

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

FACILITIES & SUPPORT SERVICES COMMITTEE

Thursday, June 20, 2024, No Sooner Than 10:25 AM

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

Committee Members: Stephen Williams, Chairman; Krista O'Brien, Vice Chairman; and Nicholas Brown, Sandra Kennedy, Randy Miller, Jack White Jr., and Leslie C. Williams

Call to Order

Roll Call

1. **CONSENT AGENDA:** The following agenda item(s) will be considered as a group by the Committee and will be enacted with one motion. There will be no separate discussion of these item(s) unless a Committee Member requests, in which event the agenda item(s) will be removed from the Consent Agenda and considered as a separate item CHAIRMAN STEPHEN WILLIAMS
 - Request for approval of the minutes for the meeting of April 25, 2024.

2. Repatriation of Indigenous Artifacts MARISSA SOTOMAYOR

Request for approval of the voluntary divestiture and repatriation of indigenous artifacts to appropriate tribes and/or institutions following a process in alignment with the Native American Gravesite Protection and Repatriation Act.

3. Review of District and Association Damage Claims for the Period of February 1, 2024 through April 30, 2024 JASON HOVIS

4. Report on Current Events by the General Manager and Chief Executive Officer and Designees JIM PRATT

5. 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.



THE NEXT FACILITIES & SUPPORT SERVICES COMMITTEE
MEETING IS SCHEDULED FOR THURSDAY, SEPTEMBER 26, 2024

06/13/2024

MINUTES
FACILITIES AND SUPPORT SERVICES COMMITTEE

DRAFT

April 25, 2024

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 11:13 a.m. on Thursday, April 25, 2024, from the Hoopes 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.H. O'Brien, Vice Chairman; and N.R. Brown, R.J. Miller, J.M. White Jr., and K.B. Woods.

Committee Member absent at roll call was L.C. Williams.

Also present were Vice President C.J. Dobson; Board Members M.J. Herrera, K.J. Johnson, K.L. Mohr-Almeida, L.D. Rovey and P.E. Rovey; Council Vice Chairman J.R. Shelton; Council Liaisons A.A. Freeman and B.E. Pacey; Council Member R.W. Swier; Mmes. I.R. Avalos, M.J. Burger, C.C. Burke, A.P. Chabrier, L.F. Hobaica, V.P. Kisicki, K.B. Kochenderfer, N.J. Mullins, J. Oh, and M.H. Tracy; and Messrs. J.B. Carpenter, J.M. Felty, J.D. Hovis, B.K. Koch, K.J. Lee, A.J. McSheffrey, B.A. Olsen, and J.M. Pratt.

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, April 23, 2024.

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 J.M. White Jr. and seconded by Vice Chairman K.H. O'Brien, the Committee unanimously approved and adopted the following item on the Consent Agenda:

- Minutes of the F&SS Committee meeting on January 25, 2024, as presented.

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

YES:	Board Members S.H. Williams, Chairman; K.H. O'Brien, Vice Chairman; and N.R. Brown, R.J. Miller, J.M. White Jr., and K.B. Woods	(6)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Member L.C. Williams	(1)

Unmarked Transportation Vehicles

Using a PowerPoint presentation, Kate B. Kochenderfer, SRP Senior Director of Supply Chain, Transportation, and Flight Services, stated that the purpose of the presentation was to request approval of 13 unmarked vehicles in SRP's transportation fleet for Fiscal Year 2025 (FY25), in accordance with the Arizona Revised Statutes. She stated that pursuant to A.R.S. §38-538, et. seq., Arizona law permits a one-year exemption to unmarked vehicles for use in investigations or other confidential activities. Ms. K.B. Kochenderfer concluded by requesting approval for 13 unmarked vehicles for FY25.

Ms. K.B. Kochenderfer responded to questions from the Committee.

On a motion duly made by Chairman S.H. Williams and seconded by Board Member R.J. Miller, the Committee agreed to recommend Board approval, as presented.

Corporate Secretary J.M. Felty polled the Committee Members on Chairman S.H. Williams' motion to recommend Board approval. The vote was recorded as follows:

YES:	Board Members S.H. Williams, Chairman; K.H. O'Brien, Vice Chairman; and N.R. Brown, R.J. Miller, J.M. White Jr., and K.B. Woods	(6)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Member L.C. Williams	(1)

Copies of 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.

Board Member K.L. Mohr-Almeida left the meeting during the presentation.

Sale of Excess Land

Using a PowerPoint Presentation, Christy C. Burke, SRP Director of Land, stated that the purpose of the presentation was to request approval to sell 37 square feet (sf) of excess land located at the Northwest corner of 35th Avenue and Hazelwood Street to the City of Phoenix.

Ms. C.C. Burke stated that SRP owns and operates the subject property for the

Valencia Substation and that the City of Phoenix is requesting to purchase 37 sf of land located at the Southeast corner of the substation property for road right-of-way purposes as part of a road improvement project. She explained that due to their use of federal funding, the City of Phoenix is required to acquire fee title to property that falls within the project area. Ms. C.C. Burke said that SRP operations groups, having reviewed the request and finding no conflicts, approved the sale as excess property.

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 37 sf of excess land located at the Northwest corner of 35th Avenue and Hazelwood Street to the City of Phoenix.

Ms. C.C. Burke responded to questions from the Committee.

On a motion duly made by Board Member N.R. Brown and seconded by Board Member J.M. White Jr., the Committee agreed to recommend Board approval, as presented.

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

YES:	Board Members S.H. Williams, Chairman; K.H. O’Brien, Vice Chairman; and N.R. Brown, R.J. Miller, J.M. White Jr., and K.B. Woods	(6)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Member L.C. Williams	(1)

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 Conveyance 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 convey approximately 0.1736 acres (7,560 sf +/-) of excess land and various easements to the Town of Gilbert.

