



LOS ALAMOS

# County of Los Alamos

## Minutes

### Board of Public Utilities

1000 Central Avenue  
Los Alamos, NM 87544

*Carrie Walker, Chair; Jeff Johnson, Vice-chair; Stephen McLin, Kathleen Taylor and Steve  
Tobin Members  
Tim Glasco, Ex Officio Member  
Philo Shelton, Ex Officio Member  
Harry Burgess, Ex Officio Member  
Pete Sheehey, Council Liaison*

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Monday, July 1, 2019

5:30 PM

Council Chambers

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### Special Session

#### 1. CALL TO ORDER

A special meeting of the Incorporated County of Los Alamos Board of Public Utilities was held on Monday, July 1st at 5:30 p.m. at 1000 Central Ave., Council Chambers. Board Vice-chair Jeff Johnson ran the meeting for Chair Walker and called the meeting to order at 5:31 p.m.

**Present** 6 - Board Member Walker, Board Member Johnson, Board Member McLin, Board Member Glasco, Board Member Shelton and Board Member Burgess

**Absent** 1 - Board Member Taylor

**Remote** 1 - Board Member Tobin

Mr. Tobin attended via teleconference.

#### 2. PUBLIC COMMENT

Mr. Johnson opened the floor for public comment on items not otherwise included on the agenda. There were no comments.

#### 3. APPROVAL OF AGENDA

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Mr. Tobin moved that the agenda be approved as presented. The motion passed by the following vote:

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**Yes:** 3 - Board Member Walker, Board Member Johnson and Board Member Tobin

**No:** 1 - Board Member McLin

**Absent:** 1 - Board Member Taylor

#### 4. BUSINESS

- A. [12099-19](#) Incorporated County of Los Alamos Resolution No. 19-16: A Resolution

Supplementing Resolution No. 19-05 Relating to the Natural Gas Supply Agreement Between the Incorporated County of Los Alamos and the New Mexico Municipal Energy Acquisition Authority, as Amended by a First Amendment; Authorizing the Execution and Delivery of a Second Amendment to the Natural Gas Supply Agreement and Other Action Necessary or Advisable to Obtain a Gas Discount Pursuant to the Supply Agreement, as Amended, Including the Execution and Delivery of Certificates and Agreements Relating to the Foregoing; Ratifying, Approving, and Confirming Prior Action Taken Related to the Foregoing; and Repealing Action Inconsistent Herewith.

**Presenters:** Bob Westervelt

Deputy Utility Manager of Finance & Administration Mr. Bob Westervelt presented this item. The following is the substance of the item being considered.

On May 7, 2019, Council passed and adopted resolution 19-05 authorizing action necessary or advisable to obtain a gas discount pursuant to the natural gas supply agreement between the County and the New Mexico Municipal Energy Acquisition Authority (NMMEAA), including execution and delivery of certificates and agreements related to that action. It further delegated authority to the Utilities Manager to take all action necessary to effectuate the 2019 Refunding Transaction. In order for the County to obtain the 2019 discount, it is necessary that the County execute a Second Amendment to the Gas Supply Agreement to provide for the acquisition of additional natural gas quantities and a corresponding reduction of natural gas quantities to have been delivered under the original Gas Supply Agreement and other related adjustments. On review of the underlying documents, it was noted that Resolution 19-05 did not specifically authorize the required Second Amendment nor did it specifically delegate authority to the Utilities Manager to execute that amendment. This resolution specifically clarifies and authorizes the Second Amendment to the Gas Supply Agreement, affirms and ratifies prior action taken, and delegates authority to the Utilities Manager to execute the necessary documents.

The Board discussed this item and requested clarification where necessary.

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**Mr. McLin moved that the Board of Public Utilities approve Incorporated County of Los Alamos Resolution No. 19-16: A Resolution Supplementing Resolution No. 19-05 Relating to the Natural Gas Supply Agreement Between the Incorporated County of Los Alamos and the New Mexico Municipal Energy Acquisition Authority, as Amended by a First Amendment; Authorizing the Execution and Delivery of a Second Amendment to the Natural Gas Supply Agreement and Other Action Necessary or Advisable to Obtain a Gas Discount Pursuant to the Supply Agreement, as Amended, Including the Execution and Delivery of Certificates and Agreements Relating to the Foregoing; Ratifying, Approving, and Confirming Prior Action Taken Related to the Foregoing; and Repealing Action Inconsistent Herewith, and forward to the Los Alamos County Council with a recommendation for adoption. The motion passed by the following vote:**

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**Yes: 4 - Board Member Walker, Board Member Johnson, Board Member Tobin and Board Member McLin**

**Absent: 1 - Board Member Taylor**

**5.**      **PUBLIC COMMENT**

Mr. Johnson opened the floor for public comment on any items. There were no comments.

**6.**      **ADJOURNMENT**

The meeting adjourned at 6:08 p.m.

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APPROVAL

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Board of Public Utilities Chair Name

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Board of Public Utilities Chair Signature

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Date Approved by the Board