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# Minutes - DRAFT

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**To:** NCPA Executive Committee  
**From:** Cary A. Padgett - Assistant Secretary  
**Subject:** December 8, 2017, Special Executive Committee Meeting Minutes

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1. **Call to Order** – The meeting was called to order by Chair Bob Lingl at 8:33 am, at NCPA's Roseville Office, 651 Commerce Drive, Roseville, California.

Executive Committee Members present were Chair Bob Lingl, Roger Frith, Teresa O'Neill, and Greg Scharff. Committee Member Mark Chandler arrived at 8:45 am.

In attendance were General Counsel Jane Luckhardt and Assistant Secretary Cary Padgett.

**Public Forum:** There were no comments from any members of the public.

## **INFORMATIONAL ITEMS**

Informational item 2 was discussed following the closed session items.

2. **General Counsel Report** – update and monthly report

General Counsel Jane Luckhardt provided the Committee with a copy of her proposed 2018 goals. The Committee discussed and provided feedback and directives on the goals. The Committee requested that the goals be formatted in a way that the goals can be measurable.

The Committee directed staff to create a Legal Program Budget that will include all Agency legal budget lines items, e.g., all Agency department legal budget lines items be duplicated in the Legal Program Budget for General Counsel oversight and management. All legal transactions will be processed through NCPA's General Counsel and then charged back to the respective departments. The Committee wants a better way to monitor and track where legal time and dollars are being spent.

The Committee agreed with the proposed goals, which includes the directives noted above.

### **CLOSED SESSION**

3. **Conference with Legal Counsel** – Existing litigation pursuant to Government Code Section 54956.9(d)(1): Name of case: *Northern California Power Agency, City of Redding, City of Roseville, and City of Santa Clara v. the United States*, Court of Federal Claims no. 14-817C.

General Counsel Jane Luckhardt and Assistant Secretary Cary Padgett were excused from the meeting, and Assistant General Manager / CFO Monty Hanks and Human Resources Manager Vicki Cichocki joined the meeting for item 4 discussion.

4. **Conference with Labor Negotiators and Performance Evaluation** – Pursuant to Government Code section 54957.6: Agency representatives: NCPA Executive Committee Members, Assistant General Manager/CFO Monty Hanks and Human Resources Manager Vicki Cichocki, and Government Code section 54957: Performance Evaluation: Unrepresented Public Employee: General Manager.

### **RECONVENED TO OPEN SESSION**

General Counsel Jane Luckhardt and Assistant Secretary Cary Padgett rejoined the meeting.

Assistant General Manager / CFO Monty Hanks and Human Resources Manager Vicki Cichocki left the meeting.

### **REPORT FROM CLOSED SESSION**

*Closed Session Disclosure:* Upon return to open session, General Counsel Jane Luckhardt reported there was no reportable action taken on the closed session items 3 and 4.

### **ADJOURNMENT**

The Executive Committee adjourned at 11:16 am.

Respectfully submitted,

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CARY A. PADGETT  
Assistant Secretary