



Board of Directors

Regular Meeting

April 24, 2025

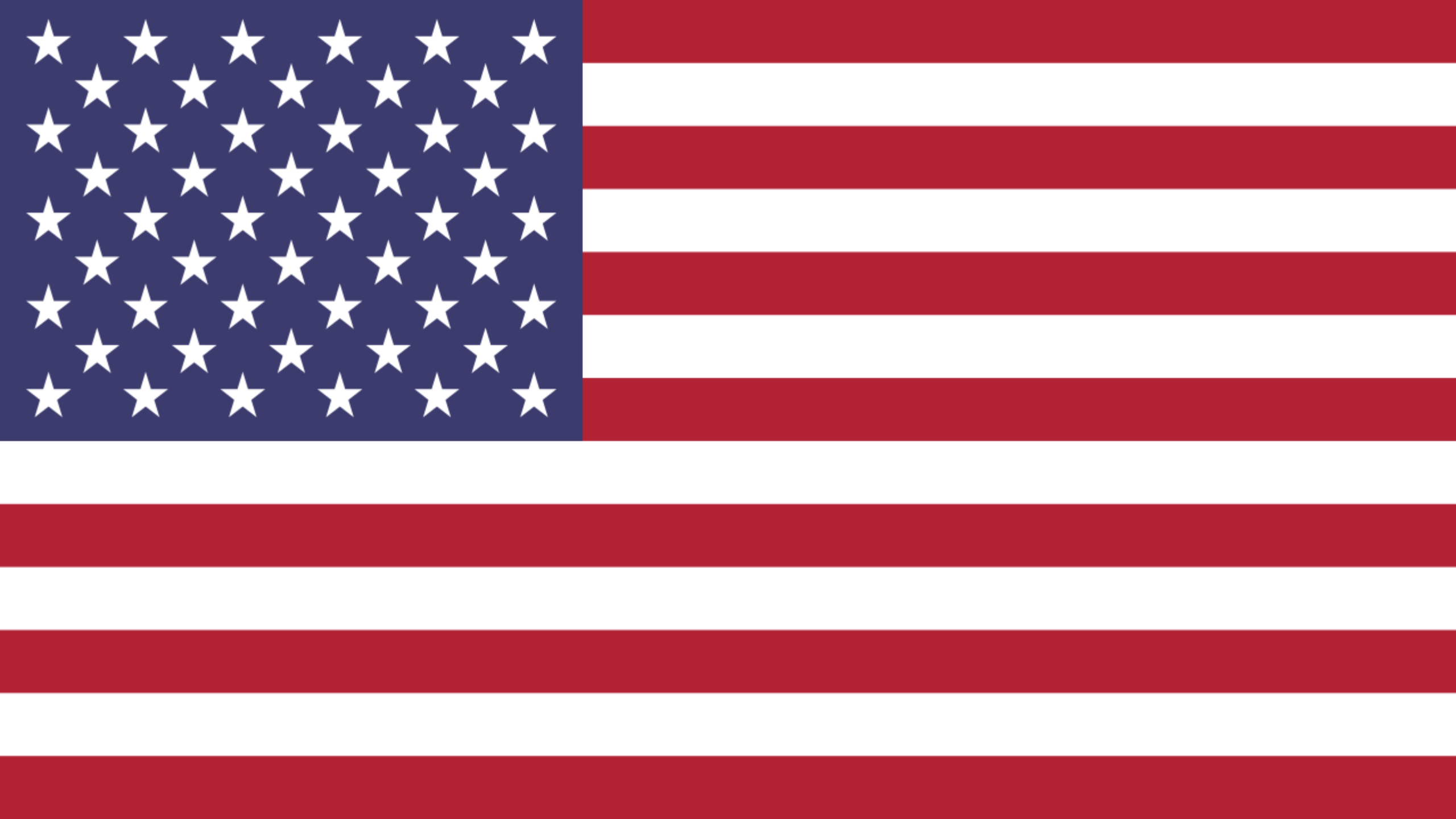




**Welcome
and
Call to
Order**

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Roll Call





Land Acknowledgement

Warm Welcome!



Cody Harrison
Senior Program Associate



Jeb Spengler
Strategic Finance Manager



Marlene Maurer
Senior Program Associate



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Withdrawn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

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Public Comments on non Agenda Items

Consent Calendar

1. **Approve March 27, 2025, Meeting Minutes**
2. **Receive and File Treasurer's Report for Period Ending February 28, 2025**
3. **Receive and File Update on Programs**
4. **Receive and File Update on Power Services**
5. **Receive and File Update on Customer Operations**
6. **Receive and File Update on Human Resources**
7. **Receive and File Update on Marketing, Public Relations, and Local Government Affairs**
8. **Receive and File Community Advisory Committee Monthly Report**



Public Comment on Consent Calendar

Regular Agenda

9. **Quarterly Update on Regulatory and Legislative Affairs**
10. **Adopt Resolution No. 2025-03, Authorizing the Chief Executive Officer to: (1) Execute the Memorandum of Understanding (“MOU”) in Substantially Final Form with Los Angeles County, through its Internal Services Department and to Negotiate and Execute any Amendments, Extensions or Renewals of the MOU; (2) Accept, Appropriate, and Expend the Equitable Building Decarbonization (“EBD”) Funds in an Amount not to exceed \$1,409,316 in the FY 2025-26 Capital Budget and FY 2025-29 Capital Investment Plan; and (3) Take all Necessary Action to Administer, Monitor, Manage and Ensure Compliance with the MOU and to Negotiate and Execute Agreements with Third-Parties to Implement the MOU or Use of Funds in Accordance with Applicable Policies, Including the Procurement Policy**
11. **Updates to San Diego Community Power Board and Committee Compensation and Reimbursement Policy**

Item No. 9

Quarterly Update on Regulatory and Legislative Affairs

Recommendation:

Receive and File Quarterly Update on Regulatory and Legislative Affairs.

