

AGENDA

REGULAR MEETING OF THE BOARD OF DIRECTORS OF SAN DIEGO COMMUNITY POWER (SDCP)

April 23, 2020

5:00 p.m.

DUE TO THE STAY AT HOME ORDER IN CALIFORNIA AND IN ACCORDANCE WITH THE GOVERNOR'S EXECUTIVE ORDERS N-25-20 AND N-29-20, MEMBERS OF THE SDCP BOARD OF DIRECTORS WILL BE PARTICIPATING REMOTELY FOR THIS MEETING AND THERE WILL BE NO LOCATION FOR IN-PERSON ATTENDANCE. SDCP IS PROVIDING ALTERNATIVES TO IN-PERSON ATTENDANCE FOR VIEWING AND PARTICIPATING IN THE MEETING. FURTHER DETAILS ARE BELOW.

Note: Any member of the public may provide comments to the San Diego Community Power Board of Directors on any agenda item or on a matter not appearing on the agenda, but within the jurisdiction of the Board. Public comments must be submitted using this ([web form](#)). Please indicate whether your comment is on a specific agenda item or a non-agenda item. When providing comments to the Board, it is requested that you provide your name and city of residence for the record. Commenters are requested to address their comments to the Board as a whole through the Chair. Comments are limited to four hundred (400) words on the form. If you have anything that you wish to be distributed to the Board, please provide it to the Board Clerk via info@sdcommunitypower.org, who will distribute the information to the Members. It is requested that comments and other information be provided at least two (2) hours before the start of the Board meeting. All comments received by such time will be provided to the Board members in writing. In the discretion of the Chair, the first ten (10) comments received on each agenda item, or on non-agenda matters, may be read into the record at the meeting. Comments received after the two (2) hour limit will be collected, sent to the Board members in writing, and be part of the public record.

The public may participate using the following remote options:

Teleconference Meeting Webinar

<https://zoom.us/j/99924845932>

Telephone (Audio Only)

(669) 900 6833 or (346) 248 7799 | Webinar ID: 999 2484 5932

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

ITEMS TO BE ADDED, WITHDRAWN OR REORDERED ON THE AGENDA

PRESENTATION

Presentation from the City of San Diego on its Franchise Agreement negotiations with San Diego Gas & Electric

PUBLIC COMMENTS

Opportunity for members of the public to address the Board on any items not on the agenda but within the jurisdiction of the Board. Members of the public may use the web form noted above to provide a comment.

CONSENT CALENDAR

(Item 1)

All matters are approved by one motion without discussion unless a member of the Board of Directors requests a specific item to be removed from the Consent Agenda for discussion. A member of the public may use the web form noted above to comment on any item on the Consent Agenda.

1. Approval of the minutes for the Board of Directors of San Diego Community Power Regular Meeting held Thursday, February 27, 2020

REGULAR AGENDA

The following items call for discussion or action by the Board of Directors. The Board may discuss and/or take action on any item listed below if the Board is so inclined.

2. Operations and Administration Report from the Interim Executive Officer

Receive update on various operational and administrative activities and file this report. Report includes:

- COVID-19 Impact
- Vendor RFPs
- Discussions with SDG&E and Other Compliance Matters
- Regulatory Update

3. Ad Hoc Subcommittee Update on Chief Executive Officer Recruitment

Receive report and provide direction as needed.

4. Report from Finance and Risk Management Committee

Receive report and committee recommendations regarding banking agreement and customer phasing schedule.

5. Review of San Diego Community Power Bylaws

Discuss and provide direction on draft SDCP Bylaws. Direct staff to provide SDCP Member Agencies with a copy of the proposed Bylaws and place the Bylaws on a future SDCP agenda for final approval.

6. Review and Approve Procurement Policy

Adopt Resolution No. 2020-02 adopting a Procurement Policy for SDCP.

