

**Minutes of Regular Meeting
Grand River Dam Authority
Board of Directors
November 10, 2021**

A regular meeting of the Board of Directors of the Grand River Dam Authority was held at the Grand River Dam Authority's Grand River Energy Center – Training, Safety & Environmental Building in Chouteau, Oklahoma on November 10, 2021. Notice was given pursuant to 25 O.S.A. § 301 et seq. by submitting a schedule of regular monthly meetings to the Secretary of State on November 16, 2020, at 11:31 a.m.; by posting the agenda with the Mayes County Clerks' offices on November 9, 2021, at 9:52 a.m.; by posting said agenda at www.grda.com; and by posting said agenda at the principal office of Grand River Dam Authority at least 24 hours prior to the meeting.

Chair Elam called the meeting to order at 10:00 a.m. The Secretary called the roll. All members were present. Chair Elam declared a quorum.

BOARD MEMBERS

Mike Lewandowski, Chair	Present
Dwayne Elam, Chair-Elect	Present
Tom Kimball	Present
Chris Meyers	Present
James B. Richie	Present
Charles Sublett	Present
Michael Westbrook	Present

ADMINISTRATIVE

Daniel S. Sullivan, Chief Executive Officer	Present
Tim Brown, Executive VP - Chief Operating Officer	Present
Lorie Gudde, Chief Financial Officer/Corporate Treasurer	Present
Heath Lofton, Executive VP - General Counsel	Present
Brian Edwards, Executive VP – Law Enforcement/Lake Operations	Present
Nathan Reese, Executive VP – External Relations	Present
John Wiscaver, Executive VP – Corporate & Strategic Communications	Present
Laura Hunter, Executive VP - Chief Administrative Officer	Present
Darrell Townsend II, VP – Ecosystems & Watershed Management	Absent
Robert Ladd, VP – Generation Operations	Present
Steve Jacoby, VP – Generation Engineering	Present
Steve Wall, VP - Chief Information Officer	Absent
Mike Waddell, VP – Transmission and Distribution Operations	Present
Sheila Allen, Corporate Secretary	Present

Others present were as follows: Craig Stokes, City of Collinsville; Loren Smith, Stillwater Utilities Authority; Mike Doublehead and Kim Dorr, TPWA; Justin Whitecotton and Larry Odell, Citizen Potawatomi Nation, Jared Crisp and Travis Willis, Pryor MUB; Sheldon Miggletto, City of Stilwell; John Feary, City of Claremore; Cody and Angela Bartmess, All American Floats, Wayne Bailey, Bailey Law; Cathy Frank, Riverbend Floats; Tom Gray, Tamara Jahnke, Teresa Hicks, Ash Mayfield, Cameron Philpott, Jerry Cook, Ed Ferguson, Jeff Brown, Justin Alberty, Gary Pruet, Melanie Earl, Randall Williams, Christine Burmaster, Michelle Day, Savannah Ellison, Jared Skaggs, Matt Martin, Penny Frailey, Misty Kirby, Leah Maloy, Leah Messner, GRDA.

4. New Business

4.a. Capital Work Order Report

Number	Title	Net GRDA Cost
RF021-01132	SPSP Renovation	\$ 267,045
RF021-01097	Collinsville Interconnect Upgrades	6,046,779
RF017-00866	Cherokee County Radio Site - Revised Estimate	3,588,997
RF017-00866	Cherokee County Radio Site - Original Estimate	1,716,000
	Additional Funding for RF017-00866	1,872,997
Grand Total Work Orders		\$ 8,186,821

Consent Agenda

Mr. Sullivan explained items on the Capital Work Order Report. He asked if the Board had any questions or needed to follow-up on any item listed. There were no questions.

