

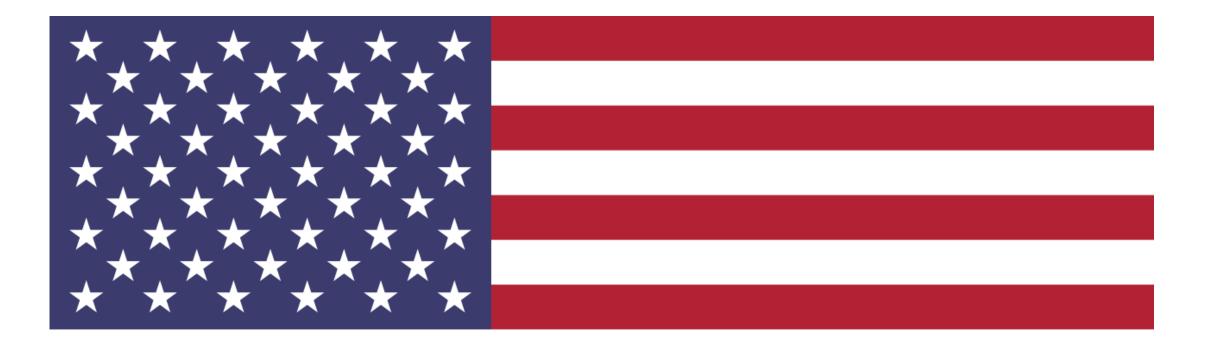
Board of Directors

Regular Meeting

March 23, 2023









Special Acknowledgements & Introductions

Morgan Adam Senior Local Development Manager

Britt WilliamsJill MonroeAdministrative AssistantSenior Marketing Mgr.

SDCP Welcomes You!



Jen Derks







Tom Summers





Items to be Added, Withdrawn or Reordered on the Agenda

Public Comment for Items NOT on the Agenda

Consent Agenda

- Receive and File Treasurer's Report for Period Ending January 31, 2023
- 2. Receive and File Update on Back Office Operations
- 3. Receive and File Update on Marketing and Public Relations
- 4. Receive and File Update on Community Advisory Committee
- 5. Receive and File Update on Regulatory and Legislative Affairs
- 6. Receive and File Update on Power Services
- 7. Receive and File Update on Human Resources
- 8. Approval of Teleconferencing Policy
- 9. Approval of Second and Fifth Amendments to Legal Services Agreement with Keyes and Fox LLP for up to \$184,752.07 for Legal and Regulatory Services through June 30, 2024.
- 10. Approval of Energy Consulting Services Agreement with Pacific Energy Advisors, Inc. up to \$733,567.50 for Energy Consulting Services through March 31, 2025.
- 11. Approval of Fifth Amendment to Professional Services Agreement with NewGen Strategies and Solutions, LLC for up to \$846,250 for Regulatory Support and Rate-Related Analysis₁₁ through June 30, 2024.

Public Comment for Consent Agenda

Director Initiated Agenda Item Consideration of a Request by Vice-Chair Lawson-Remer and Director Aguirre

12.Consider Adoption of Resolution Approving the 100 Percent Renewable Energy by 2035 Policy

Item 12

Consider Adoption of Resolution Approving the 100 Percent Renewable Energy by 2035 Policy

Recommendation:

Adopt Resolution 2023-___ "A Resolution of the San Diego Community Power Board of Directors Committing San Diego Community Power to 100 Percent Renewable Energy by 2035.



<u>Presenters:</u> Vice Chair Lawson-Remer Director Aguirre

Public Comment for Item 12

Item 12

Recommendation:

Adopt Resolution 2023-___ "A Resolution of the San Diego Community Power Board of Directors Committing San Diego Community Power to 100 Percent Renewable Energy by 2035.



