



# County of Los Alamos

## Minutes

### County Council - Special Session

Los Alamos, NM 87544  
www.losalamosnm.us

*David Izraelevitz, Council Chair; Christine Chandler, Council Vice-Chair  
James T. Chrobocinski, Antonio Maggiore, Susan O'Leary,  
Rick Reiss, and Pete Sheehey, Councilors*

Tuesday, April 10, 2018

6:00 PM

Council Chambers - 1000 Central  
Avenue  
TELEVISION

#### JOINT SPECIAL SESSION WITH THE BOARD OF PUBLIC UTILITIES

#### 1. CALL TO ORDER--BOARD OF PUBLIC UTILITIES

The Public Utilities Chair, Jeff Johnson, called the meeting to order at 6:02 p.m.

The following Board of Public Utilities Members were in attendance:

Present: 5 – Board Member Kathleen Taylor, Board Member Stephen McLin,  
Board Member Paul Fredrickson, Vice Chair Carrie Walker, and  
Chair Jeff Johnson

The following Councilors were present:

Present: 7 - Councilor Izraelevitz, Councilor Chandler, Councilor Chrobocinski,  
Councilor Maggiore, Councilor O'Leary, Councilor Reiss, and  
Councilor Sheehey

#### 2. PLEDGE OF ALLEGIANCE

Led by: All

#### 3. PUBLIC COMMENT

Mr. Mike Dempsey, 300 Connie Avenue, spoke in support of the Carbon Free  
Project.

Mr. Keith Stevens, 2625 Walnut Street, spoke in support of the Carbon Free  
Project.

#### 4. APPROVAL OF BPU AGENDA

A motion was made by Board Member Stephen McLin, seconded by Vice Chair  
Carrie Walker, that the BPU Agenda be approved as presented.

The motion passed with the following vote:

Yes: 5 – Board Member Kathleen Taylor, Board Member Stephen McLin,  
Board Member Paul Fredrickson, Vice Chair Carrie Walker, and  
Chair Jeff Johnson

**5. BPU BUSINESS****A. 10640-18 Recommendations and Possible Action on Carbon Free Power Project (CFPP) Licensing Period Phase 1 Participation**

Mr. Steve Cummins, Deputy Utilities Manager, presented.

Public Comment:

Mr. Brady Burke, 2310 39<sup>th</sup> Street, spoke.

Mr. Phil Gursky, 223 El Viento, spoke.

Mr. Mark Jones, 525 Navajo Road, spoke.

Mr. Andrew Fallgren, 1520 Yuma Street, spoke.

Mr. Don Jones, 62 La Paloma Drive, spoke.

Mr. Mike Dempsey, 300 Connie Avenue, spoke.

Mr. Mike Steinzig, 299 La Cueva, spoke.

Ms. Dawn Trujillo Voss, 256 Canada Way, spoke.

**A motion was made by Board Member Stephen McLin, seconded by Vice Chair Carrie Walker, that the Board of Public Utilities approve the Carbon Free Power Project Power Sales Contract with the Budget and Plan of Finance between the Utah Associated Municipal Power Systems and the Incorporated County of Los Alamos, New Mexico and forward to the Los Alamos County Council with a recommendation to approve Resolution No. 18-09.**

The motion passed with the following vote:

**Yes: 4 – Board Member Kathleen Taylor, Board Member Stephen McLin, Board Member Paul Fredrickson, and Vice Chair Carrie Walker**

**No: 1 – Chair Jeff Johnson**

**6. PUBLIC COMMENT**

None.

**7. ADJOURNMENT--BOARD OF PUBLIC UTILITIES**

The meeting adjourned at 7:03 p.m.

**Council Special Session will begin immediately after Adjournment of BPU**

**8. COUNCIL OPENING/ROLL CALL**

The Council Chair, David Izraelevitz, called the meeting to order at 7:03 p.m.

The following Councilors were in attendance:

**Present: 7 - Councilor Izraelevitz, Councilor Chandler, Councilor Chrobocinski, Councilor Maggiore, Councilor O'Leary, Councilor Reiss, and Councilor Sheehy**

**9. PUBLIC COMMENT**

None.