Presenters:

Laura Fernandez, Senior Director of Regulatory and Legislative Affairs

Patrick Welch, Associate Director of Legislative Affairs

Aisha Cervantes Cissna, Senior Policy Manager

Dean Kinports, Senior Strategic Policy Manager

Stephen Gunther, Regulatory Manager

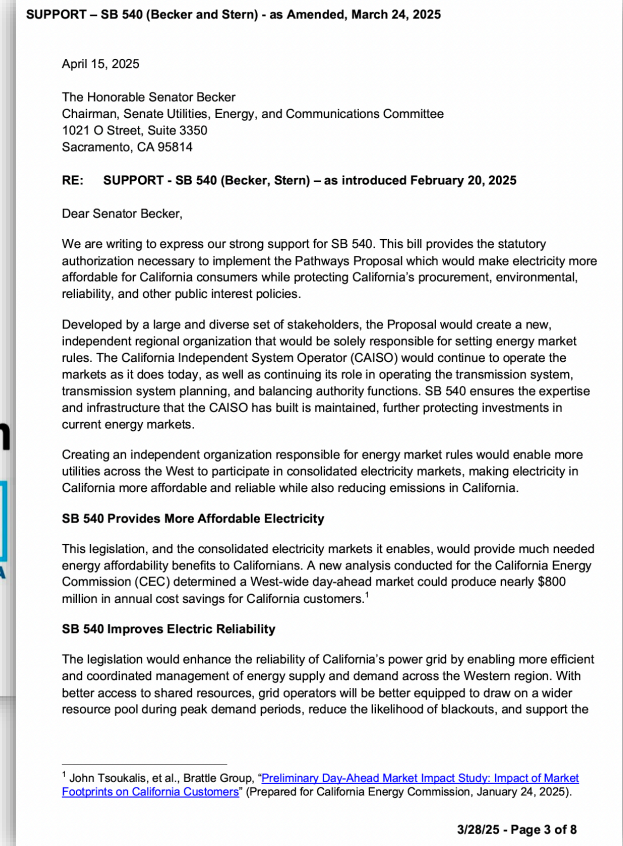
State Legislative Update

Legislation Community Power is Supporting

- **AB 259 (Rubio):** Extending the sunset date on public agency teleconferencing protocols
- **SB 239 (Arreguin):** Teleconferencing standards for subsidiary bodies
- **SB 302 (Padilla):** Inflation Reduction Act tax conformity
- **SB 330 (Padilla):** Public financing of transmission powerlines
- **SB 540 (Becker):** Participation in a regional electricity market
- **SB 710 (Blakespear):** Property taxes on behind the meter solar + storage



SB 540 (Becker) coalition letter



¹ John Tsoukalis, et al., Brattle Group, "Preliminary Day-Ahead Market Impact Study: Impact of Market Footprints on California Customers" (Prepared for California Energy Commission, January 24, 2025).

State Legislative Update

State Budget & Funding

- **Support for California Energy Commission's Distributed Electricity Backup Assets (DEBA):** \$180 million could become available if the Legislature approves the Governor's budget request.
- **Working to unlock residential battery storage funds for disadvantaged communities:** Legislature provided \$280 million to the CPUC in 2023, but CPUC rules have so far excluded CCA customers.
- **Support for energy efficiency programs that reduce customer bills, enhance grid reliability, and reduce emissions:** Community Power is part of a coalition advising the Legislature to preserve key energy efficiency programs.



Energy efficiency coalition letter

State Legislative Update

Tracking Energy Storage Safety Legislation

- **SB 283 (Laird):** Fire department inspections, safety standards, and installing in noncombustible buildings.
- **AB 303 (Addis):** No installation within 3,200 feet of sensitive receptors and environmentally sensitive sites and prohibit state-level siting.
- **AB 434 (DeMaio):** 2-year moratorium while the State Fire Marshall adopts guidelines and minimum standards.
- **AB 588 (Patel):** Working group to recommend potential safety solutions to the Building Code.
- **AB 841 (Patel):** Working group to develop recommendations about personal protective equipment used by firefighters when responding to lithium-ion batteries.
- **AB 1285 (Committee on Emergency Management):** State Fire Marshal development of fire prevention, response, and recovery measures.

Federal Update

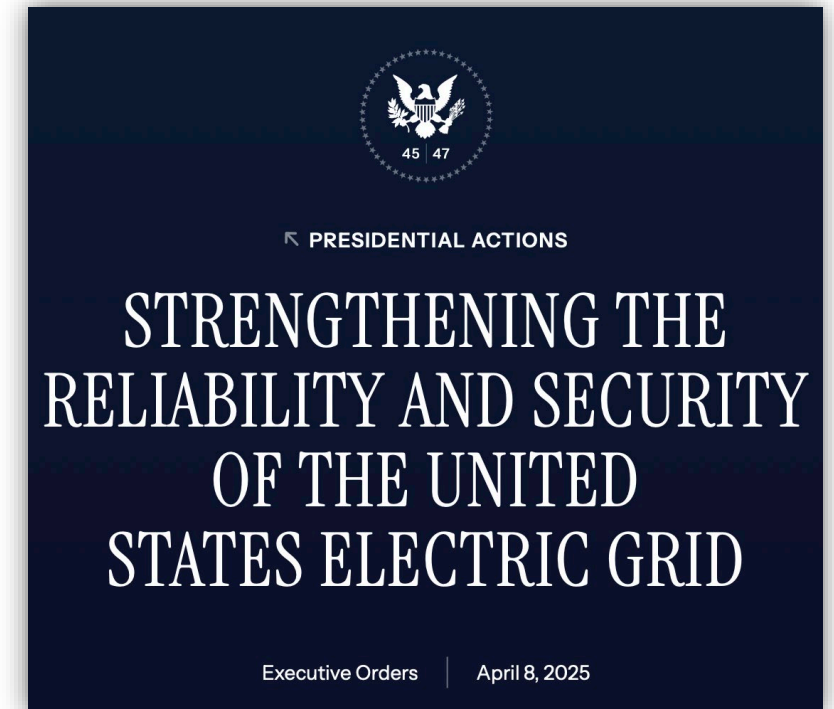
Overview

- The 117th Congress and previous Administration passed significant legislation that expanded and extended clean energy tax credits and advanced clean energy funding solutions: The Inflation Reduction Act (IRA) and the Infrastructure Investment and Jobs Act (IIJA).
- Since the new (119th) Congress and Administration has taken office in January, Community Power staff has actively been tracking relevant energy policy developments.
- Fluid situation with activity happening through executive orders, pending action in Congress, and through the Courts.
- Community Power staff is coordinating with other California CCAs and the Local Energy Aggregation Network (LEAN) to advance to our priorities and protect the interests of our customers and communities.