Regular Meeting Agenda 13.Approval of Amendment to Renewable Power Purchase Agreement with JVR Energy Park, LLC

14. Approval of the San Diego Community Power Sponsorship Policy

15. Approval of the Staff Compensation Policy

16. Approval of Support for Senate Bill 411

17. Approval of Community Advisory Committee (CAC) Appointment for La Mesa.

18. Update on Phase 4 Enrollment



Approve Amendment of JVR Power Purchase Agreement

Recommendation:

Approve and Authorization of CEO to enter into Amendment to the June 4, 2021 PPA with JVR Energy Park, LLC



Presenter

Byron Vosburg, Managing Director of Power Services

JVR PPA Amendment

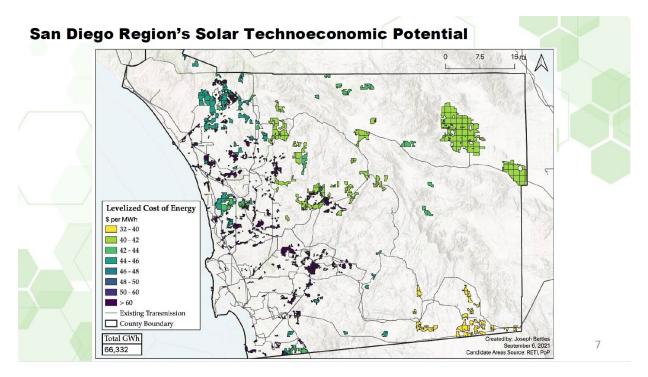
JVR: Background

- May 2021: Board approved PPA
 - o 90 MW Solar
 - 70 MW/280 MWh Battery Energy Storage System (BESS)
 - The capacity from this project is especially valuable given the project's proximity to SDCP communities and eligibility for San Diego-Imperial Valley (SD-IV) Local Resource Adequacy ("RA").
 - Guaranteed commercial operation date ("COD"): March 31, 2023
- June 9, 2022: BayWa sent Development Cure Period notice due to litigation of MUP
 - Changed construction start date to November 27, 2022
 - Changed COD to September 27, 2023
- <u>November 18th, 2022</u>: Waiver signed, requiring an amendment by March 27, 2023, or liquated damages due to SDCP



JVR: Project Overview

- Electricity for >52,000 SDCP customer households
- Local resource within SDCP's service territory
 - Only mature utility scale solar + storage project in San Diego County
 - Only solar project in San Diego County with Full Capacity Deliverability





JVR: Community Benefits

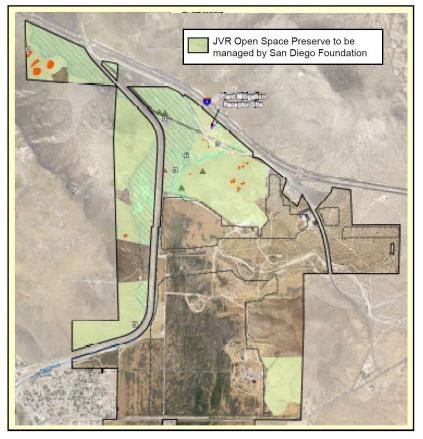
- BayWa has committed **\$4M in cash contributions** to the community
 - \$450k has already been allocated to San Ysidro Health, Jacumba Community Services District, and the Imperial Valley Desert Museum Society
 - \$3.5M+ still open for allocation; overseen by San Diego Foundation
- Construction will create 350 jobs using local unions and a Project Labor Agreement. Very substantial direct spending and indirect spending will occur with local merchants.
- The NREL Jobs and Economic Impact Model (JEDI) projects \$46MM of local spending
- Project will create \$264MM in tax revenues, including roughly \$8.7MM in real estate taxes for San Diego County



JVR: Community Benefits

- At the end of its life, JVR will be decommissioned, and the site restored to its original condition (per the MUP)
- BayWa has committed 435 acres of land for conservation will remain untouched in perpetuity and managed by the San Diego Foundation

435 Acres Conserved in Perpetuity





JVR: Litigation Review

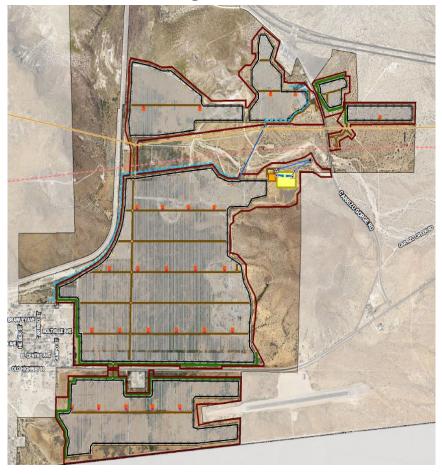
1. MUP/EIR

- Final ruling was in favor of JVR on all 40 disputes on 10/3/2022
 - Appeal was filed by opposition
- 2. EIR Addendum
 - Filed 9/15/2022
 - Not litigated
- 3. Minor Deviation to MUP
 - No challenge made



