SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT MEETING NOTICE AND AGENDA

FACILITIES & SUPPORT SERVICES COMMITTEE

Tuesday, June 27, 2023, No Sooner Than 10:35 AM

SRP Administration Building 1500 N. Mill Avenue, Tempe, AZ 85288

Committee Members: Stephen Williams, Chairman; Kevin Johnson, Vice Chairman (D); Larry Rovey, Vice Chairman (A); and Robert Arnett, Nick Brown, Mario Herrera, Kathy Mohr-Almeida, and Keith Woods

Call to Order Roll Call

- - Request for approval of the minutes for the meeting of May 25, 2023.

- 4. Future Agenda Topics CHAIRMAN STEPHEN WILLIAMS

The Committee may vote during the meeting to go into Executive Session, pursuant to A.R.S. §38-431.03 (A)(3), for the purpose of discussion or consultation for legal advice with legal counsel to the Committee on any of the matters listed on the agenda.

The Committee may go into Closed Session, pursuant to A.R.S. §30-805(B), for records and proceedings relating to competitive activity, including trade secrets or privileged or confidential commercial or financial information.

Visitors: The public has the option to attend in-person or observe via Zoom and may receive teleconference information by contacting the Corporate Secretary's Office at (602) 236-4398. If attending in-person, all property in your possession, including purses, briefcases, packages, or containers, will be subject to inspection.



MINUTES FACILITIES AND SUPPORT SERVICES COMMITTEE

DRAFT

May 25, 2023

The Facilities and Support Services (F&SS) Committee of the Salt River Project Agricultural Improvement and Power District (the District) and the Salt River Valley Water Users' Association (the Association), collectively SRP, convened at 11:56 a.m. on Thursday, May 25, 2023, from the Board Conference Room at the SRP Administration Building, 1500 North Mill Avenue, Tempe, Arizona. This meeting was conducted in-person and via teleconference in compliance with open meeting law guidelines.

Committee Members present at roll call were S.H. Williams, Chairman; K.J. Johnson, District Vice Chairman; L.D. Rovey, Association Vice Chairman; and R.C. Arnett, N.R. Brown, M.J. Herrera, K.L. Mohr-Almeida, and K.B. Woods.

Also present were President D. Rousseau; District Vice President C.J. Dobson; Council Liaison R.W. Swier; Council Member A.M. Herrera; Mmes. C.C. Burke, A.P. Chabrier, L.F. Hobaica, N.J. Mullins, and C.M. Sifuentes; and Messrs. J.M. Baran, J.D. Coggins, A.C. Davis, J.M. Felty, R.T. Judd, A.J. McSheffrey, R. Navarro, M.J. O'Connor, and B.A. Olsen.

In compliance with A.R.S. §38-431.02, Andrew Davis of the Corporate Secretary's Office had posted a notice and agenda of the F&SS Committee meeting at the SRP Administration Building, 1500 North Mill Avenue, Tempe, Arizona, at 9:00 a.m. on Tuesday, May 23, 2023.

Chairman S.H. Williams called the meeting to order.

Consent Agenda

Chairman S.H. Williams requested a motion for Committee approval of the Consent Agenda, in its entirety.

On a motion duly made by Board Member M.J. Herrera and seconded by Board Member K.B. Woods, the Committee unanimously approved and adopted the following item on the Consent Agenda:

Minutes of the F&SS Committee meeting on April 20, 2023, as presented

Corporate Secretary J.M. Felty polled the Committee Members on Board Member M.J. Herrera's motion to approve the Consent Agenda, in its entirety. The vote was recorded as follows:

YES: Board Members S.H. Williams, Chairman; K.J. Johnson, District Vice Chairman; L.D. Rovey, Association Vice Chairman; and R.C. Arnett, N.R. Brown, M.J. Herrera, K.L. Mohr-Almeida, and K.B. Woods

NO: None (0)

ABSTAINED: None (0)

Sale of Excess Land

Using a PowerPoint Presentation, Christy C. Burke, SRP Manager of Land Acquisitions, stated that the purpose of the presentation was to request approval to sell 2.07 acres of excess land, located along Ellsworth Road south of Ray Road to the adjacent property owner.

