

California Community Power

Regular Meeting of the Board of Directors of CC Power

1:00 P.M.

Wednesday, December 13, 2023

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 **December 13, 2023, at 1:00 p.m.**

Teleconference Information:

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: 836 5024 9631

Meeting Link: <https://svcleanenergy-org.zoom.us/j/83650249631>

If a member of the public would like to make a comment during the public comment period through the teleconference system, 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.

Public Meeting Locations:

Any member of the public may observe the meeting and offer public comment at the following addresses where Board members may also join the meeting:

Central Coast Community Energy

70 Garden Court, Suite 300
Monterey, CA 93940

CleanPowerSF

San Francisco Public Utilities Commission
525 Golden Gate Avenue
San Francisco, CA 94102

East Bay Community Energy

3430 Balboa Avenue
San Francisco, CA 94131

Redwood Coast Energy Authority

633 3rd Street
Eureka CA 95501

**EBCE has changed their name to Ava Community Energy*

San José Clean Energy

88 S. 4th Street, Suite 130
San Jose, CA 95112

Silicon Valley Clean Energy

333 W El Camino Real, Suite 330
Sunnyvale, CA 94087

Sonoma Clean Power Authority

Sonoma Clean Power Headquarters
431 E Street, Stillman Conference Room
Santa Rosa, CA 95404

Valley Clean Energy

604 Second Street
Davis, CA 95616

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

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 November 15, 2023.
 - B. Resolution 23-12-01 *Resolution Setting the Regular Meeting Dates for 2024.*
- 6 Regular Agenda Items.**
 - A. Discussion of Upcoming 2024 Board Officer Elections.
 - B. Discussion of Draft 2024 Goals for CC Power General Manager.
 - C. General Manager Report.
 - i. Discussion of Upcoming Policy Updates and Adoptions.
 - ii. Inflation Reduction Act Project Update.
 - iii. CC Power Staff Working Group Updates.
 - iv. Report on General Manager Activities.
 - v. Getting it Built Right Event Update.
 - D. Resolution 23-12-02 *Approval of Acquisition of Shared Services North America Power and Renewables Service and Technology Reports.*
- 7 Discussion of Any Individual Member Items.**
- 8 Adjournment.**

California Community Power

Consent Agenda Item A

- 1. Minutes of the Regular Meeting of the Directors of CC Power held on November 15, 2023.**

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

November 15, 2023

On this date, a Regular Meeting of the Directors of CC Power was held via teleconference. Directors participated from the following public locations and members of the public had the opportunity to participate in public comment at each location.

Public Meeting Locations:	
<p>Central Coast Community Energy 70 Garden Court, Suite 300 Main Conference Room Monterey, CA 93940</p>	<p>CleanPowerSF San Francisco Public Utilities Commission 525 Golden Gate Avenue San Francisco, CA 94102</p>
<p>East Bay Community Energy 3430 Balboa Avenue San Francisco, CA 94131</p>	<p>Peninsula Clean Energy 41 Liberty Dock Sausalito, CA 94965</p>
<p>Redwood Coast Energy Authority 633 3rd Street Eureka CA 95501</p>	<p>San José Clean Energy 88 S. 4th Street, Suite 130 San Jose, CA 95112</p>
<p>Silicon Valley Clean Energy 333 W El Camino Real, Suite 330 Sunnyvale, CA 94087</p>	<p>Sonoma Clean Power Authority Sonoma Clean Power Headquarters 431 E Street, Stillman Conference Room Santa Rosa, CA 95404</p>
<p>Valley Clean Energy 604 Second Street Davis, CA 95616</p>	

Representatives:

Member Agency	Director
Central Coast Community Energy (3CE)	Robert Shaw
CleanPowerSF	Barbara Hale
East Bay Community Energy (EBCE)	Nick Chaset
Peninsula Clean Energy (PCE)	Shawn Marshall
Redwood Coast Energy Authority (RCEA)	Lori Biondini, Alternate
San José Clean Energy (SJCE)	Lori Mitchell
Silicon Valley Clean Energy (SVCE)	Girish Balachandran, Chair
Sonoma Clean Power Authority (SCP)	Greg Syphers
Valley Clean Energy	Mitch Sears

Other Participants:

Alex Morris	General Manager
Brittany Iles	General Counsel

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

1. Call to Order: Chair Balachandran 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 Syphers joined during the vote on the Consent Agenda; Director S. Marshall joined during the discussion on item 5B. 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: Chair Balachandran invited comments from the Board. Director Hale requested an opportunity to discuss item 5B (Resolution 23-11-01). Ms. Iles suggested that item 5B be removed from the Consent Agenda and be taken up as a regular agenda item.

Public Comment: None.

