

**REGULAR MEETING MINUTES**  
**January 19, 2017**

**1. CALL TO ORDER**

The meeting of the Board of Directors of the Truckee Donner Public Utility District was called to order at 6:00 P.M. in the TDPUD Board room by President Bender.

**2. ROLL CALL** Directors: Paul Warmerdam, Bob Ellis, Joe Aguera, Vice President Tony Laliotis and President Jeff Bender.

**EMPLOYEES PRESENT:** Steven Poncelet, Jeremy Popov, Kim Harris, Kathy Neus, Regina Wise, Sanna Schlosser, Steve Hollabaugh, Michael Holley, and Shanna Kuhlemier.

**CONSULTANTS PRESENT** – Steve Gross, District Counsel.

**OTHERS PRESENT** – none.

**3. PLEDGE OF ALLEGIANCE**

Director Warmerdam led the Pledge of Allegiance.

**4. CHANGES TO THE AGENDA** – none.

**5. PUBLIC INPUT**

President Bender called for public comment.

Seeing none, President Bender closed public comment.

**6. DIRECTOR UPDATE**

Director Warmerdam stated how impressed he was with the District personnel addressing all the emergency responses during the recent storm events.

Director Aguera stated he reiterated what Director Warmerdam stated. Director Aguera stated he was proud that we found NV Energy's transmission outage.

Vice President Laliotis stated his appreciation for the tremendous dedication and output to the whole region and appreciated Michael Holley helping him in his capacity in Tahoe City.

Director Ellis stated the PUD staff did a fantastic job through this emergency. Thanked Roseville Electric and Plumas Sierra for their help. Stated through the series of storms, there were a couple of complaints, but a whole bunch of praises from customers.

President Bender thanked the staff for all the long hours and stated he was honored to serve on a Board with this dedicated staff.

**CONSENT CALENDAR**

**7. Consideration of a Contract for Traffic Control Services (Minute Order 2017-01).**

- Sufficient funds for the cost of traffic control services are available in the Board approved FY17 Electric and Water Operations Budget.

8. Appoint the General Manager as District Negotiator for the Unrepresented Employees (Minute Order 2017-02).

- Appoint the General Manager as the District's negotiator with the unrepresented employees.

President Bender called for public comment, there were none.

Vice President Laliotis moved, and Director Ellis seconded, that the Board approve the consent calendar. The motion passed unanimously 5-0), by a roll call vote.

### **SPECIAL BUSINESS**

9. Presentation Commending Service for Outgoing President Aguera.

Steven Poncelet provided a presentation which is available upon request.

President Bender called for public comment, there were none.

The Board of Directors provided comments to Joe Aguera.

### **ACTION**

10. Consideration of: a) Resolutions Approving Amendments to the District Code and Fees b) Ordinances Amending the Miscellaneous Fee Schedule.

- A) Approve Ordinance No. 2017- 01 adopting amendments to the Miscellaneous Fee Schedule.
- B) Approve Resolution 2017-O1 adopting amendments to the District Code.

Kathy Neus provided a presentation which is available upon request.

President Bender called for public comment, there were none.

Director Comments:

- Requested for future Code changes to use a narrative and continue the red-line version.
- The mobilization fee is a deterrent for multiple inspections; not a use for revenue.

Director Ellis moved, and Director Aguera seconded, that the Board approve the consent calendar. The motion passed unanimously 5-0), by a roll call vote.

11. Approval of a Electric Development Agreement with Truckee Development Associates for the Railyard Phase 1 Project. (Minute Order 2017-03).

- Approve the development agreement and authorize the General Manager to execute the agreement between Truckee Development Association and the District for the Railyard Phase 1 electrical improvements.

Sanna Schlosser provided a presentation which is available upon request.

District Counsel Gross recused himself due to the firm Porter Simon Law Firm has represented Truckee Development Associates. Clarified the firm has not represented either side with regards to this agreement.

Director Comments:

- Developer will do the underground, District pulls cable and makes connections.

President Bender called for public comment, there were none.

Vice President Laliotis moved, Director Ellis seconded, that the Board approve staff recommendation. The motion passed unanimously by a roll call vote (5-0).

**12. Consideration of Approving the Memorandum of Understanding (MOU) for the Gary's Crossing Community Facilities District. (Minute Order 2017-04).**

- Approve the Memorandum of Understanding by and among Truckee Donner Public Utility District (PUD), Truckee Donner Public Utility District Community Facilities District No. 04-1 (Gray's Crossing CFD), Triumph Development LLC (Triumph) and LDK GC 81, LLC (LDK).

President Bender recused due to a potential conflict of interest in the project area.

Steve Gross announced that he used to own a share of a lot in the project area, that lot has been sold as of December 31, 2016 and the potential conflict of interest has been resolved. .