Ms. C.C. Burke stated that SRP acquired a 7,560 sf well site (Original Property) between January 1919 and May 1940 and that the deed for this Original Property contained reversionary language in the event SRP ceased using it as a well site. She explained that due to the Town of Gilbert’s Guadalupe Road and McQueen Road intersection improvement project, the Town of Gilbert requested that SRP relocate the well site. Ms. C.C. Burke stated that as part of the agreement, the Town of Gilbert conveyed to SRP replacement property and an access easement for the new well site. She said that in exchange, the Town of Gilbert has requested that SRP execute Quit Claim Deeds for the Original Property and easement areas to clear up title.

Ms. C.C. Burke provided an aerial view of the property location, along with transaction considerations of the quit claim conveyance. She concluded with Management’s recommendation for approval to adopt a resolution authorizing the quit claim conveyance of approximately 0.1736 acres (7,560 sf +/-) of excess land and various easements to the Town of Gilbert.

Ms. C.C. Burke responded to questions from the Committee.

On a motion duly made by Board Member K.B. Woods and seconded by Board Member R.J. Miller, 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.H. O’Brien, Vice Chairman; and N.R. Brown, R.J. Miller, J.M. White Jr., and K.B. Woods	(6)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Member L.C. Williams	(1)

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.

Conveyance of Excess Land

Using a PowerPoint Presentation, Ms. C.C. Burke stated that the purpose of the presentation was to request approval to convey approximately 15.59 acres (679,100 sf +/-) of excess land to the City of Page.

Ms. C.C. Burke stated that in 1985, SRP acquired fee title to 17 acres of undeveloped land from the City of Page and since that time, SRP improved the property by building the Navajo Generating Station (NGS) Project Employees’ Recreation Association (PERA) Club and adding recreational facilities. She said that up until the closure of NGS, the property has been maintained by SRP as the NGS PERA recreational facility.

Ms. C.C. Burke explained that a portion of the property (1.42 acres) was approved for sale as excess property by the Board in October 2023 to America First Credit Union and that SRP no longer has a need for the remainder of the property and desires to monument the legacy of community enjoyment and partnership that has formed over the years with the community. She said that SRP operations groups, having reviewed the request and finding no conflicts, approved the conveyance of the remaining parcel as excess property to the City of Page.

Ms. C.C. Burke provided an aerial view of the property location, along with transaction details of the conveyance. She concluded with Management’s recommendation for

approval to adopt a resolution authorizing the conveyance of approximately 15.59 acres (679,100 sf +/-) of excess land to the City of Page.

Ms. C.C. Burke responded to questions from the Committee.

On a motion duly made by Board Member J.M. White Jr. and seconded by Board Member R.J. Miller, the Committee agreed to recommend Board approval, as presented.

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

YES:	Board Members S.H. Williams, Chairman; K.H. O'Brien, Vice Chairman; and N.R. Brown, R.J. Miller, J.M. White Jr., and K.B. Woods	(6)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Member L.C. Williams	(1)

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.

Dedication of Right-of-Way with Reservation of Easement

Using a PowerPoint Presentation, Ms. C.C. Burke stated that the purpose of the presentation was to request approval to dedicate a right-of-way with reservation of easement of approximately 0.1553 acres (6,767 sf +/-) of land located at North Felix Road and East Roberts Road to Pinal County.

Ms. C.C. Burke stated that in 1938, SRP acquired fee title to a strip of land for the purpose of constructing a transmission corridor and that Felix Road, an unimproved roadway, crosses SRP's transmission corridor. She said that the dedication will transfer maintenance responsibilities and allow Pinal County to proceed with planned road improvements. Ms. C.C. Burke explained that SRP's dedication will reserve easement rights over the crossing to protect the existing power facilities and that SRP operations groups have approved the dedication.

Ms. C.C. Burke provided an aerial view of the property location, along with transaction details of the dedication of a right-of-way with reservation of easement. She concluded with Management's recommendation for approval to adopt a resolution authorizing the dedication of a right-of-way with reservation of easement of approximately 0.1553 acres (6,767 sf +/-) of land located at North Felix Road and East Roberts Road to Pinal County.

Ms. C.C. Burke responded to questions from the Committee.

On a motion duly made by Board Member K.B. Woods and seconded by Board Member R.J. Miller, 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.H. O'Brien, Vice Chairman; and N.R. Brown, R.J. Miller, J.M. White Jr., and K.B. Woods	(6)
NO:	None	(0)
ABSTAINED:	None	(0)
ABSENT:	Board Member L.C. Williams	(1)

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.

Review of District and Association Damage Claims for the Period of November 1, 2023 through January 31, 2024

Using a PowerPoint presentation, Jason D. Hovis, SRP Manager of Claims Services, reviewed the damage claims against the District and Association paid during the period November 1, 2023 through January 31, 2024. He discussed a claim from Debra Clevenger from August 26, 2023, regarding damage to the Claimant's appliances and home.

Mr. J.D. Hovis explained that demolition work near a single-phase transformer powering the Claimant's home unearthed electric conductors. He said that when SRP crews were making repairs to the conductors and the transformer, the service neutral cable was disconnected then incorrectly re-connected to a 120-volt buss bar. Mr. J.D. Hovis said that the energized neutral sent high and low fluctuating voltage to Claimant's home, and the irregular voltage caused damage to appliances and damaged the home's electrical circuits, igniting a fire below the floor and in the walls of the home.

Mr. J.D. Hovis stated that restoration to the home required electrical and structural repairs, displacing the residents for 51 days; and damage to appliances, structural repair, living expenses, loss of food, and lost wages were also included in the settlement. He reported that total settlement amount for this claim was \$99,034.74, and he concluded with images of the damages and an aerial view of the property and transformer locations.

Mr. J.D. Hovis responded to questions from the Committee.

Copies of the District and Association Damage Claims reports for the period of November 1, 2023 through January 31, 2024, and the PowerPoint slides used in this

presentation are on file in the Corporate Secretary's Office and, by reference, made part of these minutes.

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

Jim M. Pratt, SRP General Manager and Chief Executive Officer, reported on a variety of federal, state, and local topics of interest to the Committee.

