

**TRAVERSE CITY
LIGHT AND POWER BOARD**

Minutes of the Regular Board Meeting
Held at 5:15 p.m., Commission Chambers, Governmental Center
Tuesday, June 11, 2024

Board Members Present: Ross Hammersley - Chairperson, Paul Heiberger – Vice-Chairperson, John Taylor – Board Member, Maura Brennan – Board Member, Elysha Davila – Board Member, Mi Stanley – City Commissioner & Board Member, Tim Werner – City Commissioner & Board Member

Board Members Absent:

Ex Officio Member Present: Liz Vogel, City Manager

Staff Present: Brandie Ekren – Executive Director, Jen St. Amour – Executive Assistant, Karla Myers-Beman – Chief Financial Officer, Daren Dixon – Operations Manager, Kelli Schroeder – Customer & Employee Relations Manager, Scott Menhart – Chief Technology & Telecom Manager, Jacob Hardy – Sustainability & Key Accounts Manager, Tony Chartrand – Engineering Manager, Colin Hites – Sustainability & Climate Initiative Analyst, Jennifer McKinley – Customer Service Supervisor

1. Roll Call

2. Disclosure of Recusal

Ross Hammersley recused himself from Item 4, Introduction of new General Counsel.

3. Consent Calendar

- a. Approval of Agenda
- b. Consideration of approving minutes of the Regular meeting of May 14, 2024, minutes of the HR Ad Hoc Committee meeting of May 22, 2024, and the minutes of the HR Ad Hoc Committee meeting of May 28, 2024. (Approval recommended)

that the minutes of the Regular meeting of May 14, 2024, the minutes of the HR Ad Hoc Committee meeting of May 22, 2024, and the minutes of the HR Ad Hoc Committee Meeting of May 28, 2024, be approved.

- c. Consideration of approving a three-year Consultant Agreement with M3 Group. (Approval recommended) (Schroeder)

that the Light & Power Board authorizes the Chairperson and Secretary to execute a three-year Consultant Agreement with M3 Group, LLC for marketing and communication services for TCLP, as outlined in M3 Group proposal and further mutually agreed to between TCLP

and M3 Group on an annual basis, subject to review as to substance by the Executive Director and as to form by General Counsel.

that the Light & Power Board authorizes the Chairperson and Secretary to execute a three-year Consultant Agreement with M3 Group, LLC for marketing services for TCLPfiber , as outlined in M3 Group proposal and further mutually agreed between TCLP and M3 Group on an annual basis, subject to review as to substance by the Executive Director and as to form by General Counsel.

- d. Consideration of approving the Resolution to adopt the 80/20 cost sharing model. (Approval recommended) (Schroeder)

that the Light & Power Board approves the Resolution to adopt the 80/20 cost sharing model to comply with the requirements of Public Act 152 of 2011.

- e. Consideration of approving the 2024-25 insurance renewal with Michigan Municipal League. (Approval recommended) (Myers-Beman)

that the Light and Power Board approves payment to the Michigan Municipal League Liability and Property Pool in the amount of \$101,686 for Fiscal Year 2024-25 Liability and Property Insurance.

- f. Consideration of approving updated TCLP Administrative (ACT) Employee Group Salary Ranges and an Amended Organizational Chart. (Approval recommended) (Ekren)

that the Light & Power Board approves the updated group salary ranges dated July 1, 2024, for TCLP Administrative Employees, along with the revised organizational chart as presented.

- g. Consideration of issuing a post facto approval in applying for grant. (Approval recommended) (Ekren)

that the Light & Power Board hereby ratifies, and issues post facto approval for the Executive Director to apply for the Community Energy Management Program Grant. The Light & Power Board further authorizes the Executive Director to agree to the subsequent terms and conditions of the Community Energy Management Program Grant, if awarded, and to take any necessary actions to fulfill the requirements of the grant.

- h. Consideration of approving the amended Employment Agreement for the Executive Director. (Approval recommended) (HR Ad Hoc Committee) (Davila, Taylor, Heiberger)

to authorize the Chairperson to execute the amendment to the Executive Director employment agreement with Brandie Ekren as approved to form by General Counsel.

Paul Heiberger moved that the Consent portion of the agenda be approved. John Taylor seconded the motion.

Yes: Maura Brennan, Elysha Davila, Ross Hammersley, Tim Werner, Paul Heiberger, John Taylor, and Mi Stanley

Absent: None

Carried 7 to 0.

