



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

City of San Diego Metropolitan Operations Complex (MOC II) Auditorium  
9192 Topaz Way, San Diego, CA 92123

**MINUTES**

February 23, 2023

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This meeting was conducted utilizing teleconferencing and electronic means consistent with Government Code Section 54953, as amended by Assembly Bill 361, in relation to the COVID-19 State of Emergency and recommended social distancing measures.

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**

**CALL TO ORDER**

Chair LaCava (City of San Diego) called the SDCP Board of Directors meeting to order at 5:03 p.m.

**ROLL CALL**

**PRESENT:** Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego) (arrived at 5:05 p.m.), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), Director Parent (La Mesa), and Director Yamane (National City)

**ABSENT:** None

*Also Present:* Chief Financial Officer (“CFO”)/Treasurer Washington, General Counsel Baron, Executive Assistant to the Chief Executive Officer/ Board Clerk Isley

**PLEDGE OF ALLEGIANCE**

Chair LaCava (City of San Diego) led the Pledge of Allegiance.

## **SPECIAL PRESENTATIONS AND INTRODUCTIONS**

Chair LaCava (City of San Diego) introduced the following new SDCP staff member:

Chris Stewart, IT Associate

## **REPORT FROM CLOSED SESSION (IF HELD)**

There was no closed session.

## **ITEMS TO BE ADDED, WITHDRAWN, OR REORDERED ON THE AGENDA**

There were no items added, withdrawn, or reordered on the agenda.

## **PUBLIC COMMENTS**

There were no public comments.

## **CONSENT CALENDAR**

(Items 1 through 8)

Director Parent commented on Item 7.

### **1. Approval of Findings to Continue Holding Remote/Teleconference Meetings Pursuant to Assembly Bill 361**

Approved.

### **2. Receive and File Treasurer's Report for Period Ending December 31, 2022**

Received and filed.

### **3. Receive and File Update on Back Office Operations**

Received and filed.

### **4. Receive and File Update on Marketing and Public Relations**

Received and filed.

### **5. Receive and File Update on Community Advisory Committee**

Received and filed.

**6. Receive and File Update on Regulatory and Legislative Affairs**

Received and filed.

**7. Approval of Sublease Agreements with Nuvve Holding Corporation**

Approved.

**8. Approval of Amendment to Legal Services Agreement with Braun Blaising & Wynne, P.C. for up to \$100,000 for legal services through FY2023**

Approved.

ACTION: Motioned by Director McCann (Chula Vista) and seconded by Director Aguirre (Imperial Beach) to approve Consent Calendar Items 1 through 8. The motion carried by the following vote:

Vote: 7-0

Yes: Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), Director Parent (La Mesa), and Director Yamane (National City)

No: None

Abstained: None

Absent: None

**REGULAR AGENDA**

**9. Approval of Fiscal Year (FY) 2022-23 Budget Amendment**

Director McCann (Chula Vista) said the Finance and Risk Management Committee supports the FY 2022-23 budget amendment.

CFO/Treasurer Washington provided an overview of the FY 2022-23 budget amendment.

Board questions and comments ensued.

ACTION: Motioned by Director McCann (Chula Vista) and seconded by Director Hinze (Encinitas) to approve the FY 2022-23 Amended Budget for net revenue of \$929,791,929 and total expenses of \$772,078,710. The motion carried by the following vote:

Vote: 7-0

Yes: Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), Director Parent (La Mesa), and Director Yamane (National City)

No: None

Abstained: None

Absent: None

## **10. Recent Changes in Brown Act Teleconferencing and Format of Future SDCP Meetings**

Assistant General Counsel Norvell provided a PowerPoint presentation on the requirements of the three teleconferencing methods pursuant to the Brown Act: the traditional pre-pandemic method, AB 361, and AB 2449.

Board questions and comments ensued.

**ACTION:** Motioned by Director McCann (Chula Vista) and seconded by Director Yamane (National City) to: (1) authorize the Board, committees, and Community Advisory Committee (CAC) to use the standard Brown Act and AB 2449 teleconferencing rules; and (2) continue the hybrid format at Board, committee, and CAC meetings for members of the public. The motion carried by the following vote:

Vote: 7-0

Yes: Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), Director Parent (La Mesa), and Director Yamane (National City)  
No: None  
Abstained: None  
Absent: None

## **11. Updates to Board Compensation and Reimbursement Policy**

Assistant General Counsel Norvell provided a summary of the proposed revisions to the Board Compensation and Reimbursement Policy.

Board questions and comments ensued.

**ACTION:** Motioned by Director Hinze (Encinitas) and seconded by Director Yamane (National City) to adopt Resolution No. 2023-2 renaming the Board Compensation and Reimbursement Policy as the “Board and Committee Compensation and Reimbursement Policy,” and amending the policy to: (1) authorize compensation of \$100 per meeting for Board-appointed committee members, including CAC; (2) make compensation subject to the same limits as the Board of Directors (4x per month); (3) make CAC Members eligible for reimbursement of child-care expenses for special (non-regular) CAC meetings, similar to the Board of Directors; (4) expressly note the legal requirement for the Board of Directors and CAC Members to receive AB 1234 Ethics Training and Sexual Harassment Prevention Training as required by the Government Code due to a receipt of compensation or reimbursement; and (5) clarify that Alternate Directors and Board-appointed committee members are eligible for reimbursement if pre-approved by the Board of Directors and performing duties on behalf of SDCP. The motion carried by the following vote:

Vote: 7-0

Yes: Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), Director Parent (La Mesa), and Director Yamane (National City)  
No: None

Abstained: None  
Absent: None

## **12. Approval of a new Electrification Rate - TOU-ELEC**

Director of Data Analytics and Account Services Utouh presented a PowerPoint presentation on the new Electrification Rate – TOU-ELEC, highlighting the purpose, customer base, customer cap, monthly service fee, and commodity rates.