Federal Update

Executive Orders

- Import tariffs on Chinese goods, steel and aluminum, and minimum 10% tariff on all countries.
- **Unleashing American Energy (January):** Paused IRA and IIJA disbursements and repeals prior executive actions on climate change.
- **Declaring a National Energy Emergency (January):** Enhanced the production/generation of domestic energy sources.
- **Protecting American Energy from State Overreach (April):** U.S. Attorney General will identify all state/local laws burdening domestic energy production and take all appropriate actions.
- **Strengthening the Reliability and Security of the U.S. Electric Grid (April):** U.S. Dept. of Energy will analyze bulk grid reserve margins and retain generation in areas deemed at risk.



Federal Update

IRA Funding Status

Community Power is not the direct recipient of any federal funds, but is tracking three federal funding streams that present potential incentive stacking opportunities:

- **Solar 4 All:** \$249 million through the CPUC, of which \$190.2 million may be available to offset the costs of community solar projects.
- **Home Efficiency Rebates (HOMES):** \$291 million program through the CEC to pay for whole home upgrades. The CEC's plan is pending and \$89.4 million may be "braided" with the Equitable Building Decarbonization funding for the Southern California region that will be discussed in the next agenda item.
- **Home Electrification and Appliance Rebates (HEERA):** \$290 million statewide program through the CEC to help low to moderate income households pay for energy efficient equipment and appliances, such as heat pumps.

Federal Update

Potential Congressional Actions

- **Budget reconciliation:** Congress working to identify \$1.5 - \$4.5 trillion in budget savings over 10 years by Memorial Day (May 26).
- **The process could target energy tax credits:** Eliminating clean energy tax credits could result in budget savings of \$870 billion over 10 years.
- **Wholesale power tax credits:** Investment tax credit (ITC) and production tax credit (PTC) provide a 30% credit for energy projects, and 10% "adders" for energy communities and for domestic content standards.

Repealing the "Inflation Reduction Act"

Dismantling the IRS Expansion:

- The IRA allotted \$80 billion in new IRS funding—more than six times the agency's annual budget.
- The best way to ensure tax compliance is to simplify the tax code, not supercharge the bureaucracy—which is why our budget eliminates the IRS funding.

Ending Green Corporate Welfare:

- The IRA included hundreds of billions in taxpayer dollars for various Green New Deal initiatives.
- These green energy tax giveaways and the Biden Administration's new emissions rule are expected to cost at least \$870 billion through 2031—over double the original projection of \$400 billion.
- Our budget proposes to reel in this wasteful spending so that all Americans can benefit, not just those on Wall Street or within the Chinese Communist Party.

Rolling Back Obamacare Subsidies for the Highest Earners:

- The IRA spent over \$64 billion to expand Washington-controlled health care, including for some of our nation's highest earners.
- Our budget supports saving taxpayers billions of dollars by reinstating the income eligibility limit to ensure government assistance is tailored to those most in need.

Source: House Budget Committee FY25-34 Budget Resolution One Pager

Federal Update

Potential Congressional Actions Cont'd

- **Consumer-level energy tax credits:** Home Energy Efficiency Improvement Credit (HEEIC) saves homeowners money on improvements like more efficient electric hot water heaters, and the Residential Clean Energy Credit (RCEC) provides a 30% tax credit for residential solar and storage assets.
- **Tax-exempt municipal bonds.** These bonds underpin pre-pay transactions and support municipal investments across the entire U.S.

Federal tax credits



Your benefit

You can get a tax credit of up to 30% of the price of many home energy upgrades. You'll get this money when you file your taxes.

How to claim your credits

1. Find out what credits you can claim at [Rewiring America](#).
2. Claim the credit when you prepare your federal taxes.
 - If you use a tax preparation service (like TurboTax or TaxSlayer), look for the residential energy credits in the credits section.
 - If someone prepares your taxes for you, tell them you made home energy upgrades.
 - If you do your own taxes, file [Form 5695](#) with your federal tax return.

Source: climateaction.ca.gov/home-energy

Federal Update

Potential Congressional Actions Cont'd



Ending Intermittent Energy Subsidies Act

The ***Ending Intermittent Energy Subsidies Act***, led by Rep. Julie Fedorchak (R-ND), would responsibly phase out the “Inflation Reduction Act’s” (IRA) production and investment tax credits for wind and solar over five years. These subsidies, once intended to jumpstart emerging energy technologies, now represent excessive, unnecessary federal spending that distorts energy markets and threatens grid reliability.

(HR 2838)

Congress of the United States

Washington, DC 20515

March 9, 2025

The Honorable Jason Smith
Chairman
Ways & Means Committee
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Smith:

As Members of the House Republican Conference, we write to emphasize the importance of prioritizing energy affordability for American families and keeping on our current path to energy dominance amid efforts to repeal or reform current energy tax credits.

We strongly support the Administration’s America First national energy dominance initiative. Continued energy expansion and innovation is necessary to bolster national security, create good-paying American jobs, and guarantee energy independence. The United States continues to produce energy from a myriad of sources that are cleaner and more efficient than anywhere else in the world. As our conference has long believed, an all-of-the-above energy approach, combined with a robust advanced manufacturing sector, will help support the United States’ position as a global energy leader.