JVR: Layout Adjustments

Original Plan



Current: Increased setback from 90' to 943'





JVR: Adjustments in Amendment

Item	Original PPA	Amended PPA
Expected Energy Production	~260,000 MWh	~275,000 MWh
MUP	4/30/2022	11/30/2024
Expected Construction Start Date	5/31/2022	12/31/2025
Expected Commercial Operation Date	3/31/2023	10/31/2026



Public Comment for Item 13

Staff Analysis and Recommendation for Item 13

- As the only San Diego County project currently in the SDCP portfolio, the project adds tremendous value to SDCP customers
- Project's viability is at risk without an amendment
- Community benefits outweigh limited, localized opposition

Recommendation:

Approve and Authorization of CEO to enter into Amendment to the June 4, 2021 PPA with JVR Energy Park, LLC





Approval of the San Diego Community Power Sponsorship Policy

Recommendation: Approve the San Diego Community Power Sponsorship Policy.



<u>Presenter:</u> Rachel Hommel, Strategic Initiatives Manager

Background & Purpose

This **Sponsorship Policy** establishes a standardized process for San Diego Community Power (SDCP) to evaluate a business, organization, or individual seeking sponsorship fairly and objectively from SDCP.

 This policy provides the framework for SDCP's Board of Directors and staff to ensure SDCP's sponsorship development and implementation process remains transparent, fiscally responsible, and centered on the community.

Events to be considered are ones that contribute to and are supportive of SDCP's Mission, Vision, Core Values, and Goals, as adopted by the SDCP Board of Directors on June 23, 2022.

• These include goals for *cleaner renewable power, investment into communities of concern, climate justice and equity, promoting electrification and decarbonization, energy education, community outreach, and workforce development.*





Sponsorship Criteria

Definitions

- **Sponsorship**: Any financial or inkind support from SDCP (including administrative time) to a business, organization, or individual that helps offset the costs of an event hosted by the respected party.
- **Sponsorship Event**: A celebration, fundraiser, or educational activity that demonstrates a public benefit.
- **Sponsorship Agreement**: A negotiated agreement between SDCP and a company, organization, or individual.

Restrictions

- Religious organizations and organizations whose primary purposes include support of or opposition to candidates for political office, political parties, or ballot measures
- Businesses, organizations or individuals whose primary products are firearms, tobacco, fossil fuels and/or any other subject matter not deemed appropriate by SDCP.
- SDCP reserves the right to reject any and all sponsors and sponsorship proposals.

Event Types

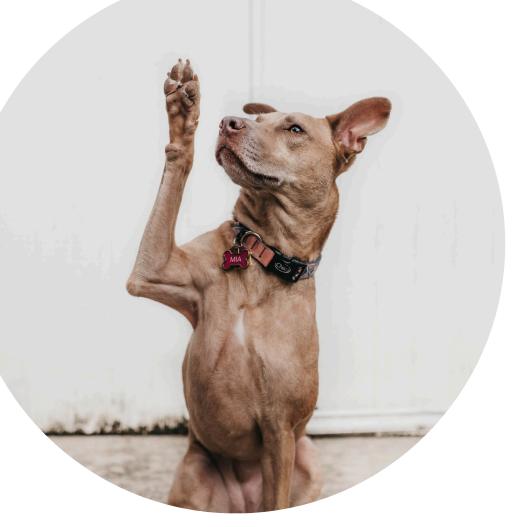
- Events that contribute to and are supportive of SDCP's Mission, Vision, Core Values, and Goals:
 - Cleaner renewable power, investment into communities of concern, climate justice and equity, promoting electrification and decarbonization, energy education, community outreach, and workforce development.
- Events that contribute positively to the recognition and image brand awareness of SDCP
- ✓ Events that are open to the general public, or, if exclusive, then located within the San Diego region.



Questions to Consider

The following questions are the major guiding principles of this policy and should be addressed prior to soliciting potential sponsors or reviewing submitted sponsorship requests:

- Is the sponsorship reasonably related to the Mission, Vision, Core Values, and Goals of SDCP?
- What are the real costs, including administrative time, of the sponsorship?
- Has SDCP previously sponsored this organization?
- Will this sponsorship lead to a longer-term partnership?
- Will this sponsorship have a significant impact on SDCP's goal to equitably distribute resources across all of SDCP's member agencies?





