

California Community Power

Regular Meeting of the Board of Directors of CC Power

1:00 P.M.

Wednesday, November 16, 2022

Teleconference Meeting

California Community Power

NOTICE OF REGULAR MEETING AND AGENDA

Notice is hereby given that a regular meeting of the Board of Directors of California Community Power will be held on **November 16, 2022, at 1:00 p.m.** The meeting will be held via teleconference pursuant to the provisions of Government Code Section 54935(e) (Assembly Bill 361).

The following information is being provided as the forum by which members of the public may observe the meeting and offer public comment:

Phone number: 1-669-219-2599 or 1-213-338-8477

Webinar ID: 860 6233 5046

Meeting Link: <https://svcleanenergy-org.zoom.us/j/86062335046>

If a member of the public would like to make a comment during the public comment period, please use the 'Raise Hand' function and staff will note your desire to speak. Alternatively, for members of the public joining by telephone (audio only), please email your public comment to comments@cacommunitypower.org. Public comment received by email will be read within the allotted public comment period.

AGENDA

- 1 Call to Order.**
- 2 Verification of Meeting Quorum.**
- 3 Matters subsequent to posting the Agenda.**
- 4 Public Comment** – any member of the public may address the Board of Directors concerning any matter not on the agenda.
- 5 Consent Agenda.**
 - A. Minutes of the Regular Board Meeting held on October 19, 2022.
 - B. Resolution 22-11-01 *Determination that Meeting in Person Would Present Imminent Risks to the Health or Safety of Attendees as a Result of the Proclaimed State of Emergency.*
- 6 Regular Agenda Items – Discussion.**
 - A. General Counsel Update on End of COVID-19 State of Emergency in California.
 - B. Update from Strategic Business Plan *ad hoc* Committee.
 - C. Update from General Manager Search *ad hoc* Committee.
 - i. Resolution 22-11-02 *Authorization to Issue a Request for Proposal, Execute Contract with Recruiter, Conduct interviews, and Develop a Contract for General Manager Services.*
- 7 Discussion of Any Individual Member Items.**
- 8 Adjournment.**

Accessible Public Meetings - Upon request, CC Power will provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. Please send a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service at least 3 days before the meeting. Requests should be sent to: Amy Freeman, 555 Capitol Mall, Suite 570, Sacramento, CA 95814 or to info@cacommunitypower.org.

California Community Power

Consent Agenda Items

- A. **Minutes of the Regular Meeting of the Directors of CC Power held on October 19, 2022.**
- B. **Resolution 22-11-01 *Determination that Meeting in Person Would Present Imminent Risks to the Health or Safety of Attendees as a Result of the Proclaimed State of Emergency.***

MINUTES OF THE REGULAR MEETING OF THE DIRECTORS OF
CALIFORNIA COMMUNITY POWER (CC POWER)

October 19, 2022

On this date, a Regular Meeting of the Directors of CC Power was held via teleconference, pursuant to the provisions of Assembly Bill 361.

Representatives:

Member Agency	Director
Central Coast Community Energy (3CE)	Tom Habashi
CleanPowerSF	Barbara Hale
East Bay Community Energy (EBCE)	Nick Chaset
Peninsula Clean Energy (PCE)	Jan Pepper
Redwood Coast Energy Authority (RCEA)	Matthew Marshall
San José Clean Energy (SJCE)	Jeanne Solé, Alternate
Silicon Valley Clean Energy (SVCE)	Girish Balachandran
Sonoma Clean Power Authority (SCP)	Geof Syphers, Chair
Valley Clean Energy	Mitch Sears

Other Participants:

Tim Haines	General Manager, Interim
Brittany Iles	General Counsel
Tony Braun	General Counsel
Phyllis Currie	Consultant
Elliot Mainzer	California Independent System Operator CEO, Presenter

1. Call to Order: Chair Syphers called the meeting to order at 1:01 p.m.
2. Verification of Meeting Quorum: Ms. Iles verified that there was a quorum to proceed. Attendance is noted above. Director Chaset joined after Mr. Mainzer's presentation. Director Hale joined prior to vote on Resolution 22-10-03. All Directors present participated via teleconference.
3. Matters Subsequent to Posting the Agenda: None.
4. Public Comment (any matter not on the agenda): None.
5. Consent Agenda:
Public Comment: None.

