



MEMORANDUM

EUGENE WATER & ELECTRIC BOARD

Rely on us.

TO: Commissioners Brown, Carlson, Barofsky, McRae and Schlossberg
FROM: Frank Lawson, General Manager
DATE: February 1, 2022
SUBJECT: Active Resolutions
OBJECTIVE: Information Only

Issue

At the December 7, 2021 board meeting, Commissioner Barofsky recommended a review of Resolutions and Board Policies to ensure awareness of existing agreements or commitments. Board Policies were reviewed as part of the January 4, 2022 board meeting and as per current practice, will continue to be reviewed annually going forward. This memo serves as a review of Active Resolutions.

Background

Board Policy GP7 – Board Parliamentary Procedures sets forth the requirements for the use of resolutions for Board actions. The policy specifies that formal resolutions will be required when the Board takes actions of the following types:

- Rate increases or decreases;
- Approval of contracts for purchased power with a term of one year or more;
- Adoption of an Integrated Electric Resource Plan or update;
- Adoption of the Water Supply Plan or update;
- Adoption of a Water Master Plan or update;
- Adoption of Board Policies;
- Approval of the annual budget;
- Issuance of bonds or other debt instruments.
- Committees created and adopted by Board.
- Outside appointments adopted by the Board.
- Liaison appointments adopted by the Board.
- Advisory assignments adopted by the Board.

All other actions can be taken in accordance with the Bylaws using a simple motion and affirmative vote.

Discussion

The General Manager's office maintains a record of all Resolutions and the date of Board approval by calendar year. Additionally, a list of Active Resolutions dated 2015 to present is maintained by staff. The list of Active Resolutions is not inclusive of resolutions which adopted a policy or bylaw as these items stand on their own merit, nor does the list include items that are transactional in nature, such as past budget amendments.

The inventory of resolutions includes, but is not limited to, purposes such as the Board's annual appointments, legislative agendas, declarations of surplus, approval of price revisions, pricing structures and strategies, updates to signatories, bond authorizations, and Resolutions authorizing the General Manager to enter into agreements and/or perform, negotiate, and execute a variety of property decisions or transactions.

Following each board meeting, all newly approved Resolutions are evaluated and added to the Active Resolutions document as appropriate. Any annually recurring Resolutions are added, with the precedent Resolution removed.

The current version of the *Active Resolutions Dated 2015 Present* document is attached for your review. Subsequently updated versions are available upon request.

Recommendation and Requested Board Action

This item is provided as information only.

Attachment – Active Resolutions Dated 2015 Present

Active Resolutions Dated 2015-Present

This list is not inclusive of resolutions which adopted a policy/bylaw/rule or were transactional in nature, such as past property transactions, budget amendments, etc.

	Res. No.	Resolution Title/Description	Supplemental Info	Requestor	Approved Date	Duration
1.	No. 1517	Water Master Plan		Damewood	06-02-15	10 years
2.	No. 1524	Bond authorization		S. Eicher	09-01-15	
3.	No. 1528	Amendment to Res No. 0908 Service Provisions for the Shasta 1150 Service area		Damewood	10-06-15	
4.	No. 1529	Appointment of Board Asst. Secretary	Anne Kah	T. Johnson	10-06-15	
5.	No. 1606	Supplemental Bond Resolution (Water Utility)		Fahey	03-01-16	
6.	No. 1609	Authorizing Deferral of Expenses Not to be Recovered in Rates (regulatory accounting for new pension standards)	Pension expense	Fahey	03-01-16	
7.	No. 1614	Supplemental Master Water Bond Resolution		Fahey	04-05-16	
8.	No. 1615	2016 Update to Integrated Electric Resource Plan		Erben	04-05-16	
9.	No. 1617	Requesting City of Eugene to Authorize the Issuance & Sale of Electric Utility System Revenue Refunding Bonds	Advance Refunding, \$156,000,000, Series 2005, 2006, 2008, 2011A bonds	Fahey	06-07-16	
10.	No. 1622	Supplemental Bond Resolution Authorizing and Approving the Issuance, Sale and Delivery of Electric Utility System Revenue Refunding Bonds		Fahey	08-02-16	
11.	No. 1624	Amending and Restating the Electric Utility System Revenue Bond Resolution Adopted June 16, 1986	Amendment to master resolution	Fahey	08-02-16	
12.	No. 1629	Authorize GM to enter into Carmen-Smith Settlement Agreement		Patty Boyle	11-01-16	
13.	No. 1702	Downtown Fiber Network EWEB/CoE/LCOG joint agreement	Term of agreement is 20 years	Nick Nevins	01-10-17	~2037
14.	No. 1712	Issuance and Sale of Electric Utility System Revenue Bonds in the Aggregate Principal Amount of NTE \$80,000,000 (Electric Bond Issuance)		Fahey	06-06-17	
15.	No. 1718	Electric Bond Issuance Supplemental Resolution		Fahey	07-11-17	
16.	No. 1721	Authorizing General Manager to Amend existing power sales agreement with U of O	8 yr. term	Schroettig	10-03-17	
17.	No. 1728	Carmen Smith FERC License Acceptance		McCann/Schroettig	12-05-17	
18.	No. 1731	Application for Entry to the Oregon Public Employees Retirement State & Local Government Rate Pool	SLGRP, PERS	Fahey	12-05-17	