SDCP Out & About In The Community

Since FY23, we have sponsored 19 unique events, committing over \$44,000 to reinvesting back into the communities we serve





How to Request & Tracking

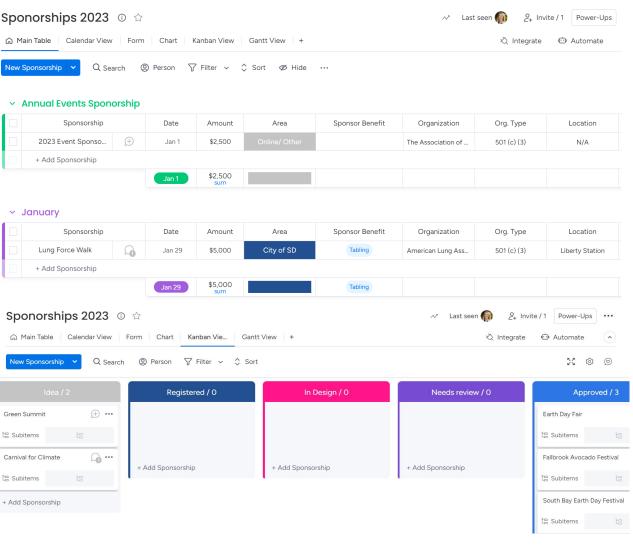
Sponsorship Form

Our Sponsorship Form will collect critical data, including sponsor names, addresses, phone numbers, emails, and the amount of money they're willing to commit.

This is crucial for both **record-keeping** and **delivering consistent communication** to our sponsors. To maximize reach, using a digital sponsorship form is the most impactful way to garner new potential sponsorships.

Tracking Sponsorships on Monday.com Board

Each sponsorship will be tracked annually to ensure cross-collaboration and reinvestment with all member agencies.





Public Comment for Item 14

Item 14

Recommendation: Approve the San Diego Community Power Sponsorship Policy.



Item 15

Approval of the SDCP Compensation Policy

Recommendation:

Approve the Compensation Policy



Presenter:

Chandra Pugh, Director of People

2023 Compensation Policy



Why a compensation policy?

 To establish and set an annual process for salary adjustments, promotions, merit increases, and COLA increases tied to a rolling 12-month consumer price index for urban consumers in San Diego County unrelated to rate setting

Creation of equitable and transparent guidelines with CEO discretion

Attract and retain top talent

Public Comment for Item 15

Item 15

Recommendation:

Approve the Compensation Policy





Approval of Support for Senate Bill 411

Recommendation: Adopt a support position for Senate Bill 411 (Portantino).



Presenter:

Laura Fernandez, Director of Regulatory and Legislative Affairs 41

Item 16

Senate Bill 411: Open meetings: teleconferences: bodies with appointed membership

- Brown Act generally requires that all meetings of a legislative body of a local agency be open to the public and that all persons be permitted to attend and participate from a physical location
- Until January 1, 2024 Existing law authorizes use of alternate teleconferencing provisions during proclaimed state of emergency that exempt from general requirements
 - These emergency provisions do not require providing a physical location for public attendance



ltem 16

Senate Bill 411: Open meetings: teleconferences: bodies with appointed membership

- SB 411 would authorize alternate teleconferencing provisions similar to the emergency provisions indefinitely and <u>without regard to a state of emergency</u>
- Applies to "legislative body" = board, commission, or advisory body of a local agency with appointed membership
 - This bill would apply to SDCP!
- Legislative findings in bill declare that audio/video teleconference meetings during COVID-19 pandemic were productive, increased public participation by all members of the public and increased the pool of people able to serve on these bodies



Item 16

Recommendation: Adopt a support position for Senate Bill 411 (Portantino).



Public Comment for Item 16

Item 16

Recommendation: Adopt a support position for Senate Bill 411 (Portantino).





Approval of Community Advisory Committee (CAC) Appointment for La Mesa.

Recommendation:

Approve CAC appointments for La Mesa.