Director Kimball moved the Board approve the Capital Work Order Report as presented, seconded by Director Richie, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

CONSENT AGENDA

2. September Claims, \$43,263,568.66, and October Claims, \$52,181,547.65.

4.b. Resolutions of Commendation:

- 1) Anthony Michael Rizzatto
- 2) John W. Sly

4.c. Declare Surplus and Not Necessary to the Business of the District

Description and/or Make of Item

Gamber Johnson Vehicle Tablet Mounts

4.d. Power Cost Adjustment (PCA) of \$0.03070 per kWh for December 2021

4.e. Second Revised Customer Load Notice and Agreement – Citizen Potawatomi Nation Utility Authority

- 4.f. **Power Purchase and Sale Agreement Waiver of 60-Day Notice – American Castings, LLC**
- 4.g. **Ratification of the Payment of \$2,703,075.81 to the Office of Management and Enterprise Services for the GRDA’s Property Insurance for the Period of August 1, 2021, to August 1, 2022**
- 4.h. **Power Purchase and Sale Agreement – HashPower, LLC**
- 5.b. **November Purchase Order Report (*Denotes Addenda Items):**

Standard Purchase Orders & Contracts		
PO Number	Vendor Name and City State	Amount
117283	AVIAT US, INC. - MILPITAS, CA	205,385.00
43431	REXEL USA, INC. - BROKEN ARROW, OK	166,305.00
117395	GE STEAM POWER, INC. - HOUSTON, TX	194,643.80
43538	US LIME - ST CLAIR - DALLAS, TX	2,558,280.00
43539	KRUEGER INTERNATIONAL, INC. - GREENBAY, WI	1,800,000.00
Grand Total Standard POs & Contracts:		\$4,924,613.80
Change Orders & Renewals		
PO Number	Vendor Name and City State	Amount
42698	ALGONQUIN CONSULTANTS, INC. - MIAMI, OK	83,900.00
Grand Total Change Orders & Renewals:		\$83,900.00
Grand Total		\$5,008,513.80

Director Meyers moved to approve the consent agenda as presented, seconded by Director Sublett, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

REGULAR AGENDA

1. Regular Board Meeting Minutes of September 16, 2021, and the Regular Board Meeting Minutes of October 13, 2021.

Director Kimball moved to approve the Regular Board Meeting Minutes of September 16, 2021, and the Regular Board Meeting Minutes of October 13, 2021, seconded by Director Richie, and voted upon as follows: Elam, yes, Kimball, yes, Lewandowski, yes, Meyers, yes, Richie, yes, Sublett, abstain, Westbrook, yes. *Motion passed (6-yes, 0-no, 1-abstained).*

3. Unfinished Business

3.a. Progress Reports

3.a.1. Current Operations Reports

Mr. Sullivan told the Board that related to the Consent Agenda they can expect there to be an amendment to the HashPower, LLC agreement coming back for their approval in December, but the item on today's agenda will help to move the agreement forward as of today.

Mr. Sullivan recognized Mr. Tim Brown for his 10 years with GRDA. He commended him on a job well done and thanked him for his service to the Authority, as well as presenting him with a 10-year pin to commemorate the event.

Mr. Sullivan explained data shown as to GRDA's Demand and Energy for Load Following comparing total annual information for 2020 and 2021 for GRDA's Full Requirements Customers. He said they see steady continued growth overall with a 10 percent increase in demand and 6 percent increase in energy compared to 2020. Mr. Sullivan showed graphs illustrating a comparison of resource energy production for October 2020 and October 2021, and said there was not a significant amount of difference. However, he said there was not as much use of coal compared to last year, and gas usage was decreased due to the GREC Unit 3 scheduled outage.

Mr. Sullivan told the Board the American Public Power Association (APPA) has recognized and given a national commendation to GRDA for providing mutual aid assistance toward electric power restoration efforts to the Lafayette Utilities System in Lafayette, Louisiana. He said GRDA also received a national commendation from APPA for providing mutual aid assistance toward electric power restoration efforts to the Terrebonne Parish Utilities Department. Mr. Sullivan commended all those involved in this effort and said it is a sacrifice for GRDA employees to participate in this, but very meaningful to their teams.

Mr. Sullivan stated GRDA partnered with the City of Stillwater and the Stillwater Public Library to facilitate a workshop on October 17, 2021, led by Ecosystems Management's Jeri Fleming, focused on simple changes residents can make in their lawn care management to help improve water quality, including increasing mowing height, getting a soil test before applying fertilizers, reducing pesticide use and picking up pet waste. He said the next workshop will be held November 16, at the Tahlequah Municipal Armory and showed photographs from the event.