Ms. C.C. Burke stated that in 2009, SRP acquired the undeveloped land along Ellsworth Road south of Ray Road for the intended use as a future substation, and in 2022, the adjacent property owner contacted SRP expressing interest in purchasing the parcel. She said that the SRP Land department located a suitable replacement parcel nearby that was secured for the intended substation, and the initial parcel was approved for sale as excess land by the SRP Operations department.

Ms. C.C. Burke provided an aerial view of the property location, along with transaction details of the sale. She concluded with management's recommendation for approval to adopt a resolution authorizing the sale of 2.07 acres (89,908 sf +/-) of excess land located in Maricopa County along Ellsworth Road south of Ray Road to the adjacent property owner.

On a motion duly made by Board Member K.B. Woods and seconded by Board Member M.J. Herrera, the Committee agreed to recommend Board approval, as presented:

Corporate Secretary J.M. Felty polled the Committee Members on Board Member K.B. Woods' motion to recommend Board approval. The vote was recorded as follows:

YES: Board Members S.H. Williams, Chairman; K.J. Johnson, District (8)

Vice Chairman; L.D. Rovey, Association Vice Chairman; and R.C. Arnett, N.R. Brown, M.J. Herrera, K.L. Mohr-Almeida, and

K.B. Woods

NO: None (0)

ABSTAINED: None (0)

ABSENT: None (0)

Copies of the draft Board resolution and the PowerPoint slides used in this presentation are on file in the Corporate Secretary's Office and, by reference, made a part of these minutes.

Quit-Claim of Excess Land

Using a PowerPoint Presentation, Ms. C.C. Burke stated that the purpose of the presentation was to request approval to quit-claim 0.03 acres of excess land located in Mesa, AZ near McKellips Road and Country Club Drive to the adjoining property owners.

Ms. C.C. Burke stated that in 1954, SRP acquired land via a quit-claim deed to be used for a well site with the provision that the property would revert to the heirs of the original grantors in the event SRP ceased using the property as a well site. She continued that in 1968, to accommodate the widening of McKellips Road, SRP quit-claimed the southern 22 feet of the well site to Maricopa County in exchange for additional land to the east and north in the form of a well site easement. Ms. C.C. Burke said the well has since been removed from the property, thus reverting the property to the heirs of the original grantors.

Ms. C.C. Burke provided an aerial view of the property location, along with transaction details of the quit-claim. She concluded with management's recommendation for approval to adopt a resolution authorizing the quit-claim of 0.03 acres (1,400 sf +/-) of a reversion parcel located in Mesa, AZ near McKellips Road and Country Club Drive, to the adjoining property owner(s).

On a motion duly made by Board Member M.J. Herrera and seconded by Board Member K.B. Woods, the Committee agreed to recommend Board approval, as presented:

Corporate Secretary J.M. Felty polled the Committee Members on Board Member M.J. Herrera's motion to recommend Board approval. The vote was recorded as follows:

YES: Board Members S.H. Williams, Chairman; K.J. Johnson, District (8)

Vice Chairman; L.D. Rovey, Association Vice Chairman; and R.C. Arnett, N.R. Brown, M.J. Herrera, K.L. Mohr-Almeida, and

K.B. Woods

NO: None (0)

ABSTAINED: None (0)

ABSENT: None (0)

Copies of the draft Board resolution and the PowerPoint slides used in this presentation are on file in the Corporate Secretary's Office and, by reference, made a part of these minutes.

Report on Current Events by the General Manager and Chief Executive Officer or Designees

There was no report on current events by Jim Pratt, SRP General Manager and Chief Executive Officer.

Future Agenda Topics

Chairman S.H. Williams asked the Committee if there were any future agenda topics. None were requested.

There being no further business to come before the F&SS Committee, the meeting adjourned at 12:02 p.m.

