



**SAN DIEGO COMMUNITY POWER (SDCP)  
BOARD OF DIRECTORS**

San Diego City Administration Building, 12th Floor  
202 "C" Street  
San Diego, CA 92101

**MINUTES**

September 23, 2021

---

This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20 dated March 17, 2020, regarding the COVID-19 pandemic.

The Board minutes are prepared and ordered to correspond to the Board Agenda. Agenda Items can be taken out of order during the meeting.

The Agenda Items were considered in the order presented.

**WELCOME**

General Counsel Baron announced there were no reportable actions from Closed Session.

Interim Board Clerk Wiegelman read aloud the first 400 words of the emailed public comments submitted by 3:00 p.m. the day of the Board meeting for Item 2 under Regular Agenda. The comments were considered under Regular Agenda Item 2.

Michelle Morgan submitted a comment regarding the recruitment and hiring of a permanent Chief Executive Officer.

Karina Gonzalez submitted a comment regarding the recruitment and hiring of a permanent Chief Executive Officer.

Shelah Ott submitted a comment regarding the recruitment and hiring of a permanent Chief Executive Officer.

Matthew Vasilakis, Climate Action Campaign, spoke regarding the timeline for hiring a permanent Chief Executive Officer.

Joyce Lane spoke regarding the extension of the Interim Chief Executive Officer Employment Contract and the hiring of a permanent Chief Executive Officer.

Tara Hammond, Community Advisory Committee ("CAC") Vice Chair, spoke regarding the recruitment and hiring of a permanent Chief Executive Officer.

Chair Mosca adjourned the Closed Session at 5:16 p.m.

**CALL TO ORDER**

Chair Mosca (Encinitas) called the SDCP Board of Directors meeting to order at 5:16 p.m.

**PLEDGE OF ALLEGIANCE**

Chair Mosca (Encinitas) led the Pledge of Allegiance.

**ROLL CALL**

PRESENT: Chair Mosca (Encinitas), Vice Chair Padilla (Chula Vista), Director Baber (La Mesa), Director Dedina (Imperial Beach), and Director Montgomery Steppe (San Diego)

ABSENT: None

*Also Present: Interim Chief Executive Officer (“CEO”) Carnahan, Chief Operating Officer (“COO”) Hooven, General Counsel Baron, Interim Board Clerk Wiegelman*

**ITEMS TO BE ADDED, WITHDRAWN, OR REORDERED ON THE AGENDA**

There were no additions or deletions to the agenda.

**PUBLIC COMMENTS**

There were no comments.

**CONSENT CALENDAR**

(Item 1)

- 1. Treasurer’s Report – Presentation of Financial Results for 2021 Fiscal Year End Period ended 6/30/21 and Presentation of Financial Results for Fiscal Year 2022 Period ended 7/31/21**

Received and filed.

**ACTION:** Motioned by Director Montgomery Steppe (San Diego) and seconded by Director Dedina (Imperial Beach) to approve Consent Calendar Item 1. The motion carried by the following vote:

**Vote:** 5-0

Yes: Chair Mosca (Encinitas), Director Padilla (Chula Vista), Director Baber (La Mesa), Director Dedina (Imperial Beach), and Director Montgomery Steppe (San Diego)

No: None

Abstained: None

Absent: None

**REPORTS BY MANAGEMENT AND GENERAL COUNSEL**

General Counsel Baron reported on Assembly Bill 361 (AB 361) which amended the Brown Act to allow local legislative bodies to continue using teleconferencing and virtual meeting technology after the September 30, 2021, expiration of the current Brown Act exemptions as long as there was a “proclaimed state of emergency” by the Governor.

## **REGULAR AGENDA**

### **2. First Amendment to Interim Chief Executive Officer Employment Agreement**

General Counsel Baron gave an overview of Bill Carnahan’s professional experience and provided background on the hiring of Bill Carnahan as Interim CEO. General Counsel Baron summarized the first amendment to the Interim CEO Employment Agreement.

The First Amendment to the Interim CEO Employment Agreement would:

- Extend Bill Carnahan’s term of employment for up to six (6 months). Mr. Carnahan’s employment would remain “at-will” and at the pleasure of the Board of Directors.
- Add a housing per diem of \$200 per day for each night Mr. Carnahan were to stay in San Diego County in relation to performing his duties as Interim CEO, with a limit of ten (10) per diems per calendar month.
- All other aspects of the Interim CEO Employment Agreement, including salary and other benefits, would remain the same.
  - Base annual salary of two hundred ninety five thousand dollars (\$295,000);
  - A gross monthly vehicle allowance of five hundred dollars (\$500) per month;
  - A SDCP owned cell phone and accompanying SDCP paid plan or a one hundred dollars (\$100) monthly taxable technology allowance; and
  - In lieu of employee benefits, Mr. Carnahan would receive compensation equivalent to benefits he might otherwise be entitled to as a permanent SDCP employee in an amount equal to fifteen percent (15%) of his base annual salary.