Mr. Sullivan told the Board GRDA hosted Oklahoma Senator Roger Thompson at the GRDA Grand River Energy Center on October 18, 2021. He said Senator Thompson is the Senate Chair of the Appropriations Committee and had asked to visit with GRDA staff and receive updated information. Mr.

Sullivan showed photographs of the visit and expressed his appreciation for Senator Thompson requesting this.

Mr. Sullivan said GRDA's Ed Fite and the GRDA Shoreline Management Team, along with U.S. Army Corps of Engineers personnel, worked to clean up trash along Tahlequah Creek. Among items removed were several old tires, a wheelchair and numerous bags of trash. He explained a new gate was also installed to discourage access to the creek and thanked Mr. Fite and the entire team for their efforts. Tahlequah Creek is only a half mile from the Illinois River, and the concern is that trash could be washed into the river during high water events.

Mr. Sullivan stated on October 28, 2021, GRDA participated in a FERC-required storm response tabletop exercise. He explained the polar vortex scenario they worked through and said it was good to utilize some lessons learned from last winter to make the Authority better prepared as they head into this winter storm season. Mr. Sullivan thanked Mr. Bob Scudder for leading this effort.

Also on October 28, 2021, the Large Public Power Council (LPPC) held a virtual financial conference event co-hosted by LPPC and S&P Global Ratings. Mr. Sullivan participated in this panel as he is current Chair of LPPC, but said there will be a scheduled change in leadership in February 2022. He presented information on the event and photographs of the virtual meeting.

GRDA Police and families participated with several community Halloween festivities October 29-31, 2021. Mr. Sullivan showed photographs from several of the events.

Mr. Sullivan said on November 1, 2021, GRDA had an opportunity to give a brief tour to Lieutenant Governor Matt Pinnell of the WOKA Whitewater Park project. He stated it was very beneficial for the Lieutenant Governor to see the progress there and how the construction was progressing.

Mr. Sullivan recognized GRDA Senior Planning Analyst Alan Decker which had passed away on September 21, 2021. He expressed his deepest condolences to the family and spoke about how much Mr. Decker will be missed.

Mr. Sullivan also recognized Mr. Jason Taylor, GRDA's System Administrator, which passed away on October 17, 2021. He asked everyone to keep Mr. Taylor's family in their thoughts and prayers as well.

Mr. Sullivan said as everyone celebrates Veteran's Day tomorrow, he would like to recognize the members of the GRDA workforce and Board of Directors that have served in the United States Armed Forces. He stated they are very proud of their dedication to country and duty, as well as their service to GRDA. Mr. Sullivan expressed how honored he is to be able to attend a dedication ceremony with his

father, also a veteran, for a new statue being placed at Northeastern State University in Tahlequah for the veterans that have went to the school.

Mr. Sullivan told the Board, related to the Illinois River, GRDA has had some discussion with the Oklahoma Department of Wildlife Conservation (ODWC) which has several public access areas they own and GRDA maintains on their behalf. There has been some concern about the significant level of utilization by commercial float operators. Under the deeds that ODWC possesses, Mr. Sullivan told the Board they do not allow for commercial operations to be on those properties. He said the Authority is working with them to return the properties to their maintenance and care, and utilize those resources on properties that GRDA owns. There will be public discussions about this, but Mr. Sullivan wanted to make certain the Board of Directors was aware.

Chair Elam asked the veterans in the room to stand and be recognized. He thanked all for their service.

