

**TRAVERSE CITY
LIGHT AND POWER BOARD**

Minutes of Regular Meeting
Held at 5:15 p.m.

A regular meeting was called to order remotely as authorized by the Executive Order of the
Governor.

Tuesday, June 9, 2020

Board Members -

Present: John Taylor, Elysha Davila, Ross Hammersley, Amy Shamroe, Tim Werner, Paul Heiberger, Pat McGuire

Absent: None

Ex Officio Member -

Present: Marty Colburn, City Manager

Others: Tim Arends, Karrie Zeits (Legal Counsel), Karla Myers-Beman, Scott Menhart, Kelli Schroeder, Daren Dixon, Tony Chartrand, Jacob Hardy

Item 2 on the Agenda being Disclosure of Recusal – None

General Public Comment

None.

Item 3 on the Agenda being Consent Calendar

Moved by McGuire, seconded by Shamroe, that the following actions, as recommended on the Consent Calendar portion of the Agenda, be approved.

- a. Approved the Agenda.
- b. Approved minutes of the Regular meeting of May 12, 2020.
- c. Received and filed minutes of the HR Ad Hoc Committee meeting of May 20, 2020.
- d. Consideration of confirming transfer of funds from the Fiber Fund to the Electric Fund for the fiscal year ending June 30, 2020. (Approval recommended) (Myers-Beman)

That the Board authorizes the interfund transfer of \$200,000 from the Fiber Fund to the Electric Utility Fund.
- e. Consideration of approving insurance renewal. (Approval recommended) (Myers-Beman)

That the Board approves payment to the Michigan Municipal League Liability and Property Pool in the amount of \$77,466 for fiscal year 2020-21 liability and property insurance.
- f. Consideration of adopting a Resolution in support of the 80/20 health premium cost share model to comply with the requirements of Public Act 152 of 2011. (Approval recommended) (Schroeder)

That the Board approves the resolution to adopt the 80/20 cost sharing model to comply with the requirements of the Public Act 152 of 2011.

- g. Consideration of authorizing a Construction Agreement for hourly rate assistance (Approval recommended) (Dixon).

That the Board authorizes the Chairman and Secretary to execute a three-year construction agreement with the Hydaker-Wheatlake Company for line distribution construction hourly rate assistance in the amount of \$450,000, more or less, with billings to be based upon the hourly rates provided in the bid; subject to review as to substance by the Executive Director and as to form by General Counsel.

- h. Consideration of approving a Pole Attachment License Agreement including both small cell wireless and wireline pole attachments with Keys Technologies dba as ACD.net. (Approval recommended) (Arends)

That the Board authorizes the Chairman and Secretary to execute a pole attachment agreement with KEPS Technologies DBA ACD.NET, subject to review as to substance by the Executive Director and as to form by General Counsel.

- i. Consideration of approving a Consultant Agreement for other post-employment actuarial valuation services. (Approval recommended) (Myers-Beman)

That the Board authorizes the Executive Director to execute an agreement with Lauterbach & Amen LLP for actuarial services at a lump sum fee of \$9,550 and subject to form by General Counsel.

- j. Consideration of approving Electric and Fiber Fund Budgets and Six-Year Capital Improvements Plan – 2020. (Approval recommended) (Myers-Beman)

That the Board formally adopts the 2020-21 operating budgets for the Electric Utility and Fiber Optic Funds, and Six Year Capital Improvements Plan.

- k. Consideration of executing an agreement with the DDA for W. Front & Pine St. Decorative Lighting.

That the Board authorizes the Chairman and Secretary to execute an agreement with the Downtown Development Authority for purchase and installation of decorative lights for \$15,753.68 (DDA Cost) and civil work in the amount of \$13,084 (TCL&P Cost), subject to review as to substance by the Executive Director and as to form by General Counsel.