Countless American companies are utilizing sector-wide energy tax credits – many of which have enjoyed broad support in Congress – to make major investments in domestic energy production and infrastructure for traditional and renewable energy sources alike. Both our constituencies and the energy industry alike remain concerned about disruptive changes to our nation’s energy tax structure. Many credits were enacted over the course of a ten-year period, which allowed energy developers to plan with these tax incentives in mind. These timelines have been relied upon when it comes to capital allocation, planning, and project commitments, all of which would be jeopardized by premature credit phase outs or additional restrictive mechanisms such as limiting transferability. As energy demand continues to skyrocket, any modifications that inhibit our ability to deploy new energy production risk sparking an energy crisis in our country, resulting in drastically higher power bills for American families. This is especially true for energy credits with direct passthrough benefit to ratepayers, where such repeals would increase utility bills the very next day. As our conference works to make energy prices more affordable, tax reforms that would raise energy costs for hard working Americans would be contrary to this goal. Further, affordable and abundant energy will be critical as the President works to onshore domestic manufacturing, supply chains, and good paying jobs, particularly in Republican run states due to their business-friendly environments. Pro-energy growth policies will directly support these objectives.

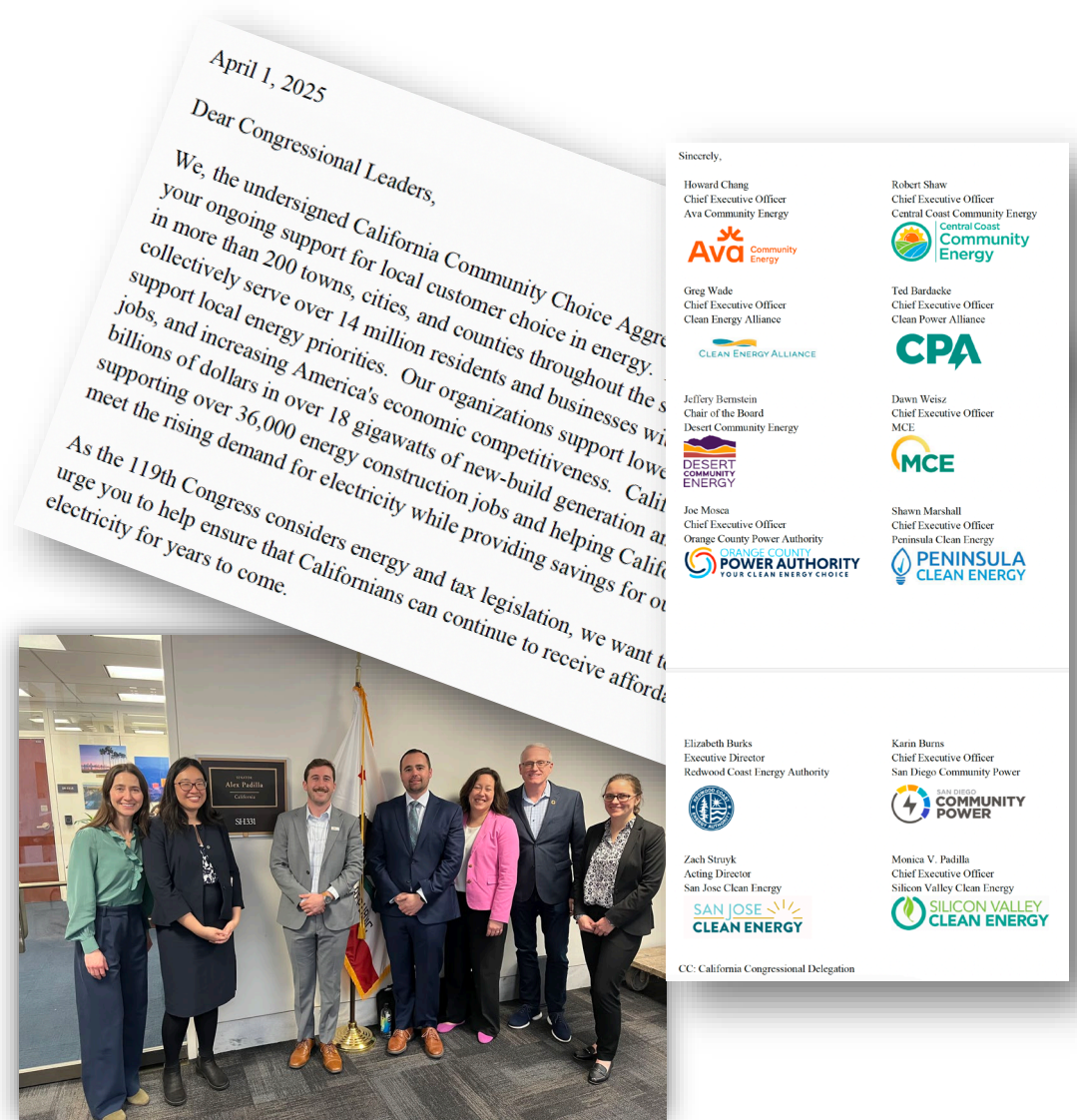
At the same time, there are plenty of shortcomings in our tax code that can and should be addressed to rein in spending and promote fiscal responsibility in the upcoming reconciliation bill.