4. New Business

4.i. Consideration, Discussion, and Possible Award of Task Authorization No. 4 - Contract 43025 – Engineering & Expert Consulting Services - Black & Veatch

Mr. Ladd told the Board he wanted to provide the Board an update on the GREC Unit 3 fire event. He presented an aerial photograph and a timeline of events following the Unit 3 scheduled outage from October 24, 2021, to October 26, 2021, explaining each event as it occurred. Mr. Ladd showed a drawing of the fuel gas system for Unit 3 and described to the Board how these gas lines and associated valving function. In going over the timeline of events, he explained the safety checks and when abnormal conditions were observed as well as what action was taken. Mr. Ladd also clarified how the unit had to be properly shut down, and showed a graph clearly illustrating there was something wrong in the gas supply pressure. He said the staff dove into a root cause analysis to dial in on exactly what happened. Mr. Ladd presented a 3-dimensional model showing the flange that was affected and the piping surrounding the area found to be the problem after their investigation. Mr. Ladd showed photographs of the area in question and passed around an example of the gasket that failed during operation, further explaining how the gasket functions and what it is made of. He said the gasket failure caused a release of natural gas, and he showed photographs of the area before and after the event. Mr. Ladd stated GRDA has filed an insurance claim. The insurance company has assigned a third-party insurance adjuster, McLarens, out of Tulsa, Oklahoma.

Mr. Ladd told the Board GRDA's deductible for anything exterior to the combustion turbine is \$1 million, and interior to the combustion turbine would be \$5 million. He said at this time they see no damage to the combustion turbine itself. The insurance company's subrogation and recovery effort has been assigned to Cozen O'Conner out of Dallas, Texas, and the cause and origin investigation team function was assigned to Goodson Engineering out of Dallas. He said the GRDA internal team has done their investigation and will now turn it over to the specialists who will be on-site on November 19, 2021. He told the Board Black & Veatch Engineering intend to conduct an engineering analysis of the suspected initial failure area to further determine the root cause, and they will conduct an engineering analysis of all exposed structures, piping, and supporting facilities, along with producing specifications and a repair plan for all structural, mechanical piping and electrical work. Mr. Ladd said Mitsubishi Power will be developing a replacement parts listing and recommendations for equipment inspections, as well as doing an internal inspection (Borescope) of the gas turbine. They will also perform an engineered disassembly, inspection, and repair assessment of damaged components, scoped repairs, equipment assembly, and commissioning and start-up of the unit. He pointed out that the GRDA operators, within 45 seconds, initiated shut-off. Mr. Ladd also said the response from local first responders, including Pryor Fire Department, Adair Fire Department, Locust Grove Fire Department, and Salina Fire Department, was approximately 8 minutes for them to arrive on-site for this event, and that GRDA is very grateful for this.

Director Meyers asked if the flange that failed was part of the original construction. He stated that this doesn't seem like something GRDA would touch during an outage and asked if this was just a coincidence or related to the outage itself. Director Elam said he is assuming that this section of piping has not been broken apart, and asked if that was correct. Mr. Ladd said there was no work done during this outage or any preceding outages that would have related to this piping or gasket. He stated they have seen gasket failures before, but it is rarely a complete blow out like this one was. He explained more detail about how the gasket failed as well. Mr. Ladd stated as the team moves forward they certainly want to get to the root of the problem and finish their investigation. Director Meyers said Mr. Ladd had mentioned that, on startup, there was another fuel filter problem and that it seemed like this has been an issue before. He asked if they are addressing the filter situation or are they just getting a dirty gas supply. Mr. Ladd said it was actually both, and they have a capital work order in place that has been approved to analyze the design of the filter. He told the Board they are seeing some failure in the design over the surface area of the filter

that does not seem to be holding up to the velocity of the gas supply flow for the unit. With this updated design, he said it would allow crews to change the filter while the unit is online without cycling. They are also seeing some contamination in the fuel gas performance heater and are engaged in discussing this with the manufacturer at this time. He said it is not uncommon following an outage after a cycle.

Director Elam asked Mr. Ladd to go back to the timeline portion of the presentation to discuss further automatic shutdown of the unit, and asked if there is not anything in place to automatically shut down the unit or catch this kind of issue. Mr. Ladd explained how the automatic trips occurred and why. He stated if the heat detector had not picked up, the unit would have tripped on low pressure once it drops below 650 PSI. He also said that out of the investigation they have found that the shut off valve is not automated within the system, and if the operator had not taken action when he did, the situation could have gone on for minutes instead of seconds and been substantially worse. Director Elam asked if there is someone constantly watching the monitors for reductions in pressure, or any abnormal operation indication. Mr. Ladd confirmed they do have personnel performing this task and explained how the unit alarms and GRDA operators worked together during this event.