7. Review and Approve Policy on Delegation of Authority to Chief Executive Officer For Regulatory and Legislative Matters

Adopt Resolution No. 2020-03 adopting a policy on delegation of authority to the Chief/Interim Executive Officer on regulatory and legislative matters impacting SDCP functions.

8. Approve Conflict of Interest Code for San Diego Community Power

Adopt Resolution No. 2020-04 adopting a the Conflict of Interest Code for San Diego Community Power and authorize staff to execute the appropriate documents and submit the adopted Code to the Board of Supervisors of San Diego County as SDCP's code-reviewing body and request approval of the Code pursuant to Government Code Section 87303.

9. Approval of Agreements with River City Bank and Emerald Blue for Credit and Banking Services

- a. Authorize the Interim Executive Director to execute an agreement and other necessary documents with River City Bank for credit and banking services in a form approved by the Interim Executive Officer and reviewed and approved as to form by the General Counsel.
- b. Authorize the Interim Executive Director to execute a collateral agreement and other necessary documents with Emerald Blue, LLC in a form approved by the Interim Executive Officer and reviewed and approved as to form by the General Counsel.

10. Approval of Agreement with Calpine Energy Solutions for Data Management and Customer Call Center Services

Authorize the Interim Executive Officer to execute a Data Management and Customer Service Center agreement with Calpine Energy Solutions, LLC for a three-year term (with optional one-year extension) beginning in March 2021 in a form approved by the Interim Executive Officer and reviewed and approved as to form by the General Counsel.

11. Approval of CCA Registration and Bond Agreement

- a. Authorize the Interim Executive Officer to execute the Community Choice Aggregator (CCA) Service Agreement between SDCP and SDG&E.
- b. Authorize River City Bank to post the \$100,000 bond with CPUC.
- c. Authorize staff to submit SDCP's CCA Registration Packet to CPUC for approval.

12. Approval of Community Advisory Committee nominees

Approve nominees from member cities to serve as members of the SDCP Community Advisory Committee.

DIRECTOR COMMENTS

Board Members may briefly provide information to other members of the Board and the public, ask questions of staff, request an item to be placed on a future agenda, or report on conferences, events, or activities related to SDCP business. There is to be no discussion or action taken on comments made by Directors unless authorized by law.

REPORTS BY MANAGEMENT AND GENERAL COUNSEL

SDCP Management and General Counsel may briefly provide information to the Board and the public. The Board may engage in discussion if the specific subject matter of the report is identified below, but the Board may not take any action other than to place the matter on a future agenda. Otherwise, there is to be no discussion or action taken unless authorized by law.

CLOSED SESSION

13. Public Employment

Title: Chief Executive Officer

14. Conference with Labor Negotiators

Agency designated representative: Shawn Marshall, LEAN
Unrepresented employee: Chief Executive Officer

ADJOURNMENT

Compliance with the Americans with Disabilities Act

SDCP Board of Directors meetings comply with the protections and prohibitions of the Americans with Disabilities Act. Individuals with a disability who require a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may contact (858) 492-6005 or info@sdcommunitypower.org. Requests for disability-related modifications or accommodations require different lead times and should be provided at least 72-hours in advance of the public meeting.

Availability of Board Documents

Copies of the agenda and agenda packet are available at www.sdcommunitypower.org/board-meetings. Late-arriving documents related to a Board meeting item which are distributed to a majority of the Members prior to or during the Board meeting are available for public review as required by law. Until SDCP obtains offices, those public records are available for inspection at the City of San Diego Sustainability Department, located at 1200 Third Ave., Suite 1800, San Diego, CA 92101. However, due to the Governor's Executive Orders N-25-20 and N-29-20 and the need for social distancing, that is now suspended and can instead be made available electronically at info@sdcommunity.org. The documents may also be posted at the above website. Late-arriving documents received during the meeting are available for review by making an electronic request to the Board Secretary via info@sdcommunitypower.org.