

City Manager's Weekly Report

Friday, February 5, 2016

Department:

Administration - City Manager

Notable Notes:

Mayor and Council -

Parks and Recreation reports some good news for the month of January, with its revenue for self-supporting programs hitting its highest since 2009 at \$58,352, the G.W.C revenue for January was at an all-time high of \$6,181 and Day Camp revenue all-time high of \$47,492.

Our Street Division did a great job of clearing the covered portion of the Western Area Drainage Ditch, from Winslow down to Dallas by scraping it with the backhoe in many locations. We have received several comments about how clear it is. So you know - keeping this clear stops debris from entering and clogging the drainage and grates. It also helps if access is necessary during rain events.

Communications Manager Kelly Bachman arranged for a sit down with Out and About writer Larry Nagengast to discuss Newark and what we have to offer among other topics in advance to his planned series highlighting cities across the state.

Next Friday we will have two new officers graduate from the State of Delaware Police Academy.

Activity or Project:

GE Power/GE Aviation

Description:

We held a follow-up meeting to an earlier outreach call with GE Power regarding a solar installation it is planning for the GE Aviation site (primarily car port solar panels) on Bellevue Road. GE Power will own and operate an 800kW solar farm. All of the output will be consumed by GE Aviation. This install is allowed in association with the States renewable energy regulations. Code enforcement, Electric, Finance, and DEMEC joined me at the meeting and are reviewing plans. GE Power has also expressed interest in getting information about sites Newark might be interested in for solar installs. I plan to share the sites we have previously considered for information sake at this point. Will share anything of interest in the future.

Status: Started

Expected Completion: 2/4/2016

Execution Status: On Track

Activity or Project:

Records Management

Description:

Josh reports that Day 1 of the clean out of a storage room in the basement to facilitate our

Records Management project launch was a success. PWR assisted under Josh's direction of the project to empty the room. Additionally, Finance assisted by sorting through and organizing file and Maintenance was available to assist when needed. I've attached pictures below that demonstrate the problem we are attempting to begin to solve - that of the large amount of paper files we maintain that will be transferred to digital files over the course of the coming years. Sort of before and after shots. This former storage room will soon be converted to serve as the Record Management hub of sorts.

Status:

Expected Completion:

Execution Status:

Activity or Project:

Description:

Status:

Expected Completion:

Execution Status:

Department:

Notable Notes:

The line crews have installed over half of the 2,000 streetlights in the last two months. The more difficult major roads involving flaggers and more signage will be next, slowing down the installation rate.

A 34kV outage took out a substation on the southern side of the city leaving over a thousand customers without power for an hour on Monday afternoon. A small tree branch in the woods off Christina Parkway was found to be the culprit. The branch must have fallen on the lines on a previously windy day and then the rain caused it to shift or start tracking because the right-of-way was well cleared of trees and not much wind that day.

The line crew had previously installed two transformers and a switch at SevOne and had to move a scheduled shutdown for the electrical contractor to install cable because of the blizzard two weeks ago. The shutdown of a few tenants in the main building at the front of the STAR Campus was performed Saturday night into Sunday morning. The crews are now working on terminations along with metering to complete the project.

The meter technician has been working at the Newark Shopping Center on the new apartments installing another 100 meters after confirming which meter boxes go to which units.

The electricians installed receptacles at the Police station and the Parking Office at the Galleria that come off a UPS. They also checked all the exit signs and emergency lights at all the city buildings and facilities.

Engineering compiled the monthly University loads for billing purposes and DEMEC.

Activity or Project:

LED Streetlight Conversion

Description:

Replacing 2,000 high pressure sodium cobra head streetlights with LED type.

Status: In-Progress

Expected Completion: 4/30/2016

Execution Status: On Track

Activity or Project:

Description:

Status:

Expected Completion:

Execution Status:

Activity or Project:

Description:

Status:

Expected Completion:

Execution Status:

Department:

Finance Department

Notable Notes:

Members of the finance team reviewed, categorized and labeled all files in the Finance/Payments and Utility Billing store room in the lower level of City Hall this week in support of the records retention project approved in the 2016 budget.

I participated in a meeting with GE Solar and GE Aviation to discuss a solar panel installation at GE's site on

Bellevue Road. GE Solar plans to own and operate an 800kW solar farm, with 100% of the output being consumed by GE Aviation. The arrangement is permissible under the State of Delaware renewable energy code and is currently being reviewed by the City's Code Enforcement and Electric Departments.

Payments and Utility Billing

The group handled 407 phone calls the week of 1/24/16 with an average call length of 3:23 and an average hold & queue time (average speed of answer) of 1:00, which is the most efficient answer time since the installation of the VOIP phone system upgrade. Our Welcome Center staff greeted 182 visitors, while service calls initiated by Payments and Utility Billing in response to calls and visitors totaled 84 last week. The group also processed 4,198 utility payments and CityView transactions, 235 of which were imported automatically with our new electronic processes and 1,663 of which were imported via web, lockbox or preauthorized payment (PAP).

Accounting

Accounting staff have kicked off the rigorous year-end accounting close and financial reporting process, which includes the independent financial audit and the development of the 2015 Comprehensive Annual Financial Report (CAFR). Additional notes related to the audit process are reported in the projects below. Staff have completed the W2 and 1099 reporting processes for 2015.

Activity or Project:

Independent Financial Audit

Description:

The accounting team continues to work on December's monthly closing process and making adjustments for the year-end closing process to be executed this weekend, pending any technical issues, in advance of the preliminary audit, which is scheduled for the second week in February (2/16/16).