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 11:38 a.m.

Lora F. Hobaica
Assistant Corporate Secretary

Repatriation of Indigenous Artifacts

Marissa Sotomayor, Manager of Research Archives and Heritage

Facilities & Support Services Committee | June 20, 2024

Agenda

- SRP's Indigenous Artifact Collection
- Native American Gravesite Protection and Repatriation Act (NAGPRA)
Background and Expanded Rules
- SRP's Recommended Path Forward

The Original Acquisitions

1970s

SRP's Board acquired two indigenous artifact collections to preserve Arizona's history

1

Kelley Collection

316 artifacts

Includes ceramic, shell, stone tools, and natural/perishable resources



Small Ceramic

2

Midvale/Turney Collection

28 artifacts

Includes ceramic, stone tools, and natural/perishable resources



Stone Axe

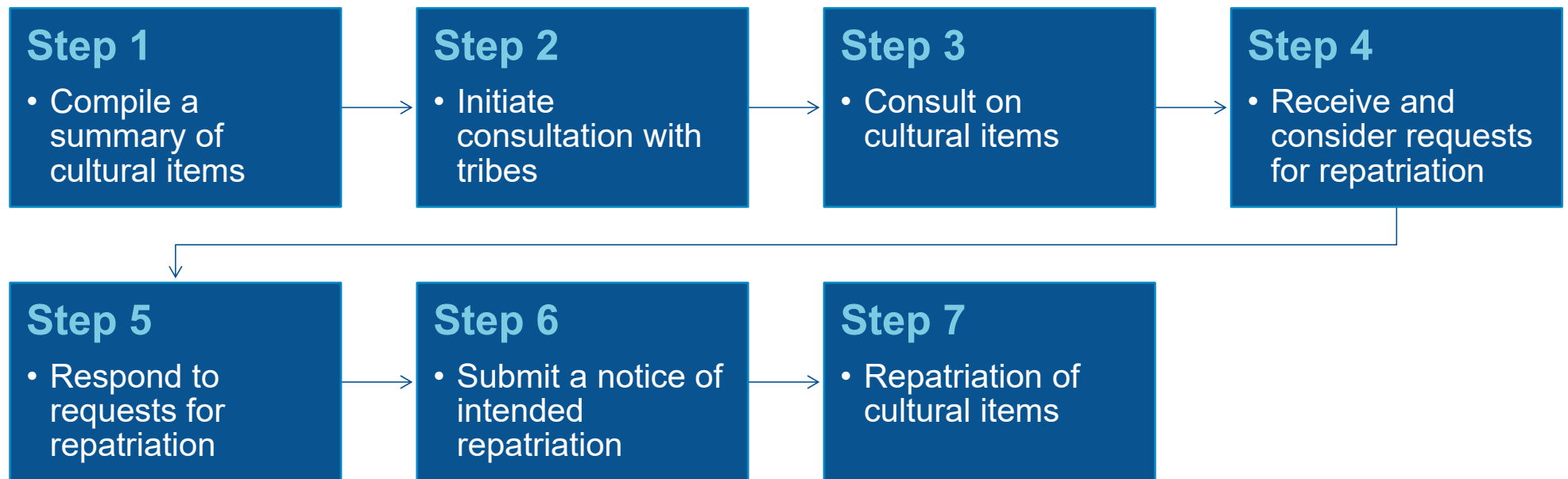
Today

SRP continues to be caretaker and steward of these collections

Native American Gravesite Protection and Repatriation Act (NAGPRA) of 1990 - Background

- **Intent:** Create a process for federal agencies or museums that receive federal funding to repatriate or transfer cultural items from their collections to lineal descendants and Indian tribes
 - Qualified items include human remains, funerary objects, sacred objects, and objects of cultural patrimony
 - Tribal consultation is a critical component for addressing the identification, treatment, and divestiture of cultural items
- **Response (1990s):** SRP voluntarily repatriated 12 cultural items/remains to the Salt River Pima Maricopa Indian Community
- **Recently Expanded Rules:** NAGPRA regulations were revised in December 2023
 - The new NAGPRA rules (including the process for repatriation) reflect extensive tribal input

