

California Community Power

Regular Meeting of the Board of Directors of CC Power

1:00 P.M.

Wednesday, February 28, 2024

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 **February 28, 2024, 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: 824 5541 9903

Meeting Link: <https://svcleanenergy-org.zoom.us/j/82455419903>

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:

Ava Community Energy

3430 Balboa Avenue
San Francisco, CA 94131

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

Peninsula Clean Energy

2075 Woodside Road
Redwood City, CA 94061

Redwood Coast Energy Authority

633 3rd Street
Eureka CA 95501

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

Hyatt House
1515 Chicago Avenue
Evanston, IL 60201

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 January 17, 2024.
- 6 Regular Agenda Items.**
 - A. January 17, 2024 Closed Session Report.
 - B. Getting It Built Right *Ad Hoc* Committee Report – Discussion.
 - C. General Manager Report.
 - i. Inflation Reduction Act Project Updates.
 - ii. Report on General Manager Activities.
 - iii. Budget and Work Planning.
 - D. Resolution 24-02-01 *Adoption of California Community Power Policies – Delegations of Authority, Financial Policy, Budget Policy.*
 - E. Resolution 24-02-02 *Adoption of California Community Power Policies – New Member Policy.*
- 7 Public Comment on Closed Session Items.**
- 8 Closed Session.**
 - A. Public Employee Performance Evaluation (Gov't Code Section 54957)
Title: General Manager
 - B. Conference with Labor Negotiator (Gov't Code Section 54957)
Agency Representatives: Lori Mitchell, CC Power Board Vice-Chair
Geof Syphers, CC Power Board Chair
Unrepresented Employee: General Manager
- 9 Report from Closed session.**
- 10 Discussion of Any Individual Member Items.**
- 11 Adjournment.**

California Community Power

Consent Agenda

- A. Minutes of the Regular Meeting of the Directors of CC Power held on January 17, 2024.**

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

January 17, 2024

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:

Central Coast Community Energy

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

CleanPowerSF

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

Peninsula Clean Energy

2075 Woodside Road
Redwood City, CA 94061

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

Representatives:

Member Agency	Director
Ava Community Energy	Absent
Central Coast Community Energy (3CE)	Robert Shaw
CleanPowerSF	Barbara Hale
Peninsula Clean Energy (PCE)	Shawn Marshall
Redwood Coast Energy Authority (RCEA)	Absent
San José Clean Energy (SJCE)	Lori Mitchell
Silicon Valley Clean Energy (SVCE)	Girish Balachandran
Sonoma Clean Power Authority (SCP)	Geof Syphers, Chair
Valley Clean Energy	Mitch Sears

Other Participants:

Alex Morris	General Manager
Philippe Gerretsen	Director of Origination
Tony Braun	General Counsel
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 Sears joined before the vote on Resolution 24-01-04. 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 Syphers noted a typo of his name in the minutes.

Public Comment: None.

ACTION: M/S (Syphers/Shaw) to **approve the Consent Agenda**. Motion carried by a unanimous roll call vote (Absent: Directors Chaset, M. Marshall, and Sears).

6. Regular Agenda Items.

A. Resolution 24-01-01 Election of CC Power Chair and Vice-Chair.

Chair Balachandran introduced the item and reviewed the nominations; Director Syphers for Chair, to begin after Agenda Item 6B, and Director Mitchell for Vice-Chair.

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

Public Comment: None.

ACTION: M/S (Shaw/Hale) to **approve Resolution 24-01-01 Election of CC Power Chair and Vice-Chair**. Motion carried by a unanimous roll call vote (Absent: Directors Chaset, M. Marshall, and Sears).

B. Resolution 24-01-02 Appointment of CC Power Secretary and Treasurer/Controller for 2024.

Chair Balachandran reviewed the nominations; Director Shaw for Secretary and Director Sears for Treasurer/Controller.

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

Public Comment: None.

ACTION: M/S (S. Marshall/Syphers) to **approve Resolution 24-01-02 Appointment of CC Power Secretary and Treasure/Controller for 2024**. Motion carried by a unanimous roll call vote (Absent: Directors Chaset, M. Marshall, and Sears).

C. Resolution 24-01-03 Update to the Regular Meeting Dates for 2024.

Mr. Morris introduced the resolution and noted the change of three meeting dates due to scheduling conflicts.

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

Public Comment: None.

