

ARKANSAS RIVER POWER AUTHORITY
Board of Directors Meeting Minutes
July 29, 2021

The Board of Directors of the Arkansas River Power Authority (ARPA) met by GoToMeeting and Conference Call on Thursday, July 29, 2021. Following appropriate notice, President Sutherland called the meeting to order at 9:00 AM.

ARPA Board Members present:

HOLLY: Calvin Melcher

LA JUNTA: Gary Cranson
P. Lorenz Sutherland

LAMAR: Houssin Hourieh (also a member of the Operating Committee)

LAS ANIMAS: Ron Clodfelter (also a member of the Operating Committee)
Rick Stwalley

SPRINGFIELD: Darwin Hansen
Jay Suhler

TRINIDAD: Carlos Lopez

ARPA Staff present:

Rick Rigel, General Manager

Arvenia Morris, Office Manager

Aarin Ritter, Manager of Finance and Accounting

ARPA Legal Counsel present:

Peter Edwards, Director-Fairfield and Woods, PC

Others (guests) present:

Dustin Ramsey, Meter Technician, City of Las Animas

Ed Vela, City Council, City of La Junta

Rick Klein, City Manager, City of La Junta

Bill Jackson, Assistant City Manager, City of La Junta

ROLL CALL: President Sutherland called the meeting to order at 9:00 AM. Roll call was taken by Secretary Morris. Guests were those listed on page 1. Board Members Valentine, Tanner and Stagner were absent.

QUORUM: A quorum of the Board was present and voting at the meeting.

APPROVAL OF AGENDA: The agenda was approved as presented.

APPROVAL OF THE MINUTES: a. MAY 27, 2021 REGULAR MEETING. Secretary Morris noted one correction to the minutes of the May 27, 2021 regular meeting. Board Member Melcher moved to approve the minutes of the May 27 meeting with the correction as noted, seconded by Board Member Hourieh, approved unanimously. **b. July 9, 2021 SPECIAL MEETING.** The minutes of the July 9 Special Meeting were approved unanimously by motion from Board Member Melcher, second by Board Member Cranson.

PUBLIC COMMENT: None.

FINANCIAL REPORT AND APPROVAL OF OUTSTANDING BILLS: a. May 2021 Financial Statement. Finance Manager Ritter presented the May 2021 financial statement. Board Member Hourieh moved, seconded by Board Member Melcher, and approved unanimously to accept the May financial statement. **b. June 2021 Financial Statement.** Finance Manager Ritter presented the June 2021 Financial Statement. Board Member Melcher moved, seconded by Board Member Lopez, and approved unanimously to accept the June 2021 financial statement and pay outstanding bills. **c. Update on Year-end Financial Projections.** The General Manager provided the end of year financial projections using the actual performance for January through June 2021 and the budgeted financial performance for July through December 2021. **d. Review 2022 Budget and Schedule.** The General Manager presented a review of the preliminary budget for 2022.

OPERATING REPORT: a. May 2021. Aarin Ritter presented the Operating Report for May 2021 to the Board. **b. June 2021.** Aarin Ritter presented the Operating Report for June 2021 to the Board. **c. Wind Report.** Arvenia Morris presented the Wind Report for May and June 2021 to the Board.

GENERAL MANAGER REPORT: a. LRP Demolition. The demolition work is substantially complete except for a couple of punch list items. It is anticipated the entire demolition project will be complete within a few days. **b. Miscellaneous.** LUB/SECPA Territorial Dispute. The General Manager provided an update on the LUB/SECPA territorial dispute. WAPA-CRSP Rate Increase. Primarily due to low water levels in Lake Powell, the WAPA Colorado River Storage Project (CRSP) rate is expected to increase approximately 14% beginning in 2022. Legislative Report. The General Manager briefed the Board on legislative bills of interest to electric utilities. Those bills by number are: SB21-200, HB21-1266, HB21-1286, SB21-072, and Governor Polis's Executive Order, B 2021 01. Safety Training. The bucket truck and pole top rescue training, led by City of La Junta electric line workers Aragon and Salazar, was held in La Junta on 2 separate days in June. Line Worker Appreciation Lunches. The General Manager has held appreciation lunches in 4 of 6 communities. The other two communities' lunches are or will be scheduled. CAMU. Ron Clodfelter has been appointed to the CAMU Board of Directors.

NEW BUSINESS: None.

PLANNING AND COMMUNICATION: None.

MEMBER CITIES' REPORTS: None.

EXECUTIVE SESSION CRS § 24-6-402 (4)(b) and (e): a. **Power Supply Contract Negotiations.** b. **FERC Settlement Update.** The Authority's General Counsel stated that the matters to be discussed in Executive Session would include Power Supply Contract Negotiations and FERC Settlement Update. The specific subsections of CRS § 24-6-402(4) authorizing this matter to be conducted in Executive Session are as follows:

- Under subsection (b), conferences with the General Counsel of the Authority for the purpose of receiving legal advice on specific legal questions; and
- Under subsection (e), determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators.

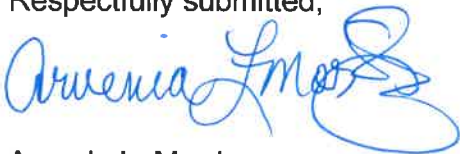
At 10:04 AM Board Member Hourieh moved, seconded by Board Member Melcher, and approved unanimously by roll call vote to go into Executive Session to discuss the topics as stated. The General Counsel of the Authority stated that the discussion in Executive Session pertaining to the FERC Settlement Update would include privileged attorney-client communications and should not be recorded. He recommended that no record be kept of the discussion constituting privileged attorney-client communications. Accordingly, based on the foregoing advice of counsel, the electronic recording device was turned off at 10:17 AM prior to the discussion pertaining to the FERC Settlement. The Executive Session was concluded at 10:27 AM.

UNFINISHED BUSINESS: None.

NEXT MEETING DATE – August 26, 2021: The next regular meeting of the Board of Directors will be August 26, 2021 at Springfield. The Board is scheduled to meet in Trinidad for the September meeting (30th); however, there has been a spike of COVID cases in Las Animas County. The COVID situation in Las Animas County (Trinidad) will be monitored and if a meeting in Trinidad is not recommended, the alternate location would be Holly.

ADJOURN: The July 29, 2021 meeting of the Board of Directors was adjourned at 10:33 AM.

Respectfully submitted,



Arvenia L. Morris
Secretary