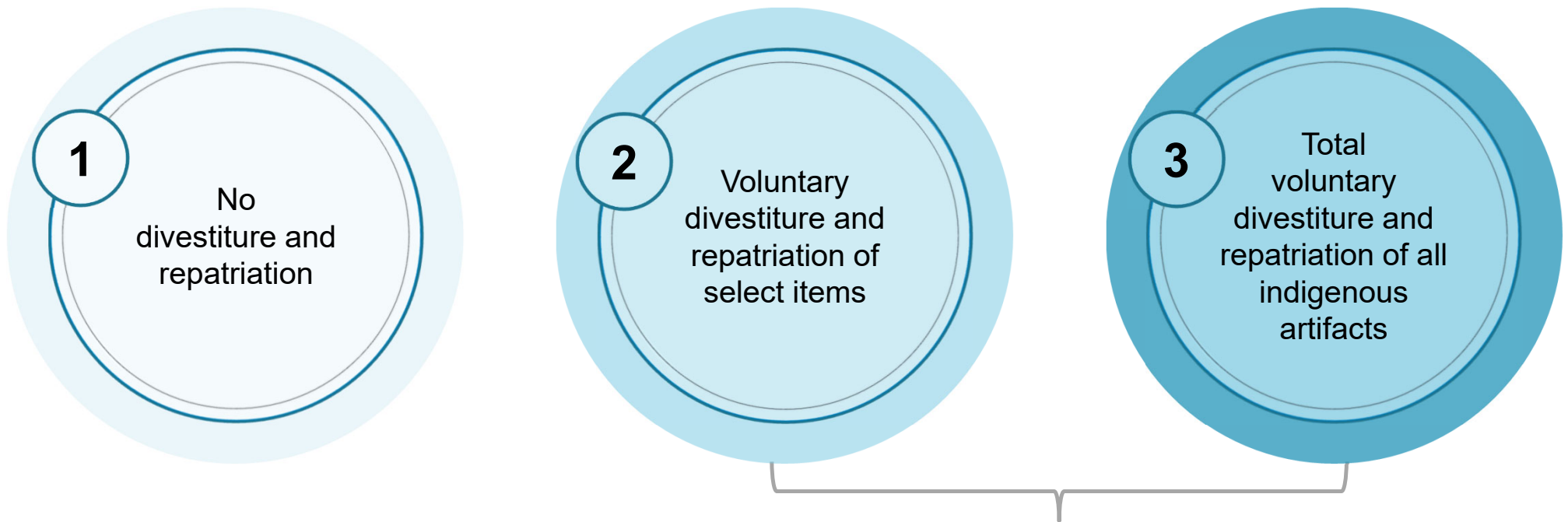
NAGPRA Process Overview



**Each step has a defined timeframe for initiation and completion*

Alternative Options Considered

SRP inventoried its collections and considered potential actions consistent with SRP's commitment to being a valued community steward and tribal partner



SRP could pursue using the NAGPRA process or an SRP-specific approach

Recommended Path Forward: Total Divestiture and Repatriation

Total Divestiture Scope:



The entirety of the Kelley and Midvale/Turney collections

Research Archives and Heritage's mission is to collect, preserve, and analyze SRP's history – these artifacts predate SRP.



3

Total
voluntary
divestiture and
repatriation of all
indigenous
artifacts

Recommended Path Forward: Total Divestiture and Repatriation



Total divestiture provides an opportunity to:

- Further strengthen SRP's relationships with several tribal communities
 - Reduce the expertise and expense necessary for specialized and culturally appropriate storage, handling, and care
 - Create new avenues for the use and access of the artifacts
-
- Recommend following NAGPRA's defined process for tribal consultation and divestiture to align with best practices and tribal preference
 - SRP recommends seeking Board approval for divestitures

Recommendation

Management requests that the Facilities & Support Services Committee recommend that the Board approve the voluntary divestiture and repatriation of all indigenous artifacts to the appropriate tribal communities and/or institutions.

thank you!



Payments on Closed Claims

Claims Closed in 4th Quarter FY24

February 1, 2024 – April 30, 2024

<u>Responsible Company</u>	<u>Damage Description</u>	<u># of Claims</u>	<u>Payment</u>
Association	<u>CANAL (WORK OPERATIONS, ALLEGED UNSAFE CONDITION LEFT, OTHER)</u> American Fence Company	1	<u>\$912.24</u> \$912.24
Association Total		1	<u>\$912.24</u>
District	<u>AREA OUTAGE - 09</u>	3	<u>\$1,719.75</u>
	Van landingham, Tammy E		\$100.00
	Herrera, Pauline T		\$352.17
	Lewis, Robin D		\$1,267.58
	<u>BORING</u>	2	<u>\$45,115.00</u>
	VISTA DE OESTE I HOA INC		\$14,600.00
	CENTRAL CLINICAL LABS INCORPORATED		\$30,515.00
	<u>DISCONNECT / RECONNECT</u>	1	<u>\$1,950.00</u>
	Dickinson, Jacob T		\$1,950.00
	<u>HOUSE FIRE</u>	1	<u>\$34,937.32</u>
	Zavalza, Blanca E		\$34,937.32
	<u>INSPECTING</u>	1	<u>\$3,300.00</u>
	Raspiller, Tyler		\$3,300.00
	<u>LINE CLEARING</u>	1	<u>\$1,000.00</u>
	Rowe, M S		\$1,000.00
	<u>METER INSTALL / CHANGE</u>	4	<u>\$710.00</u>
	Rowland, Kathleen F		\$110.00
	Degrace, Carolyn D		\$150.00
	Rogers, Yale I		\$150.00
	Olliver, Robert D		\$300.00
	<u>M-POWER</u>	3	<u>\$495.40</u>
	Gastelum, Rosa M		\$100.00
	Robinson, Dorothea T		\$145.40
	Sansing, Chad		\$250.00
	<u>OUTAGES (INSTANTANEOUS, CAUSE UNKNOWN)</u>	3	<u>\$1,386.46</u>
	Robinson, David P		\$100.00
	Cabrera, Alexis R		\$567.00
	Soderberg, Edward A		\$719.46
	<u>PLANNED OUTAGE</u>	1	<u>\$204.30</u>
	Chambal, Blake		\$204.30
	<u>POWER POLE</u>	3	<u>\$26,430.28</u>
	Jimenez, Steve		\$150.00
	RN PROPERTIES THE PARK LLC		\$1,105.28
	WESTWOOD LLC		\$25,175.00
	<u>PRIMARY EQUIPMENT (UG) NOT OTHERWISE CLASSIFIED</u>	1	<u>\$75.00</u>
	Schiemer, Julie E		\$75.00
	<u>PRIMARY LINE (OH)</u>	1	<u>\$500.00</u>
	Ledesma, Devin		\$500.00