Director Sublett stated it sounded like there was no fault involved, and it sounds like GRDA did an exceptional job of minimizing the damage. He asked how long the unit would be down, and if there is a question on valid insurance coverage. Mr. Sullivan said GRDA does have valid coverage. He stated they do have an item on the executive session portion of the agenda to talk about some of the legal issues associated with this claim, including subrogation and other items that may come into play. Mr. Sullivan wanted everyone to know that while the unit is down it is just like it was during October when the unit was in scheduled outage. He told the Board GRDA is able to purchase energy off the market and that GREC Unit 2 is back online and producing to ensure there is no disruption to their customers. He said the goal right now is to make sure that they get this unit back online for the winter. Mr. Sullivan also stated they do not know exactly how long the unit would be down until they know the full extent of what has to be replaced. He said next Friday outside parties will be on site to extract the flange that failed, which will then return the unit to GRDA personnel's hands to finalize their investigation as to the extent of damage. Mr. Sullivan said once the staff has a better idea of what has to be repaired, then they will have a much better timeline on when the unit will be back in service. He explained the information they received from their insurance consultant has indicated that he has never seen a situation like this come together as quickly as this has.

Director Elam asked Mr. Sullivan and Mr. Ladd to confirm the damage occurred during start-up of the unit after a scheduled outage. Mr. Sullivan and Mr. Ladd both confirmed this, saying this actually occurred during the third startup of the unit.

Director Lewandowski stated he understood having Mitsubishi on-site doing preventative maintenance was very beneficial in light of this event, but asked how often that preventative maintenance takes place. Mr. Ladd said they have some sort of maintenance occurring about every 7,500 hours of operation. Director Lewandowski asked if GRDA had any issue at all prior to the preventative maintenance scheduled outage. Mr. Sullivan said the previous work had nothing to do with this flange gasket, and it had not been manipulated or touched since initial construction. The work that was done during this outage had nothing to do with this gasket or area.

Discussion ensued regarding where the flange in question was located and the location of the preventative maintenance done before this event. Mr. Ladd explained in more detail where each component was located for the Board.

Director Elam asked Mr. Ladd to confirm that they did not know the ignition source at this time. Mr. Ladd confirmed GRDA does not know that and explained why the staff is not certain of that at this time.

Mr. Ladd told the Board GRDA has a master services agreement with Black & Veatch who have served as owners engineer during the design and construction of the plant. He also explained what this portion of the contract would be for, as it is for developing the specifications and the actual performance of the inspections. Mr. Ladd said the cost of this has been estimated today at \$650,000.

Mr. Sullivan stated, for those that were not on the Board of Directors at the time, that Black & Veatch served as the owners engineer during the design and construction of the plant, and said they have worked hand-in-glove with Mitsubishi and all of the other contractors.

Director Sublett asked if Mr. Sullivan or Mr. Lofton had any reservations or question that this is the proper way to proceed. They both confirmed they agreed.

Director Sublett moved Task Authorization No. 4 under Master Services Contract 43025 – Engineering & Expert Consulting Services be approved, in an amount not-to-exceed \$650,000 subject to approval of final terms and conditions that are satisfactory to the General Counsel and Chief Executive

Officer, seconded by Director Meyers, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

4.j. Consideration, Discussion, and Possible Award of Contract 43554 – Sourced Replacement Parts, Mitsubishi Power

Mr. Ladd told the board this item was being discussed last night internally with staff and is somewhat tentative at this point as they are still collecting data. However, he stated with supply chain woes as they are it is a concern as to how parts will arrive for repair of GREC Unit 3. Mr. Ladd said they do have a Mitsubishi long-term service agreement in place. This agreement includes “extra work”, meaning any and all of the parts provided and services performed by the Contractor by mutual agreement in writing of Contractor and Owner, that is not Planned Maintenance, Collateral Damage Repair nor Routine Maintenance. He explained what the circumstances are that would play in this situation. Since this has happened, Mitsubishi has become very engaged and doing what they can to expedite the process. Mr. Ladd stated GRDA does have a long-term service agreement and a mechanism in the contract that provides for extra work. He told the Board that this does classify as extra work. That means that any and all contracts outside of planned maintenance, collateral damage repair, and routine payments fall under this extra work provision.