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

ACTION: M/S (Balachandran/S. Marshall) to **approve Resolution 24-01-03 *Update to the Regular Meeting Dates for 2024***. Motion carried by a unanimous roll call vote (Absent: Directors Chaset, M. Marshall, and Sears).

D. General Manager Report.

i. Report on General Manager Activities, Financial Updates, and Strategic Planning.

Mr. Morris reported that the Wood-Mac Information Service contract was signed in December. He provided a brief financial update and noted that CC Power is on track and operating within the budget goals. Mr. Morris also provided a strategic planning update and noted that Board Member interviews would be scheduled to assess needs and develop work plans.

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

Public Comment: None.

E. Resolution 24-01-04 *Approval of California Community Power Exploration and Solicitation for Build-Own-Transfer Projects*.

Mr. Morris reviewed the resolution, which would authorize CC Power to evaluate and solicit Build-Own-Transfer projects. Members who wish to participate would share the cost of participation through the CC Power project budget. Mr. Morris provided an overview of the proposed solicitation process, estimated costs, and next steps.

Chair Syphers invited questions from the Board. Directors S. Marshall and Hale provided comments and asked for clarification; Mr. Morris responded. Director Shaw inquired about the plan for addressing liability and risk management; Mr. Morris and Mr. Gerretsen responded. Chair Syphers provided comment. Director Sears asked for clarification on the costs; Mr. Morris and Mr. Gerretsen responded. Director Balachandran inquired about the project advisory committee; Mr. Morris and Ms. Iles responded. Director Shaw asked for clarification on the scope of the resolution; Ms. Iles explained that the resolution would approve proceeding with the project and the project budget, and she confirmed that a vote on this resolution would not be a commitment to participate in the project.

Public Comment: None.

ACTION: M/S (Balachandran/Mitchell) to **approve Resolution 24-01-04 *Approval of California Community Power Exploration and Solicitation for Build-Own-Transfer Projects***. Motion carried by a unanimous roll call vote (Absent: Directors Chaset and M. Marshall).

7. Public Comment on Closed Session Items: None

8. Closed Session:

The Board recessed into a closed session at 2:09 p.m.

A. Public Employee Performance Evaluation (Gov't Code § 54957)
Title: General Manager

B. Conference with Labor Negotiator (Gov't Code § 54957)
Agency Representatives: Geof Syphers, CC Power Board Chair
Lori Mitchell, CC Power Board Vice- Chair
Unrepresented Employee: General Manager

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

The Board reconvened into open session at 3:03 p.m. Ms. Iles verified that there was not a quorum to proceed.

The Board of Directors adjourned with less than a quorum at 3:06 p.m.

Minutes approved on February 28, 2024.

Robert Shaw, Secretary

California Community Power

Agenda Item 6D

1. ***Resolution 24-02-01 Adoption of California Community Power Policies – Delegations of Authority, Financial Policy, Budget Policy***
2. ***Attachment A to Resolution 24-02-01 California Community Power Board of Directors Policies***

California Community Power

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

February 28, 2024

From: General Counsel

To: CC Power Board of Directors

Subject: **Approval of CC Power Policies – Delegations of Authority, Financial Policy, Budget Policy**

CC Power Staff requests that the CC Power Board of Directors (“CC Power Board”) adopt the proposed CC Power Policies which provide for delegations of authority to the CC Power General Manager, as well as budget adoption processes for the CC Power Board. The intent is that this Policy document will be expanded and updated to include policies adopted by the Board moving forward.

On November 15, 2023, the CC Power Board of Directors (“CC Power Board”) approved certain delegations of authority to the CC Power General Manager including delegation of authority to execute agreements on behalf of CC Power and appointment of the General Manager as the CC Power Personnel Manager delegating authority to manage all CC Power personnel and employee matters. As part of the discussion at that Board Meeting, the General Manager indicated that CC Power Staff would be bringing forward a set of policies for CC Power Board consideration which would further define and consolidate the delegations of authority for the General Manager. CC Power Staff is currently bringing forward the following three policies for consideration: (i) Delegations of Authority Policy, (ii) Financial Policy, and (iii) Budget Policy.

The Delegation of Authority Policy outlines the delegation of authority provided to the General Manager as well as the CC Power Board’s authority to define those delegations moving forward through CC Power adopted policies. The policy further outlines the General Manager’s responsibility with regards to the exercise of those delegations provided by the CC Power Board. Associated with the Delegation of Authority Policy, the policies being considered also include a Financial Policy which establishes the General Manager’s financial authority, expenditure limits, and reporting obligations.

