

RESOLUTION 2023-10

Broadband Partnership Authority

WHEREAS, Board Policy 102(II) assigns certain functions to the LPEA Board of Directors (Board) and allows the Board to “assign any or all of these functions to... the CEO, as long as such action is consistent with the Bylaws or other legal requirements.”; and

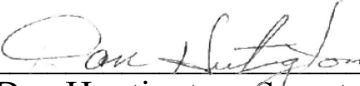
WHEREAS, the Board has reviewed and approved the parameters of a potential broadband partnership agreement in LPEA’s service territory, the terms and conditions of which are currently “given in confidence” under Colo. Rev. Stat. § 40-9.5-108 (1) but which shall be disclosed as soon as legally possible; and

WHEREAS, in August 2021, the Board adopted a strategic goal for broadband communications as follows: LPEA will pursue a funding and partnership strategy that will enable broadband connections to its membership by 2030 without increasing electric rates to do so; and

WHEREAS, the Board wishes to delegate the authority to finalize and enter into the proposed broadband partnership agreement and any and all other agreements that are reasonable and necessary to enter into that partnership, so long as those agreements generally contain those terms and conditions outlined during the May 8, 2023, Executive Session of the Committee of the Whole.

NOW THEREFORE BE IT RESOLVED that the Board of Directors of La Plata Electric Association, Inc. delegates the authority to the CEO to finalize, enter into, and execute the proposed broadband partnership agreement and any and all other agreements that are reasonable and necessary to enter into that partnership, so long as those agreements generally contain those terms and conditions outlined during the May 8, 2023, Executive Session of the Committee of the Whole.

I, Dan Huntington, Secretary of La Plata Electric Association, Inc., do hereby certify that the above is a true and correct copy of a resolution adopted by the Board of Directors of La Plata Electric Association, Inc., at a regular meeting held in Durango, Colorado, on May 17, 2023, at which meeting a quorum of directors was present and voting



Dan Huntington, Secretary

Dated at Durango, Colorado this 17th day of May 2023