Lora F. Hobaica Assistant Corporate Secretary

District and Association Quarterly Claims Report February 1, 2023 – April 30, 2023

Facilities & Support Services Committee Meeting
June 27, 2023

Legal Services – Litigation / Claims Services

Presenter: Jason Hovis, Claims Services Manager

Association

February 1, 2023 – April 30, 2023 Damage Claims Paid in Excess of \$7,500

Page	Claimant	Amount Paid
4	City of Gilbert	\$18,145.74
	4 th Quarter Total	\$18,145.74

District

February 1, 2023 – April 30, 2023 Damage Claims Paid in Excess of \$7,500

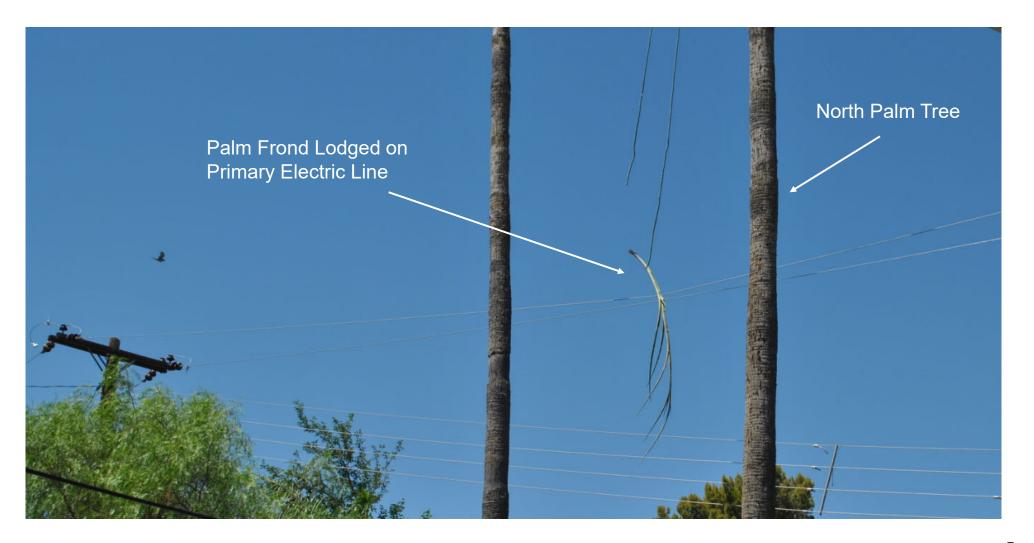
Page	Claimant	Amount Paid
5	Tagle, Nancy	\$35,000.00
6	Sanchez, Dolores	\$10,886.27
7	Dubon, Nelson Mejia	\$11,394.92
8	Perez, Richard A.	\$11,000.00
9	Walraven, Ruben	\$20,533.67
10	Lu, Yunchu	\$24,962.06
	4 th Quarter Total	\$113,776.92

NANCY TAGLE Date of Loss: 06-01-2020

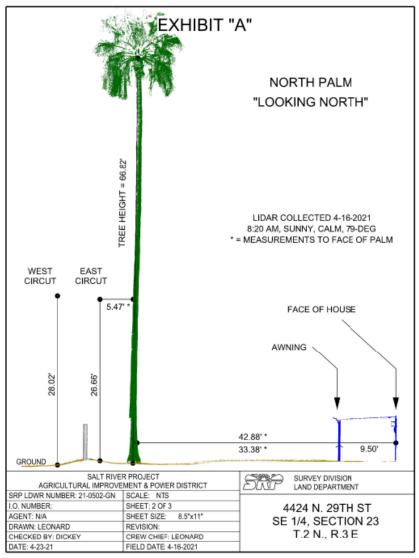
DETAILS OF INCIDENT

- On June 1, 2020, Crisostomo Aguilar was performing palm tree maintenance at a residence located at 29th Street and Campbell Avenue, Phoenix.
- Mr. Aguilar caused a severed palm frond to fall onto SRP's overhead power line.
- Mr. Aguilar lowered himself to the height of the electrical line to remove the palm frond, then reached out to grab the line to shake the frond loose.
- Mr. Aguilar suffered a fatal electrical contact.
- On November 25, 2020, a Notice of Claim was filed on behalf of Mr. Aguilar's estate, his son, and his son's mother, demanding \$10,000,000.00 in wrongful death damages.
- The parties negotiated and resolved the matter for \$35,000.00, with the funds to be paid to an annuity subject to the approval of the probate court.