<p>ACTION: M/S (Sears/Habashi) to approve the Consent Agenda. Motion carried by a unanimous roll call vote (Absent: Directors Hale and Chaset).</p>

MINUTES OF THE REGULAR MEETING OF THE DIRECTORS OF
CALIFORNIA COMMUNITY POWER (CC POWER)

6. Regular Agenda Items – Discussion:

A. Presentation from California Independent System Operator CEO Elliot Mainzer.

Chair Syphers welcomed Mr. Mainzer, introduced the Board Members, and provided a brief overview of CC Power's roll and purpose. Mr. Braun provided additional introductory comments. Mr. Mainzer presented on resource adequacy (RA) and transmission planning and responded to questions and comments from Chair Syphers and Directors Habashi, Balachandran, and Marshall.

B. Update from Strategic Business Plan ad hoc Committee.

Director Sears provided a brief overview of the timeline for the draft Strategic Business Plan. Ms. Currie provided an update on interviews, reviewed the feedback received, and provided examples of programs and services for consideration.

Chair Syphers invited comments from the Board. Directors Habashi and Chaset and Chair Syphers provided comments.

Public Comment: None.

C. Resolution 22-10-03 Approval of 2023 Budget and Cash Call and Update of Fiscal Year.

Mr. Haines provided an overview of the proposed budget for the first 6 months of 2023 and cash call.

Chair Syphers invited comments from the Board. Director Hale asked for additional information on the project costs. Directors Habashi and Marshall, and Alternate Director Solé responded with comments and questions. Based on Director requests, Chair Syphers recommended a breakdown between project and administrative expenses be included in future budget reports. The Board further advised the General Manager to consider an update to the cost allocation regarding the breakdown of project costs and general costs.

Public Comment: None.

ACTION: M/S (Balachandran/Habashi) to **approve Resolution 22-10-03 2023 Budget and Cash Call and Update of Fiscal Year.** Motion carried by a unanimous roll call vote.

D. Resolution 22-10-04 Approval of General Manager Authority to Extend and Execute Consulting Contracts in Accordance with CC Power Budgets.

Chair Syphers invited comments from the Board. Director Habashi asked when the extension begins, Mr. Haines responded that with the exception of the General Manager, contracts are January through December. Director Habashi further inquired if the new General Manager should be allowed to decide on the extension of contracts, and Chair Syphers responded. Director Balachandran requested that when the General Manager exercises authority, to inform the Board as to how this how this delegation was utilized.

Public Comment: None.

ACTION: M/S (Balachandran/Marshall) to **approve Resolution 22-10-04 General Manager Authority to Extend and Execute Consulting Contracts in Accordance with CC Power Budgets.** Motion carried by a unanimous roll call vote.

MINUTES OF THE REGULAR MEETING OF THE DIRECTORS OF
CALIFORNIA COMMUNITY POWER (CC POWER)

E. General Manager Search Update/Next Steps.

Chair Syphers initiated an *ad hoc* committee for the selection of General Manager. Chair Syphers invited Directors Chaset and Mitchell to join him on the Search Committee and offered high level overview of the process.

Public Comment: None.

7. Discussion of Any Individual Member Items: None.

The Board of Directors adjourned at 2:14 p.m.

Minutes approved on _____, 2022.

Brittany Iles, Secretary

**California Community Power
Resolution 22-11-01**

**DETERMINATION THAT MEETING IN PERSON WOULD PRESENT IMMINENT RISKS TO
THE HEALTH OR SAFETY OF ATTENDEES AS A RESULT OF
THE PROCLAIMED STATE OF EMERGENCY**

WHEREAS, on March 4, 2020 the Governor of California proclaimed a state of emergency in California as a result of the threat of COVID-19; and

WHEREAS, on March 17, 2020, the Governor issued Executive Order N-29-20 authorizing exemptions to certain notice requirements under the Ralph M. Brown Act to facilitate virtual meetings of a legislative body of a local agency; and

WHEREAS, on June 11, 2021, the Governor issued Executive Order N-08-12 extending the provisions of N-29-20 until September 30, 2021; and