With all this in mind, we request that any proposed changes to the tax code be conducted in a targeted and pragmatic fashion that promotes conference priorities without undoing current and

Federal Update

Community Power Federal Activities

- Joint CCA Congressional Letter advanced the following priorities:
 - Maintain tax-exempt status for municipal bonds
 - Preserve federal energy tax incentives, such as the ITC, PTC, HEEIC, RCEC, and the Clean Vehicle Credits
 - Streamline transmission development
 - Tariffs could create new affordability headwinds
 - Uphold existing lease contracts and federal grant commitments



Regulatory & Legislative Update

Order Instituting Rulemaking to Establish Policies, Processes, and Rules to Ensure Safe and Reliable Gas Systems in California and Perform Long-Term Gas System Planning

- **Proceeding purpose**
 - Facilitate decarbonization activities over time in a way that supports equity, safety, affordability, reliability, and price spikes
- **Key interests**
 - Gas distribution planning data to support CCA load planning
 - Development of priority zones for neighborhood decarbonization pilots (Senate Bill 1221)



(Michael Macor/The San Francisco Chronicle via Getty Images)

Regulatory & Legislative Update

Smart Meter Decision Petition for Modification Requesting SDG&E to Continue to Provide Real-Time Data to Customers

Background: Real-Time Energy Usage Data Access

In 2007, the California Public Utilities Commission authorized SDG&E's Smart Meter Program, one of the key benefits cited was giving customers access to real-time energy usage data through Home Area Network (HAN) devices.

HAN devices connect smart meters and allow customers to monitor their energy use in real-time, allowing customers to:

- Monitor and adjust energy usage in real-time
- Participate in demand response and dynamic pricing programs
- Lower their bills and carbon footprint

Regulatory & Legislative Update

Smart Meter Decision Petition for Modification Requesting SDG&E to Continue to Provide Real-Time Data to Customers

What is SDG&E Doing (or Not Doing)

SDG&E ended their support of the ZigBee-based HAN reconnections and new requests for connections, leaving customers without real-time data access

SDG&E will restore this functionality when it deploys next-generation smart meters (wifi enabled), which is likely years away

In the meantime:

- Customers who lose their connection are permanently disconnected in this interim period
- Customers cannot request new HAN connections

Regulatory & Legislative Update

Smart Meter Decision Petition for Modification Requesting SDG&E to Continue to Provide Real-Time Data to Customers

What is a Petition for Modification (PFM)?

A procedural request to the California Public Utilities Commission (CPUC) to make changes to or clarify the text of an issued decision.

It is used when circumstances have changed, or when a decision's implementation is unclear or flawed.

Community Power filed the PFM because:

- SDG&E is out of compliance with previous CPUC orders
- Customers are being denied a benefit that they have already paid for
- CPUC's recent denial of SDG&E's Smart Meter upgrades was denied in their recent General Rate Case and must be refiled as a separate application

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA	
Application of Pacific Gas and Electric Company (U39E) for Approval of its Demand Response Programs, Pilots and Budgets for Program Years 2023-2027.	Application No. 22-05-002
And Related Matters.	Application 22-05-003 Application 22-05-004
PETITION FOR MODIFICATION OF DECISION 22-12-009 OF CLEAN ENERGY ALLIANCE, SAN DIEGO COMMUNITY POWER AND MISSION:DATA COALITION, INC	

Overview of the PFM

The petition asks the CPUC to clarify and modify the previous decision to require SDG&E to:

- Reconnect existing HAN devices that lose connection
- Honor new customer requests for HAN pairing
- Continue these services until WiFi-enabled smart meters are installed

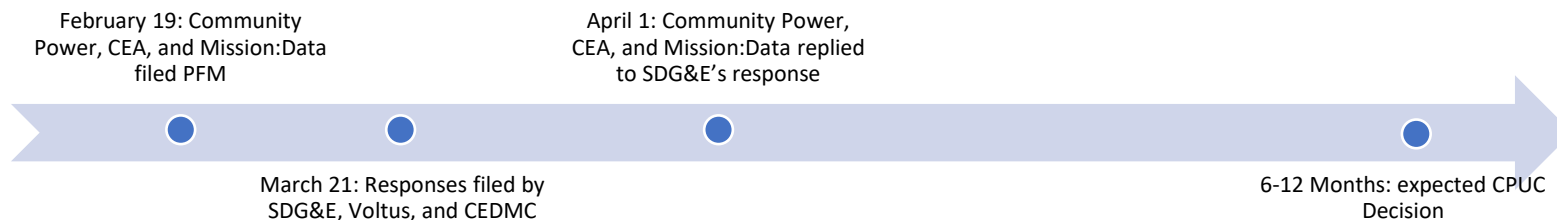
Regulatory & Legislative Update

Smart Meter Decision Petition for Modification Requesting SDG&E to Continue to Provide Real-Time Data to Customers

Community Power Interests: Real-time usage data supports customer empowerment, demand flexibility, affordability, and decarbonization

- Community Power views such data as a critical tool that allows retail electric customers to make informed decisions about their energy usage, respond effectively to dynamic rate signals, and shift their load in ways that align with State of California decarbonization objectives and Community Power's own policy goals
- Community Power supports customers' ability to leverage granular, real-time meter data, so customers can adjust usage during peak times, take advantage of lower-cost off-peak periods, and better integrate on-site and community-level renewable resources

Timeline and Next Steps



Regulatory & Legislative Update

Order Instituting Rulemaking to Update and Reform Energy Resource Recovery Account and Power Charge Indifference Adjustment Policies and Processes

On February 20, 2024, the California Public Utilities Commission (CPUC) voted to open a new order instituting rulemaking (OIR) on the Power Charge Indifference Adjustment (PCIA) and other matters related to the Energy Resource Recovery Account (ERRA) annual forecast and compliance proceedings.

- **PCIA:** Ratemaking element to ensure indifference to all customers, bundled and unbundled, to avoid cost shifts when load departs the incumbent utility to another load serving entity, such as a CCA, by having all customers pay their share of legacy costs.