Board questions and comments ensued.

**ACTION:** Motioned by Director Parent (La Mesa) and seconded by Director Aguirre (Imperial Beach) to approve the new Electrification Rate – TOU-ELEC. The motion carried by the following vote:

Vote: 7-0

Yes: Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), Director Parent (La Mesa), and Director Yamane (National City)  
No: None  
Abstained: None  
Absent: None

## **13. Approval of Partnership Agreement with the San Diego Padres for the 2023 & 2024 Seasons**

Senior Manager Strategic Partnerships Friedman provided a PowerPoint presentation on the proposed Partnership Agreement with the San Diego Padres (“Padres”) for the 2023 and 2024 seasons. Senior Manager Strategic Partnerships Friedman gave an overview of the 2022 Padres season sponsorship and summarized the highlights and costs of sponsoring the 2023 and 2024 seasons.

Board questions and comments ensued.

**ACTION:** Motioned by Director McCann (Chula Vista) and seconded by Vice Chair Lawson-Remer (County of San Diego) to approve the Partnership Agreement with the San Diego Padres for the 2023 and 2024 seasons. The motion carried by the following vote:

Vote: 7-0

Yes: Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), Director Parent (La Mesa), and Director Yamane (National City)  
No: None  
Abstained: None  
Absent: None

#### **14. Approval of Partnership Agreement with the San Diego Wave for the 2023 & 2024 Seasons**

Senior Manager Strategic Partnerships Friedman provided a PowerPoint presentation on the proposed Partnership Agreement with the San Diego Wave (“Wave”) for the 2023 and 2024 seasons. Senior Manager Strategic Partnerships Friedman gave an overview of the 2022 Wave season sponsorship and summarized the highlights and costs of sponsoring the 2023 and 2024 seasons.

Board questions and comments ensued.

**ACTION:** Motioned by Director Aguirre (Imperial Beach) and seconded by Vice Chair Lawson-Remer (County of San Diego) to approve the Partnership Agreement with the San Diego Wave for the 2023 and 2024 seasons. The motion carried by the following vote:

**Vote:** 6-1

**Yes:** Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), and Director Parent (La Mesa)

**No:** Director Yamane (National City)

**Abstained:** None

**Absent:** None

#### **15. Approval of Partnership Agreement with the San Diego Loyal for the 2023 Season**

Senior Manager Strategic Partnerships Friedman provided a PowerPoint presentation on the proposed Partnership Agreement with the San Diego Loyal (“Loyal”) for the 2023 season. Senior Manager Strategic Partnerships Friedman gave an overview of the 2022 Loyal season sponsorship and summarized the highlights and costs of sponsoring the 2023 season.

Board questions and comments ensued.

**ACTION:** Motioned by Director McCann (Chula Vista) and seconded by Director Parent (La Mesa) to approve the Partnership Agreement with the San Diego Loyal for the 2023 season. The motion carried by the following vote:

**Vote:** 6-1

**Yes:** Chair LaCava (City of San Diego), Vice Chair Lawson-Remer (County of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), and Director Parent (La Mesa)

**No:** Director Yamane (National City)

**Abstained:** None

**Absent:** None

## **16. Approval of the Policy Platform**

Vice Chair Lawson-Remer (County of San Diego) left the meeting at 6:19 p.m.

Director of Regulatory and Legislative Affairs Fernandez provided a PowerPoint presentation on the Regulatory and Legislative Policy Platform, highlighting the background and updates.

Board questions and comments ensued.

**ACTION:** Motioned by Director McCann (Chula Vista) and seconded by Director Parent (La Mesa) to approve the Regulatory and Legislative Policy Platform. The motion carried by the following vote:

**Vote:** 6-0

**Yes:** Chair LaCava (City of San Diego), Director McCann (Chula Vista), Director Hinze (Encinitas), Director Aguirre (Imperial Beach), Director Parent (La Mesa), and Director Yamane (National City)

**No:** None

**Abstained:** None

**Absent:** Vice Chair Lawson-Remer (County of San Diego)

## **17. Presentation on Residential Enrollment (SD County/National City)**

Director of Public Affairs Lebron provided a PowerPoint presentation on the residential enrollment for San Diego County and National City, highlighting the public relations and marketing activities.

Following Board questions and comments, no action was taken.

## **18. Community Power Plan Update**

Director of Programs Santulli provided a PowerPoint presentation regarding the Community Power Plan ("Plan"), highlighting the creation process and timeline, program strategy: short-term (FY 23/24 – FY 24/25) and mid-term (FY 25/26 0 FY 26/27), the commitment to communities of concern, and the next steps.

Following Board questions and comments, no action was taken.

## **19. Regional Energy Network Progress Update**

Director of Programs Santulli provided an update on the progress of the Regional Energy Network (REN), highlighting the existing REN programs, the REN business plan requirements, the REN formation timeline, and the next steps.

Following Board questions and comments, no action was taken.

## **20. Community Advisory Committee Quarterly Report**

Public Outreach Associate Abrenica provided an update on the CAC's proceedings, efforts, and accomplishments for the quarter ending January 31, 2023.

Following Board questions and comments, no action was taken.

### **REPORTS BY CHIEF EXECUTIVE OFFICER AND GENERAL COUNSEL**

CFO/Treasurer Washington reported on SDCP's ongoing efforts and recent activities and events.

### **DIRECTOR COMMENTS**

There were no Director comments.

### **ADJOURNMENT**

Chair LaCava (City of San Diego) adjourned the meeting at 6:57 p.m.

Megan Wiegelman, CMC  
City Clerk, City of La Mesa