

MINUTES OF SPECIAL MEETING OF THE COMMISSION  
OF PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY, WASHINGTON

March 12, 2009

The special meeting of the Commission of Public Utility District No. 1 of Chelan County, Washington, was held in the office of the District, 327 North Wenatchee Avenue, Wenatchee, Washington, on March 12, 2009, at the hour of 2:30 p.m., for the purpose of an executive session.

Chelan County PUD Commissioners present were Ann Congdon, Dennis Bolz, Randy Smith, Carnan Bergren and Norm Gutzwiler. In attendance were General Manager Rich Riazzi, General Counsel Carol Wardell and Clerk of the Board Sheila Salmon. Various staff members were also in attendance.

By motion made by Commissioner Smith, seconded by Commissioner Bergren and carried unanimously, an executive session was convened to discuss with legal counsel litigation, potential litigation to which the District or its board is, or is likely to become, a party, and/or legal risks, as authorized by RCW 42.30.110(1)(i) for approximately thirty minutes. She stated that she anticipated the executive session would conclude at approximately 2:20 p.m. The notice of such executive session, including the purpose of the session and the estimated time the session would conclude was properly posted by the Clerk of the Board. Commissioner Bolz recued himself from the executive session.

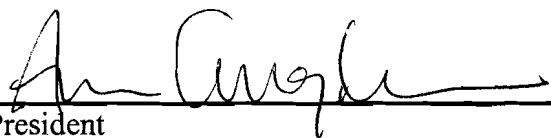
Reconvening at 3:00 p.m., President Congdon publicly announced that the commission would reconvene the executive session to commence at 3:06 p.m. following a five minute recess. She anticipated reconvening into open session at approximately 3:35 p.m.

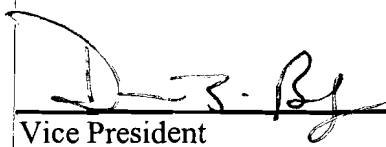
Reconvening into open session at 3:30 p.m., General Counsel Carol Wardell discussed alleged jury misconduct and recommended that the Board approve the District's motion for a new trial in the Gordon Graham case.

A motion was made by Commissioner Gutzwiler to authorize the filing of a motion for a new trial in the Gordon Graham / Chelan County PUD case. The motion was seconded by Commissioner Smith and unanimously approved. Commissioner Bolz abstained from the vote.

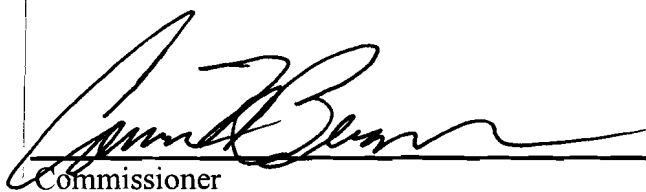
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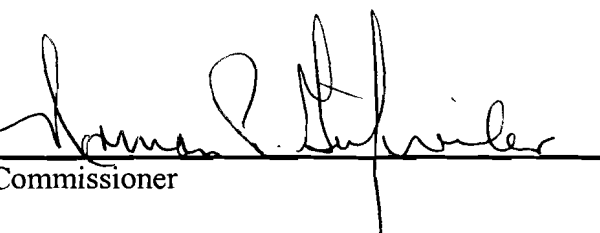
There being no further business, the meeting was adjourned at 3:45 p.m.

  
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President

  
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Vice President

  
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Secretary

  
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Commissioner

  
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Commissioner