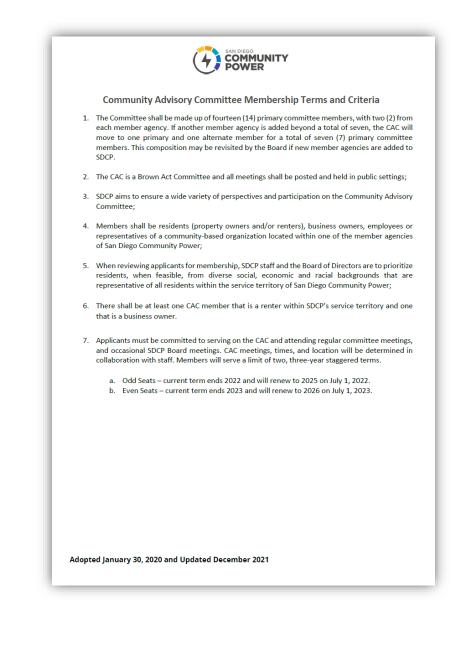
Presenter: Victoria Abrenica, Public Outreach Associate

Background

Section 5.10.3 of the SDCP Joint Powers Authority (JPA) Agreement:

"Each Party may nominate a committee member(s) and the Board shall determine the final section of committee members, who should represent a diverse cross-section of interests, skills sets and geographic regions."

At the December 2021 Board Meeting, the makeup of the CAC was updated to fourteen (14) primary members, with two from each member agency.





Analysis & Discussion

- La Mesa application open period:
 - Released in February 2023
 - Open until filled
- Qualifications were based on residence and work impact
- A total of 2 applications were received for La Mesa
 - 2 applicants qualified for La Mesa
- Members will serve a limit of two, three-year staggered terms.
 - Breakdown of seat terms found in Attachment A: CAC Roster and Seat Assignments



Community Advisory Committee Roster and Seat Assignments

Seat	Term Ends	Name	Member Agency Representing
1	2025	Eddie Price	San Diego
2	2023	Matthew Vasilakis	San Diego
3	2025	Anthony Sclafani	Chula Vista
4	2023	Carolyn Scofield	Chula Vista
5	2025		La Mesa
6	2023	David Harris	La Mesa
7	2025	Gary L. Jahns	Encinitas
8	2023	Tara Hammond	Encinitas
9	2025	Anna Webb	Imperial Beach
10	2023		Imperial Beach
11	2025	Peter Andersen	County of San Diego
12	2023		County of San Diego
13	2025	Aida Castañeda	National City
14	2023	Lawrence Emerson	National City

Terms end at the end of every June. Members are subject to a limit of two, three-year terms. They are also subject to the <u>CAC Membership Terms and Criteria</u>.





Public Comment for Item 17

Item 17

Recommendation

Approve CAC appointment for La Mesa:

Member Agency	Name	Seat	Term Ends
La Mesa	Lauren Cazares	5	2025





Update on Phase 4 Enrollment

Recommendation: Receive and File the Phase 4 Enrollment Update



<u>Presenters:</u> Jen Lebron, Director of Public Affairs Lucas Utouh, Director of Data Analytics and Account Services

Enrollment Outreach

Our small but mighty outreach team has been leading our community engagement efforts. They have been proactively informing residents of **National City** and the **unincorporated areas of San Diego County** on our spring enrollment.

Through June, they'll continue outreach at swap meets, libraries, parks, community centers, farmers markets, festivals, etc.





