



## AGENDA

### **Regular Meeting of the Board of Directors of San Diego Community Power (SDCP)**

December 17, 2020

5:00 p.m.

Due to the public health orders and guidelines in California and in accordance with the Governor's Executive Orders N-25-20 and N-29-20, 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 SDCP Board of Directors on any agenda item or on a matter not appearing on the agenda, but within the jurisdiction of the Board. **Written public comments or requests to speak during the meeting must be submitted at least one (1) hour before the start of the meeting by using this ([web form](#)).** Please indicate whether your comment is on a specific agenda item or a non-agenda item when submitting your comment or requesting to speak. 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 may be provided in one of the following manners:

1. **Written Comments.** All written comments received at least one (1) hour before the meeting will be provided to the Board members in writing. In the discretion of the Chair, the first ten (10) submitted comments shall be stated into the record of the meeting. Comments received after the one (1) hour limit will be collected, sent to the Board members in writing, and be part of the public record.
2. **Requests to Speak.** Members of the public who have requested to speak at least one (1) hour before the meeting will be recognized at the appropriate time during the meeting. To allow the Chair to call on you, please provide the following minimum information with your request to speak: your name (if attending by videoconference) or telephone number (if attending by phone).

Comments shall be limited to either 400 words, or 3 minutes when speaking. If you have anything that you wish to be distributed to the Board, please provide it via [info@sdcommunitypower.org](mailto:info@sdcommunitypower.org), who will distribute the information to the Members.

The public may participate using the following remote options:

Teleconference Meeting Webinar

<https://zoom.us/j/98634531203>

Telephone (Audio Only)

(669) 900-6833 or (346) 248-7799 | Webinar ID: 986 3453 1203

**Welcome and Oath of Office for Mayor Serge Dedina**

**Call to Order**

**Pledge of Allegiance**

**Roll Call**

**Items to be Added, Withdrawn, or Reordered on the Agenda**

**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 or request to speak.*

**Consent Calendar**

*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 Calendar.*

- 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**

**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.*

- 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.

- 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.

## **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.

## **8. Treasurer's Report – Presentation of First Quarter FY20/21 Financial Results**

Recommendation: Receive and file financial update.

## **9. Approval of a Net Energy Metering Program**

Recommendation: Adopt a NEM Program pending subsequent approval of Net Surplus Compensation.

## **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)

## **11. Approval of Power Purchase Agreement with Southern California Edison; 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.

## **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.

### **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.*

## **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](mailto: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](http://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@sdcommunitypower.org](mailto:info@sdcommunitypower.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](mailto:info@sdcommunitypower.org).