordinance authorizing appropriation of \$5,010,812 in American Recovery and Reinvestment Act (ARRA) grant funds from the U.S. Department of Energy and amending the Fiscal Year 2014-2015 Austin Energy Operating Budget Special Revenue Fund of Ordinance No. 20140908-001 to appropriate the funds to continue the Retrofit Ramp-Up Program, including two temporary full-time equivalent positions for continued implementation of the program.

Note: Chair exercised prerogative and took the following items up in an alternate order; for Minutes, the items remain as ordered on the agenda.

BRIEFINGS

19. Briefing and possible action regarding City of Austin utilities customers deferred payment agreements, arrearage management program and hearings process.

Following presentation by JJ Gutierrez, Vice President, Customer Care, motion to support staff modifications (Fath); seconded (Rai); approved in the following manner:

5-2 (Osborne, Hadden “no”) for Payment Arrangement Policy Change for CAP Customers;

5-1-1 (Osborne “no”; Hadden “abstain”) for Pymt. Arrangement Policy Change for Non-CAP;

5-2 (Osborne, Hadden “no”) for Arrearage Management Program for CAP Customers; and

4-2-1 (Osborne, Butler “no”; Hadden “abstain”) for Arrearage Management Program for Non-CAP Customers. Motion to approve committee recommendations regarding Customer Dispute and Hearings Process (Fath); seconded (Butler); passed on vote of 7-0.

20. Briefing and possible action regarding budget changes related to Resolution No. 20140828-157, Section 2, regarding solar.

Debbie Kimberly, Vice President, Customer Energy Solutions; Danielle Murray, Solar Program Manager; Pat Sweeney, Director, Energy & Market Operations

21. Briefing and possible action regarding EPA’s proposed rules (i.e., “111d”).

Cheryl Mele, COO; Kathleen Garrett, Director, Environmental Services

NEW BUSINESS – NON-CONSENT ITEMS

22. Election of EUC Chair and Vice Chair, thru June 2015.

Motion to elect Osborne as Chair (Shaw); seconded (Fath); passed on a vote of 7-0.

Motion to elect Hadden as Vice Chair (Fath); seconded (Shaw); passed on a vote of 7-0.

23. Adoption of 2015 meeting schedule.

Motion to approve schedule (Fath); seconded (Hadden); with friendly amendment from Butler to change the December date to the 14th, passed on a vote of 7-0.

24. Presentation of Distinguished Service Award to Commissioner Linda Shaw

Council Member Morrison presented award.

25. Discussion regarding potential future agenda items (**PACE**)

ADJOURNMENT: Chair adjourned the meeting at 9:00 pm.