



Control Number: 50664



Item Number: 194

Addendum StartPage: 0



PROJECT NO. 27706

**REPORTS OF THE ELECTRIC
RELIABILITY COUNCIL OF TEXAS**

§
§
§

**PUBLIC UTILITY COMMISSION
OF TEXAS**

PROJECT NO. 50664

**ISSUES RELATED TO THE STATE
OF DISASTER FOR CORONAVIRUS
DISEASE 2019**

§
§
§

**PUBLIC UTILITY COMMISSION
OF TEXAS**

**ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC.'S
NOTICE OF JUNE 8 AND JUNE 9, 2020 URGENT TELECONFERENCE MEETINGS
OF THE ERCOT NOMINATING COMMITTEE AND BOARD OF DIRECTORS**

Given the continuing Coronavirus Disease 2019 (COVID-19) pandemic situation and the inability to accommodate medium to large in-person groups and maintain proper social distancing requirements, Electric Reliability Council of Texas, Inc. (ERCOT) hereby provides notice to the Public Utility Commission of Texas (Commission) that it has scheduled urgent teleconference meetings of the Nominating Committee of the ERCOT Board of Directors (Board) at 10:30 a.m. on June 8, 2020, and the Board at 9:00 a.m. on June 9, 2020, to consider urgent, time-sensitive matters that cannot wait until the next regularly-scheduled Nominating Committee and Board meetings on August 10-11, 2020. In addition, ERCOT has cancelled the in-person, regularly-scheduled meetings of the Board and its Committees originally scheduled for June 8-9, 2020.

I. COVID-19 Pandemic Outbreak and Mandatory Social Distancing

The circumstances surrounding the international COVID-19 outbreak and the resulting need for ERCOT to conduct meetings via teleconference are set forth in ERCOT's April 6, 2020 *Notice of April 14, 2020 Urgent Teleconference Meeting of the ERCOT Board of Directors* in these Projects (April 6, 2020 Notice). ERCOT continues to monitor this extremely fluid and dynamic situation closely, and follow guidance from federal, state, and local health agencies, along with professional epidemiologist recommendations. As such, ERCOT intends to continue to restrict visitation on all ERCOT facilities for the foreseeable future. Consistent with this

policy, after consultation with Technical Advisory Committee (TAC) and TAC Subcommittee leadership, on May 11, 2020, ERCOT announced via Market Notice that ERCOT and TAC leadership have determined that all stakeholder meetings will continue to operate remotely for the foreseeable future. The May 11, 2020 Market Notice also announced that the ERCOT Board meeting will convene by Webex only on June 9, 2020 to consider urgent matters that cannot be deferred until the next regularly-scheduled Board meeting on August 11, 2020, and for an informational session in connection with summer preparations.

II. ERCOT Bylaws Allow for a Teleconference Board and Committee Meetings to Act on Urgent Matters and Discuss Non-Urgent Matters

As discussed in the April 6, 2020 Notice, consistent with Public Utility Regulatory Act (PURA) Section 39.1511(b), while meetings of the Board and its Committees are generally conducted in person, ERCOT Bylaws Sections 4.6(c) and 4.7(e) provide that meetings may be held via teleconference, but that the Board may only take action on urgent matters. Given the national health recommendations, local and state orders and directives that have been issued (particularly with regard to physical social distancing in enclosed indoor areas), the speed of the transmission of COVID-19, and the serious health concerns about travel and crowds, ERCOT believes an in-person meeting of the Board or any of its Committees could pose a significant public health and safety risk and therefore the emergency conditions for an urgent meeting have been met in accordance with the Bylaws. Accordingly, ERCOT has decided to cancel the June 8, 2020 in-person meetings of the Board Committees [that is, Nominating, Finance & Audit (F&A), and Human Resources & Governance (HR&G) Committees] in their entirety and instead hold urgent meetings of the Nominating Committee at 10:30 a.m. on June 8, 2020, and the Board at 9:00 a.m. on June 9, 2020, only via teleconference. The voting items for the urgent Nominating Committee and Board meetings will be limited to urgent, time-sensitive matters that cannot wait until the regularly-scheduled August 10, 2020 Nominating Committee meeting or August 11, 2020 Board meeting, such as, urgent Protocol and Other Binding Document revision requests, consideration of the re-election and election of unaffiliated directors, ERCOT Bylaws amendments related to teleconference meetings of the Board and Board Committees, and Executive Session items that require confidential Nominating Committee or Board discussion. For the Board meeting, following consideration of urgent, time sensitive matters, the meeting

will transition into an informational session for presentation and discussion of non-urgent, non-voting, but essential operational matters, such as, an overview of ERCOT's summer preparations.

As required by PURA Section 39.1511(c), ERCOT will make live Internet video of the general session (public portion) of each meeting publicly accessible without charge for viewing from an Internet website. Specifically, the teleconferences will be hosted by ERCOT through Cisco Webex, which will be simultaneously webcast live by ERCOT's vendor, Swagit Productions, to the public on the ERCOT website at no charge. In addition, ERCOT expects to utilize Webex's video functionality as part of these teleconferences, assuming no technical difficulties; and this video will be webcast live to the public. To address public participation and comment on the agenda items of the urgent Board and Nominating Committee meetings, ERCOT will provide the public with the Assistant Corporate Secretary's email address for the purpose of notifying ERCOT staff by 5:00 p.m. on June 5, 2020, of any person's desire to provide commentary at the Board or Nominating Committee meeting in connection with any specific agenda items. Upon receipt of the email, ERCOT staff will provide instruction regarding the way to participate in the relevant teleconference(s) and direction not to share the teleconference participation information or the participant's unique identifier (which is necessary for identification of online speakers and for the orderly administration of remote participant communication during the teleconferences).

Respectfully Submitted,

/s/ Chad V. Seely

Chad V. Seely
Vice President and General Counsel
Texas Bar No. 24037466
(512) 225-7035 (Phone)
(512) 225-7079 (Fax)
chad.seely@ercot.com

Vickie G. Leady
Assistant General Counsel
Texas Bar No. 08122090
(512) 275-7436 (Phone)
(512) 225-7079 (Fax)
vickie.lead@ercot.com

ERCOT
7620 Metro Center Drive
Austin, Texas 78744

ATTORNEYS FOR ELECTRIC RELIABILITY
COUNCIL OF TEXAS, INC.