19.	No. 1801	Western Generation Agency Board Appointment	Update members as necessary. Eicher resigned, Schroettnig appointed	Eicher	01-09-18	
20.	No. 1808	Conveyance of Park Property to City of Eugene	Subject to terms of MOU (\$500,000 park maintenance; over a period up to 10 yrs.)	Formerly Adkins McCann/McLaughlin	05-01-18	~ 2028
21.	No. 1811	A Resolution Amending Resolution 1322 Regarding Advanced Metering Infrastructure		Lawson	02-06-18	
22.	No. 1821	Residential Electric Pricing Structure	Flatten tiers	Ackerman	10-02-18	
23.	No. 1826	Declaring Certain Real Property as Surplus and Subject to Transfer (EWEB Headquarters)	HQ, Riverfront, negotiate terms subject to defined criteria	Lawson/DeFrees	11-06-18	
24.	No. 1829	Regulatory Deferral of Other Post-Employment Benefits (OPEB) Expense	OPEB expense	Hart/Ulrich	12-04-18	
25.	No. 1835	2019 Avoided Cost Filing	until such time board approves new values	Gray	12-04-18	Recurring
26.	No. 1901	Authorizing GM to Rescind Resolution No. 1625 and Acquire Redefined Property for the Thurston Substation Expansion Project		McLaughlin	07-09-19	
27.	No. 1905	Authorize GM to enter settlement agreement with Cascade Natural Gas Corp and PacifiCorp for remediation and long-term maintenance of former manufactured gas plant located on EWEB property	MGP	McLaughlin/Rubin	03-05-19	
28.	No. 1908	Authorize General Manager to enter into Purchase & Sale Agreement and Termination of a Power Purchase Agreement for Foote Creek Wind I		Ackerman/McCann/Boyle	06-04-19	
29.	No. 1909	Joint use of EWEB Facilities for Telecommunication		Lawson	03-05-19	Ongoing
30.	No. 1929	Water System Development Charges	SDC Waiver Program	Hart/Parisi	12-03-19	Periodic review and update
31.	No. 1939	Authorizing General Manager to Negotiate Memorandum of Understanding Related to Real Property	Riverfront, HQ, MGP	Lawson	12-03-19	
32.	No. 2002	Requesting the City of Eugene to authorize the issuance and sale of Electric Utility system revenue refunding bonds in the aggregate		Fahey/Hart	01-07-20	