Source: CalCCA

Regulatory & Legislative Update

Order Instituting Rulemaking to Update and Reform Energy Resource Recovery Account (ERRA) and Power Charge Indifference Adjustment (PCIA) Policies and Processes

Rulemaking Goals and Structure:

- Consider improvements to existing ERRA and PCIA rules and processes
- Identify ways to mitigate rate volatility
- Ensure indifference between bundled and departed customers
- Provide policy guidance for forecast ratemaking proceedings

Track 1 is focused on possible adjustments to the Resource Adequacy Market Price Benchmarks for use in 2026 rates

Track 2 will consider additional long-term revisions to ERRA and PCIA rules and processes

Regulatory & Legislative Update

Order Instituting Rulemaking to Update and Reform Energy Resource Recovery Account (ERRA) and Power Charge Indifference Adjustment (PCIA) Policies and Processes

Parties filed opening comments on March 18 and reply comments on April 2

Community Power's trade association, the California Community Choice Association (CalCCA), made the following overarching arguments:


- The California Public Utilities Commission (CPUC) has an obligation to ensure indifference for both bundled and unbundled customers.
- Overall customer affordability will not be achieved through modifications to the Resource Adequacy Market Price Benchmarks (RA MPB).
 - In today's PCIA framework, lowering bundled customers' rates only increases departed customers' rates.
- Any CPUC Decision on the staff proposals must be based on transparent data and modeling demonstrating the rate impacts on bundled and unbundled customers.
- CalCCA also addressed the five staff proposals for modifying the RA MPB.

Regulatory & Legislative Update

Order Instituting Rulemaking to Update and Reform Energy Resource Recovery Account (ERRA) and Power Charge Indifference Adjustment (PCIA) Policies and Processes

Next Steps

- A Prehearing Conference was held on April 7, 2025, and a Scoping Memo and Ruling for was issued the following day.
 - Opening Briefs are due April 21 and Reply Briefs are due April 30.
- It is anticipated that a proposed decision on Track One will be issued in **May 2025**
 - The goal is to address the Resource Adequacy Market Price Benchmarks (RA MPB) in time for Energy Division to provide revised RA MPB inputs in time for the October ERRA Updates (for use in 2026 rates)
- Community Power continues to analyze potential rate impacts of various proposals

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Public Comment on Item No. 9

Item No. 10

Adopt Resolution No. 2025-03, Authorizing the Chief Executive Officer to: (1) Execute the Memorandum of Understanding (“MOU”) in Substantially Final Form with Los Angeles County, through its Internal Services Department and to Negotiate and Execute any Amendments, Extensions or Renewals of the MOU; (2) Accept, Appropriate, and Expend the Equitable Building Decarbonization (“EBD”) Funds in an Amount not to exceed \$1,409,316 in the FY 2025-26 Capital Budget and FY 2025-29 Capital Investment Plan; and (3) Take all necessary Action to Administer, Monitor, Manage and Ensure Compliance with the MOU and to Negotiate and Execute Agreements with Third-Parties to Implement the MOU or Use of Funds in Accordance with Applicable Policies, Including the Procurement Policy

Recommendation:

Adopt Resolution No. 2025-03, Authorizing the Chief Executive Officer to: (1) Execute the Memorandum of Understanding (“MOU”) in substantially final form with Los Angeles County, through its Internal Services Department and to negotiate and execute any amendments, extensions or renewals of the MOU; (2) accept, appropriate, and expend the Equitable Building Decarbonization (“EBD”) funds in an amount not to exceed \$1,409,316 in the FY 2025-26 Capital Budget and FY 2025-29 Capital Investment Plan; and (3) take all necessary action to administer, monitor, manage and ensure compliance with the MOU and to negotiate and execute agreements with third-parties to implement the MOU or use of funds in accordance with applicable policies, including the Procurement Policy.

Equitable Building Decarbonization (“EBD”) Direct Install Program

- No-cost, direct installation of decarbonization measures and equipment that:
 - Electrify homes by replacing existing gas-fired appliances
 - Increase the homes’ energy efficiency
 - Conduct basic remediation and safety upgrades
 - Upgrade electric panels