Status: Started

Expected Completion: 6/30/2016

Execution Status: On Track

Activity or Project:

Description:

Status:

Expected Completion:

Execution Status:

Activity or Project:

Description:

Status:

Expected Completion:

Execution Status:

Department:

Information Technology Department

Notable Notes:

- Go live date for Enhanced 911 system (Dispatch) is set for February 19th.
- IT has facilitated two (2) demo's of products designed to replace our existing CityView platform. The process of evaluating a replacement will likely take many weeks. This project is tentatively scheduled for 2017 (with approval from Council).
- Dell Servers, Storage, and Tablets have started to arrive. Projects initiated for implementation.
- New Uninterruptable Power Supplies (UPS) have been installed in 3 locations to provide greater power monitoring of IT services and to provide resiliency during power failures.
- Fiber project at Parking Office (connecting Lot 3) has been initiated.
- IT has been experiencing an issue with our Dell Sonicwall Firewalls that have prompted a rebuild of both of them. The rebuild was successful, but did not resolve the issue. We are requesting further support from Dell.
- CityView was upgraded to 2015.8 SP1.
- CustomerConnect is slated for upgrade to 4.1.
- Logos were reverted on all IT related websites/system.
- Police Department staff/officers have been issued City of Newark email addresses as part of a larger project.
- A new Password Recovery Manager has been implemented to allow users to reset passwords in the event they are locked out or fail to remember.
- Elster has been upgraded to 9.6, OS upgraded to 2012R2, physical server was converted to a virtualized server and performance was upgraded.
- The IT Division took part in a 3-day Microsoft Deployment Planning Service provided by Microsoft and NewSignature (consultant) on methodologies for upgrading from Windows 7 to Windows 10.

Activity or Project:

Municipal Broadband Feasibility Study

Description:

Kick off meeting schedule for next week to begin the study.

Status:

Started

Expected Completion:

6/1/2016

Execution Status: On Track

Activity or Project:

Munis Work Order Management

Description:

Parks and Recreation have been using the system fully in our test environment. Unfortunately, there was a request for a custom report that has slowed the completion of the project. We expect it to be finalized any day now.

Status: Near Completion

Expected Completion: 2/29/2016

Execution Status: Behind Schedule

Activity or Project:

Description:

Status:

Expected Completion: 2/4/2016

Execution Status:

Department:

Parks and Recreation Department

Notable Notes:

Recreation Supervisor of Athletics started processing required paperwork with new employees to start working in the After Care program. She also reviewed all employees files to determine their training hours and notify them of how many more they must complete before the next inspection. She has set up another training for them the end of February on Playground Safety that will count towards their mandatory hours.

Recreation Supervisor of Athletics submitted several packages for staff to the Department of Education for the Delaware First certification required of all staff based on their experience working with children and their educational credits.

The George Wilson Center Coordinator and Director of Parks and Recreation, along with Mayor Sierer attended the United States Tennis Association Delaware District Awards Banquet where we received Non-Profit Organization of the Year for 2015. The Tennis with the Mayor program and her help volunteering at our summer camps were key factors in receiving this award.

The Recreation Supervisors met in the supply room to determine items to include on the 2016 Equipment

and Supply Bid. Bids are planned to be sent out within the next two weeks.

The Recreation Supervisor of Community Events has been receiving donations for the Delaware Recreation & Parks Society silent auction and has been tracking and documenting the donations.

The Recreation Supervisor of Community Events has been preparing the 2016 fireworks bids and met with Code Enforcement to give him additional information about the event and shoot.

The Recreation Supervisor of Community Events attended a Newark Garden Committee meeting and will be taking the Parks & Recreation Director's place on the committee. She is currently looking into getting seed donations for a seed exchange to kick off the season and will be working with the committee members on other topics as needed.

2015 End of Year Volunteer Documentation has been sent out to all volunteers via email. This document includes a "Thank you for your dedication and volunteer efforts" on behalf of the City of Newark and the Newark Parks and Recreation Department, a total of volunteer hours listed for specific programs and events for that individual, invitation to register as a volunteer for 2016 by completing the updated volunteer application form, and information about upcoming volunteer events.

The Recreation Specialist has reached out to Volunteer Organization Leaders for recruitment of upcoming Spring Volunteer Opportunities including the Annual Egg Hunt, Spring Community Clean Up, NewBark PawLooza, the Memorial Day Parade, Summer Camp Volunteers, and Park/Trail Maintenance Projects.

Parks Superintendent continued working on 2016 Urban Tree Grant through State Forestry, continued working on getting out the RFQ's for resurfacing both pools this spring (before opening), finalized and sent out RFQ's for new play unit in Rittenhouse Park, checked on constant updates on progress on snow removal efforts, discussed with IT the addition of assets in Munis program, along with Parks Director meet with architect concerning Newark Methodist Church proposed expansion, and coordinated plant material orders for upcoming spring plantings.

Parks Supervisor coordinated all snow removal efforts and did a great job. Thanks Rich for a job well done!

Parks and horticulture did snow removal and a job well done. Thanks for your dedication during and after the blizzard. During the week they also did equipment maintenance on the snow removal equipment as needed as well as washing off all equipment that was used to do snow removal, and did interior bed maintenance at City Hall.

The Director met with the Parks Supervisor and Parks Superintendent about snow removal and slat treatment along parking lots and sidewalk areas.

The Director completed the Rails to Trails Conservancy Grant. We applied for \$50,000 funding to assist with the building of the Charles R. Emerson Bicycle and Pedestrian Bridge over the White Clay Creek.

Activity or Project:

Rails to Trails Conservancy Grant

Description:

We applied for \$50,000 funding to assist with the building of the Charles R. Emerson Bicycle and Pedestrian Bridge over the White Clay Creek.