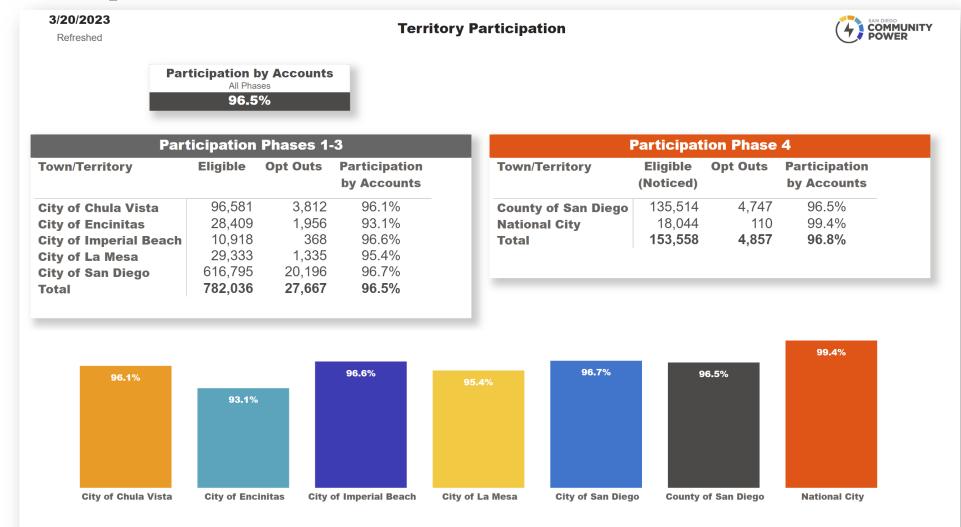
Earned media

- Live opportunities on TV news stations
- Stories in local community newspapers

 Op-eds from Community Advisory Committee members to run soon

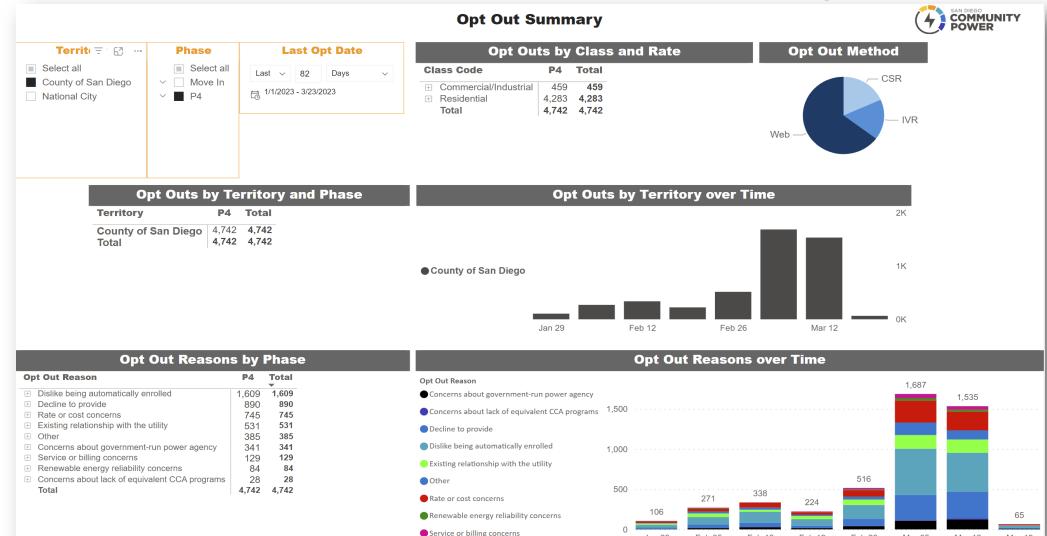


Participation Rates





Phase 4 Opt-Out Trends: County of SD



Jan 29

Feb 05

Feb 12

Feb 19

Feb 26

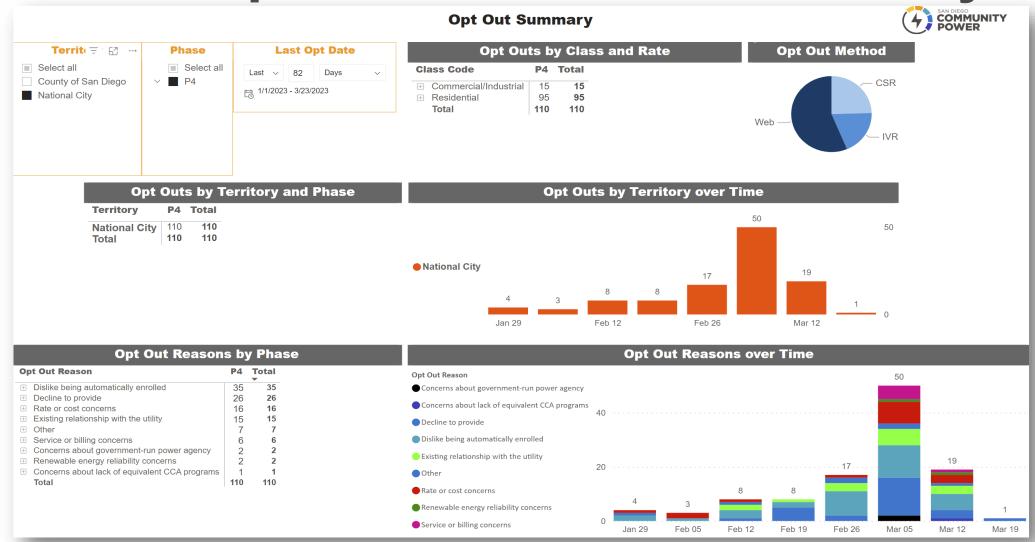
Mar 05

Mar 12

Mar 19



Phase 4 Opt-Out Trends: National City





Phase 4 Opt-Out Trends: Zip codes

63 ...

