



***ELECTRIC UTILITY COMMISSION
REGULAR MEETING
MINUTES
MONDAY, AUGUST 8, 2022***

The Electric Utility Commission convened in a Regular meeting on Monday, August 8, 2022, at 4815 Mueller Blvd in Austin, Texas.

Chair Hopkins called the Electric Utility Commission Meeting to order at 6:01 p.m.

**Board Members/Commissioners in Attendance: Marty Hopkins, Chair; Randy Chapman; Makenna Jonker; Cyrus Reed; Cary Ferchill
Board Members/Commissioners in Attendance Remotely: Dave Tuttle, Vice Chair; Kay Trostle; Karen Hadden**

PUBLIC COMMUNICATION: GENERAL

There were three speakers.

- 1. Paul Robins – spoke about competitive matters**
- 2. Dale Bulla – Promoting electric vehicles, clean air, and renewable energy storage.
Also provided feedback on the base rate review process.**
- 3. Sara Black – Spoke about concerns related to her utility bill.**

APPROVAL OF MINUTES

- 1. Approve the minutes of the ELECTRIC UTILITY COMMISSION SPECIAL CALLED MEETING on July 18, 2022.
The minutes from the meeting of 07/18/2022 were approved on Commissioner Ferchil's motion, Commissioner Jonker's second on a 7-0 vote with Commissioner Hadden off the dais, Commissioners Bowen and Funkahuser absent and one vacancy.**

DISCUSSION AND POSSIBLE ACTION ON RECOMMENDATIONS

The motion to approve recommendations 5, 7, 8 was approved on Commissioner Reed's motion, Commissioner Chapman's second on a (7-0) vote with Commissioner Hadden off the dais, Commissioners Bowen and Funkhauser absent and one vacancy.

The motion to approve recommendation 3 was approved on Commissioner Ferchil's motion, Commissioner Reed's second on a (8-0) vote with Commissioners Bowen and Funkhauser absent and one vacancy.

The motion to approve recommendation 4 was approved on Commissioner Jonker's motion, Commissioner Reed's second on a (7-1) vote with Commissioner Chapman voting no, Commissioners Bowen and Funkhauser absent and one vacancy.

The motion to approve recommendation 6 was approved on Commissioner Ferchil's motion, Commissioner Jonker's second on a (7-0-1) vote with Commissioner Chapman abstaining and Commissioners Bowen and Funkhauser absent and one vacancy.

The motion to approve recommendation 9 was approved on Commissioner Chapman's motion, Commissioner Reed's second on a (8-0) vote with Commissioners Bowen and Funkhauser absent and one vacancy.

The motion to approve recommendation 2 was approved on Commissioner Chapman's motion, Commissioner Jonker's second on a (8-0) vote with Commissioners Bowen and Funkhauser absent and one vacancy.

"The Electric Utility Commission endorses the Austin Energy Fiscal Year 2022 Budget as presented on August 8, 2022 The Electric Utility Commission endorses the proposed Austin Energy budget with the following modifications:

- The EUC wants to make it clear that in endorsing the Austin Energy FY 2023 budget, we are not endorsing changes related to the proposed base rate increase introduced by Austin Energy on April 18th.**
- Additional costs related to the Fayette Coal Plant as laid out in the budget should be carefully scrutinized by city council given the stated goal of getting out of coal by the end of the year.**
- City Council should authorize funding in FY 2023 for an update to the 2015 Decommissioning study to determine if the budgetary set-aside of \$8 million dollars per year to the non-nuclear decommissioning fund is the appropriate amount.**
- With nearly half of Austin's population living in rental housing, we recommend the Council review current efforts by Austin Energy to make improvements to energy efficiency programs and ensure equity in access to efficiency programs.**
- Funding for direct install weatherization programs and multi-family programs have remained stagnant in FY 2023 as proposed. The EUC recommends that Council work with Austin Energy to increase the budgets of multi-family and home weatherization programs proportionally to the overall increase in the Customer Energy Solutions budget.**
- In order to assess community concerns with potential groundwater contamination in the area of the coal plant, City Council should authorize up to \$100,000 in additional groundwater testing for a third-party to conduct focused testing of groundwater and water wells in the immediate area."**