Status: Completed

Expected Completion: 1/29/2016

Execution Status: Completed

Activity or Project:**Description:**

Status:

Expected Completion:

Execution Status:

Activity or Project:**Description:**

Status:

Expected Completion:

Execution Status:

Department:

Planning and Development Department

Notable Notes:Building Maintenance

- Facilities Maintenance performed the following:
 - Disassembled and reassembled the grease trap in the George Wilson Center kitchen to clear a clog;
 - Worked on closet and office renovations in the City Manager's Office;
 - Responded to alarm trouble at the train station and arranged repairs;

- Arranged repair of the air-conditioning unit in the Police Station server room;
- Began installing new carpet tile in the Finance Department;
- Helped to clean out the new archive room in the basement of the Municipal Building.

Code Enforcement

- On Wednesday morning Planning and Development Director Maureen Feeney Roser and Planner Tom Fruehstorfer attended a meeting hosted by Code Enforcement Manager Dave Culver to discuss development plan/permit processing and work flows.
- Also on Wednesday morning Maureen, Dave and Tom viewed a demonstration of Tyler Systems Munis Permit management software for consideration in replacing the current CityView system.
- Code Enforcement staff met with University of Delaware to discuss the Christiana Towers air handling and electric system upgrades.
- Utility work has begun at the new South Academy Street dormitory. The plan review for the building is nearly completed and the permit should be issued in the near future.
- Certificates of Occupancy were issued this week for 509 Interchange Boulevard and 300 Creek View Road, Suite 104.
- The new "clean lab" at the University of Delaware is nearing completion.
- Work is continuing on the façade at the Washington House Condominiums located at 113 East Main Street, as weather permits.

Parking

- On Wednesday afternoon Maureen met with Howard Smith to discuss his ideas for a parking deck in Municipal Lot #3.
- The Parking Division staff has cleared and opened nearly all parking spots in Lots #3 and #4 from the recent blizzard. The plan is to be back up to 100% capacity before the end of the week.

Planning

- On Tuesday morning, Maureen hosted two Subdivision Advisory Committee meetings – one for the annexation, rezoning, major subdivision and special use permit for Martin Honda at Marrows and Ogletown Roads, and the other an annexation, rezoning, major subdivision and site plan approval for the Leahy property off Valley Road.
- On Wednesday afternoon Maureen joined City Manager Carol Houck, Communications Manager Kelly Bachman, and Community Affairs Officer Ricky Nietubicz in a meeting with Out & About Magazine to talk about Newark for a profile in an upcoming issue.
- Also on Wednesday afternoon Maureen and Development Manager Mike Fortner met with developers to discuss a potential annexation, rezoning and major subdivision south of the municipal line.
- The Planning and Development Department distributed a proposed amendment to Department Directors to permit indoor theaters to sell alcoholic beverages. The proposed amendment will go to the Planning Commission for consideration at their March meeting.
- On Monday, Tom met with a local property owner to discuss a potential minor subdivision.
- This week Tom also completed a preliminary review of a proposed remodel of a property located at 91 East Main Street, which includes the conversion of 16 existing rental units with 18 bedrooms to 14 rental units with 32 bedrooms. It was determined that the

proposed remodel met Code density and parking requirements. The remodel would constitute a substantial change to the subdivision agreement and the new plan would need to be presented to City Council for an amendment to the recorded subdivision.

- The following was also completed this week:
 - 1 Deed Transfer Affidavits
 - 19 Building Permit Reviews

Activity or Project:**Rental Housing Needs Assessment Phase Two****Description:**

Urban Partners will conduct two focus groups/workshops for the Rental Housing Needs Assessment Phase Two, to be held in the Council Chamber. The first focus group will be held on Thursday, March 3rd at 7:00 p.m. to focus on affordable housing and programs to encourage home-ownership. The second focus group will be held on Tuesday, March 15th to focus on transitioning neighborhoods from student rentals to non-student rentals and home-ownership. The Rental Housing Needs Assessment Phase Two Steering Committee will meet again on Thursday, April 7th to discuss the results of the focus groups and review a draft report.

Status: In-Progress

Expected Completion: 4/7/2016

Execution Status: On Track

Activity or Project:**Planning Commission Meeting****Description:**

At its meeting held Tuesday night, Planning Commission approved the minutes of the January 5, 2016 meeting and recommended denial of the major subdivision and special use permit for the redevelopment of 147-163 East Main Street, known as Trader's Alley.

Status: Completed

Expected Completion: 2/2/2016

Execution Status: Completed

Activity or Project:**Comprehensive Development Plan****Description:**

The Comprehensive Development Plan will be sent for review to PLUS on Thursday, February 24th and return for Council approval at a regularly scheduled Council meeting in March. The Planning and Development Department has completed the revisions from the Planning Commission meeting on January 5th, where the draft Plan was recommended unanimously. The revised Plan recommended by the Planning Commission is posted on the City's website as Comprehensive Development Plan V Draft 1/5/16.

Status: In-Progress
Expected Completion: 3/28/2016
Execution Status: On Track

Department:

Police Department

Notable Notes:

Officers of the Newark Police Department have been engaged in many community policing projects throughout the year.

Corporal Darryl Saunders noticed a spike in criminal activity in his patrol sector and began extensive patrols on bicycle and on foot. He conducted over 100 property checks and reported street lights that were not functioning. Due to his proactive policing, criminal activity in his patrol sector decreased.