County of San Diego

Opt Outs by Zip Code

National City

opt outo nj ilip oouo							
SERV_ADDR_ZIP	Town / Territory	Accounts	~ %				
92065	COUNTY OF SAN DIEGO	599	12.89%				
92028	COUNTY OF SAN DIEGO	539	11.60%				
92021	COUNTY OF SAN DIEGO	419	9.02%				
91901	COUNTY OF SAN DIEGO	381	8.20%				
92040	COUNTY OF SAN DIEGO	365	7.85%				

Opt Outs by Zip Code - Heatmap 🔗 📋 😑





COMMUNITY POWER

Opt Outs by Zip Code

SERV_ADDR_ZIP	Town / Territory	Accounts	~ %
91950	CITY OF NATIONAL CITY	107	97.27%
91902	CITY OF NATIONAL CITY	3	2.73%

Opt Outs by Zip Code - Heatmap 🔗 📋 😑 🔐 🚥



Public Comment for Item 18

Item 18

Recommendation: Receive and File the Phase 4 Enrollment Update



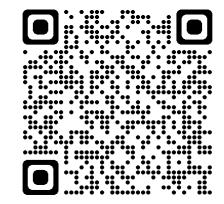
Report by Chief Executive Officer

Community Power Plan

- Draft Community Power Plan is open for public comment until 11:59 PM on Friday, March 31, 2023
- Available in English, Spanish, and Tagalog
- Provide input via interactive public comment tool allows you to comment anywhere on the plan and to view, "like", and reply to existing comments



SDCommunityPower.org/CPP



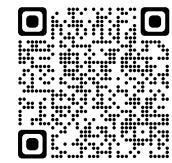


Community Clean Energy Innovation Grants

- Partnered with the San Diego Foundation to provide program administration support
- Grant application period opens next Monday, March 27, 2023
- Staff will present grant recipients at the June 2023 Board meeting

SDCommunityPower.org/Community-







News & Events FAQ Contact Meetings & Agendas

Q

YOUR CHOICE BILLING & RATES PROGRAMS ABOUT RESOURCES

Community Grant Program

San Diego Community Power (SDCP) is launching its first community grant program called Community Clean Energy Innovation Grants. The program aims to provide economic, environmental, and health benefits to SDCP's communities.



Budget and Awards

A total of \$300,000 in grants is available for the Fiscal Year 2022-2023 program. Grants will be awarded in amounts up to \$45,000 per project for work to be completed within one year.

Eligibility Criteria

To be eligible to apply for the grant funding, applicants must meet the following criteria:

- Applications must be led by a nonprofit with 501(c)(3) status
- Applicants must have proven experience serving community members through projects or programs
- Proposed project must serve SDCP customers*
- Proposed project must advance one or more of the following focus areas:
- Increased overall energy literacy of SDCP customers
- $\,\circ\,$ Energy behaviors and/or education that reduce energy consumption and/or costs
- Improvements in indoor and/or outdoor air quality related to greenhouse gas emissions
- Workforce development opportunities that support careers in the clean energy industry
- Energy resilience to ensure communities can avoid, prepare for, minimize, adapt to, and recover from energy disruptions
- Increased access to the benefits of clean energy technologies with a focus on Communities of Concern and vulnerable populations

Participation

If you meet the above criteria and are interested in participating in the grant application process, please complete the <u>Participation Interest</u> Form by 5:00 PM PDT on March 23, 2023. Application materials will be sent to interested participants on March 27, 2023.

Proposals will be accepted until 5:00 PM PDT on April 21, 2023.

*SDCP's service territory includes the cities of Chula Vista, Encinitas, Imperial Beach, La Mesa, National City, San Diego, and the unincorporated communities of San Diego County.

San Diego Regional Chamber of Commerce Influence Program March 2 – 4

Facilitated by San Diego's top civic, community, and business leaders, as well as key regional decisionmakers, *Influence* is a peer-to-peer program specially developed to further educate C-level and senior executives on key regional issues.