LiDAR Map

06/27/2023 Facilities & Support Services, J. Hovis

Claims Paid by Claims Services

Claims Paid in 4th Quarter FY23 February 1, 2023 – April 30, 2023

Responsible Company	Damage Description	# of Claims	Payment
Association	LATERAL INCIDENT	1	\$18,145.75
	City of Gilbert		\$18,145.75
Association Total		1	\$18,145.75
District	BLUE-STAKING	2	\$4,609.55
	Dominguez, Vivian J Molzan, Cole		\$500.00 \$4,109.55
		2	
	ELECTRICAL CONTACT (OH) Tagle, Nancy	1	\$35,000.00 \$35,000.00
		1	
	J-BOX Anderson, Ty	1	\$200.00 \$200.00
	METER INSTALL / CHANGE	4	\$3,461.50
	Martinez, Leon J		\$367.07
	Braaflat, Nessa E		\$738.00
	Earles, James		\$956.43
	Bible, Kent		\$1,400.00
	METER READING	3	\$2,402.46
	Landry, Andrea N		\$55.00
	Biscayne Bay Apartment Homes Villa lugo, Brenda		\$451.11 \$1,896.35
	MISCELLANEOUS (DISTRICT)	2	\$1,668.59
	Villas West Eight Association	-	\$57.19
	Peterson, Allen		\$1,611.40
	M-POWER	1	\$100.00
	Bernandino, Alicia		\$100.00
	OUTAGES (INSTANTANEOUS, CAUSE UNKNOWN)	4	\$4,235.00
	Wood, J O		\$235.00
	Hoffman, Eric Smith, Sean M		\$500.00 \$1,000.00
	Snitzer, Faith C		\$2,500.00
	POWER POLE	3	\$8,620.00
	Deremiah, James		\$720.00
	Buttery, Michael D		\$1,700.00
	Anzalone, Gennaro		\$6,200.00
	PRIMARY LINE (OH)	2	\$2,470.00
	Mc lachlan, Ross		\$50.00
	Gotto, Gary A	(a a));	\$2,420.00
	PRIMARY LINE (UG) Simpson, Kyle	4	\$4,655.00 \$100.00
	Spangenberg, Brandon T		\$155.00
	Pinon Cereceres, Mauricio		\$400.00
	Miller, Harry R		\$4,000.00