Additionally, pursuant to the CC Power Joint Powers Agreement, the Board has the exclusive authority to approve the CC Power budget. Historically, the General Manager has provided the CC Power Board with an approved budget prior to the end of the fiscal year, which is then approved by the CC Power Board. Along with the delegation policies, CC Power Staff felt it prudent to formalize this process through the proposed Budget Policy. Under this policy, the General Manager must prepare a draft budget document for Board consideration at least 45 days prior to the end of the fiscal year and the policy further provides for the adoption of a continuing appropriations budget if an annual budget is not adopted prior to the end of the fiscal year. The policy also provides for the control of the budget by the General Manager and requires quarterly reporting of the budget status.

CC Power Staff believes these policies, taken together, properly define the role of the CC Power Board and General Manager moving forward.

A Joint Powers Agency whose members are:

[Ava Community Energy](#) | [Central Coast Community Energy](#) | [CleanPowerSF](#) | [Peninsula Clean Energy](#) |
[Redwood Coast Energy Authority](#) | [San José Clean Energy](#) | [Silicon Valley Clean Energy](#) | [Sonoma Clean Power](#) |
[Valley Clean Energy](#)

**California Community Power
Resolution 24-02-01**

**APPROVAL OF CALIFORNIA COMMUNITY POWER POLICIES – DELEGATIONS OF
AUTHORITY, FINANCIAL POLICY, BUDGET POLICY**

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 states that the CC Power Board 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 Board shall appoint a General Manager to be responsible for the day-to-day operations and management of CC Power and that the General Manager may enter into and execute contracts in accordance with the policies established and direction provided by the 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, on November 15, 2023, the CC Power Board delegated authority to the General Manager to execute contracts and agreements within the ordinary course of CC Power business in accordance with all current and future CC Power established policies and budgets; and

WHEREAS, on November 15, 2023, the CC Power Board appointed the General Manager as Personnel Manager of CC Power and delegated authority to the General Manager to manage all personnel and employee matters on behalf of CC Power in accordance with CC Power approved policies and budgets and in accordance with all applicable laws; and

WHEREAS, it is the desire of the CC Power Board that the delegated authority to the General Manager be further defined and consolidated into a CC Power Policies document; and

WHEREAS, associated with the delegations provided to the General Manager, the CC Power Board desires to define the role of the CC Power General Manager’s financial authority; and

WHEREAS, it is the desire of the CC Power Board to establish a policy for the adoption of the CC Power budget, budget control, and budget reporting requirements for the CC Power General Manager.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of CC Power hereby approves the Delegations of Authority Policy, the Financial Policy, and the Budget Policy attached hereto in substantially final form as Attachment A.

Resolution 24-02-01

PASSED AND ADOPTED by the Board of Directors of California Community Power this 28th day of February, 2024, by the following vote:

		Aye	No	Abstain	Absent
Ava Community Energy	Nick Chaset				
Central Coast Community Energy	Robert Shaw				
CleanPowerSF	Barbara Hale				
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

California Community Power
Board of Directors Policies
As of March XX, 2024

APPROVAL DRAFT

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A. Delegations of Authority Policy

Adopted March XX, 2024

1. General Authority

The Board will instruct the General Manager through written policies that define the results that the organization is to achieve, and which describe the delegation of authority to the General Manager.

Specifically:

- The Board shall identify and define those results or conditions of CC Power that are acceptable to the Board and communicate them in the form of policy.
- The Board may develop policies that define the delegation to the General Manager with regard to the General Manager's authority.
- The General Manager shall have full charge and control of the affairs of CC Power consistent with the CC Power Joint Powers Agreement and the policies established by the Board.
- The General Manager is authorized to establish further policies, make all decisions, take all actions, establish all practices, and develop all activities related to the operations or business affairs of CC Power associated with Board approved policies and approved budgets.
- The General Manager shall use prudent judgment in the exercise of delegations and shall act in a manner that is operationally and economically sound, serves the best interests of CC Power, and CC Power's members and their customers, comports with prudent business practices, balances the risks and benefits of the actions, and does not expose CC Power to unreasonable risk.
- The General Manager is prohibited from making, participating in making, or attempting to influence a decision of CC Power in which the General Manager has a financial interest as defined by law.
- If an emergency arises and there is insufficient time to notify the Board, the General Manager may take appropriate and reasonable action otherwise within the Board's jurisdiction. The General Manager shall report such action to the Board as soon as convenient.
- The Board may change its delegation to the General Manager at any time, subject to the conditions of the Board's contract with the General Manager, thereby expanding or limiting the authority of the General Manager. But as long as any particular delegation is in place, the Board will abide by the General Manager's decisions in those areas that are delegated to the General Manager.