		principal amount of not to exceed \$36,880,000 for the purpose of refunding certain outstanding Electric Utility system bonds and providing for related matters				
33.	No. 2003	Requesting the City of Eugene to authorize the issuance and sale of Water Utility system revenue and refunding bonds in the aggregate principal amount of not to exceed \$36,860,000 for the purpose of refunding certain outstanding Water Utility system bonds and financing improvements to the Water Utility system and providing for related matters		Fahey/Hart	01-07-20	
34.	No. 2007	Declaring surplus for certain real property no longer needed for utility purposes	Glenwood, SUB	Rubin	01-07-20	
35.	No. 2008	Authorize GM to negotiate and close a transaction related to real property	Glenwood, SUB	Rubin	01-07-20	
36.	No. 2009	Supplemental Bond Resolution (Water)		Fahey/Hart	02-04-20	
37.	No. 2010	Supplemental Bond Resolution (Electric)		Fahey/Hart	02-04-20	
38.	No. 2012	Master Water Bond Resolution	Resolution amending and restating the water utility system revenue bond master resolution adopted Sept 2, 1997	Fahey/Hart	03-03-20	
39.	No. 2013	Appointment of Treasurer and Assistant Treasurer	Deborah Hart and Aaron Balmer	Hart	04-07-20	
40.	No. 2014	Update to EWEB signatories for Trust and Custodial Depositories	Frank Lawson, Deborah Hart, Aaron Balmer	Hart	04-07-20	
41.	No. 2015	Update to EWEB Signatories for Local Depositories	Frank Lawson, Deborah Hart, Aaron Balmer	Hart	04-07-20	
42.	No. 2016	Update to EWEB Signatories for Operational Depositories	Frank Lawson, Deborah Hart, Aaron Balmer	Hart	04-07-20	
43.	No. 2021	Reserve Designation – Transfer of Business Growth & Retention for Water & Electric to Working Cash	Reserve is not necessary to continue the BG&R loan program	Hart	07-07-20	
44.	No. 2027	Resolution Authorizing General Manager to Approve Sale of WGA Steam Turbine Generator		Schroettmig	12-01-20	
45.	No. 2032	Resolution Authorizing Acquisition of Property along Leaburg Canal		Price/McCan n/O’Dell	12-01-20	

46.	No. 2033	Authorizing GM to Negotiate and Execute Purchase Agreement for West Eugene Property		Lawson	12-01-20	
47.	No. 2034	Declaring MGP Property as Surplus and Authoring GM to Execute Sale	MGP, former manufactured gas plant, surplus, execute sale	Lawson	12-01-20	
48.	No. 2102	Board Appointments, Committees, Advisory Committees and Outside Liaisons		Lawson	02-02-21	Annual
49.	No. 2106	Watershed Recovery Fee		Hart	03-02-21	Effective 60 months from date implemented
50.	No. 2107	Annual Price Adjustment for Joint Use Charges & Fees		Breckenridge	05-04-21	annual
51.	No. 2110	Western Generation Agency (WGA) Board Appointment	Mike McCann resigned; Leslie Kidd appointed	Schroettig	03-02-21	
52.	n/a (FEMA provided resolution template)	Resolution Designating Applicant Agent for Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program		Price / Morgenstern	05-04-21	
53.	No. 2111	Reserve Transfers Water Utility 1) Working Cash to the Pension & Post-Retirement Medical Fund 2) Working Cash to the Rate Stabilization Fund Electric Utility 1) Working Cash to the Pension & Post-Retirement Medical Fund		Hart	06-01-21	
54.	No. 2114	Annual Investment Policy Review & Adoption	Annual adoption	Balmer/Hart	10-05-21	Annual
55.	No. 2115	2021 Revised and 2022 Trojan Budgets		Hart	11-02-21	Annual
56.	No. 2117	2022 State Legislative Agenda		Heuser	12-07-21	Annual
57.	No. 2118	2022 Budgets		Hart/Rue	12-07-21	Annual
58.	No. 2119	2022 Revised Electric Prices		Hart/Rue	12-07-21	Recurring
59.	No. 2120	2022 Revised Water Prices		Hart/Rue	12-07-21	Recurring
60.	No. 2202	Western Generation Agency (WGA) Board Appointment	Catherine Gray resigned; Jonathan Hart appointed	Schroettig	01-04-22	
61.	No. 2203	Declaring Surplus for Certain Real Property No Longer Needed	Lane County Assessor's Map #17-04-28-10 Tax	O'Dell	01-04-22	

			Lot 100 – ODOT to Purchase			
62.	No. 2205	Annual Appointment of Supplemental Retiree Plan Committee	Deborah Hart, Bridget Otto, Jeremy Whittlesey	Hart/Rue	01-04-22	Annual