Joyce Lane spoke informing the Board that her comment at the beginning of the meeting was intended for this item.

Board questions and comments ensued.

City Clerk Wiegelman stated the public comments read and heard at the beginning of the meeting under Closed Session were intended for Item 2 of the Regular meeting and were taken into consideration during Item 2.

Board questions and comments continued.

**ACTION:** Motioned by Vice Chair Padilla (Chula Vista) and seconded by Chair Mosca (Encinitas) to approve the First Amendment to the Interim Chief Executive Officer Employment Agreement with Bill Carnahan. The motion carried by the following vote:

Vote: 5-0

Yes: Chair Mosca (Encinitas), Director Padilla (Chula Vista), Director Baber (La Mesa),  
Director Dedina (Imperial Beach), and Director Montgomery Steppe (San Diego)  
No: None  
Abstained: None  
Absent: None

### **3. Consider and Discuss Recruitment Process for Permanent Chief Executive Officer**

General Counsel Baron reviewed the terms of SDCP's Joint Powers Agreement as it relates to the appointment of a CEO. General Counsel Baron provided an overview of the previous CEO recruitment process and stated under SDCP's procurement policy, the contract for a recruitment firm would not need to be brought back to the Board for approval unless directed to do so by the Board. General Counsel Baron requested Board direction regarding the hiring of an executive recruiter and the establishment of a temporary ad hoc advisory committee related to the executive recruitment.

Board questions and comments ensued.

Matthew Vasilakis, Climate Action Campaign, spoke regarding the CEO recruitment process and including the CAC and community stakeholders in the process.

Eddie Price, CAC Chair, spoke regarding the timeline for the recruitment and hiring of a permanent CEO.

Board questions and comments continued.

**ACTION:** Motioned by Director Baber (La Mesa) and seconded by Chair Mosca (Encinitas) to: (1) to direct staff to hire an executive recruiter and (2) establish an ad hoc subcommittee comprising of Director Baber and Vice Chair Padilla for the purpose of working with the executive recruiter and participating in the recruitment process. The motion carried by the following vote:

Vote: 5-0

Yes: Chair Mosca (Encinitas), Vice Chair Padilla (Chula Vista), Director Baber (La Mesa),  
Director Dedina (Imperial Beach), and Director Montgomery Steppe (San Diego)  
No: None  
Abstained: None  
Absent: None

### **4. Update on Regulatory and Legislative Affairs**

Regulatory and Legislative Affairs Director Fernandez provided an update on the end of the 2021 California legislative session, the San Diego Gas and Electric ("SDG&E") sales forecast (Application 21-08-010), the Resource Adequacy ("RA") citation appeal, and the Net Energy Metering ("NEM") 3.0 proceeding.

Following Board questions and comments, no action was taken

### **5. Net Energy Metering Letter to the California Public Utilities Commission and the Governor's Office as Recommended by the Community Advisory Committee**

Regulatory and Legislative Affairs Director Fernandez informed the Board that the next step in the NEM 3.0 proceeding was for a Proposed Decision (“PD”) to be issued by the Administrative Law Judge (“ALJ”) in the proceeding and the California Public Utilities Commission (“CPUC”) staff would consider information that was submitted on the record in the proceeding to inform the PD. Regulatory and Legislative Affairs Director Fernandez stated the CAC had discussed the issue during several past meetings and had voted unanimously to recommend to the Board that a letter be sent to the CPUC and Governor’s Office on behalf of SDCP calling for the proceeding to adopt a strong NEM 3.0 structure that maintains a sustainable growth of the rooftop solar industry.

Board questions and comments ensued.

The following members of the public spoke in support of sending a letter supporting a strong NEM 3.0 structure that maintains a sustainable growth of the rooftop solar industry to the CPUC and Governor’s Office:

Eddie Price, CAC Chair  
Joyce Lane  
Matthew Vasilakis, Climate Action Campaign  
Karinna Gonzalez  
Trent Laura  
Tara Hammond, CAC Vice Chair

The following member of the public spoke in opposition to sending a letter supporting a strong NEM 3.0 structure that maintains a sustainable growth of the rooftop solar industry to the CPUC and Governor’s Office:

Tony Cruz, SDG&E

Interim Board Clerk Wiegelman read aloud the first 400 words of the emailed public comments submitted by 3:00 p.m. the day of the Board meeting.