Yes: Amy Shamroe, Patrick McGuire, Elysha Davila, Paul Heiberger, John Taylor,
Tim Werner, Ross Hammersley

Absent: None

CARRIED 7-0 on a roll call vote

Items Removed from the Consent Calendar

None.

Item 4 on the Agenda being Unfinished Businessa. Public Hearing regarding:

Rate increase for the Renewable Electric Energy Rider Rate (VGP) effective July 1, 2020.

The following individuals addressed the Board:

Karla Myers-Beman, Controller

Chairman Taylor opened the Public Hearing.

The following individuals from the Public addressed the Board:

None

Chairman Taylor closed the Public Hearing.

Moved by Heiberger, seconded by McGuire, that the Light & Power Board approves the adoption of the Renewable Electric Energy Rider Tariff Rate effective July 1, 2020.

Yes: Amy Shamroe, Patrick McGuire, Elysha Davila, Paul Heiberger, John Taylor,
Tim Werner, Ross Hammersley

Absent: None

CARRIED 7-0 on a roll call vote

b. Consideration of approving a one-year extension agreement with Utility Workers Union of America, AFL-CIO, Local 295.

The following individuals addressed the Board:

Tim Arends, Executive Director

Matt Nordfjord, Shareholder, Cohl, Stoker & Toskey, PC

Moved by McGuire, seconded by Shamroe, that the Board authorizes the Chairman to execute a collective bargaining agreement between the Traverse City Light and Power Department and the Utility Workers Union of America, Local 295 effective July 1, 2020 through June 30, 2021, subject to approval as to its substance by the Executive Director.

Yes: Amy Shamroe, Patrick McGuire, Elysha Davila, Paul Heiberger, John Taylor,
Tim Werner, Ross Hammersley

Absent: None

CARRIED 7-0 on a roll call vote

Item 5 on the Agenda being New Business

a. Consideration of approval of TCLPfiber Terms of Service.

The following individuals addressed the Board.

Tim Arends, Executive Director
Scott Menhart, Information Systems Director

Moved by Heiberger, seconded by Hammersley, that the Board adopt the Terms of Service as shown in the presented Terms of Service document, effective June 9, 2020.

Yes: Amy Shamroe, Patrick McGuire, Elysha Davila, Paul Heiberger, John Taylor,
Tim Werner, Ross Hammersley
Absent: None

CARRIED 7-0 on a roll call vote

Item 6 on the Agenda being Reports and Communications

a. From Legal Counsel.

None.

b. From Staff.

1. COVID-19 Impact.

The following individuals addressed the Board:

Tim Arends, Executive Director
Karla Myers-Beman, Controller

A motion was proposed - Moved by Shamroe, seconded by Hammersley, that the Light & Power Board directs the Executive Director to cease further electric shutoffs until the next regular board meeting held on July 14, 2020.

Yes: Amy Shamroe, Patrick McGuire, Elysha Davila, Paul Heiberger, John Taylor,
Tim Werner, Ross Hammersley
Absent: None

CARRIED 7-0 on a roll call vote

2. Human Resource Update.

The following individuals addressed the Board:

Kelli Schroeder, Mgr. of Human Resources & Communications

3. Coldwater Peaking Natural Gas Plant Update.

The following individuals addressed the Board:

Tim Arends, Executive Director

c. From Board

1. Chairman's Report.

Chairman Taylor discussed the proposal of a Study Session on June 23, 2020.
Board Consensus approved.

Item 7 on the Agenda being Public Comment

a. General

The following individuals addressed the Public:

None.

Moved by Chairman Taylor to adjourn the meeting.

Yes: Amy Shamroe, Patrick McGuire, Elysha Davila, Paul Heiberger, John Taylor,
Tim Werner, Ross Hammersley

Absent: None

CARRIED 7-0 on a roll call vote

There being no objection, Chairman Taylor declared the meeting adjourned at 6:13 p.m.



Tim Arends, Secretary
LIGHT AND POWER BOARD