While speaking with residents on his post this past November, Corporal Saunders discovered a family that did not have the money for a Thanksgiving dinner. Corporal Saunders used his own money to purchase the family a Thanksgiving meal so they could enjoy the holiday. He also nominated the family for the Police Department's "Shop with a Cop" program. This is a great example of the work done by members of our police department that often goes unnoticed.

The Traffic Division has completed an extensive review of traffic accidents in the city to determine causes of the increase in accidents as well as frequent accident locations. We have met with Communications Manager Kelly Bachman and are working with her on an educational campaign to make motorists aware of driver safety. Our goal is to reduce the number of accidents and injuries to motorists.

Our two newest police officers will be sworn in at City Hall on Monday, February 8th at 1:00 p.m. Both officers will graduate from the Delaware State Police Academy on Friday, February 12th in Dover.

Activity or Project:

N/A

Description:

N/A

Status: Completed
Expected Completion: 2/4/2016
Execution Status: Completed

Activity or Project:

Description:

Status:
Expected Completion:
Execution Status:

Activity or Project:

Description:

Status:
Expected Completion:
Execution Status:

Department:

Public Works and Water Resources Department

Notable Notes:

We spent a considerable amount of time responding to the snow storm on the 22nd through the 24th and feel that we have an overall good response. We have identified several areas for improvement and held meetings to discuss what went well and what did not.

Activity or Project:

Jenney's Run Culvert #1 Removal

Description:

The contractor has completed installation of the relocated water main and it was brought back into service on February 3rd. We are reviewing the slope stabilization design and the contractor should be moving forward with stabilization and restoration shortly.

Status:
Expected Completion:
Execution Status:

Activity or Project:

Description:

Status:

Expected Completion:

Execution Status:

Activity or Project:

Description:

Status:

Expected Completion:

Execution Status:

1/31/2016

to 2/6/2016



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UPdate

A weekly newsletter presented by AMP President/CEO Marc Gerken

January 29, 2016

Units at Meldahl, Cannelton hydro facilities begin commercial operation

By Scott Kiesewetter – senior vice president of generation operations

AMP is pleased to announce that both Meldahl and Cannelton hydroelectric facilities had units begin commercial operation this week.

Meldahl Unit 2 achieved commercial operation on Jan. 20, and AMP received final paperwork confirming Cannelton Unit 3 began commercial operation on Jan. 28.

“Hamilton is excited for our customers and those of the other participating AMP members that the Meldahl project has achieved this important milestone,” said Mike Perry, Hamilton’s director of project implementation.

AMP is developing the project with Hamilton, which originally procured the development license from the Federal Energy Regulatory Commission (FERC). Hamilton retains the rights for a 51.4 percent share of the energy output from the facility, with AMP taking the remaining output for the 48 other AMP members participating in the project.

“AMP and our members are taking the next step in helping secure an energy future for generations to come with these hydro facilities,” said Marc Gerken, AMP president/CEO. “These projects are long-term assets with an estimated life of 80 to 100 years. They play a key role in creating balanced and diversified resource portfolios for participating members.”

The Meldahl and Cannelton units join Willow Island’s Unit 1, which began commercial operation on Jan. 4, in supplying participating AMP members with power.

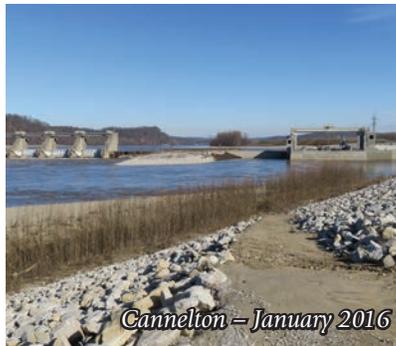
The Smithland project has also been making good headway and is expected online before the end of the year.

“I want to re-iterate the hard work and long hours that project teams are engaged in to accomplish these critical start-up functions,” Gerken said.

Combined, the four projects under various stages of construction and commissioning will add more than 300 MW of new hydropower. This represents that largest deployment of new run-of-the-river hydro in the nation.



Meldahl – January 2016



Cannelton – January 2016

AMP, OMEA file comments on USEPA Clean Power Plan FIP draft rules

By Jolene Thompson – executive vice president/OMEA executive director

On Jan. 22, AMP and OMEA filed comments on the U.S. Environmental Protection Agency’s (USEPA’s) draft rules for the Clean Power Plan federal implementation plan (FIP), model rules and Clean Energy Incentive Plan (CEIP). The American Public Power Association, Prairie State Generating Company, National Hydropower Association and AFFORD Coalition filed extensive comments that we supported.

The FIP comes in to play if states do not file state implementation plans or file plans that aren’t federally approved. Additionally, the FIP and model trading rules may be used by states as templates in part to help draft their plans.

The key issues we raised in our comments were: a request that the USEPA finalize FIPs for both rate and mass-based approaches to provide states as much flexibility as possible, a request that the eligible resources for the CEIP be expanded past solar and wind to include other renewables, and our thoughts on the workability of evaluation, measurement and verification requirements for energy efficiency programs.

Our comments, as well as those of our partners listed above, are available on the AMP [Member Extranet](#).

Energy markets update

By Jerry Willman – assistant vice president of energy marketing

The March 2016 natural gas contract rose \$0.025/MMBtu to close at \$2.182 on its first day as the new prompt month contract yesterday. The EIA reported yesterday that U.S. gas inventories fell by 211 Bcf for the week ending Jan. 22,

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A show of support for municipal bonds is being sought by local officials

By Michael Beirne – vice president of external affairs

The American Public Power Association (APPA) is working with the National Association of State Treasurers (NAST) and other public sector associations in an effort to gather signatures by state and local officials for a letter to Congress in support of municipal bonds. A copy of the letter was sent to AMP and OMEA principal contacts earlier this week and is available on the [Member Extranet](#).