Jeremy Popov provided a presentation which is available upon request.

Vice President Laliotis called for public comment, there were none

Director Comments:

- The Board has discussed this in closed session and this is a complex project with a lot of information.
  - District staff has done a great job and put forth tremendous effort to ensure this CFD does not default.
- The District's Bond Counsel has prepared the MOU.
- The MOU captures the current plan and all signatories are in agreement.
- Staff feels the two developers have the expertise to develop the plan.
  - Staff has relied on the Town of Truckee for their expertise on the plan.
- The Town appears committed to this scenario and have been a partner.
- The Town and community is looking for diversified housing in Truckee.
  - This is a positive thing to partner with the Town.

Director Ellis moved, Director Aguera seconded, that the Board approve staff recommendation. The motion passed unanimously by a roll call vote (4-0). Director Bender recused.

## **WORKSHOP**

**13. Discussion About UAMPS Carbon Free Power Project.**

Stephen Hollabaugh provided a presentation which is available upon request.

Director Comments:

- The Licensing Phase is about 39 months long.
- This doesn't give the District carbon credits, but doesn't go against us for carbon.
- There are off ramps through-out the phase and future phases.
- Department of Energy (DOE) has approved tax credits and now is going in front of Congress.
- Future discussion will be included if this project fits into our portfolio.
- The financial feasibility will be if the SMR plant can be cost effective like a natural gas plant.
- This plant will be in Idaho Falls.
- Carbon Credits drop off significantly between 2020 through 2030.
  - This project will assist us in our portfolio.
- This project could help with the Co2 tax that California implements on us.
- This is a hedge against base load generation cost and against carbon dioxide regulation.
- This provides greater diversification in our portfolio.
- We do have an opportunity to increase our investment in the project, we also have the opportunity to sell our investment if desired.
- Outreach is extremely important.
- The DOE is committed to this project.
- This is in the vicinity of the Horse Butte site but not on a shared site.
- This technology has shown it can follow the load of the wind, which is impressive.
- There is excitement to move forward into the next phase.
- Throughout this project there are off-ramps at our discretion. The Board will take action individually with regards to approving the project or taking an off-ramp.

President Bender called for public comment, there were none.

The Board's consensus was to move forward with this phase of the project.

#### **14. Discussion Regarding Recent Storm Event Operations.**

Stephen Hollabaugh provided a presentation which is available upon request.

President Bender called for public comment, there were none.

Director Comments:

- The Board thanked the Town of Truckee for allowing the District to use the facilities at the Town's Corporation Yard.
- Our facilities did not fail, trees fell into our facilities.

#### **ROUTINE BUSINESS**

President Bender called for public comment, there were none.

#### **15. Treasurers Report: December 31, 2016.**

a) Approval of the Treasurers report of fund balances as of November 30, 2016.

Vice President Laliotis moved, and Director Ellis seconded, that the Board approve the disbursements. The motion passed unanimously (5-0).

b) Approval of disbursements for December 2016.

Director Aguera moved, and Vice President Laliotis seconded, that the Board approve the disbursements. The motion passed unanimously (5-0).

16. Approval of Minutes for December 7, 2016.

Director Ellis moved, and Director Warmerdam seconded, that the Board approve the minutes with corrections from General Counsel Gross. The motion passes unanimously (5-0).

President Bender held this meeting in abeyance and moved to the Community Facilities District 04-01 Gray's Crossing meeting at 8:21 p.m.

Re-adjourn at 8:26 p.m. and move to closed session.

**CLOSED SESSION** – 8:26 p.m.

17. Closed Session Pursuant to Government Code Section 54956.9(d)(2), Exposure to Litigation, one case. No reportable action.

President Bender recused from the item for a potential conflict of interest.

18. Closed Session Conference with labor negotiators: Section 54957.6 of the Government Code. District Representative: Michael D. Holley. Employees: Un-Represented Employees. No reportable action.

19. Closed Session Pursuant to Government Code section 54957, Public Employee Performance Evaluation – General Manager's Performance Plan Review. No reportable action  
Closed Session – Pursuant to Government Code Section 54956.9(d)(4), Deciding whether to Initiate Litigation, one case. No reportable action.

**ADJOURNMENT** - 10:50 p.m.

Vice President Laliotis moved, and Director Aguera seconded, that the Board adjourn the meeting at 10:50 p.m. The motion passed unanimously (5-0).

There being no further business before the Board, the meeting was adjourned at 10:50 p.m. to the next scheduled meeting of the Truckee Donner Public Utility District on February 1, 2017 at 6:00 P.M.

**TRUCKEE DONNER PUBLIC UTILITY DISTRICT**

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**Jeff Bender, President**

Prepared by \_\_\_\_\_  
**Shanna D. Kuhlemier, CMC, Deputy District Clerk**