<p>ACTION: M/S (Hale/Mitchell) to approve Consent Agenda Items A (Minutes of the August 16, 2023 Board Meeting), C (Resolution 23-11-02), and D (Resolution 23-11-03). Motion carried by a roll call vote (Absent: Director S. Marshall; Abstain: Director Syphers).</p>
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- 5B. Resolution 23-11-01 Delegation of Authority to the General Manager to Execute Agreements on Behalf of CC Power.

Chair Balachandran invited questions and comments from the Board. Director Hale expressed concern over the apparent lack of boundaries and suggested that the General Manager report back to the Board on all signed contracts. A discussion followed between Chair Balachandran, Directors Shaw, Chaset, Hale, and Ms. Iles regarding amending the resolution, which resulted in clarification from Chair Balachandran that the resolution will be amended with the stipulation that the General Manager report to the Board on all contracts signed.

Public Comment: None.

<p>ACTION: M/S (Balachandran/Mitchell) to approve Resolution 23-11-01 Delegation of Authority to the General Manager to Execute Agreements on Behalf of CC Power, as amended. Motion carried by a unanimous roll call vote.</p>

6. Regular Agenda Items – Discussion:

A. General Manager Report.

i. CC Power Financials Update.

Mr. Morris provided an update on financial structure enhancements including reporting, forecasting, and project invoices/snapshots.

Chair Balachandran invited comments from the Board and there were none.

ii. Getting It Built Right Event Debrief and Discussion.

Mr. Morris provided a brief review of the event and acknowledged Director Syphers for serving as the lead moderator.

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

Chair Balachandran announced the formation of an *ad hoc* committee with Directors Mitchell and Syphers to review the feedback received and provide recommendations to the Board for consideration.

Chair Balachandran invited comments from the Board. Directors Syphers, Marshall, Hale, and Sears provided comments.

iii. Inflation Reduction Act Project Updates.

Mr. Morris provided an overview the Inflation Reduction Act project plan and timeline, financial modeling, and strategic considerations.

Chair Balachandran expressed his support and invited comments from the Board. Directors Mitchell, Syphers, and S. Marshall expressed their support and provided comments.

iv. New Membership Considerations and Policies.

Mr. Morris reviewed a new membership process for consideration.

Chair Balachandran invited comments from the Board. Directors Syphers, Hale, and Chair Balachandran provided comments.

Public Comment on the General Manager Report: None.

B. Upcoming General Manager Performance Review – Discussion.

Chair Balachandran reviewed the performance review and goal-setting process.

Chair Balachandran invited comments from the Board and there were none.

Public Comment: None.

C. Resolution 23-11-04 Approval of Acquisition of Shared Services Resource Adequacy Report.

Mr. Morris introduced the resolution. Chair Balachandran inquired about cost allocation and Mr. Morris responded. Directors Hale, Syphers, and Mitchell provided comments.

Public Comment: None.

ACTION: M/S (Syphers/Mitchell) to approve Resolution 23-11-04 Approval of Acquisition of Shared Services Resource Adequacy Report. Motion carried by a unanimous roll call vote.
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7. Discussion of Any Individual Member Items: Chair Balachandran announced his upcoming retirement and reminded Board Members of the upcoming elections. Director S. Marshall asked for summary reports from the working groups.

The Board of Directors adjourned at 2:18 p.m.

Minutes approved on December 13, 2023.

Brittany Iles, Secretary

California Community Power

Consent Agenda Item B

1. **Resolution 23-12-01 *Resolution Setting the Regular Meeting Dates for 2024.***

**California Community Power
Resolution 23-12-01**

RESOLUTION SETTING THE REGULAR MEETING DATES FOR 2024

WHEREAS, California Community Power (“CC Power”) was created by a Joint Powers Agreement (“JPA”) to develop, acquire, construct, own, manage, contract for, engage in, finance and/or provide energy related programs for the use of and by its Members; and

WHEREAS, JPA Section 5.01 provides that the CC Power Board of Directors may provide for the holding of regular meetings at intervals more frequently than annually; and

WHEREAS, JPA Section 5.01 requires that the date, hour, and place of each regular meeting shall be fixed by resolution of the Board.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of CC Power hereby approve the 2024 Regular Meeting Schedule, attached hereto as Attachment A.

PASSED AND ADOPTED by the Board of Directors of California Community Power this 13th day of December, 2023.

Chair

Attest by: Secretary

Time and Place of Regular Meetings for 2024

Unless shown otherwise, the Regular Board of Directors meetings shall occur on the third Wednesday of each month, at 1:00 p.m.

As shall be specified in a notice issued pursuant to the Ralph M. Brown Act of the California Government Code, the meetings listed below will be held at various locations.*

1. January 17
2. February 21
3. March 20
4. April 17
5. May 15
6. June 19
7. July 17
8. August 21
9. September 18
10. October 16
11. November 20
12. December 18

The Board Secretary shall have discretion to adjourn and to modify time and location of Board of Directors meetings consistent with posting requirements of the Ralph M. Brown Act of the California Government Code.