We strongly encourage local officials from our members to add their names and communities to this letter – there is no need to write your own letter.

We believe that such a letter will generate additional media attention to the issue and serve as a reminder to policymakers of the level of opposition they will face if they seek to change the tax treatment of municipal bonds.

“The cost savings state and local governments realize through tax-exempt municipal bonds occur because investors are willing to accept a lower rate of interest in exchange for that interest being exempt from taxation. If the tax-exemption is capped or eliminated investors will demand a higher interest rate on municipal bonds thereby increasing the cost to municipal issuers,” the letter states. “As a result, municipalities will have to either curtail infrastructure projects or raise taxes on sales, property or income. Additionally, if changes to the tax treatment of these bonds are enacted, a tax risk premium will be built into interest rates demanded by future investors.”

The goal is to finalize and send the letter on March 2 to House Ways and Means Committee Chair Kevin Brady (R-TX) and Committee Ranking Democrat Sander Levin (D-MI), and Senate Finance Committee Chair Orrin Hatch (R-UT) and Committee Ranking Democrat Ron Wyden (D-OR).

Please let Jodi Allalen know by Feb. 10, 2016 (via email confirmation to jallalen@amppartners.org) if you plan to sign on. We will coordinate with APPA on our members’ participation.

Thank you in advance for your help. If you have questions, please contact me at mbeirne@amppartners.org or 614.540.0835.

AFEC weekly update

By Jerry Willman

Fremont operated 1x1 configuration last Friday and Saturday while repairs were being completed on CT2 exhaust. The exhaust repairs were completed late Saturday evening. The plant was available full dispatch on Sunday and remained in 2x1 operation for the remainder of the week.

Duct firing operated for only five hours this week. The plant generated at a 69 percent capacity factor (based on 675 MW rating).

On Peak (16 hour) prices into AEP/Dayton Hub

Week ending Jan. 29

MON	TUE	WED	THU	FRI
\$31.53	\$24.48	\$27.55	\$26.92	\$28.93

Week ending Jan. 22

MON	TUE	WED	THU	FRI
\$31.66	\$30.90	\$37.28	\$25.07	\$24.09

AEP/Dayton 2017 5x16 price as of Jan. 28 — \$37.10

AEP/Dayton 2017 5x16 price as of Jan. 21 — \$36.85

Energy markets update

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marking this winter’s largest gas storage withdrawal. Market consensus for this week was a withdrawal of -207 Bcf.

Although the weather is looking fairly mild early next week in the east, the models are forecasting a variable pattern with cooler temperatures expected during the back half of the 6-15 day period.

Supreme Court resolves demand response issues in FERC v. EPSA

By Lisa McAlister – deputy general counsel

On Jan. 25, 2016, the U.S. Supreme Court issued a decision in *Federal Energy Regulatory Commission v. Electric Power Supply Association*, No. 14-840, and *EnerNOC, Inc. v. Electric Power Supply Association*, No. 14-841, to address two questions regarding FERC’s Order 745, which established rules for demand response (DR) compensation in wholesale energy markets run by Regional Transmission Organizations (RTOs), like PJM.

In Order No. 745, FERC required RTOs that permit DR resources to bid in its energy and ancillary services markets (by reducing their energy consumption) to pay those DR resources the same market price for energy that the RTOs pay to generators for supplying energy – so long as the DR resource is capable of balancing supply and demand and payment to the DR resource is cost effective as determined by a “net benefits test” accepted by FERC.

The D.C. Circuit set aside Order No. 745 on two grounds: 1) the order was beyond FERC’s jurisdiction because prescribing DR compensation to end-use customers was really regulation of retail markets that Congress left to state regulation; and, 2) FERC failed to adequately explain why paying the full wholesale market price for energy was reasonable when DR resources also avoided paying for energy in their retail rates when reducing consumption. The Supreme Court reviewed two questions: 1) whether FERC has authority to regulate DR, and, 2) if so, whether FERC’s decision to pay the locational marginal price (LMP) for DR was just and reasonable.

In an opinion drafted by Justice Kagan, joined by Justices Roberts, Kennedy, Ginsburg, Breyer and Sotomayer, the court held that FERC does have authority to regulate

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Demand response issues

continued from Page 2

DR because it directly affects wholesale rates, even though it also impacts retail rates. The court's jurisdiction analysis contained three parts: First, the court found that DR compensation in RTO markets directly affects wholesale electric energy rates within FERC's jurisdiction because, in addition to authority to regulate wholesale rates, FERC has the authority to regulate any practice "affecting" such rates, as DR does. Second, the court found that FERC was not regulating retail sales in violation of the limits on its jurisdiction set by the Federal Power Act. Third, the court found that if FERC could not regulate wholesale DR compensation, there would be a regulatory gap as the states cannot regulate compensation in wholesale markets. As to the appropriate DR compensation question, the court held that FERC's reasonable explanation for the compensation rule it adopted entitled FERC to deference under the standard of review applied to technical judgments. The court remanded any further proceedings, however, there is little, if anything, left for remand.

It is worth noting that FirstEnergy had filed a complaint against PJM on the assumption that the U.S. Supreme Court would uphold the D.C. Circuit Court, requesting that FERC require PJM to remove all DR from PJM's capacity market and rerun the May 2014 capacity auction without any DR included on the basis that FERC did not have authority to regulate DR. Given the Supreme Court's contrary finding, several environmental groups filed a motion to dismiss FirstEnergy's claim, which will likely have to be granted.