2. Personnel Authority

Under the personnel delegation resolution, the General Manager is designated as the Personnel Manager and is authorized and directed to manage all personnel and employee matters, including but not limited to, management of employee reviews, salary changes, bonus structures, and employee benefit programs. The General Manager shall be responsible for the following:

- Define and prepare position classifications including the establishment of minimum standards of employment and qualifications for various positions;
- Prepare a schedule of compensation including salary and other benefits covering all employees;
- Prepare and present to the Board a budget for implementation of the personnel system including employee salary and benefit costs as part of the annual budget process;
- Adjust salary schedules for market flexibility during the year to attract and retain talent.

All actions taken under this delegation must be in accordance with CC Power approved policies and budgets. In no case shall positions be added or salaries be adjusted during the year that cause the approved budget to be exceeded without prior Board approval by Resolution.

APPROVAL DRAFT

B. Financial Policy

Adopted March XX, 2024

CC Power is committed to effective and efficient management of its finances. The purpose of this policy is to:

- Establish the principles that govern the delegation of financial authority.
- Support accountability in financial transactions.
- Establish expense approval limits for the General Manager of CC Power.

1. Spending Authority

The General Manager is authorized to execute contracts and agreements less than \$100,000 without prior Board review or approval provided that:

- The expenditure will not result in exceeding the annual amount currently budgeted and approved in the applicable budget category;
- The expenditure is consistent with all adopted Board policies and the CC Power Joint Powers Agreement;
- The expenditure is in the best interest of CC Power; and
- All expenditures are reported at the next Board Meeting.

C. Budget Policy

Adopted March XX, 2024

1. Budget development and expenditure reporting

This budget policy provides clarity about budget authority of the General Manager of CC Power and lays out budget adoption and periodic budget reporting requirements. The policy also allows sufficient flexibility to address changes in the markets.

Budget Adoption

CC Power's fiscal year is July 1 to June 30. The General Manager shall prepare a recommended budget document for adoption and submit it to the Board for the following fiscal year at least 45 days prior to the end of the fiscal year. The Budget shall reflect all activities and expenditures of CC Power. When approved by the Board, the Budget shall be considered adopted.

In the event that the Board does not adopt the Budget by the end of the fiscal year, the Board may adopt a continuing appropriations resolution until such time as the Budget is adopted. A continuing appropriations resolution would provide that payments for services performed on behalf of CC Power, and necessary expenditures as determined by the General Manager, would continue until such time as the Budget is adopted. The total budget may be amended by the Board during the year by Resolution.

Budget Control

After adoption, the budget shall be controlled by the General Manager at the total annual expenditure level.

The General Manager may institute separate budget procedures internally that give them further controls at the expenditure category level if desired.

Budget Reporting

A budget-to-actual status update report shall be presented to the Board on a quarterly basis.

California Community Power

Agenda Item 6E

1. **Resolution 24-02-02 *Adoption of California Community Power Policies – New Member Policy***
2. **Attachment A to Resolution 24-02-02 *CC Power New Member Policy***

California Community Power

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

February 28, 2024

From: General Manager

To: CC Power Board of Directors

Subject: **Approval of CC Power Policies – New Member Policy**

Pursuant to Section 3.01 of the CC Power Joint Powers Agreement, any Public CCA Agency, or other public agency determined by the Board to be eligible, may become a Member of CC Power upon meeting certain conditions. Those conditions specify that no Public CCA Agency or other eligible public agency shall become a Member of CC Power until (i) its admission is approved at a meeting of the CC Power Board by at least two-thirds vote of the entire Board, and (ii) the agency deposits or agrees to pay CC Power a share of organization, planning, and other costs and charges as determined by the Board to be appropriate.

CC Power Staff is recommending the attached New Member Policy to establish guidelines for the review and recommendation of new members as well as establish a new member's share of costs and charges as provided for in the Joint Powers Agreement.