4. Introduction of new General Counsel

The following individuals addressed the Board:

Karla Myers-Beman, Chief Financial Officer

Scott W. Howard, Olson & Howard P.C., General Counsel 7.1.24

5. Unfinished Business

- a. Consideration of approving a collective bargaining agreement with the Utility Workers Union of America, AFL-CIO, Local 295. (Ekren/Schroeder) (Possible closed session) (5 votes required)

Tim Werner moved that the Light & Power Board enter closed session to consider the negotiation of a Collective Bargaining Agreement for the Traverse City Light & Power Bargaining Unit. Elysha Davila seconded the motion.

Yes: Maura Brennan, Elysha Davila, Ross Hammersley, Tim Werner, Paul Heiberger, John Taylor, and Mi Stanley

Absent: None

Carried 7 to 0.

The Board entered closed session at 5:21p.m.

The Board returned from closed session at 5:50p.m.

Elysha Davila moved that the Light & Power Board authorizes the Chairperson to execute a Collective Bargaining Agreement between the Traverse City Light & Power Department and the Utility Workers Union of America, Local 295 effective July 1, 2024 through June 30, 2027, subject to approval as to its substance by the Executive Director and approval as to form by Labor Counsel. John Taylor seconded the motion.

Yes: Maura Brennan, Elysha Davila, Ross Hammersley, Tim Werner, Paul Heiberger, John Taylor, and Mi Stanley

Absent: None

Carried 7 to 0.

- c. Public Hearing for Electric Fund rate adjustment effective July 1, 2024.

The following individuals addressed the Board:

Brandie Ekren, Executive Director

Karla Myers-Beman, Chief Financial Officer

Chairperson Hammersley opened the Public Hearing at 5:55p.m.

Chairperson Hammersley closed the Public Hearing at 5:56p.m.

John Taylor moved that the Light & Power Board authorizes the rate adjustments shown in the presented tariff rates effective July 1, 2024. Paul Heiberger seconded the motion.

Yes: Maura Brennan, Elysha Davila, Ross Hammersley, Tim Werner, Paul Heiberger, John Taylor, and Mi Stanley

Absent: None

Carried 7 to 0.

6. New Business

- a. Consideration of scheduling a public hearing at the August 13, 2024, regular meeting for the Electric Vehicle Public Charging Tariff rate to be effective August 19, 2024.

The following individuals addressed the Board:

Karla Myers-Beman, Chief Financial Officer

Tim Werner moved that the Board tentatively approves the rate adjustment for the Electric Vehicle Public Charging Tariff and authorizes the Secretary to set a Public Hearing for an August 19, 2024 effective date to be held at the August 13, 2024 Regular meeting; and further that a notice of the Public Hearing be posted on the utility's website and placed in the Traverse City Record Eagle. John Taylor seconded the motion.

Yes: Maura Brennan, Elysha Davila, Ross Hammersley, Tim Werner, Paul Heiberger, John Taylor, and Mi Stanley

Absent: None

Carried 7 to 0.

7. Reports and Communications

a. From Legal.

None.

b. From Staff.

1. Rules and Regulations Introduction

The following individuals addressed the Board:

Brandie Ekren, Executive Director
Daren Dixon, Operations Manager

2. Executive Order Update for Non-Union Employees

The following individuals addressed the Board:

Brandie Ekren, Executive Director

3. TCLP Fiber Update

The following individuals addressed the Board:

Scott Menhart, Chief Technology & Information Officer

c. From Board.

1. Tim Werner reported that City Commission Interview Ad Hoc Committee recommended to the full City Commission that Paul Heiberger be reappointed to the Light & Power Board for a full term and Suzannah Tobin be appointed for a partial term to replace Ross Hammersley.
2. Ross Hammersley recognized two new Traverse City Light & Power employees: Jennifer McKinley, Customer Service Supervisor and Colin Hites, Sustainability & Climate Initiative Analyst.
3. Vice-Chairperson Paul Heiberger recognized Chairperson Ross Hammersley for his seven years of service to the Light & Power Board by reading a "Recognition of Exemplary Public Service" certificate and presenting Ross with a plaque.
4. Brandie Ekren, Executive Director polled the Board on cancelling the July 9, 2024, Regular meeting and reassembling for the August 13, 2024, Regular meeting. Consensus of the Board agreed.

8. Public Comment

a. General Public Comment

The following individuals addressed the Board:

No one from the Public addressed the Board.

9. Adjournment

There being no objection, Chairperson Hammersley adjourned the meeting at 6:41 p.m.

Brandie Ekren

Brandie Ekren, Secretary
LIGHT AND POWER BOARD