While this decision allows DR to continue to be a wholesale capacity resource, recall that PJM's changes to its capacity product (referred to as "Capacity Performance") has created risks for DR that likely make it impractical to continue to participate in PJM's capacity market in spite of the court's decision.

Scholarship essays are due Feb. 3

By Karen Ritchey – director of member events & programs

Public power essays for AMP scholarships are due Feb. 3. There were 49 high school seniors nominated by member communities for AMP scholarships: 17 for the Richard H. Gorsuch Scholarship and 32 for the Lyle B. Wright Scholarship.

The students with the top essay scores will be named finalists, and will be invited to visit their local municipal electric utility to tour the facility and take a test on public power. Winners will be chosen based on their test score, personal achievements and scholastic records. Up to four Gorsuch and four Wright scholarship recipients will be determined in April. Each recipient will be awarded a one time \$2,000 scholarship.

Since the program began in 1988, AMP has awarded \$272,000 in scholarships. Please contact me with questions at kritchey@amppartners.org or 614.540.0933.

Course to cover underground distribution systems

By Jennifer Flockerzie – technical services program coordinator

There are still spots available for an upcoming underground distribution training course at AMP headquarters. The class, APPA Constructing, Operating & Maintaining Underground Distribution Systems, will be held from 8 a.m. to 4 p.m. Feb. 9-11.

Provided by the American Public Power Association, the course will cover the effective design, construction, operation and maintenance of underground distribution systems. Public power professionals and skilled personnel engaged in underground systems operations are encouraged to attend. This course is designed for engineers as well as for all those involved in the management, construction and operations aspects of underground systems. Electric utility operations experience is helpful, but not necessary.

For more information or to register, please contact me at 614.540.0853 or jflockerzie@amppartners.org. AMP's 2016 training catalog, with a comprehensive list of training courses and events, is available on the [Member Extranet](#).

AMP/OMEA mails group registration packets for rally

Registration information to participate in the AMP/OMEA group at the American Public Power Association's (APPA) Legislative Rally was mailed earlier this week. The APPA Legislative Rally will be held March 7-9 at the Grand Hyatt Washington in Washington, D.C. For more information, please contact Jodi Allalen at jallalen@amppartners.org or Michael Beirne at mbeirne@amppartners.org.

Calendar

Feb. 9-11—APPA Constructing, Operating & Maintaining Underground Distribution Systems
AMP Headquarters, Columbus

March 7-9—APPA Legislative Rally
Grand Hyatt Washington, Washington, D.C.

March 10—AMP Finance & Accounting Meeting
New Martinsville, West Virginia

March 15-17—AMP Metering Course
Piqua, Ohio

April 1-2—APPA Lineworkers Rodeo
Minneapolis, Minnesota

April 3-6—APPA E&O Conference
Minneapolis, Minnesota

April 7—AMP Finance & Accounting Meeting
Philadelphia, Pennsylvania

Public power and the strength of the pack

By Sue Kelly, APPA president & CEO – courtesy of the American Public Power Association

The yearly round of American Public Power Association (APPA) meetings and conferences always starts with the Joint Action Workshop, held early in January. This meeting is tailored for public power Joint Action Agencies and it always reminds me how important our JAAs are to public power. The JAAs aggregate the loads of their respective member distribution utilities, which provide retail electric service in their own cities and towns. JAAs provide a great variety of services to their member distribution utilities – from “bread and butter” power supply and wholesale transmission services to value-added services like energy efficiency programs and rate studies.



Sue Kelly

One purpose of the workshop is for JAAs to hear from each other about the services they provide to their members – which ones do the distribution utility members like most, which ones are cost effective and what needs are not being filled that need to be? One of the presenters was Mrg Simon, legal director at Missouri River Energy Services (MRES). MRES is a joint action agency headquartered in Sioux Falls, South Dakota, that serves 60 towns and cities in the Upper Midwest.

Mrg included in her presentation a quote from Rudyard Kipling’s poem, *The Law of the Jungle*: “For the strength of the pack is the wolf, and the strength of the wolf is the pack.” I did not know much about Rudyard Kipling or his poem, so on the plane home, I checked it out. The poem comes from the second *Jungle Book*. And it turns out that the poem influenced the formation of the Cub Scouts, according to the Boy Scouts’ website, the terms “Law of the Pack,” “Akela,” “Wolf Cub,” “grand howl,” “den” and “pack” all come from the *Jungle Book*, and a strong influence from Kipling’s *Jungle Book* remains in cub scouting today. This makes some sense, given that wolves raised Mowgli, the jungle boy. The *Jungle Book* itself has stayed part of popular culture, with the Walt Disney animated movie released in 1967 and a new live-action version coming out this spring.

The more I thought about it, the more I agreed with Mrg that the analogy of the pack is very applicable to the joint action model, and indeed, to public power as a whole. The typical public power utility is a small, community-focused entity (the median utility serves around 2,000 meters). This certainly has benefits – the utility is community-owned and not-for-profit, so its only mission is to provide reliable, reasonably priced and environmentally responsible electricity to the community. As the employees of the utility live and work there, they know their neighbors and can contribute substantially to the

community through value-added services and economic development.

However, a utility of 2,000 meters can be at a disadvantage in today’s very complex wholesale power and transmission markets. And retail customers are increasingly interested in an array of new products and services, including distributed generation, green power options and demand response opportunities.

That is where joint action – the strength of the pack – comes in. JAAs can and do aggregate their members’ needs to provide them with power supply and transmission services. But they increasingly are providing their members other services as well. At the workshop, we heard from three JAAs (American Municipal Power, WPPI Energy and the Indiana Municipal Power Agency) that are working with their distribution utilities to install “behind the meter” solar generation in member communities. And we heard how JAAs in the same region (like the Northern California Power Agency and the Southern California Public Power Authority) are working together to improve the array and efficiency of the services they offer their respective distribution utility mem-

bers. This is truly the strength of the pack at work.