WHEREAS, on September 16, 2021, the Governor of California signed Assembly Bill 361 which provides for the continued suspension of certain notice requirements for virtual meeting when a legislative body of a local agency holds a meeting during a declared state of emergency and either:

- (1) state or local officials have imposed or recommended measures to promote social distancing,
- or
- (2) the legislative body holds a meeting for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, pursuant to Government Code Section 54935(e) (Assembly Bill 361), a legislative body of a local agency must, not later than 30 days after teleconferencing for the first time pursuant to Section 54935(e), and every 30 days thereafter, reconsider the circumstances of the state of emergency and determine that the state of emergency continues to directly impact the ability of the members to meet safely in person.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of CC Power has reconsidered the state of emergency and hereby determines that meeting in person continues to present imminent risks to the health or safety of attendees as a result of the proclaimed state of emergency.

PASSED AND ADOPTED by the Board of Directors of California Community Power this 16th day of November, 2022.

Chair

Attest by: Secretary

California Community Power

Agenda Item 6B

1. Update from Strategic Business Plan *ad hoc* Committee.

California Community Power

70 Garden Court, Suite 300, Monterey, CA 93940 | cacommunitypower.org

Date: November 16, 2022

From: Tim Haines, Interim General Manager

To: CC Power Board of Directors

CC: General Counsel

Subject: **Strategic Business Plan Update #3**

The CC Power Board of Directors approved development of a three-year Strategic Business Plan in June. The Strategic Business Plan *ad hoc* Committee Members Sears (lead), Balachandran, and Mitchell presented the Board progress updates at the September and October Board meetings.

The committee has relied on your feedback to develop the initial draft of the final plan that will be presented at this meeting. Your comments will be used to finalize the plan which will be presented for Board approval at the December 14 meeting.

We look forward to hearing your thoughts.

California Community Power

Agenda Item 6C

1. ***Resolution 22-11-02 Authorization to Issue a Request for Proposal, Execute Contract with Recruiter, Conduct Interviews, and Develop a Contract for General Manager Services.***

**California Community Power
Resolution 22-11-02**

**AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSAL, EXECUTE CONTRACT WITH
RECRUITER, CONDUCT INTERVIEWS, AND DEVELOP A CONTRACT FOR
GENERAL MANAGER SERVICES**

WHEREAS, California Community Power (“CC Power”) was created by a Joint Powers Agreement (“JPA”); and

WHEREAS, JPA Section 4.07 provides that the CC Power Board of Directors shall appoint a part-time or full-time General Manager, to serve at the pleasure of the Board; and

WHEREAS, the CC Power Board has engaged Tim Haines, Power & Grid Symmetry, LLC, as Interim General Manager; and

WHEREAS, the CC Power Board Chair initiated an *ad hoc* committee to evaluate and make recommendations on how to fill the General Manager position, and to bring back candidates for consideration at a subsequent CC Power Board meeting; and

WHEREAS, the *ad hoc* committee has determined that it is in the best interest of CC Power to consider contracting with a recruiter to fill the General Manager position.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of CC Power hereby:

1. Authorizes the CC Power Board Chair to negotiate and execute a contract with a recruiter for General Manager services within the approved operating budget of CC Power.
2. Authorizes the *ad hoc* committee for General Manager selection to issue a Request for Proposals and develop a contract for General Manager services.
3. Authorizes the *ad hoc* committee to conduct interviews with the expectation that the final candidate(s) will be brought to the CC Power Board of Directors for consideration.

PASSED AND ADOPTED by the Board of Directors of California Community Power this 16th day of November, 2022, by the following vote:

		Aye	No	Abstain	Absent
Central Coast Community Energy	Tom Habashi				
CleanPowerSF	Barbara Hale				
East Bay Community Energy	Nick Chaset				
Peninsula Clean Energy	Jan Pepper				
Redwood Coast Energy Authority	Matthew Marshall				
San José Clean Energy	Lori Mitchell				
Silicon Valley Clean Energy	Girish Balachandran				
Sonoma Clean Power Authority	Geof Syphers				
Valley Clean Energy	Mitch Sears				

Chair

Attest by: Secretary