



Board of Directors

Special and Regular Meeting

December 17th , 2020



Special Meeting Agenda

Call to Order

Roll Call

Public Comments on Closed Session Items

Closed Session

**1. Conference with Legal Counsel – Existing
Litigation**

Pursuant to Government Code Section 54956.9(d)(1)

Name: SDG&E ERRA Forecast Proceeding (A. 20-04-014)

**2. Conference with Legal Counsel – Anticipated
Litigation**

Initiation of litigation pursuant to Government Code
Section 54956.9(d)(4)

One (1) potential case

Report from Closed Session

Adjournment

Closed Session

Closed Session

1. Conference with Legal Counsel – Existing Litigation

Pursuant to Government Code Section 54956.9(d)(1)

Name: SDG&E ERRA Forecast Proceeding (A. 20-04-014)

2. Conference with Legal Counsel – Anticipated Litigation

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One (1) potential case

Special Meeting Agenda

**Report from Closed Session
Adjournment**

Regular Meeting Agenda

Welcome and Oath of Office for Mayor Dedina

Call to Order

Pledge of Allegiance

Roll Call

Items to be Added, Withdrawn, or Reordered on the Agenda

Public Comments Not on the Agenda

1. (Consent) Approval of Minutes from November Regular Meeting
2. (Consent) Approval of a Social Media Policy
3. (Consent) Approval of a Customer Data Confidentiality Policy
4. (Consent) Approval of the 2021 Board Meeting Schedule by Resolution
5. Approval of a Resolution Recognizing Mark West as a Founding Board Member of San Diego Community Power
6. Operations and Administration Report from the Interim Chief Executive Officer
7. Committee Reports
8. Treasurer's Report – Presentation of First Quarter FY20/21 Financial Results
9. Approval of a Net Energy Metering Program
10. Approval of a Feed-In Tariff Program
11. Approval of a Power Purchase Agreement with SCE; Approval of a Master Power Purchase and Sale Agreements and Lockbox Agreements
12. Appoint Board Members to the Finance and Risk Management Committee for the 2021 Calendar Year



Consent Agenda

- 1. Approval of the minutes of the Regular Meeting of the Board of Directors of San Diego Community Power held on November 19, 2020**
- 2. Approval of a Social Media Policy**
- 3. Approval of a Customer Data Confidentiality Policy**
- 4. Approval of the 2021 Board Meeting Schedule by Resolution**

Item 5

Approval of a Resolution Recognizing Mark West as a Founding Board Member of San Diego Community Power

Recommendation:

Adopt Resolution No. 2020-09 recognizing Mark West as a Founding Board Member of San Diego Community Power

Item 6

Operations and Administration Report from the Interim Chief Executive Officer

Recommendation:

1. Receive and file update on various operational and administration activities
2. Receive and file update on Regulatory Affairs

Item 7

Committee Reports

Recommendation:

1. Receive and file update from the Finance and Risk Management Committee
2. Receive and file update from the Community Advisory Committee

Item 8

Treasurer's Report – Presentation of First Quarter FY20/21 Financial Results

Recommendation:

Receive and file financial update

Item 9

Approval of a Net Energy Metering Program

Recommendation:

Adopt a NEM Program pending subsequent approval of a Net Surplus Compensation

Item 10

Approval of a Feed-In Tariff Program

Recommendation:

1. Adopt initial Feed-In Tariff (FIT) and the related FIT application
2. Authorize staff to work with transactional counsel in developing a FIT Power Purchase Agreement (to be reviewed and approved at a future Board meeting)

Item 11

Approval of Power Purchase Agreement with SCE; Approval of Master Power Purchase and Sale Agreements and Lockbox Agreements

Recommendation:

1. Adopt Resolution No. 2020-10, a Resolution of the Board of Directors of San Diego Community Power Approving a Master Power Purchase Agreement and Sales Confirmation with Southern California Edison and Authorizing the Interim CEO to Execute the Agreement, Confirmation and Related Documents.
2. Adopt Resolution No. 2020-11, a Resolution of the Board of Directors of San Diego Community Power Approving the Edison Electric Institute (EEI) and Western Systems Power Pool (WSPP) Master Purchase and Sale Agreements, Approving a Deposit Account Control Agreement, Security Agreement, and Intercreditor and Agency Collateral Agreement (“Lockbox Agreements”) and Delegating Authority to the Chief Executive Officer to execute EEI and WSPP Master Agreements and Lockbox Agreements with Energy Service Providers in Substantially Similar Form as Approved by General Counsel.

Energy Contracting

SDCP Board of Directors Meeting

December 17, 2020



BEST BEST & KRIEGER
ATTORNEYS AT LAW

Procurement

- Energy
- Renewables
- Resource adequacy



Commercial Transactions

- Master sale & purchase agreements
 - Edison Electric Institute (EEI)
 - Western Systems Power Pool (WSPP)
 - Confirmations
- Power purchase agreements
- Multiple counter-parties
- Lockbox agreements



Terms & Conditions

- Buyer and Seller negotiate price, term, product, delivery point, payment, credit and collateral terms, default, liability, indemnification
- PPAs – long-term, construction and commercial operation milestones, development and performance securities, performance guaranties, curtailment, replacement product



Process

- Enabling process
- Bilateral
- RFOs
- Board adopt agreements subject to RM policy
- Staff can approve confirmations
- Confidentiality



Item 12

Appoint Board Members to the Finance and Risk Management Committee for the 2021 Calendar Year

Recommendation:

Appoint two Board Members to serve on the Finance and Risk Management Committee (FRMC) until December 2021.

Regular Meeting Agenda

Director Comments

**Reports by Management and
General Counsel**

Adjournment



HAPPY
Holidays





Board of Directors

Next Regular Meeting:
January 28th, 2021