But it does not stop with JAAs. APPA itself is another example of the strength of the pack. APPA aggregates the grassroots of its membership to advance public power’s priorities on Capitol Hill, and to advocate for public power before federal agencies and departments. APPA’s R&D program, DEED (Demonstration of Energy & Efficiency Developments) aggregates members’ research dollars to fund cutting edge member research and scholarships. And Hometown Connections aggregates the buying power of APPA member utilities, working with vendors to provide a suite of energy-related products and services members can use to improve their own service offerings.

Individually, public power systems serve communities large and small across the country. But together, we provide electric service to 1 in 7 Americans. That is an impressive statistic – and it comes from the strength of the public power pack. Let’s not forget that we are stronger when we work together. Because it is a jungle out there.

This article is part of Sue Kelly’s regular APPA blog series. For other recent posts, please visit publicpower.org.



News or Ads?

Call Krista Selvage at 614.540.6407 or email to kbselvage@ampppartners.org if you would like to pass along news or ads.



Hamilton accepts applications for engineering positions

The City of Hamilton is seeking candidates for the following positions. Current detailed resumes must be submitted in Word or PDF by 5 p.m. Feb. 18, 2016 to: Civil Service Dept., One Renaissance Ctr., 345 High St.-1st Fl., Hamilton, OH 45011 by email: cspersonnel@ci.hamilton.oh.us or fax: 513.785.7037. If necessary, application may be made in person or via USPS. Specify interest in SUPERVG MECH or ENG.ELEC ENG. The City of Hamilton is an EEO & AAE. Minorities and women are encouraged to apply.

Supervising Mechanical Engineer – This position is responsible for professional work in the design, construction, inspection and maintenance in a variety of public utilities facilities, which may include the power plant, water plants, water reclamation plant, and other city facilities. Candidates should possess any combination of education and experience equivalent to graduation from a college or university of recognized standing with a bachelor's degree in mechanical engineering and considerable experience in mechanical system design and engineering or any equivalent combination of experience and training which provides the knowledge, skills and abilities to perform the work. Current, valid driver's license also required and will be verified for finalist. Salary: \$73,382-\$94,099.

Electrical Engineer – This position is responsible for professional work in the design, construction, inspection and maintenance of a variety of electric utility facilities. Desire graduation from a college or university of recognized standing with a bachelor's degree in electrical engineering and considerable experience in electric system design and engineering; knowledge of and experience working with the National Electric Safety Code is preferred. Desire experience sizing, specifying, and reviewing manufacturer submittals for, electric transmission and distribution switchgear, transformers and other related electric utility equipment. Registration as a PE the State of Ohio or similar professional engineering certification from another state or an equivalent combination of experience and training which provides the knowledge, skills and abilities to perform the work. Salary: \$63,253-\$81,120.

Montpelier seeks village manager

The Village of Montpelier is looking for qualified candidates to fill the position of Village Manager. Qualified candidates must have excellent communications and leadership skills and a minimum of an associate degree in public administration, business management, civil or electrical engineering or an equivalent combination of education and experience in a related field. At least five years progressive work experience in public utilities, parks, street, police and fire departments. Experience with

municipal owned electric preferred.

Job requires travelling and being an active member of different boards and associations. Qualified candidates must also possess a valid Ohio Driver's license. Wage established in Resolution 1118 and may be found on the village website.

A full job description is available [here](#). The Village Manager is a position appointed by council. The powers and duties may be found in the Montpelier Village Charter Section 6.05, and can be found at www.montpelieroh.net. Cover letter and resume with references should be received by the Village of Montpelier, Clerk of Council by Feb. 12, 2016, at 211 N. Jonesville St., P.O. Box 148, Montpelier, OH 43543. Please do not submit electronically. EEOE.

DEMEC member Newark seeks director of finance candidates

The City of Newark is seeking a dynamic and collaborative leader to serve as its Director of Finance. This is a management level position responsible for all financial operations, including accounting, budgeting, asset management, risk management and utility rate administration (water, sewer and electric). Director oversees 14 employees and reports directly to the City Manager.

The ideal candidate must have at minimum five years management experience supervising employees and shall possess excellent written and oral communication skills, strong work record and a focus on internal and external customer service. Candidate shall also possess a master's degree in public or business administration (MPA/MBA), CPA designation, or equivalent experience. Understanding and experience with Governmental Accounting Standards Board (GASB) a plus. It is expected that candidates will possess broad financial knowledge and practices, and be a team-oriented self-starter with a passion for a career in government finance.

Starting salary range \$92,703-\$117,299 with an excellent benefit package. A full job description is available on the [city website](#). Interested individuals need to complete an application online [here](#) by 4 p.m. Friday, Feb. 12.

Princeton seeks general manager candidates

The Electric Plant Board of the City of Princeton, Kentucky (PEPB) is seeking qualified applicants for its General Manager position. PEPB provides electric service to 4,000 customers via a transmission and distribution system consisting of over 13 miles of 161kv transmission line, over 130 miles of overhead and underground distribution lines, and two substations. The qualifications for this position are any combination of education and/or experience that

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provides the knowledge, skills and abilities necessary to perform the job as determined by PEPB. Qualified candidates must possess exemplary interpersonal and communication skills. The candidate must be a proven leader and demonstrate the ability and willingness to participate in community-wide endeavors and projects.