The following members of the public submitted a comment in support of sending a letter supporting a strong NEM 3.0 structure that maintains a sustainable growth of the rooftop solar industry to the CPUC and Governor’s Office:

Elexa Bribiesca  
Gabe von Wellsheim, Aloha Solar Power  
Michelle Morgan  
David Rosenfeld, Solar Rights Alliance  
Evelyn Blanco  
Marie Chen  
Shelah Ott

Board questions and comments continued.

**ACTION:** Motioned by Director Montgomery Steppe (San Diego) and seconded by Director Baber (La Mesa) to approve the CAC’s recommendation to send a letter supporting NEM to the CPUC and Governor’s Office with staff edits and direct staff to engage with other Community Choice

Aggregations to sign onto the letter but to not delay sending the letter. The motion carried by the following vote:

Vote: 5-0

Yes: Chair Mosca (Encinitas), Vice Chair jPadilla (Chula Vista), Director Baber (La Mesa), Director Dedina (Imperial Beach), and Director Montgomery Steppe (San Diego)

No: None

Abstained: None

Absent: None

## **6. Resolution to Approve County of San Diego Membership in SDCP**

COO Hooven provided an overview of the timeline, process, and economic assessment of the impacts of adding the County of San Diego (“County”) as a member of SDCP. COO Hooven explained the impact the new membership would have on voting.

Board questions and comments ensued.

Matthew Vasilakis, Climate Action Campaign, spoke in support of adopting the Resolution to approve the County’s membership in SDCP.

Board questions and comments continued.

ACTION: Motioned by Director Baber (La Mesa) and seconded by Director Dedina (Imperial Beach) to adopt Resolution No. 2021-4, a Resolution of the Board of Directors approving the addition of the County of San Diego as a member of SDCP. The motion carried by the following vote:

Vote: 5-0

Yes: Chair Mosca (Encinitas), Vice Chair Padilla (Chula Vista), Director Baber (La Mesa), Director Dedina (Imperial Beach), and Director Montgomery Steppe (San Diego)

No: None

Abstained: None

Absent: None

## **7. New Members Discussion: National City and Oceanside**

COO Hooven stated Oceanside was no longer considering membership in SDCP.

John Dalessi, Pacific Energy Advisors (“PEA”), provided an overview of the customer base and energy consumption of National City and the economic assessment of the impacts of adding National City as a member of SDCP.

COO Hooven reviewed the next steps in the process of adding National City as a member of SDCP.

Following Board questions and comments, no action was taken.

## **8. Employee Handbook Update**

COO Hooven provided an overview of the Employee Handbook's COVID-19 vaccination policy.

Following Board questions and comments, no action was taken.

## **9. Energy Programs Discussion and Overview**

COO Hooven and Program Manager Lomeli provided an overview of the program prioritization for Fiscal Year 2021-2022.

Program Manager Lomeli reviewed the various programs in the following categories:

- Phase 3 Programs – programs that were necessary to implement in order to serve customers transitioning into SDCP service or programs that were previously adopted by the Board.
  - Net Energy Metering
  - Renewable Energy Self-Generation Bill Credit Transfer
  - Feed-in Tariff
- Low-Income Focused Programs
  - Disadvantaged Communities Green Tariff
  - Community Solar Green Tariff
- Partnership with Member Agencies Programs
  - Local Government Commission
  - Member Agency Funding Pilot
- Looking Ahead
  - Community Power Plan
- On the Horizon
  - Elect-To-Administer
  - Regional Energy Network

Following Board questions and comments, no action was taken.

## **10. Back Office Metrics and Dashboard Monthly Update**

Data Analytics and Account Services Director Utouh gave an update on the Phase 3 enrollment planning, the tracking of the opt out/up actions, and the contact center metrics.

Following Board questions and comments, no action was taken.

## **11. Power Resources Monthly Update**

Power Resources Director Vosburg provided an update on the energy market, renewable energy, resource adequacy, and risk management.

Cristina Marquez, IBEW Local 569, spoke on amending the inclusive and sustainable workforce policy and developing bid evaluation scoring criteria.

Following Board questions and comments, no action was taken.

**DIRECTOR COMMENTS**

There were no comments.

**REPORTS BY MANAGEMENT AND GENERAL COUNSEL**

There were no reports.

**ADJOURNMENT**

Chair Mosca (Encinitas) adjourned the meeting at 7:34 p.m.

Megan Wiegelman, CMC  
Interim Board Clerk