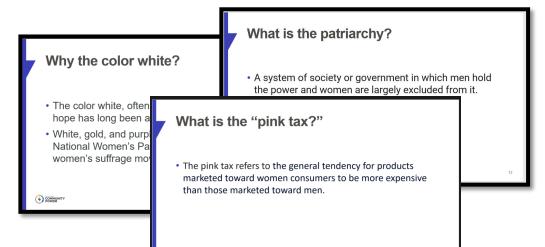


SDCP Celebrates International Women's Day, March 8

We celebrated **International Women's Day** and the incredible women who run SDCP with an interactive **women of color-led** presentation!

Throughout the presentation, staff were awarded books to promote literacy and celebrate the accomplishments women have made throughout the years. Staff were also given empowerment pencils and stickers to remind them the importance of **supporting women** and **young girls**. Staff were also given postcards, so they could send an empowering message and thank you to influential women in their life.







CalCCA Sacramento Lobby Day, March 8

Celebrating International Women's Day in Sacramento during CalCCA Lobby Day with these powerhouse women of the CCA movement!

Our CEO participated in our trade association, CaICCA's lobby day in Sacramento along with other CEOs of other CCAs!





SDCP Sacramento Lobby Day, March 9

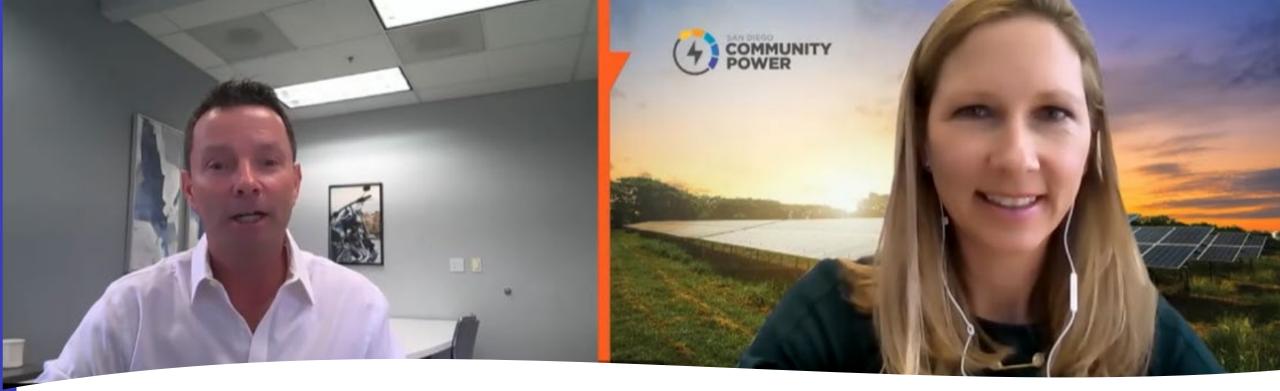
SDCP had the chance to meet with members of our legislative delegation to talk about their priorities & our priorities for the current legislative session.

We discussed how affordability for customers is top of mind for us & urged our lawmakers to ensure that policy changes don't impact rates for customers.

Huge thanks to **Assemblymember Christopher M. Ward, Alexis Castro**, Legislative Director for Senator Steve Padilla, and Lobbyist **Amy Costa**.







Harvard Business School - San Diego Chapter

MMUNITY

We had the pleasure of being interviewed by the **Harvard Business School Club of San Diego** on March 15th for a detailed one-hour webinar, promoting choice, our #CleanEnergy future and our commitment to reinvesting back into the communities we serve.

Report by General Counsel

Director Comments

Adjournment



Board of Directors

Special Meeting Closed Session

March 23, 2023





Public Comment on Closed Session Item

Special Meeting Agenda

Call to Order

Roll Call

PUBLIC COMMENTS ON CLOSED SESSION ITEMS

CLOSED SESSION

- 1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957 Title: Chief Executive Officer
- 1. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6

Agency designated representative(s): Ryan Baron, General Counsel Unrepresented employee: Chief Executive Officer

REPORT FROM CLOSED SESSION

ADJOURNMENT

Closed Session Agenda 1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957

Title: Chief Executive Officer

2. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6

> Agency designated representative(s): Ryan Baron, General Counsel Unrepresented employee: Chief Executive Officer

Special Meeting Agenda

Report from Closed Session

Adjournment



Next Regular Board of Directors Meeting April 27, 2023