



Kansas Municipal Energy Agency
 Executive Committee Meeting Minutes
 February 26, 2021

Lifesize Virtual Meeting

Committee Members	City	Present/ Absent	KMEA Staff Present	Other Attendees Present
Tyson McGreer	City of Colby	Absent	Gerry Bieker	Sarah Steele, Gilmore & Bell
Jennifer Cunningham	City of Garden City	Absent	Neal Daney	Duane Banks, City of Garden City
Robert Mills	City of Garnett	Present	Paul Mahlberg	Mike Muirhead, City of Garden City
Jonathan Mitchell	City of Hoisington	Present	Sam Mills	
Ira Harrison	City of Holton	Present	Jennifer Moore	
Greg DuMars	City of Lindsborg	Present	Joni Shadonix	
Dennis Tharp	City of Ottawa	Present		
Jon Quinday	City of Russell	Present		

Item No. 1 – Call the Meeting to Order

President Greg DuMars called the meeting to order at 11:03 a.m. A quorum was present.

President DuMars announced the need to amend today’s agenda to include consideration of a power supply agreement for the City of Garden City.

Jon Quinday made a motion to amend today’s agenda to include consideration of a power supply agreement for the City of Garden City. The motion was seconded by Jonathan Mitchell and carried unanimously.

Item No. 2 – Seek Approval of the following agreements related to a purchase power agreement for Garden City

Paul Mahlberg provided the general terms and conditions of the Physical Transaction Confirmation between KMEA and NextEra Energy Marketing and the back-to-back Power Purchase Agreement between KMEA and the City of Garden City that were emailed out yesterday. Mike Muirhead was in attendance and provided additional comments. Sarah Steele indicated that she and Garden City’s attorney have reviewed and approved the draft agreements.

President DuMars entertained questions from the Committee and following discussion, Jonathan Mitchell made a motion to authorize the General Manager to execute the Physical Transaction Agreement between KMEA and NextEra Energy Marketing, LLC and Power Purchase Agreement between KMEA and Garden City contingent upon the City Commission of Garden City approving and signing the agreements. The motion was seconded by Robert Mills and carried unanimously.

Item No. 3 – Update on the energy market situation

After consultation with legal counsel, there was a consensus of the Executive Committee to move the update on the energy market situation to Executive Session.

Item No. 4 – Executive Session, if needed

Dennis Tharp made a motion for Executive Committee members, Paul Mahlberg, Jennifer Moore, Sam Mills, Gerry Bieker, and legal counsel to go into executive session for 45 minutes beginning at 11:20 a.m. to discuss matters covered by the attorney-client privilege, with the open virtual meeting to resume at 12:05 p.m. The motion was seconded by Ira Harrison and carried unanimously. At 12:05 p.m., the executive session ended.

Discussion was held on the use of the Regulatory and Dispute Fund for payment of SPP invoices, if necessary. Jon Quinday made a motion to waive the requirements that the funds be used only for legal fees under the Funding KMEA as a Whole section of the policy for a period of up to 30 days (March 29, 2021) and such funds may be used to pay invoices for charges incurred during the February 2021 extreme weather event. The motion was seconded by Robert Mills and carried unanimously.


Discussion was held on the need to hire a public relations firm to assist staff with messaging to the members, media, public and other venues. Paul mentioned that we could use budgeted funds for outside consultants. The Executive Committee agreed by consensus to have KMEA hire a firm to assist during the current events.

Discussion on the need to have a special Executive meeting on Tuesday was held. It was decided that if a decision of the Executive Committee was needed, the meeting would be held at 2:00 p.m., Tuesday, March 2, 2021. If no decision of the Executive Committee was needed, Paul would correspond by email on the status of the SPP billing issue.

Item No. 5 – Adjourn Meeting

The next meeting was set for 11:30 a.m., Friday, March 5, 2021, via Lifesize.

The meeting was adjourned at 12:30 p.m.



Jonathan Mitchell, Secretary/Treasurer