Responsible	Damage Description	# of Claims	Payment
Company	PV AND OV COLLIDED - INTERSECTION Martinez-Sanchez, Victor M	1	\$6,100.00 \$6,100.00
	PV STRUCK OV WHILE BACKING Lynn, Danny	1	\$2,817.40 \$2,817.40
	PV STRUCK REAR OF OV Sanchez, Dolores	5	\$78,776.92 \$10,886.27
	Dubon, Nelson Mejia Perez, Richard A Walraven, Ruben Lu, Yunchu		\$11,394.92 \$11,000.00 \$20,533.67 \$24,962.06
	PV STRUCK STANDING OV - NON-BACKING Ocampo, Feliciano J	1	\$3,075.00 \$3,075.00
	RAILROAD (ANIMAL INJURY) JJ Johnson LLC	1	\$2,590.00 \$2,590.00
	RENTAL CAR Enterprise	1	\$465.00 \$465.00
	SECONDARY LINE (OH) OTHER THAN SERVICE LINE Mc kimmy, Leonard J Ackley, Lori	2	\$1,100.00 \$350.00 \$750.00
	SECONDARY LINE (UG) OTHER THAN SERVICE LINE Fasci, Toni L Fox, Lisa	6	\$4,560.21 \$150.00 \$251.61
	Ellis, Sally Sherwood, Wayne C Benvin, Luigi T Noonan, Joseph F		\$275.00 \$423.00 \$800.00 \$2,660.60
	SERVICE LINE (UG) Ozers, Indulis Haggard, William Santopadre, Michael T Zepeda, Julian Gierszewicz, Tammy Karle, Dennis A Hanawalt, Brook M Hettick, Tyler C Budge, Alta	9	\$5,606.90 \$182.00 \$190.00 \$190.00 \$200.00 \$481.00 \$661.00 \$750.00 \$952.75 \$2,000.15
	SUBSTATION Cogen, Raymond E	1	\$187.50 \$187.50
	SWITCHING EQUIPMENT Cluff, Mark Raeth, Amanda	2	\$750.00 \$300.00 \$450.00
	TRANSFORMER Pano, Miguel A Christiano, Debra F TESUQUE AT GILA SPRINGS OWNERS Scott, Robert	4	\$1,373.09 \$60.00 \$100.00 \$350.00 \$863.09

Responsible Company	<u>Damage Description</u>	# of Claims	Payment
	TURN-ON/TURN-OFF Grozic, Goran	1	\$643.28 \$643.28
District Total		62	\$165,601.13
Grand Total Paid		63	\$182,746.88
	Total Claims Closed during 4th Quarter FY23	283	

Claimant: City of Gilbert Claim Number: 10000090713

 Date of Loss:
 07/27/2022

 Date of Payment:
 03/06/2023

Organization: Water Services

Payees: RD Sanders Contracting Company ("RD Sanders")

Roadsafe Traffic Systems Inc. ("Roadsafe")

Address of Occurrence: North Val Vista Drive & East Elliot Road, Gilbert, Arizona

Cost Data: Paid to RD Sanders \$15,622.00

Paid to Roadsafe <u>\$ 2,523.75</u>

Net Cost to SRP: **\$18,145.75**

Description of Incident:

On July 27, 2022, the City of Gilbert ("City") notified SRP of an irrigation leak on North Val Vista Drive, just north of East Elliot Road, in Gilbert, Arizona. It was determined that SRP's 30" RGRCP pipe, installed in 1999, was leaking and had damaged the subgrade and asphalt on North Val Vista Drive. After the repair to the pipe was completed by SRP, the City hired contractors to repair the damaged street.

Total Cost of Incident:

Claims Services received and reviewed the RD Sanders and Roadsafe's invoices for the repair work and deemed the costs reasonable.

Total cost to SRP for this incident was \$18,145.75.

Claims Agent's Signature:

Sivon Hovis

Nancy Tagle, individually, and as next friend of Christian

Aguilar Tagle (minor child)

Claim Number:

10000087878

Date of Loss:

06/01/2020

Date of Payment:

03/14/2023

Organization:

District

Pavee:

Pacific Life & Annuity Services, Inc.

Address of Occurrence: 4424 North 29th Street, Phoenix, Arizona

Cost Data:

Paid to Claimant

\$35,000.00

Net Cost to SRP:

\$35,000.00

Description of Incident:

On June 1, 2020, Crisostomo Aguilar was hired by homeowners to perform palm tree maintenance at the homeowners' property located at 29th Street and Campbell, Phoenix. While performing the maintenance. Mr. Aguilar caused a severed palm frond to fall onto SRP's overhead power line. Rather than contacting SRP to safely remove the frond from the power line or to deenergize the line, Mr. Aguilar repositioned himself on the palm tree and reached out to grab the line in order to shake loose the frond. Upon making contact with the line, Mr. Aguilar suffered a fatal electrical contact, leaving behind a minor child.