Payments on Closed Claims

Claims Closed in 4th Quarter FY24

February 1, 2024 – April 30, 2024

<u>PRIMARY LINE (UG)</u>	5	<u>\$2,444.00</u>
Chada, Srikanth		\$85.00
Rezabek, Anna K		\$150.00
Windschitl, Lois		\$250.00
Margalit, Ruth		\$650.00
Destries, Antoinette M		\$1,309.00
<u>PV AND OV COLLIDED - INTERSECTION</u>	1	<u>\$487,500.00</u>
Lambert, Kaise		\$487,500.00
<u>PV SIDESWIPE OV - VEHICLES IN MOTION</u>	1	<u>\$1,021.66</u>
Brook, Robert		\$1,021.66
<u>PV STRUCK REAL PROPERTY</u>	3	<u>\$7,017.38</u>
STAFFORD HOLDINGS AZ LLC		\$1,116.27
T AND T PROPERTY HOLDINGS LLC		\$1,200.00
Royse, Ryan D		\$4,701.11
<u>PV STRUCK REAR OF OV</u>	3	<u>\$6,881.82</u>
Martinek, Stanley L		\$1,249.14
Benjamin, Sara		\$1,281.59
Cowart, Jeffrey S		\$4,351.09
<u>RENTAL CAR</u>	4	<u>\$19,862.30</u>
HERC Equipment Rental Corporation		\$2,697.98
Sunstate Equipment Co.		\$4,127.71
Hertz Rental		\$5,836.61
Custom Truck One Source		\$7,200.00
<u>SECONDARY LINE (UG) OTHER THAN SERVICE LINE</u>	1	<u>\$100.00</u>
Martinez, Isidro		\$100.00
<u>SERVICE LINE (OH)</u>	2	<u>\$710.00</u>
Bergonzi, Peter B		\$60.00
Williams, Paul H		\$650.00
<u>SERVICE LINE (UG)</u>	10	<u>\$7,413.86</u>
Donaldson, Fred J		\$50.00
Gomez, Johnny M		\$128.86
Velasco Garcia, Jorge		\$150.00
Henderson, Alexander		\$260.00
Zhang, Jian C		\$275.00
Cramer, Tiffany M		\$400.00
Rodriguez, Pedro		\$1,250.00
Moreno, Julio L		\$1,450.00
Fisher, Levi E		\$1,650.00
Velazco, Carlos		\$1,800.00
<u>SUBSTATION</u>	1	<u>\$200.00</u>
Zandavi, Seyed hadi		\$200.00
<u>SWITCHING EQUIPMENT</u>	1	<u>\$500.00</u>
Timmerman, Roger		\$500.00

Payments on Closed Claims

Claims Closed in 4th Quarter FY24

February 1, 2024 – April 30, 2024

<u>TRANSFORMER</u>	4	<u>\$5,170.00</u>
Sertuche, Adam E		\$70.00
Rathjen, Todd		\$100.00
Mackenzie, Kelli M		\$2,000.00
Lapeer, Robert D		\$3,000.00
<u>TRANSMISSION</u>	1	<u>\$400.00</u>
Bruch, Paul H		\$400.00
<u>TURN-ON/TURN-OFF</u>	3	<u>\$672.06</u>
Mendoza, Eldis W		\$50.00
Yzaguirre, Matthew		\$300.00
Vargas, Cassidy K		\$322.06

District Total	65	\$657,716.59
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Grand Total	66	\$658,628.83
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Total Claims Closed during 4th Quarter FY24	270
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Claimant: Vista de Oeste I HOA Inc.
Claim Number: I0000092281

Date of Loss: 01/04/2024
Date of Payment: 02/08/2024
Organization: Cable Replacement
Payee: Vista de Oeste Townhouse Association.
Address of Occurrence: 9001 W Elm Street, Phoenix, Arizona

Cost Data:	Paid to Claimant	<u>\$14,600.00</u>
	Net Cost to SRP	\$14,600.00

Description of Incident:

On January 4, 2024, Claimant discovered a sewer backup as a result of an SRP conduit that had been bore shot through a sewer lateral. The Vista de Oeste Townhouse Association retained a plumber to inspect the damage to the sewer line and replace the pipe while SRP dispatched a crew to re-route the conduit. The remediation included excavation at a depth of seven feet, a pump service to remove spilled sewage, the installation of a new sewer main, and two cleanouts.

Summary:

Claims Services reviewed the plumbing invoice submitted by the Claimant and deemed the cost of the repair reasonable.

Total cost to SRP for this incident was \$14,600.00.

Claims Analyst Signature:



Brad Boucher

Manager Approval:



Jason Hovis

Claimant: Central Clinical Labs Incorporated
Claim Number: I0000092417

Date of Loss: 02/22/2024
Date of Payment: 03/22/2024
Organization: Cable Replacement
Payee: Central Clinical Labs Inc.
Address of Occurrence: 3720 E La Salle Street, Phoenix, Arizona

Cost Data:

Paid to Claimant	<u>\$30,515.00</u>
Net Cost to SRP	\$30,515.00

Description of Incident:

On February 22, 2024, Claimant reported damage to its main sewer line. It was discovered that the sewer line had collapsed, which Claimant alleged had been caused by SRP conduits that had been bored into the sewer line at two sections. Claimant arranged for emergency spot repair in both locations.

Summary:

Claims Services promptly investigated the claim, including reviewing photographs and invoices submitted by the Claimant, and determined that during a cable replacement in 2000, SRP conduits had indeed been bored into the sewer main in two different locations. The invoices were deemed reasonable and paid in full.


Total cost to SRP for this incident was \$30,515.00.

Claims Analyst Signature:



Brad Boucher

Manager Approval:



Jason Hovis

Claimant: State Farm Fire and Casualty Co. (Blanca Estela Zavalza)
Claim Number: I0000090622

Date of Loss: 08/01/2022
Date of Payment: 04/11/2024
Organization: Fault Locating Operations
Payee: State Farm Fire and Casualty Co.
Address of Occurrence: 6807 N. 31st Lane, Phoenix, Arizona
Cost Data:
Paid to Claimant \$34,937.32
Net Cost to SRP **\$34,937.32**

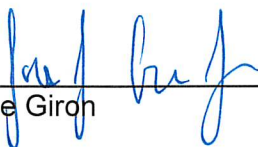
Description of Incident:

On August 1, 2022, Claimant's insureds reported dimming and flickering of lights at their residence. SRP's Fault Locating crew responded and repaired burnt secondary conductors inside a junction box servicing the home. Later that day, a fire broke out within an exterior wall of the home. Claimant subsequently filed a Notice of Claim alleging that the fire started as a result of an energized neutral, which ignited flammable materials within the wall of the home. Claimant demanded \$68,369.64 to settle its claim.