2. Recommendation to conduct a public hearing and consider proposed rate and fee changes for Austin Energy as part of the Fiscal Year 2022-2023 proposed budget.
3. Recommend authorizing an amendment to a contract with Altec Industrial Inc., to provide customized utility vehicles, to increase the amount by \$3,000,000, for a revised total contract amount not to exceed \$33,500,000.
4. Recommend authorizing negotiation and execution of a multi-term contract with Enertech Resources LLC to provide moonlight towers maintenance, inspection, restoration, and repair for up to five years for a total contract amount not to exceed \$5,500,000.
5. Recommend authorizing negotiation and execution of a contract with Primoris T&D Services, LLC for substation maintenance for a term of five years in an amount not to exceed \$10,000,000.
6. Recommend authorizing award and execution of a construction contract with Muniz Concrete & Contracting, Inc., for the Justin Lane Demolition and Site Preparation project in the amount of \$ 1,658,248.00 plus a \$ 165,824.80 contingency, for a total contract amount not to exceed \$ 1,824,072.80.
7. Recommend approving a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interest needed for the IH-35 Capital Express Structure Relocation, North project for the public use of providing reliable, safe electricity service, which requires acquisition of real property rights consisting of one Temporary Construction Easement consisting of approximately 0.0640 of an acre (2,786 square feet) of land, in the John Applegait survey number 58, Abstract 29 and being a portion of Lot 1, Block A, Aaron Rents Subdivision No. 2 a Subdivision of Record in Book 100, Pages 23-24, Plat Records of Travis County, Texas, said Lot 1 conveyed to German Nagobich, as Trustee of the Nagobich Family Revocable Trust by Special Warranty Deed, as recorded in Document No. 2007069276, Official Public Records, Travis County, Texas, said easement to be used for the Austin Energy IH-35 Capital Express Structure Relocation, North project, currently appraised at \$2,299 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is the Nagobich Family Revocable Trust. The property is located at 9913 N-IH 35, Austin, Texas 78753. The general route of the project is along IH-35 between Rundberg Lane and Braker Lane. (City of Austin Council District 4).
8. Recommend authorizing negotiation and execution of an amendment to the professional services agreement with the following two staff recommended firms (or other qualified responders) for Request for Qualifications Solicitation No. CLMP312: HDR Engineering, Inc. and Allegis Group Holdings, Inc., for engineering services for the AE Staff Augmentation, Engineering and Related Engineering Services for Electric System Engineering and Technical Services Rotation List in the amount of \$22,500,000, for a total contract amount not to exceed \$48,375,000.
9. Recommend authorizing an amendment to a cooperative contract with CDW LLC dba SIRIUS COMPUTER SOLUTIONS, INC. providing Palo Alto Network products, maintenance and support services, to increase the amount by \$1,814,950, for a revised total contract amount not to exceed \$7,871,350.

STAFF BRIEFINGS & REPORTS

10. Staff briefing of the Third Quarter Operations Report by Stuart Reilly, Acting Deputy General Manager and Chief Operations Officer.

The presentation was made by Stuart Reilly, Acting Deputy General Manager and Chief Operations Officer.

11. Staff briefing of the Third Quarter Financial Report by Adam McInroy, Finance Director.

The presentation was made by Adam McInroy, Finance Director.

12. Staff briefing of the FY 2022/23 Austin Energy Budget by John Davis, Finance Director.

The presentation was made by John Davis, Finance Director; Rusty Maenius, Vice President of Finance; Elaine Veselka, Vice President Customer Account Management; Richard G  nec  , Vice President Customer Energy Solutions; Craig Brooks, Acting Vice President Electric System Field Operations; Pat Sweeney, Vice President of Power Production; and Greg Flay, Vice President of Technology & Data.

Commissioner Chapman asked how revenues that would be impacted for each current rate class and the FTEs and current vacancies at AE. Staff will provide that information.

DISCUSSION AND POSSIBLE ACTION ITEMS

13. Discussion and possible action on the Annual Internal Review of the Electric Utility Commission for July 2021 through June 2022.

The Annual Internal Review was not ready for discussion at this meeting. Chair Hopkins requested this item be moved to the September meeting.

WORKING GROUP/COMMITTEE UPDATES

14. Update from the Budget & Audit Working Group

There was no update provided.

DISCUSSION ITEMS

15. Discussion of report regarding City Council action on items previously reviewed by the EUC.

There was no discussion.

FUTURE AGENDA ITEMS

**Resolution of Ms Blacks comments during Public Communications
Resource Generation Plan Update in early 2023**

Climate Act update
Residential Energy Efficiency Programs Update

ADJOURNMENT

Chair Hopkins adjourned the meeting at 9:29 p.m. without objection.

The minutes were approved at the September 12, 2022 meeting on Commissioner Chapman's motion, Commissioner Trostle's second on a (9-0) vote with two vacancies.