Summary of Lawsuit:

A formal notice of claim was filed on behalf of Mr. Aquilar's estate, his son, and his son's mother, demanding \$10,000,000.00 in wrongful death damages. Claimant filed a lawsuit on May 21, 2021, asserting claims for negligence, negligence per se based on alleged violations of the Arizona Overhead Power Line Safety Act (A.R.S. § 40-360.41 et seq.) (the "Act") and the National Electric Safety Code ("NESC"), and wrongful death.

Total Cost of Incident:

SRP negotiated a settlement of \$35,000.00 to be paid to Pacific Life & Annuity Services, Inc., which was approved by the probate court. Total cost to SRP for this incident was \$35,000.00.

Claims Agent's Signature:

Manager's Approval:

Robert Pierce

Claimant: Dolores Sanchez
Claim Number: 10000088128

Date of Loss: 07/25/2020 **Date of Payment:** 12/06/2022

Organization: Dist Line Construction – East

Payee: Kent Law PLC

SRP Vehicle: 2009 Ford F-550

Claimant Vehicle: 2004 Toyota Tundra and Utility Trailer

Address of Occurrence: US 60 & Higley Road Mesa, Arizona

Cost Data: Paid to Claimant \$10,886.27

Net Cost to SRP: \$10,886.27

Description of Incident:

On July 25, 2020, an SRP employee was traveling westbound on the US 60 approaching Higley Road in Mesa, when the vehicle directly in front, driven by Nelson Dubon, abruptly stopped to avoid debris on the freeway. The SRP employee was unable to stop in time, striking the center rear of a utility trailer being towed by Mr. Dubon's vehicle.

Bodily Injuries:

Claimant was a passenger in Mr. Dubon's vehicle. She retained counsel and submitted a formal notice of claim demanding \$75,000.00 and subsequently filed a lawsuit in 2021. Total medicals submitted were \$2,430.00 for soft tissue, neck and back injuries. Claimant was observed by a private investigator to verify injuries. Claims Services determined that the injuries did not meet the demand.

Total Cost of Incident:

The case went to arbitration where the Claimant requested between \$17,000.00 and \$20,000.00 to be awarded. Claimant was instead awarded \$10,886.27 for her bodily injury claim and costs. Other claims related to this incident include: 10000088124 (Nelson Mejia Dubon, Property Damage, settled at \$1,221.24); and 10000088127 (Nelson Mejia Dubon, Bodily Injury, paid \$11,394.92, included in this quarterly report).

Total cost to SRP for this incident was \$23,502.43.

Claims Agent's Signature: Manager's Approval:

ad Boucher Jason Hov

Nelson Mejia Dubon

Claim Number:

10000088127

Date of Loss:

07/25/2020

Date of Payment:

12/06/2022

Organization:

Dist Line Construction - East

Payee:

Kent Law PLC

SRP Vehicle:

2009 Ford F-550

Claimant Vehicle:

2004 Toyota Tundra and Utility Trailer

Address of Occurrence: US 60 & Higley Road Mesa, Arizona

Cost Data:

Paid to Claimant

\$11,394.92

Net Cost to SRP:

\$11,394.92

Description of Incident:

On July 25, 2020, an SRP employee was traveling westbound on the US 60 approaching Higley Road in Mesa, when the vehicle directly in front, driven by Claimant, abruptly stopped to avoid debris on the freeway. The SRP employee was unable to stop in time, striking the center rear of a utility trailer being towed by Claimant's vehicle.

Bodily Injuries:

Claimant retained counsel and submitted a formal notice of claim demanding \$75,000,00 and subsequently filed a lawsuit in 2021. Total medicals submitted were \$7,703.00 for soft tissue, neck and back injuries. Claimant was observed by a private investigator to verify injuries. Claims Services determined that the injuries did not meet the demand.

Total Cost of Incident:

The case went to arbitration where the Claimant requested between \$17,000.00 and \$20,000.00 to be awarded. Claimant was instead awarded \$11,394.92 for his bodily injury claim and costs. Other claims related to this incident include: I0000088124 (Nelson Mejia Dubon, Property Damage, settled at \$1,221.24); and 10000088128 (Dolores Sanchez, Bodily Injury, paid \$10,886.27, included in this quarterly report).