Summary:

SRP retained a fire forensic expert to examine the cause and origin of the fire. The investigation revealed arcing on a metal flashing base plate within the wall of the home, which may have become energized when an improperly installed nail holding down the base plate made contact with chicken wire purportedly carrying stray voltage caused by the energized neutral. The burnt secondary conductors were determined to be the cause of the energized neutral. Claimant filed suit on July 28, 2023, alleging that SRP was negligent in its provision of electrical service to the home. Claims Services successfully argued that the faulty installation of the base plate was a contributing factor to the cause of the fire. Claimant agreed to a reduced settlement amount of \$34,937.32.

Claims Analyst Signature:



Jose Girón

Manager Approval:



Jason Hovis

Claimant: Westwood LLC
Claim Number: I0000092433

Date of Loss: 02/27/2024
Date of Payment: 04/02/2024
Organization: Distribution Maintenance
Payee: Westwood LLC
Address of Occurrence: 3815 N 27th Avenue, Phoenix, Arizona

Cost Data:

Paid to Claimant	<u>\$25,175.00</u>
Net Cost to SRP	\$25,175.00

Description of Incident:


On February 27, 2024, Claimant reported that the anchor holding down the guy wire to a recently installed SRP electric power pole had penetrated its private sewer lateral. Claimant repaired the damage and submitted invoices for the cost of repairs.

Summary:

Claims Services verified that the anchor had been installed through Claimant's sewer line. SRP evaluated the submitted invoices and determined that the costs were reasonable. SRP reimbursed Claimant for the full cost of repairs, including saw-cutting of asphalt, 6-8' of excavation, and replacement of 35' of 6" ABS sewer lateral.


Total cost to SRP for this incident was \$25,175.00.

Claims Analyst Signature:



Brad Boucher

Manager Approval:



Jason Hovis

Claimant: Kaise Lambert
Claim Number: I0000089848

Date of Loss: 11/23/2021
Date of Payment: 01/31/2024
Organization: Customer Construction Services
Payee: Lloyd Baker Injury Attorneys PLLC FBO Kaise Lambert
Address of Occurrence: E Hampton Avenue and S Power Road, Mesa, Arizona
Cost Data:
Paid to Claimant \$487,500.00
Net Cost to SRP: **\$487,500.00**

Description of Incident:

On November 23, 2021, Claimant, a Valley Metro bus operator, was making a left turn at the intersection of Hampton Avenue and Power Road in Mesa, Arizona, when an SRP vehicle entered the intersection against a red light, colliding with the driver's side of the bus. Immediately following the accident, the SRP employee told Claimant and first responders that he was unable to stop at the red light because he had suddenly lost consciousness as he approached the intersection. The employee had used a nicotine vape pen prior to the accident and recalled feeling light-headed shortly before losing consciousness. The employee was cited for failing to stop for a red light. Claimant filed a Notice of Claim, alleging that the employee's negligent operation of the vehicle caused her injuries and that SRP was vicariously liable for its employee's negligence. Claimant alleged she could no longer continue her profession as a bus driver and demanded \$5 million to settle her claim.

Summary:


Claimant filed suit on October 25, 2022, asserting claims of negligence against SRP and its employee, and a direct claim against SRP for negligent screening, hiring, training, supervision, and retention. SRP vigorously defended the suit, including contesting liability based on the employee's sudden and unexpected loss of consciousness; arguing Claimant's lack of evidence and expert support for her claim of direct liability against SRP; and refuting Claimant's damages. By the time of mediation, Claimant alleged substantial damages including past and future medical expenses, past wage loss, future wage loss based on her alleged inability to continue working, and non-economic damages such as pain and suffering. The parties participated in mediation and amicably resolved the lawsuit, settling at \$487,500.

Total Cost of Incident:

Other claims related to this incident include:
I0000089849 First Transit – Valley Metro; property damage claim settled at \$3,050.32, and
I0000089851 Recoe Smith; bodily injury claim settled at \$27,500.00.

Total cost to SRP for this incident was \$518,050.32.

Claims Analyst Signature:



Jose Giron

JDH/June 2024/Facilities Support Services Committee

Manager's Approval:



Jason Hovis

Claimant: Recoe Smith
Claim Number: I0000089851

Date of Loss: 11/23/2021
Date of Payment: 11/07/2022
Organization: Customer Construction East
Payee: Rafi Law Group PLLC on behalf of Recoe Smith
Address of Occurrence: Hampton Avenue and Power Road, Mesa, Arizona
SRP Vehicle: 2018 Ford Fusion
Cost Data:

Paid to Claimant	<u>\$27,500.00</u>
Net Cost to SRP:	\$27,500.00

Description of Incident:

On the morning of November 23, 2021, Recoe Smith (“Claimant”) was a passenger on a First Transit - Valley Metro bus traveling east on East Hampton Avenue in Mesa. The bus was attempting to make a left-hand turn from East Hampton Avenue onto northbound South Power Road when an SRP vehicle traveling south on South Power Road entered the intersection against a red light. The SRP vehicle collided with the driver’s side of the bus. Claimant, who was seated towards the rear of the bus on the driver’s side, was dislodged from his seat upon impact.

Summary of Claimant’s Bodily Injury Claim:


Shortly after the accident, Claimant retained legal counsel and submitted a formal notice of claim to SRP, demanding a total of \$300,000.00 to settle his claim for bodily injuries he had sustained as a result of the accident. Claimant alleged to have incurred \$19,752.97 in medical expenses for bodily injuries arising from the accident, including neck, shoulder, arm, and back pain. Claimant also sought damages for pain and suffering in the amount of \$280,247.03. Claims Services negotiated and settled this claim for \$27,500.00.

Total Cost of Incident:

Other claims related to this incident include:
 I0000089849 First Transit – Valley Metro; property damage claim settled at \$3,050.32, and
 I0000089848 Kaise Lambert; bodily injury claim, settled at \$487,500.00.


Total cost to date to SRP for this incident is \$518,050.32.

Claims Agent’s Signature:



 Jose Giron

Manager’s Approval:



 Jason Hovis

Payment for this claim was reported to the Board in FY23 Q3. This detailed summary is provided for reference now that related litigation has concluded.