Director Westbrook asked if there was a chance that the previous item before the Board and this item could exceed the amounts proposed and that, due to the similar types of the proposals with an estimated amount of work, we could be revisiting both of these later whether due to supply chain issues or something else. Mr. Ladd confirmed this.

Director Kimball asked Mr. Ladd to confirm that what was presented are the items the GRDA staff already knows are needed. Mr. Ladd confirmed this. Director Kimball said the Authority has to repair the unit and proposed approving a figure in a not-to-exceed amount larger than what is being proposed. He stated this could alleviate major issues with supply chain problems if it comes down to that. Mr. Sullivan said this can be handled however the Board wishes, and that they also anticipate coming back in December with a ratification for the additional amount at that time. He assured the Board the staff would expedite the repairs unless the Board says to do something different. Mr. Sullivan asked the Board to keep in mind that these amounts will contribute toward their deductible, and once they get to \$1 million they will go through the same process as in the past with GREC Unit 2.

Director Kimball stated that with Contract 43025 this would approximately meet GRDA's deductible. Mr. Sullivan stated that is what they expect to be the case. Director Kimball said he would rather see the Board approve a higher amount at this meeting.

Director Westbrook stated if there is a chance that the staff has to wait for the next meeting or session to get approval for something, he would like to avoid that and give the authority and ability to the GRDA staff to move forward. Mr. Sullivan agreed that he and the staff do not intend to slow things down. He said they will proceed knowing there will be an opportunity for reimbursement and to provide the Board with the latest information they have at the December Board meeting.

Director Kimball moved that Purchase Order/Contract 43554 – Sourced Replacement Parts by approved for procuring the partial listing of parts presented as Mitsubishi Power QTO-20-2043-2 Appendix C, in an amount not-to-exceed \$1,000,000.00, subject to approval of final terms and conditions that are satisfactory to the General Counsel and Chief Executive Officer, seconded by Director Westbrook, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

4.k. Ratification of P.O. 43523 – Kerr Dam Spillway Air Quality Remote Monitoring Instrumentation and Safety Improvements - Markham Ferry Project/Kerr Dam Gallery

Mr. Jacoby said the team has been working very hard since the Kerr Dam Spillway stabilization project and geologic exploration created a problem. He stated the GRDA staff have continued to monitor gas in the Kerr Dam Gallery and continue to have multiple problems. Gas levels have not replicated levels encountered during the exploration, but monitoring has documented two 4-hour expulsions and numerous inaccurate levels which prevent re-access of the gallery for recovery and evaluation of conditions. Mr. Jacoby told the Board the dam safety instrumentation in the gallery requires monitoring in order to comply with the risk reduction measures of their current dam safety program and further improvements to the gallery air quality management system will be required. Using more state-of-the-art technology would be a part of GRDA's long-term monitoring program. Advancing the improvements requires much more reliable monitoring instrumentation at this time. He explained they have pulled together specification and pricing estimates and showed the two different types of instrumentation, as well as explaining the remote and local monitoring and alarms. GRDA initiated an emergency purchase in response to the continued irregularities in gas readings, and 2 bids were received. MR. Jacoby said bid requirements established full acquisition,

design, fabrication and rushed installation. He said 1 bid received was for instruments only with no fabrication, protective cabinetry, wiring, plumbing, or installation. Mr. Jacoby showed both bids by Vector Controls and Matheson. He explained the differences and desired placement of the monitoring equipment, as well as explaining that Vector Controls was providing a turn-key bid for this contract and Matheson was bidding only the instrumentation and 5 days of site support. The fabrication of cabinetry, plumbing design and installation would be provided by GRDA labor under Matheson's bid. However, Mr. Jacoby told the Board GRDA labor is not available at this time. Also, the estimate for GRDA staff to perform this work is from \$90,000 to \$100,000 with a delayed schedule as manpower is not immediately available. Mr. Jacoby stated these are both high quality suppliers and the equipment is very similar in nature, but this project needs to be done as soon as possible.