California Community Power

Agenda Item 6A

- 1. Memo to Board - 2024 Board Officer Elections**

California Community Power

901 H St, Ste 120 PMB 157 Sacramento, CA 95814 | cacommunitypower.org

December 13, 2023

From: General Counsel

To: CC Power Board of Directors

Subject: **2024 Board Officer Elections**

Pursuant to Section 4.06 of the California Community Power (“CC Power”) Joint Powers Agreement (“JPA”), at its first meeting in each calendar year, the Board of Directors shall elect or re-elect a Chair, a Vice-Chair, a Secretary, and a Treasurer/Controller.

Description of Officer Positions

Chair: The duties of the Chair shall be to preside over the Board meetings, sign all ordinance, resolutions, contracts and correspondence adopted or authorized by the Board, and to help ensure the Board’s directives and resolutions are carried out. The Chair shall be selected from among the Directors.

Vice-Chair: In the absence or inability of the Chair to act, the Vice-Chair shall act as Chair. The Vice-Chair shall be selected among the Directors.

Secretary: The Secretary shall be responsible for keeping the minutes of all meetings of the Board and all other official records of CC Power, and responding to public records requests of the JPA. The Secretary may, but need not, be selected from among the Directors.

Treasurer/Controller: One person may hold both the office of Treasurer and the office of the Controller of CC Power. The Treasurer shall be the depository of CC Power to have custody of all the money of CC Power, from whatever source. The Controller shall draft warrants to pay demand against CC Power when the demands have been approved by the Chair or Vice-Chair. The Treasurer/Controller shall cause an independent audit to be made by a certified public accountant, or public accountants, in compliance with Section 6505 of the Government Code. The Treasurer/Controller may, but need not, be selected from among the Directors.

Nomination Process

The first meeting of 2024 is currently expected to take place on Wednesday, January 17th. At that meeting, the Board will vote to fill the above Officer positions. In order to facilitate the vote, any Directors who wish to be considered for one or more of the above positions, or who wish to nominate another Director for one or more of the above positions should email the current CC Power Chair and General Counsel. All nominations will be presented at the January 17th Board Meeting for discussion and election.

A Joint Powers Agency whose members are:

Central Coast Community Energy | CleanPowerSF | East Bay Community Energy | Peninsula Clean Energy |
Redwood Coast Energy Authority | San José Clean Energy | Silicon Valley Clean Energy | Sonoma Clean Power |
Valley Clean Energy

California Community Power

Agenda Item 6D

1. ***Resolution 23-12-02 Approval of Acquisition of Shared Services North America Power and Renewables Service and Technology Reports.***

**California Community Power
Resolution 23-12-02**

**APPROVAL OF ACQUISITION OF SHARED SERVICES NORTH AMERICA POWER AND RENEWABLES
SERVICE AND TECHNOLOGY REPORTS**

WHEREAS, California Community Power (“CC Power”) was created by a Joint Powers Agreement (“JPA”) to develop, acquire, construct, own, manage, contract for, engage in, finance and/or provide energy related programs for the use of and by its Members; and

WHEREAS; CC Power JPA Section 4.01 provides that CC Power shall be administered by a Board of Directors, which shall be vested with the power set forth in the JPA, and shall have the authority to provide for the general management and oversight of the affairs, property and business of CC Power; and

WHEREAS, CC Power JPA Section 4.07 provides that the General Manager shall be responsible for the day-to-day operation and management of CC Power and may enter into and execute contracts in accordance with the policies established and direction provided by the CC Power Board; and

WHEREAS, CC Power JPA Section 4.09 describes a non-delegable duty of the CC Power Board of Directors to approve the budget; and

WHEREAS, the CC Power Board, at the recommendation of the General Manager, has determined that it is advantageous for CC Power to explore options for Shared Services on behalf of its members; and

WHEREAS, the CC Power Board finds that it is within the best interests of its members to pursue and execute a bulk-purchase of a services contract for North America Power and Renewable Service Modules, as well as Technology Reports.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of CC Power hereby approves the pursuit and acquisition of a Shared Services Contract for North America Power and Renewables Service Modules as well as Technology Reports, and amends the 2023-2024 Budget to allow the purchase of these Modules and Reports in an amount no greater than \$125,000.

PASSED AND ADOPTED by the Board of Directors of California Community Power this 13th day of December, 2023, by the following vote:

		Aye	No	Abstain	Absent
Central Coast Community Energy	Robert Shaw				
CleanPowerSF	Barbara Hale				
East Bay Community Energy	Nick Chaset				
Peninsula Clean Energy	Shawn Marshall				
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