District and Association Quarterly Claims Report February 1, 2024 – April 31, 2024

Jason Hovis | June 20, 2024

District

February 1, 2024 – April 31, 2024 Damage Claims Paid in Excess of \$7,500

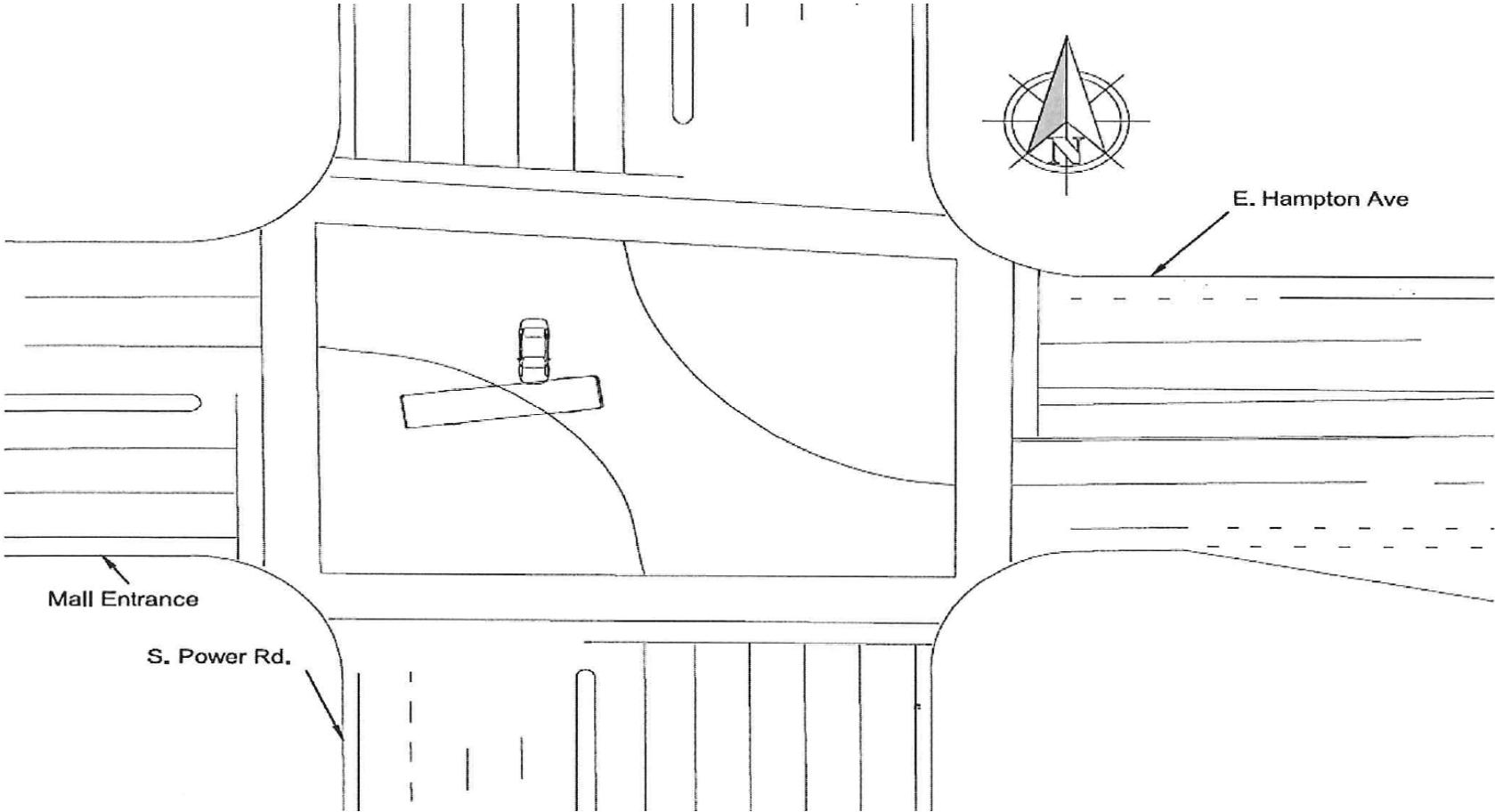
Page	Claimant	Amount Paid
4	Vista De Oesta I HOA Inc.	\$ 14,600.00
5	Central Clinical Labs Inc.	\$ 30,515.00
6	State Farm Fire and Casualty (Blanca Zavalza)	\$ 34,937.32
7	Westwood LLC	\$ 25,175.00
8	Kaise Lambert	\$487,500.00
	4th Quarter Total	\$592,727.32

