

CLERKS DULY NOTIFIED..... DECEMBER 3, 2014
AGENDA PACKAGES/CDS SENT TO MEMBERS DECEMBER 3, 2014
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MINUTES
FMPA BOARD OF DIRECTORS MEETING
FLORIDA MUNICIPAL POWER AGENCY
8553 COMMODITY CIRCLE
ORLANDO, FL 32819
THURSDAY, DECEMBER 11, 2014
10:30 A.M.

MEMBERS Brad Hiers, Bartow
PRESENT Bruce Hickle, Bushnell
Danny Williams, Clewiston (via telephone)
Fred Hilliard, Fort Meade
Bill Thiess, Fort Pierce
David Beaulieu, Gainesville (via telephone)
Ray Braly, Green Cove Springs (via telephone)
Howard McKinnon, Havana
Barbara Quiñones, Homestead
Harry Royal, Jacksonville Beach
Lynne Tejeda, Key West
Larry Mattern, Kissimmee
Patrick Foster, Leesburg
Bill Conrad, Newberry
Larry Novak, Ocala
Claston Sunanon, Orlando
Donna Cooley, St. Cloud
Ricky Thompson, Starke (via telephone)
Randy Old, Vero Beach
Jerry Warren, Winter Park (via telephone)

OTHERS Paul Jakubczak, Fort Pierce
PRESENT Mike Perri, Fort Pierce
Javier Cisneros, Fort Pierce
George Forbes, Jacksonville Beach
Grant Lacerte, Kissimmee
Greg Woessner, Kissimmee
Sandra Wilson, Ocala
David Anderson, Ocala
Mike Poucher, Ocala
Diane Reichard, Ocala (via telephone)
Craig Dunlap, Dunlap and Associates
Donna Painter, nFront Consulting
Tim Zorc, Indian River County Commissioner

STAFF Nick Guarriello, General Manager and CEO
PRESENT Fred Bryant, General Counsel
Jody Finklea, Assistant General Counsel and Manager of

Legal Affairs
Frank Gaffney, Assistant General Manager, Power Resources
Mark McCain, Assistant General Manager, Member Services, Human
Resources and Public Relations
Mark Larson, Assistant General Manager, Finance and Information
Technology and CFO
Sue Utley, Executive Asst./Asst. Secy. to the Board
Michelle Pisarri, Power Resources Secretary II
Bud Boudreaux, Executive Consultant
Rich Popp, Contract Compliance Audit and Risk Management Manager
Rick Minch, Controller
Janet Davis, Treasury Manager
Ed Nunez, Assistant Treasurer

ITEM 1 - CALL TO ORDER, ROLL CALL AND DECLARATION OF QUORUM

Chairman Bill Conrad, Newberry, called the Board of Directors Meeting to order at 10:53 a.m. on Thursday, December 11, 2014 at the Florida Municipal Power Agency, 8553 Commodity Circle, Orlando, Florida. The roll was taken and a quorum was declared with 19 members present representing 33 votes out of a possible 48.5. Ray Braly, Green Cove Springs, joined the meeting after roll call bringing the total members present to 20 representing 35 votes out of a possible 48.5.

ITEM 2 – Recognition of Guests

Chairman Conrad welcomed newly appointed Board member Randy Old, Council Member from Vero Beach.

Larry Novak, Ocala, introduced Sandra Wilson, Deputy City Manager and Mike Poucher, Director of Electric.

ITEM 3 – PUBLIC COMMENTS (Individual Public Comments Limited to 3 Minutes)

Tim Zorc, Indian River County Commissioner, asked if FMPA feels like they are required to comply with Florida Statute 286.0114, public meetings reasonable opportunities to be heard, where any member of the public can pull a consent or agenda item for discussion?

Jody Finklea, Assistant General Counsel, said he is not aware of any requirement where FMPA has to do that.

ITEM 4 – SET AGENDA (by vote)

MOTION: Patrick Foster, Leesburg, moved approval of the agenda as presented. Harry Royal, Jacksonville Beach, seconded the motion. Chairman Conrad said there is a minor change in that one of the two action items listed Michele Jackson as the presenter but Frank Gaffney will be presenting the item. Motion carried 35-0.

ITEM 5 – REPORT FROM THE GENERAL MANAGER

Nick Guarriello reported on the charitable holiday gift-giving by FMPA staff to the Children’s Home Society and reported that the Auditor General’s office said they will be sending, by email to the Board, the preliminary and tentative findings by January 1, 2015.

ITEM 6 – CONSENT AGENDA

- a. **Approval of Minutes – Meeting Held November 20, 2014**
- b. **Approval of the Projects’ Financials as of October 31, 2014**
- c. **Approval of Treasury Reports as (NOTE: The Treasury Reports as of November 30, 2014 will be available for approval at the next Board of Directors Meeting.)**

MOTION: Bruce Hickle, Bushnell, moved approval of the Consent Agenda as presented. Patrick Foster, Leesburg, seconded the motion. Motion carried 35-0.

ITEM 7 – ACTION ITEMS

- a. **Approval of St. Lucie Capacity and Energy Exchange Agreement with Fort Meade**

MOTION: Howard McKinnon, Havana, moved approval of the Capacity and Energy Exchange Agreement and authorize the General Manager and CEO of FMPA to execute the same. Larry Mattern, Kissimmee, seconded the motion. Motion carried 35-0.

- b. **Approval of FMPA/Fort Meade CROD Responsibility Agreement**

MOTION: Howard McKinnon, Havana, moved approval of the CROD Responsibility Agreement, with an amendment to Exhibit A, #3 to reflect that the 1500 KVA generator located adjacent to the Fort Meade Substation should be listed as a 1000 KVA generator, and authorize the General Manager and CEO of FMPA to execute the same. Larry Novak, Ocala, seconded the motion. Motion carried 35-0.

ITEM 8 – INFORMATION ITEMS

- a. None

Jody Finklea, Assistant General Counsel and Manager of Legal Affairs, asked Chairman Conrad if he could respond to Commissioner Zorc’s earlier question under Public Comments since there were no information items on the agenda. Chairman Conrad said he could respond.


Mr. Finklea, said the FMPA Board of Directors adopted a policy in August 2014 pursuant to that Statute which provides opportunities for public comment and the policy designates a public comment period at the beginning of the agenda. There's no obligation in the Statute nor is there a provision in the policy that allows a member of the public to pull an item for discussion off the consent agenda or to interject public comment individually through the agenda. Although some jurisdictions may choose to do that, the Board did not. So, the Board policy allows for 3 minutes per person for comments and a total comment period of 30 minutes.

ITEM 9 – MEMBER COMMENTS


Chairman Conrad commented that since this is the last meeting of 2014 he likes to reflect back as we close out this year and said he's enjoyed being part of this Board and likes working with everyone on the Board because the Board is a very functional group. He said he's learned a lot from with this group of how a functional group operates and how people work together with give and take and take action on things and it's been a learning experience that he's enjoyed very much. He appreciates all that the Board brings to the table. He wished everyone a happy holiday and looks forward to working again with the Board next year.

ITEM 10 – ADJOURNMENT

There being no further business, the meeting was adjourned at 11:15 a.m.



Bill Conrad
Chairman



Lynne Tejada
Secretary

Approved: *January 22, 2015*

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BC/LT/su