Under the proposed policy, upon notification of a Public CCA Agency's request to become a Member of CC Power, the General Manager is responsible for bringing a recommendation to the CC Power Board of Directors ("CC Power Board") prior to a Board vote on the new member. The General Manager recommendation will consider (i) the financial viability of the Public CCA Agency, (ii) the Public CCA Agency's willingness to participate in CC Power, and (iii) whether the addition of the Public CCA Agency as a CC Power Member is in the best interest of CC Power. The General Manager will provide a report of the recommendation to the Public CCA Agency prior to presenting the findings to the CC Power Board. The CC Power Board has sole discretion to make a determination on the approval of a new member and may vote against the General Manager's recommendation. The proposed policy further establishes that the costs for new members is \$50,000 plus a pro rata share of CC Power's General Budget costs for the remainder of the fiscal year.

At this time, CC Power Staff is not recommending policies for the eligibility of Non-CCA Public Agency members but the Board retains the right to adopt additional policies to address this at a later date.

A Joint Powers Agency whose members are:

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

**California Community Power
Resolution 24-02-02**

APPROVAL OF CALIFORNIA COMMUNITY POWER POLICIES – NEW MEMBER POLICY

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 30.1 provides for the conditions necessary for a Public CCA Agency, or other public agency determined by the Board to be eligible, to become a new member of CC Power; and

WHEREAS, the CC Power Board has sole discretion to vote to approve the admission of a new CC Power Member by a two-thirds vote of the entire CC Power Board; and

WHEREAS, the CC Power Board finds it prudent to adopt a policy which establishes guidelines for the review and recommendation of new members; and

WHEREAS, CC Power JPA Section 3.01 provides that no agency shall become a member of CC Power unless it deposits or agrees to pay CC Power a share of organization, planning, and other costs and charges as determined by the Board to be appropriate; and

WHEREAS, the CC Power Board finds it prudent to adopt a policy establishing a new member’s share of costs and charges associated with becoming a member of CC Power.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of CC Power hereby approves the New Member Policy attached hereto in substantially final form as Attachment A.

PASSED AND ADOPTED by the Board of Directors of California Community Power this 28th day of February, 2024, by the following vote:

		Aye	No	Abstain	Absent
Ava Community Energy	Nick Chaset				
Central Coast Community Energy	Robert Shaw				
CleanPowerSF	Barbara Hale				
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

CC Power New Member Policy

Adopted March XX, 2024

Purpose

Pursuant to the CC Power Joint Powers Agreement (JPA) any Public CCA Agency, or other public agency determined by the Board to be eligible may become a Members upon meeting the following conditions:

- (a) The Public CCA Agency or other eligible public agency shall file with the Board a certified copy of a resolution of its governing body whereby it (i) agrees to the provisions of the JPA, and (ii) requests to become a Member; and
- (b) No such Public CCA Agency or other eligible public agency shall become a Member until (i) its admission is approved at a regular or special meeting of the Board by at least two-thirds (2/3) of the entire Board, and (ii) it deposits or agrees to pay CC Power a share of organization, planning, and other costs and charges as determined by the Board to be appropriate, if any.

The purpose of this policy is to (i) establish guidelines for the review and recommendation of new members and (ii) establish a new member's share of costs and charges associated with becoming a Member of CC Power.

Recommendation to the Board

Upon notification of a Public CCA Agency's request to become a Member of CC Power, the General Manager shall evaluate the request and bring a recommendation to the Board prior to a Board vote. The General Manager's evaluation shall consider the following:

- Financial viability of the Public CCA Agency, including but not limited to an evaluation of the Public CCA Agency Financial Reserves and ratemaking policies.
- The Public CCA Agency's willingness to actively participate in CC Power.
- Whether the addition of the Public CCA Agency as a CC Power Member is in the best interest of CC Power.

Upon request of the General Manager, the Chair of the CC Power Board may authorize a three-member *ad hoc* committee of the Board to assist in the evaluation and recommendation provided that a three-member committee is less than a quorum of the Board.

The General Manager will provide a detailed report of the recommendation to the Public CCA Agency prior to presenting the findings to the CC Power Board. If the General Manager chooses to recommend that the Board vote against the inclusion of a new member, the General Manager shall so inform the Public CCA Agency and the Public CCA Agency may withdraw its request prior to a Board vote.

Non-CCA Public Agencies

The Board may adopt additional policies to determine whether public agencies that are not Public CCA Agencies may be eligible to become a Member of CC Power.

Costs for New Members

A Public CCA Agency shall not become a Member of CC Power until it deposits or agrees to pay \$50,000 plus a pro rata share of CC Power's General Budget costs for the remainder of the fiscal year.

APPROVAL DRAFT