The General Manager reports to the Board of Directors and is responsible for the daily operations of the utility and its business affairs pursuant to the budgets, policies and programs approved by the Board. The General Manager directs a professional staff of employees with substantial experience in all aspects of the public power industry.

PEPB will be accepting resumes until March 1, 2016. Candidates desiring to be considered for the General Manager position must submit a cover letter, resume, salary history and a minimum of four professional references to: Princeton Lumber Company, Attention: Rumsey B. Taylor III, RE: Princeton Electric Plant Board General Manager, Post Office Box 590, Princeton, KY 42445. For the complete listing of this classified, visit the [AMP website](#).

AMP posts available opportunities

American Municipal Power, Inc. (AMP) is seeking applicants for the following positions. For complete job descriptions, please visit the "careers" section of the [AMP website](#) or email to Teri Tucker at ttucker@amppartners.org.

Assistant Vice President Business Operations – Position develops and evaluates new business and program opportunities, and seeks methods to optimize current services and assets. Oversees all AMP-owned properties, vehicles and equipment. Oversees the Forestry Program and AMPO, Inc. Responsible for the budgets for all phases of these business operations. A four-year business-related degree is required, as is five years of high-level management experience. Previous work experience with public power related activity is strongly preferred.

Director of Government Affairs – This position serves as a primary Ohio Statehouse contact for AMP/OMEA, lobbies state lawmakers, and attends hearings and stakeholder meetings as appropriate. Manages advocacy efforts on behalf of AMP/OMEA, and builds and maintains coalitions. A four-year degree in political science, public relations, communications or a related field is required. At least three years of Ohio Statehouse experience as a legislative or agency staff member or lobbyist is highly desired. A background in utility issues is preferred.

Manager of Publications – With a strong emphasis on writing and editing, this position will assist with all phases of AMP publications. A four-year degree in journalism, communications, public relations or a related field is required. Must have demonstrated experience in project management and meeting specified deadlines in a publications field. Experience in desktop publishing is preferred.

APPA Academy Webinar Series



An internet connection and a computer are all you need to educate your entire staff for just \$89. Register today at APPAAcademy.org. Non-APPA members enter coupon code **AMP** to receive the member rate.

- Governance Series: Public Power's Unique Business Model and Governance Structure **Feb. 11**
- Electric Utility 101 Series: Generation **Feb. 16**
- Governance Series: Legal Obligations, Duties and Responsibilities of Public Power Governing Boards **March 10**
- Electric Utility 101 Series: Substations **March 15**
- Rating Agency Outlook for Public Power **March 16**



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NEWARK POLICE DEPARTMENT

WEEK 01/24/16-01/30/16

INVESTIGATIONS

CRIMINAL CHARGES

	2015 TO DATE	2016 TO DATE	THIS WEEK 2016	2015 TO DATE	2016 TO DATE	THIS WEEK 2016
<u>PART I OFFENSES</u>						
a)Murder/Manslaughter	0	0	0	0	0	0
b)Attempt	0	0	0	0	0	0
Kidnap	2	0	0	1	0	0
Rape	0	0	0	0	0	0
Unlaw. Sexual Contact	0	1	0	0	0	0
Robbery	2	4	2	6	3	2
- Commercial Robberies	2	1	1	0	0	0
- Robberies with Known Suspect	0	0	0	0	0	0
- Attempted Robberies	0	1	1	3	0	0
- Other Robberies	0	2	0	3	3	2
Assault/Aggravated	0	1	0	5	1	0
Burglary	4	11	2	3	2	0
- Commercial Burglaries	1	3	0	0	0	0
- Residential Burglaries	3	7	2	3	2	0
- Other Burglaries	0	1	0	0	0	0
Theft	32	45	9	35	9	3
Theft/Auto	3	2	0	5	2	1
Arson	0	0	0	0	0	0
All Other	2	7	3	5	2	2
TOTAL PART I	45	71	16	60	19	8
<u>PART II OFFENSES</u>						
Other Assaults	14	32	9	5	16	4
Rec. Stolen Property	0	0	0	6	3	0
Criminal Michief	21	14	3	6	2	0
Weapons	2	1	0	15	4	1
Other Sex Offenses	0	0	0	0	0	0
Alcohol	6	3	0	14	12	2
Drugs	4	11	5	36	13	1
Noise/Disorderly Premise	16	31	7	9	14	1
Disorderly Conduct	8	10	2	2	12	0
Trespass	10	11	2	6	3	1
All Other	33	48	7	22	31	9
TOTAL PART II	114	161	35	121	110	19
<u>MISCELLANEOUS:</u>						
Alarm	66	102	20	0	0	0
Animal Control	24	18	3	0	0	0
Recovered Property	10	22	4	0	0	0
Service	1802	2600	569	0	0	0
Suspicious Per/Veh	34	49	14	0	0	0
TOTAL MISC.	1936	2791	610	0	0	0

	THIS WEEK <u>2015</u>	2015 TO <u>DATE</u>	THIS WEEK <u>2016</u>	2016 TO <u>DATE</u>
TOTAL CALLS	691	2,517	779	3,531



Newark Police Department
Weekly Traffic Report
01/24/16-01/30/16



TRAFFIC SUMMONSES	2015 YTD	2016 YTD	THIS WEEK 2015	THIS WEEK 2016
Moving/Non-Moving	676	683	193	147
DUI	18	15	4	3
TOTAL	694	698	197	150

TRAFFIC ACCIDENTS				
Fatal	0	0	0	0
Personal Injury	11	7	10	3
Property Damage (Reportable)	20	62	12	18
Property Damage (Non-Reportable)	21	12	18	6
Hit and Run	15	27	11	11
TOTAL	67	108	51	38