**10. APPROVAL OF COUNCIL AGENDA**

A motion was made by Councilor Sheehey, seconded by Councilor Chandler, that the Agenda be approved as presented.

The motion passed by acclamation with the following vote:

Yes: 7 - Councilor Izraelevitz, Councilor Chandler, Councilor Chrobocinski, Councilor Maggiore, Councilor O'Leary, Councilor Reiss, and Councilor Sheehey

**11. BUSINESS**

- A. [10678-18](#) Incorporated County of Los Alamos Resolution No. 18-09; A Resolution Authorizing and Approving the Carbon Free Power Project Power Sales Contract with Utah Associated Municipal Power Systems; Approving the Amended and Restated Initial Budget and Plan of Finance for the Project; and Related Matters.

Mr. Steve Cummins, Deputy Utilities Manager - Power Supply, spoke.

Mr. Mason Baker, General Counsel for Utah Associated Municipal Power Systems, spoke.

Mr. Timothy Glasco, Utilities Manager, spoke.

Mr. Harry Burgess, County Manager, spoke.

Mr. Bob Temple, General Counsel for Nuscale Power, spoke.

Mr. Richard Virtue, contact attorney with the County Attorney's Office, spoke.

Mr. Robert Westervelt, Deputy Utility Manager, spoke.

**RECESS**

Councilor Izraelevitz called for a recess at 8:31 p.m. The meeting reconvened at 8:44 p.m.

Mr. Alvin Leaphart, County Attorney, spoke.

**Public Comment:**

Mr. Mike Dempsey, 300 Connie Avenue, spoke.

Mr. Don Jones, 62 Palma Drive, spoke.

A motion was made by Councilor Reiss, seconded by Councilor Sheehey, that Council approve Incorporated County of Los Alamos Resolution No. 18-09; A Resolution Authorizing and Approving the Carbon Free Power Project Power Sales Contract with Utah Associated Municipal Power Systems; Approving the Amended and Restated Initial Budget and Plan of Finance for the Project; and Related Matters.

A SUBSTITUTE motion was made by Councilor Chandler, seconded by Councilor Maggiore, that Council approve Incorporated County of Los Alamos Resolution No. 18-09; A Resolution Authorizing and Approving the Carbon Free Power Project Power Sales Contract with the following amendment: Section 1 A, adding in the second line subject to the following amendment, that the development period be redefined in a form satisfactory to the County Attorney to include the construction and successful testing of the first module.

Mr. Alvin Leaphart, County Attorney, spoke.

The procedural motion to consider the SUBSTITUTE motion failed by acclamation.

Yes: 2 - Councilor Chandler and Councilor Maggiore

No: 5 - Councilor Izraelevitz, Councilor Chrobocinski, Councilor O'Leary, Councilor Reiss, and Councilor Sheehey

For the record, the original motion is on the floor:

A motion was made by Councilor Reiss, seconded by Councilor Sheehey, that Council approve Incorporated County of Los Alamos Resolution No. 18-09; A Resolution Authorizing and Approving the Carbon Free Power Project Power Sales Contract with Utah Associated Municipal Power Systems; Approving the Amended and Restated Initial Budget and Plan of Finance for the Project; and Related Matters.

The motion passed with the following vote:

Yes: 4 - Councilor Izraelevitz, Councilor Chrobocinski, Councilor Reiss, and Councilor Sheehey

No: 3 - Councilor Chandler, Councilor Maggiore, and Councilor O'Leary

## **12. PUBLIC COMMENT**

Mr. Brady Burke, 2310 39<sup>th</sup> Street, spoke.

**13. ADJOURNMENT--COUNCIL**

The meeting adjourned at 10:16 p.m

INCORPORATED COUNTY OF LOS ALAMOS

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David Izraelevitz, Council Chair

Attest:

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Naomi D. Maestas, County Clerk

Meeting Transcribed by: Francella M. Montoya, Senior Deputy Clerk