Director Westbrook asked if there was additional liability for GRDA without installing this equipment. Mr. Jacoby confirmed this.

Director Kimball moved to approve the ratification of P.O. 43523 to Vector Controls for the purchase, design, fabrication, installation and start-up of remote sensing air quality monitoring instrumentation in the Kerr Dam Spillway Gallery for the lump sum amount of \$166,771.00, seconded by Director Meyers, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

4.I. Other New Business, if Any, Which Has Arisen Since the Posting of the Agenda and Could Not Have Been Anticipated Prior to the Time of Posting (25 O.S. § 311(9)).

Mr. Sullivan stated there would be one additional item after the Executive Session items were completed at the end of the meeting.

5. Reports

5.a. Board of Directors Committee Reports

1. Assets Committee:

- a) **Consideration, Discussion and Possible Approval of a Request by Serenity Point for Approval of a Commercial Permit Application and for a Waiver of the 1/3 of the Cove Rule.**

- b) **Consideration, Discussion and Possible Approval of a Request by Cherokee County for an Easement for Public Highway Located near the Tahlequah West Substation in Cherokee County, Oklahoma.**
- c) **Consideration, Discussion and Possible Approval of a Request for an Amendment and Assignment of a Revocable License to Encroach from The Michael Wayne Reeder, as Trustee of The Michael Wayne Reeder Revocable Trust dated November 20, 1999, and Michael Wayne Reeder a/k/a Mike Reeder to Bird Hollow RV Park, LLC for Property Located in Mayes County, Oklahoma.**
- d) **Consideration, Discussion and Possible Approval of a Request by Vonda L. Nail and Joe K. Nail, Karla J. Crawford and Robert W. Crawford, Jr. and Kevin D. Clark and Pam Clark for a Revocable License to Encroach for Property Located in Delaware County, Oklahoma.**
- e) **Consideration, Discussion and Possible Approval of a Request for an Assignment and Amendment of a Revocable License to Encroach from Robert Jason Marshall and Jehna Lea Marshall to Kevin Nicholas Neises and Tonya Bell for Property Located in Delaware County, Oklahoma.**
- f) **Consideration, Discussion and Possible Approval of a Request for an Assignment of a Revocable License to Encroach from Wayne A. Bookout and Jean Ann Bookout, Co-Trustees of the Bookout Family Revocable Living Trust dated May 9, 2019, to Lance and Vicki Berry for Property Located in Delaware County, Oklahoma.**
- g) **Consideration, Discussion and Possible Approval of a Request by Dennis Barnes for a Revocable License to Encroach for Property Located in Delaware County, Oklahoma.**
- h) **Consideration, Discussion and Possible Approval of a Request by Grand Lake Holdings, LLC, d/b/a Tera Miranda Resort & Marina for a Secondment Amendment to Lease for Property Located in Delaware County, Oklahoma.**

Director Westbrook said the committee met this morning. He stated most of the items were relatively routine and briefly went over those 8 items. He said all 8 items were approved unanimously by the committee members.

Regarding items a, Director Westbrook moved to approve to approve the request to waive the 1/3 of the cove rule and approve the commercial application for Serenity Point Resort as submitted, as approved by the Assets Committee, and the items were voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Regarding items b, Director Westbrook moved to approve the Easement for Public Highway to Cherokee County, Oklahoma for the amount of \$1,050.00, as approved by the Assets Committee, and the items were voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Regarding items c, Director Westbrook moved to approve the Assignment and Amendment of the License to Encroach from Mike Reeder to Bird Hollow RV Park, LLC in Mayes County, Oklahoma, as approved by the Assets Committee, and the items were voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Regarding items d, Director Westbrook moved to approve a License to Encroach to Vonda L. Nail, Karla J. Crawford and Kevin D. Clark in Delaware County, Oklahoma for the amount of \$335.00 per year, as approved by the Assets Committee, and the items were voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Regarding items e, Director Westbrook moved to approve an Assignment and Amendment of License to Encroach from Robert Jason Marshall and Jehna Lea Marshall to Kevin Nicholas Neises and Tonya Bell in Delaware County, Oklahoma, as approved by the Assets Committee, and the items were voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Regarding items f, Director Westbrook moved to approve the Assignment of a License to Encroach from Wayne A. Bookout and Jean Ann Bookout, Co-Trustees of The Bookout Family Revocable Living Trust dated May 9, 2019 to Lance and Vicki Berry in Delaware County, Oklahoma for the amount of \$1,061.00 per year, as approved by the Assets Committee, and the items were voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Regarding items g, Director Westbrook moved to approve a License to Encroach to Dennis Barnes in Delaware County, Oklahoma for the amount of \$144.00 per year, as approved by the Assets Committee, and the items were voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Regarding items h, Director Westbrook moved to approve the Amendment to Lease with Grand Lake Holdings, LLC in Delaware County, Oklahoma for a portion of parking lot, underground storage tank and walkway including the new rental rate of \$463.00 per month beginning December 1, 2021, as approved by the Assets Committee, and the items were voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