Total cost to SRP for this incident was \$23,502.43.

Claims Agent's Signature:

Richard A. Perez

Claim Number:

10000091251

Date of Loss:

02/06/2023

Date of Payment:

04/24/2023

Organization:

Distribution Services - Blue Stake Central

Payee:

Richard A. Perez

SRP Vehicle:

2014 Ford F-150

Claimant Vehicle:

2010 Ford Ranger

Address of Occurrence: North Kyrene Road & West Del Rio Street, Chandler,

Arizona

Cost Data:

Paid to Claimant

\$11,000.00

Net Cost to SRP:

\$11,000.00

Description of Incident:

On February 6, 2023, an SRP employee was traveling southbound on North Kyrene Road behind Claimant's vehicle when Claimant slowed to make a right hand turn onto West Del Rio Street. The SRP employee was unable to stop in time and rear-ended Claimant's vehicle. The SRP employee was cited for failure to avoid a collision and driving too close for conditions.

Total Cost of Incident:

Claims Services had Claimant's vehicle appraised and it was determined to be a total loss. SRP settled the claim for the total loss value.

Total cost to SRP for this incident was \$11,000.00.

Claims Agent's Signature:

Manager's Approval:

JDH/June 2023 /Facilities Support Services

Ruben Walraven

Claim Number:

10000091081

Date of Loss:

12/13/2022

Date of Payment:

04/25/2023

Organization:

Distribution Grid Services – Regional Design & Construction

Payee:

Ruben Walraven

SRP Vehicle:

2008 International 7600

Claimant Vehicle:

2018 Ford F-250

Address of Occurrence: US-60W and Stapley Drive, Arizona

Cost Data:

Paid to Claimant

\$20.533.67

Net Cost to SRP:

\$20.533.67

Description of Incident:

On December 13, 2022, an SRP vehicle was involved in a three-car accident. While traveling westbound on the US 60 approaching Stapley Drive, traffic came to an abrupt stop, causing the employee to collide with the rear of Claimant's vehicle. The impact caused Claimant's vehicle to strike the rear of the third vehicle involved in the accident. The SRP driver was issued a citation for failure to avoid a collision.

Total Cost of Incident:

Claimant's vehicle was independently appraised and repaired through Claimant's insurance carrier. Repair costs totaled \$20,533.67. Claims Services reviewed the total damages and agreed that the settlement value was reasonable.

The other claim related to this incident is 10000091082 (Yunchu Lu, Property Damage, paid \$24,962.06), included in this quarterly report.

The total cost to SRP for this incident is \$45,495.73.

Claims Agent's Signature:

Yunchu Lu

Claim Number:

10000091082

Date of Loss:

12/13/2022

Date of Payment:

04/25/2023

Organization:

Distribution Grid Services – Regional Design & Construction

Pavee:

AFNI, Inc.

SRP Vehicle:

2008 International 7600

Claimant Vehicle:

2017 Mercedes C

Address of Occurrence: US-60W and Stapley Drive, Arizona

Cost Data:

Paid to Claimant:

\$24,962.06

Net Cost to SRP:

\$24,962.06

Description of Incident:

On December 13, 2022, an SRP vehicle was involved in a three-car accident. While traveling westbound on the US 60 approaching Stapley Drive, traffic came to an abrupt stop, causing the employee to collide with the rear of another vehicle. The impact caused that vehicle to strike the rear of Claimant's vehicle. The SRP driver was issued a citation for failure to avoid a collision.

Total Cost of Incident:

Claimant's vehicle was independently appraised and repaired through Claimant's insurance carrier. Repair costs totaled \$24,962.06. Claims Services reviewed the total damages and agreed that the settlement value was reasonable.

The other claim related to this incident is 10000091081 (Ruben Walraven, Property Damage, paid \$20,533.67), included in this quarterly report.

The total cost to SRP for this incident is \$45,495.73.

Claims Agent's Signature: