

# NOTICE OF COMBINED PUBLIC MEETING AND EXECUTIVE SESSION AND AGENDA OF THE BOARD OF DIRECTORS OF THE SOUTHWEST PUBLIC POWER AGENCY, INC.

Pursuant to A.R.S. § 38-431.02, **NOTICE IS HEREBY GIVEN** that a meeting of the members of the SPPA Board of Directors will be held on October 9, 2023, at the offices of Clark Hill, located at 3200 North Central Avenue, Suite 1600, Phoenix AZ 85012. **The meeting will begin at 12:00 p.m. or upon conclusion of the SPPA Pool Management Committee meeting.**

The agenda for the meeting is as follows. All agenda items are for discussion; the Board of Directors may take action on any item listed on the agenda, as needed. Items may be taken up in a different order than that shown. As indicated in the agenda, the Board of Directors may vote to go into executive session to discuss certain matters. The Board of Directors may vote to hold an executive session for the purpose of obtaining legal advice from SPPA's attorney on any matter listed on the agenda, pursuant to A.R.S. § 38-431.03(A)(3). The meeting is open to the general public, except for the possible executive session(s).

Agenda Items
1. Call to order.
2. Roll call.
3. Consideration and possible approval of Consent Agenda ( <b>Possible Action Item</b> ): All items on the Consent Agenda are considered to be routine matters and will be enacted by one motion of the Board of Directors. A Board Member may request removal of any item(s) or part(s) thereof without debate or vote. <ul style="list-style-type: none"> <li>a. Minutes from prior meetings of the SPPA Board of Directors.               <ul style="list-style-type: none"> <li>i. September 11, 2023.</li> </ul> </li> <li>b. Minutes from Executive Session(s) held during prior meetings of the SPPA Board of Directors.               <ul style="list-style-type: none"> <li>i. September 11, 2023.</li> </ul> </li> <li>c. Ratification of approval items, if any, from the SPPA Pool Management Committee.</li> </ul>
4. Item(s) removed from Consent Agenda ( <b>Possible Action Item</b> ).
5. Financial matters: <ul style="list-style-type: none"> <li>a. Status &amp; Schedule of Audit Ready 2022 Trial Balance</li> <li>b. Financial Update &amp; Treasurer's Report including disbursements (<b>Possible Action Item</b>).</li> <li>c. CY 2023 Budget vs Actuals (A&amp;G, EMS &amp; Contingency) through 8.31.23</li> <li>d. Organizational Development Plan – Activities related to Findings and Significant Deficiencies in 2019, 2020 and 2021 Audits.</li> <li>e. 2024 Budget - 2024 A&amp;G &amp; EMS Billing</li> </ul>
6. Legal/regulatory matters: <ul style="list-style-type: none"> <li>a. Executive Session, pursuant to A.R.S. § 38-431.03 (A) (3) and (4) for discussion or consultation with the attorneys of SPPA for legal advice, and in order to consider its position and instruct its attorneys regarding SPPA's position regarding contracts that are the subject of negotiations.               <ul style="list-style-type: none"> <li>i. Subscription Agreement with AEPSCO for Apache II Solar and Battery Energy Storage Services</li> </ul> </li> <li>b. Potential action on item discussed in Executive Session.</li> </ul>
7. Ongoing Activities: <ul style="list-style-type: none"> <li>a. Status report on BOCA</li> <li>b. Process for filling Director of Accounting &amp; Enterprise Services Position</li> <li>c. NRECA Membership</li> </ul>
8. Any other business that may come before the meeting.
9. Discussion of future agenda items.
10. Establishment of date of next SPPA Board Meeting: November 13, 2023.
11. Public comment.
12. Adjournment.

Please note that this agenda may be changed prior to the scheduled meeting by modifying or deleting listed matters or adding new ones. Anyone interested in the final agenda for the meeting should contact SPPA's management office at (480) 610-8741 twenty-four (24) hours in advance of the meeting. Pursuant to the Americans with Disabilities Act, SPPA endeavors to ensure the accessibility of its meetings to all persons with disabilities. If you need an accommodation or alternative format for a meeting, please contact SPPA's management office at (480) 610-8741 so that an accommodation or alternative format can be made.