2. **Audit, Finance, Budget, Policy & Compliance Committee:** Director Lewandowski said the committee is planning to meet following the Board of Directors' Meeting today. Mrs. Gudde told the Board the committee met following the October Board of Directors' Meeting as well to go over the preliminary capital budget, but no action was taken. She said they would be going over a number of things and have a very full agenda for the meeting today.
 3. **Compensation & Marketing Committee:** Director Kimball said due to the nature of when GRDA had to purchase advertising this year the committee was unable to view the video beforehand. However, Mr. Wiscaver saved GRDA quite a bit of money on the advertising and that he believes we did an outstanding job getting the public power message out. He said GRDA's earned media numbers are being calculating and they will have a more in-depth report at a later time. Mr. Wiscaver agreed and explained more about the NBC and CBS affiliates GRDA partners with on this. He explained how the advertising will be much more geotargeted this year and will have a year-end report coming soon.
 4. **Fuel and Long-Range Planning Committee:** Director Meyers had no report.
-

6. Executive Session:

- a. **Proposed Executive Session Pursuant to 25 O.S. § 307(B)(4) for the Purpose of Confidential Communications Between GRDA and Its Attorneys Concerning Contract 42636 Task Authorization 42638 with Mead & Hunt, Which GRDA has Determined, with the Advice of Its Attorneys, that Disclosure of Such Communication Would Seriously Impair the Ability of the GRDA to Process the Pending Investigation, Claim, or Action in the Public Interest.**
- b. **Proposed Executive Session Pursuant to 25 O.S. § 307(B)(4) for the Purpose of Confidential Communications Between the GRDA and Its Attorneys Concerning a Pending Investigation, Claim, or Action Involving the GREC Unit 3 Fire Which Occurred on October 26, 2021.**

Director Kimball moved to go into executive session at 11:23 a.m., seconded by Director Sublett, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Director Kimball moved to return to regular session at 12:04 p.m., seconded by Director Richie, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

7. Action on Executive Session Items

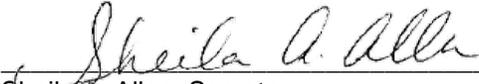
- a. **Action, as Necessary, Concerning Confidential Communications Between GRDA and Its Attorneys Concerning Contract 42636 Task Authorization 42638 with Mead & Hunt.**

b. Action, as Necessary, Concerning Confidential Communications Between the GRDA and Its Attorneys Concerning a Pending Investigation, Claim, or Action Involving the GREC Unit 3 Fire Which Occurred on October 26, 2021.

Regarding item a, Director Kimball moved to approve the amended task authorization to Contract 42638, as discussed in Executive Session, seconded by Director Westbrook, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*

Regarding item b, there was not action needed on this item.

Director Elam moved for adjournment at 1:27 p.m., seconded by Director Westbrook, and voted upon as follows: Elam, Kimball, Lewandowski, Meyers, Richie, Sublett, Westbrook, yes. *Motion passed (7-yes, 0-no, 0-abstained).*



Sheila A. Allen, Secretary

DATE APPROVED:
December 14, 2021

GRDA Board of Directors