Kaise Lambert
Date of Loss: 11-23-2021

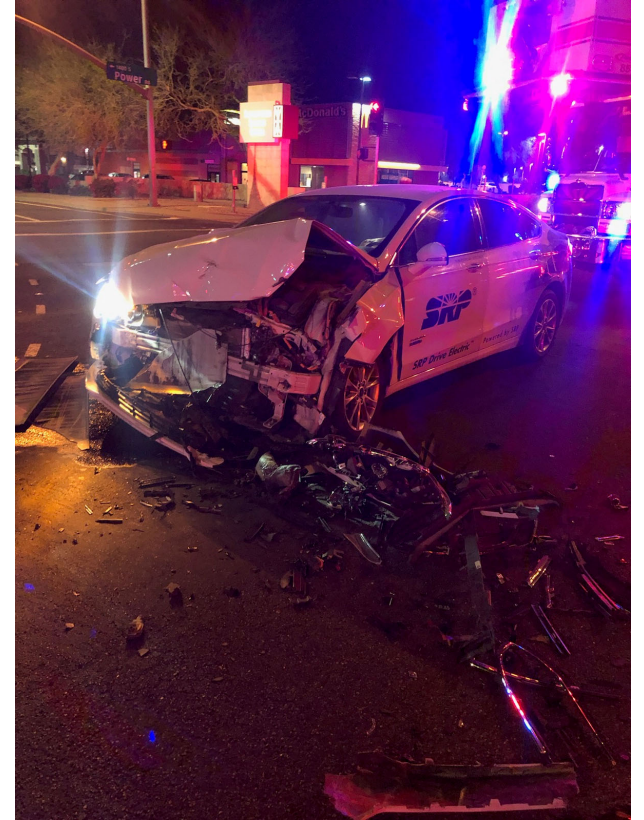
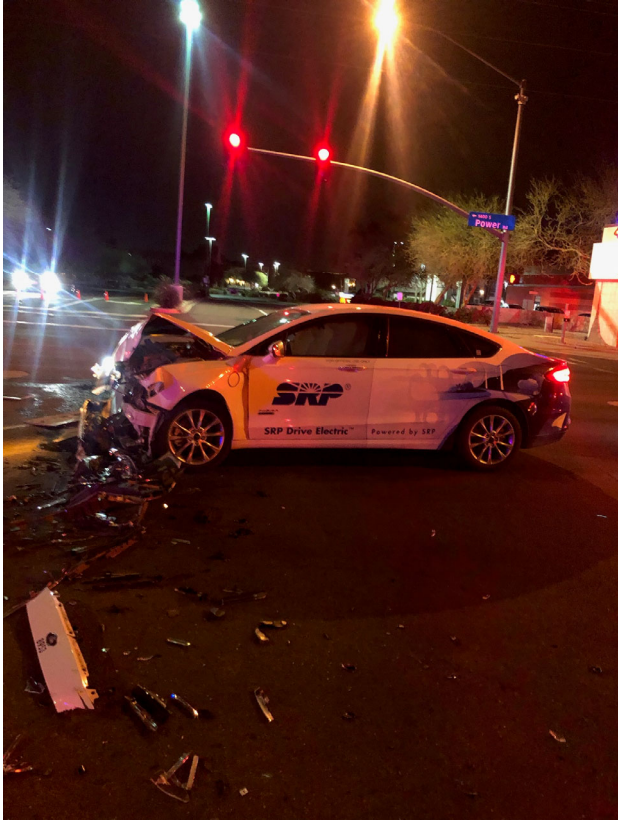
Details of the Incident

- On the morning of November 23, 2021, a Valley Metro bus operator was making a left turn on a green arrow at the intersection of Hampton Avenue and Power Road in Mesa, Arizona, when an SRP vehicle entered the intersection against a red light, colliding with the driver's side of the bus at approximately 45 mph. The force of the impact caused significant movement which caused Claimant to hit her head and shoulder on the inside of the cab of the bus.
- Immediately following the accident, the SRP employee told Claimant and first responders that he was unable to stop at the red light because he had suddenly lost consciousness as he approached the intersection. The employee had used a nicotine vape pen prior to the accident and recalled feeling light-headed shortly before losing consciousness.
- The employee was cited by the Mesa Police Department for failing to stop for a red light.
- Claimant filed a Notice of Claim, alleging that the employee's negligent operation of the vehicle caused her injuries, and that SRP was vicariously liable for its employee's negligence. Claimant also alleged she could no longer continue her profession as a bus driver. The Notice of Claim demanded \$5 million to settle Claimant's claim.

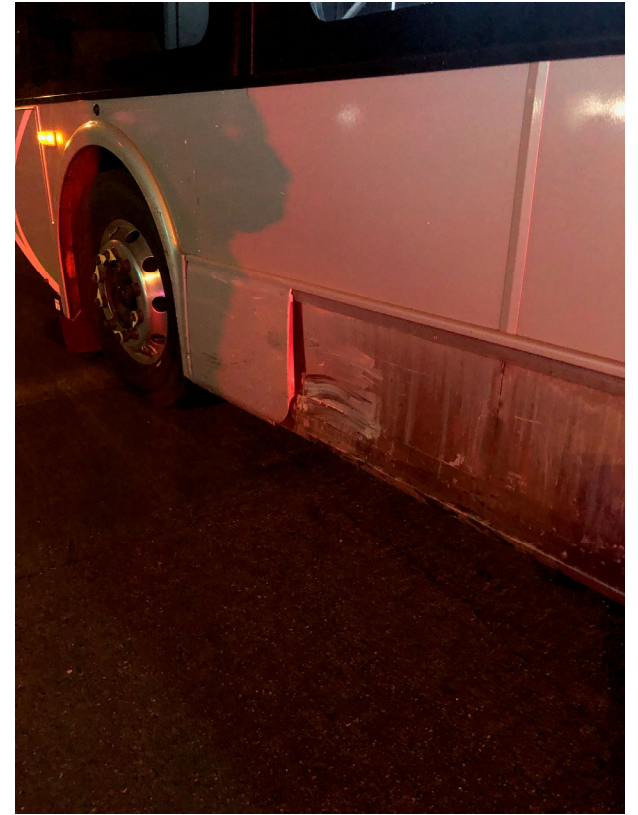
Map



SRP Vehicle



Valley Metro Bus



Scene Photo



The Lawsuit and Resolution

- Claimant filed suit on October 25, 2022, alleging claims of negligence against SRP and its employee, and a direct claim against SRP for negligent screening, hiring, training, supervision, and retention.
- Claimant alleged considerable damages arising from this accident:
 - Medical expenses she incurred, which included surgery and treatment for her alleged injuries to her right shoulder rotator cuff (\$167,431.52+);
 - Future medical expenses (\$16,440 per year);
 - Past wage loss (\$117,974);
 - Loss of future earning capacity (between \$527,554 and \$844,197); and
 - Non-economic damages such as pain and suffering and emotional distress.
- SRP contested liability based on, *inter alia*, the employee's sudden and unexpected loss of consciousness; Claimant's lack of evidence and expert support for her claim of direct liability against SRP; expert opinion supporting Claimant's comparative fault for her damages, which could have been avoided had she worn a seatbelt and complied with the standards of care for a professional bus driver, including pausing for 3 seconds and looking both ways before entering the intersection, as she had trained other bus operators to do in her role as a master trainer.
- The parties participated in mediation and amicably resolved the lawsuit. The parties settled at \$487,500.

QUESTIONS?