Types of No-Cost Measures



Heating and Cooling



Water Heating



Cooking



Laundry



Lighting



Building Envelope



Electrical

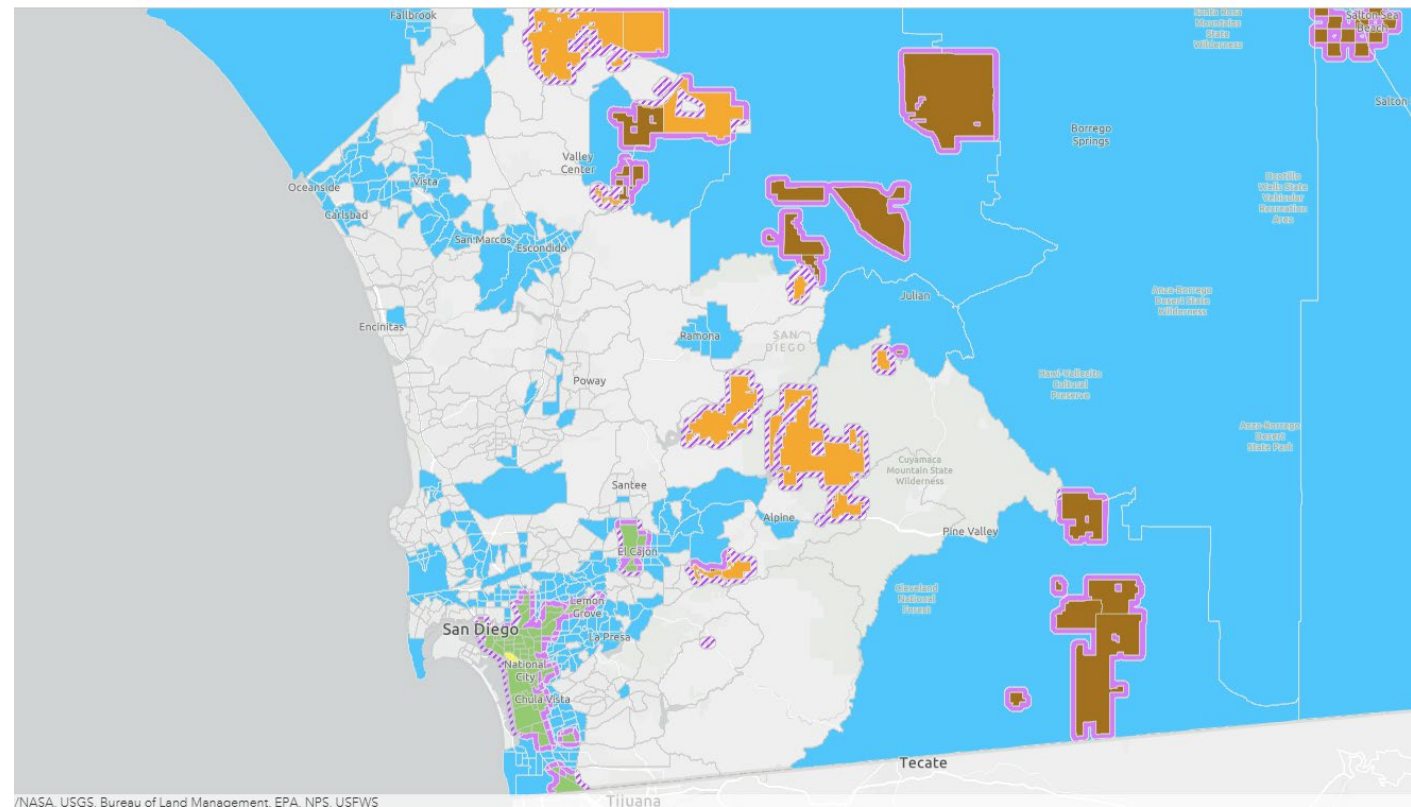


Remediation and Safety

Equitable Building Decarbonization (“EBD”) Direct Install Program

- Available to low-to-moderate income residential households in Disadvantaged and/or Low-Income Communities:
 - Single-family homes (renters)
 - Multi-family homes (renters & condos)
 - Mobile/manufactured homes

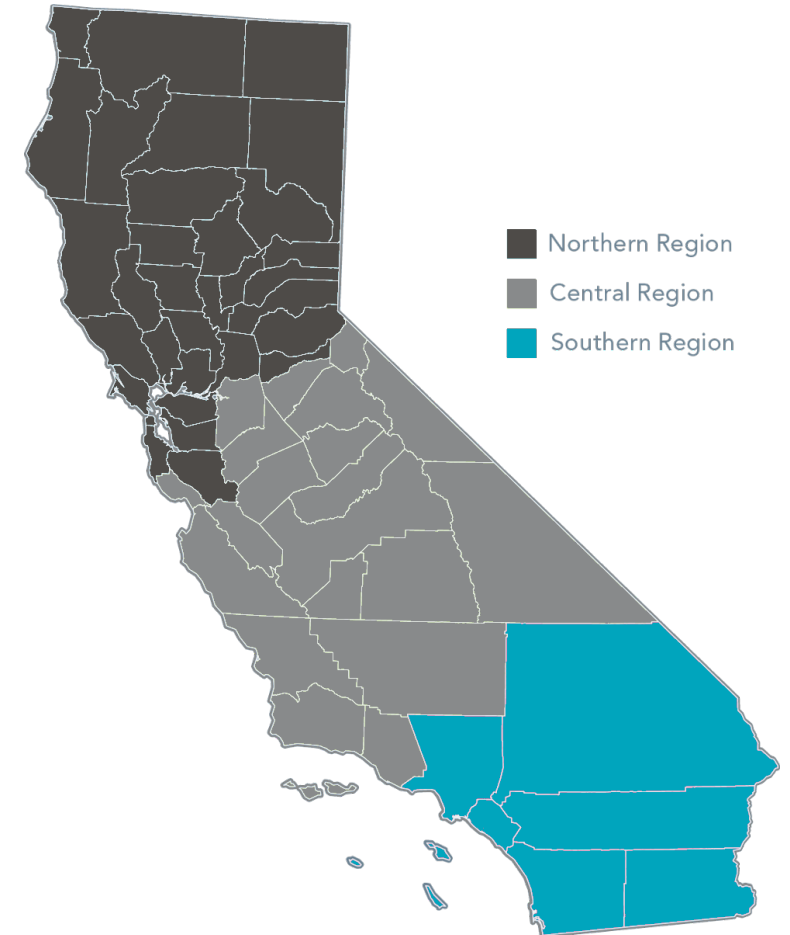
California Climate Investments Priority Populations Mapping Tool 4.0



/NASA, USGS, Bureau of Land Management, EPA, NPS, USFWS

Equitable Building Decarbonization (“EBD”) Direct Install Program

- Working with Los Angeles County (“*LA County*”) and Southern California Equitable Building Decarbonization Coalition.
- LA County, through a CEC solicitation, was selected as Program Administrator for the Southern Region.
- Budget of **\$328M** for **Southern Region**.
- Potential to decarbonize 8,000+ homes in SoCal.
- Estimated 1,500 homes in Community Power service territory.
- Estimating up to \$60 million in investments in the territory
(depending on per home costs and number of participating homes)



Equitable Building Decarbonization (“EBD”) Direct Install Program

Under MOU, Community Power will receive and be responsible for:

- **\$737,000** to conduct marketing, outreach, and educational activities to generate awareness and recruit participants through our Power Network.
- Community Power will enter into agreements with 8-15 CBOs within the Power Network to provide this funding to complete promotional and educational activities.
- CEC identifying target communities that are:
 - Vulnerable to extreme climate risks;
 - Exposed to air pollution;
 - Underserved by existing programs; and/or
 - Experience high energy burdens.



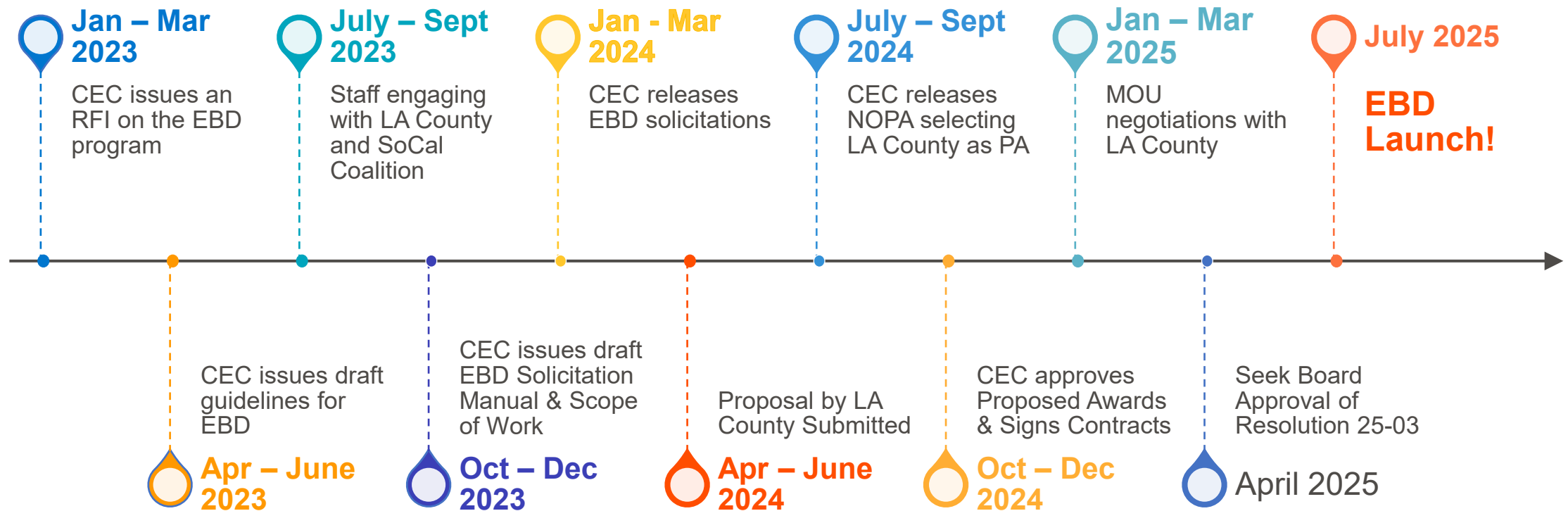
Equitable Building Decarbonization (“EBD”) Direct Install Program

Community Power will also receive and be responsible for:

- **\$663,000** for Community Power staff time to:
 - Support the Power Network
 - Assist LA County in coordinating and integrating other programs
 - *E.g., Smart Home Flex and/or programs from San Diego Regional Energy Network (“SD REN”)*
 - Deliver additional benefits to participants that can help reduce operating costs and further reduce emissions



Equitable Building Decarbonization (“EBD”) Direct Install Program



Equitable Building Decarbonization (“EBD”) Direct Install Program

- **Resolution No. 2025-03, Authorizes the Chief Executive Officer to:**
 - Execute the Memorandum of Understanding with Los Angeles County, through its Internal Services Department;
 - Negotiate and execute any amendments, extensions or renewals of the MOU;
 - Accept, appropriate, and expend \$1,409,316 in Equitable Building Decarbonization (“EBD”) funds in the FY 2025-26 Capital Budget and FY 2025-29 Capital Investment Plan;
 - Take all necessary action to administer, monitor, manage and ensure compliance with the MOU; and
 - Negotiate and execute agreements with third-parties to implement the MOU or use of funds in accordance with applicable policies, including the Procurement Policy.





Public Comment on Item No. 10

Item No. 11

Updates to San Diego Community Power Board and Committee Compensation and Reimbursement Policy

Recommendation:

Adopt Resolution No. 2025-04 amending San Diego Community Power Board and Committee Compensation and Reimbursement Policy (“Policy”) to increase the per diem compensation for advisory committee members; increase the cap on monthly per diem compensation for members who sit on more than one Board, Committee, or Working Group; allow committee members to receive a per diem for activities attended on behalf of Community Power, including outreach.

Presenter:
Chair Paloma Aguirre

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Public Comment on Item No. 11

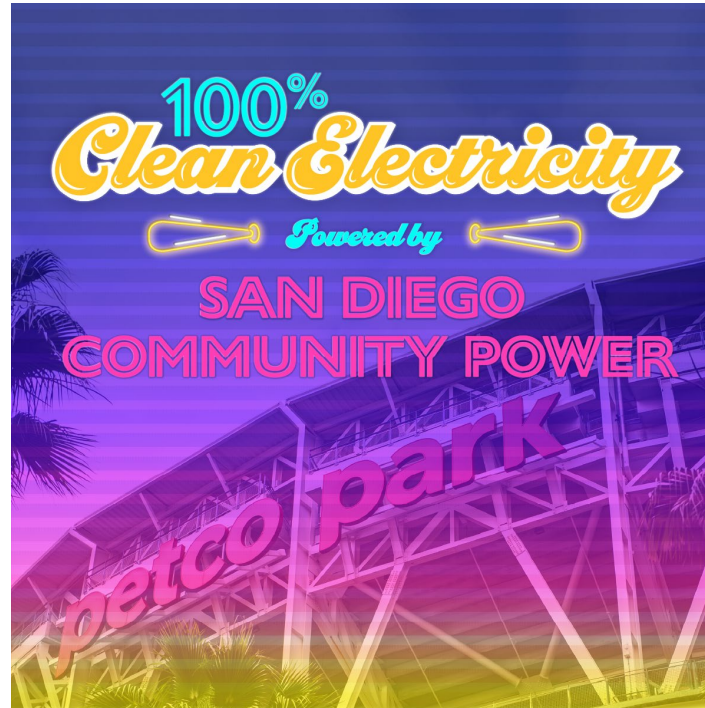


Report by Chief Executive Officer

Happy Earth Day!



South Bay Earth Day



Padres Earth Day Creative



La Mesa Earth Day

Recent Speaking Engagements



New Children's Museum Opening Ceremony



Startup San Diego 1st Mondays

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Directors' Comments



Adjournment



Next Regular Board of Directors Meeting

May 22, 2025

