



Community Advisory Committee Meeting

Monday October 16, 2017

7:00 pm

City of Fremont City Hall

3200 Capitol Ave, Fremont, CA

DRAFT

Summary Minutes

Meetings are accessible to people with disabilities. Individuals who need special assistance or a disability-related modification or accommodation to participate in this meeting, or who have a disability and wish to request an alternative format for the meeting materials, should contact Bruce Jensen, Senior Planner at the County of Alameda, at least 2 working days before the meeting at (510) 670-5400 or Bruce.jensen@acgov.org.

If you have anything that you wish to be distributed to the Committee, please hand it to a member of EBCE staff who will distribute the information to the Committee members and other staff.

- 1. Welcome & Roll Call Present:** Members: Chambers, DeVar, Landry, O'Neil, Padilla, Platt, Rames, Vice-chair Gigliotti and Chair Eldred
- 2.**
- 3. Pledge of Allegiance**
- 4. Public Comment**

This item is reserved for persons wishing to address the Board on any EBCE-related matters that are not otherwise on this meeting agenda. Public comments on matters listed on the agenda shall be heard at the time the matter is called. As with all public comment, members of the public who wish to address the Board are customarily limited to three minutes per speaker.

Al Weinrub – Requested more notice of agendized items to prepare for discussion

Tom Kelly – Spoke regarding the Bay Area Air Quality Management District study and potential for interested cities to enroll in 100% renewable products.

David Bonnaccorsi – Introduced himself as City of Fremont Councilmember, Board of Directors alternate and welcomed the CAC to Fremont

Jessica Tovar – Announced That Clean Power Alliance will be celebrating 10 years of operation in November and will host a Clean Power Healthy Communities conference and a celebration of the publication of the Energy democracy book, which can be purchased at Localcleanenergy.org/register

Barbara Stebbins – Spoke regarding the release of the “Public Banks Local Power” event is available on the friends of the Public bank of Oakland website.

Chair Eldred- Spoke regarding layoffs at Tesla and would like to recognize what is happening in the Fremont community.

CONSENT AGENDA

5. Approval of Minutes:

- **August 1, 2017**

Member Landry motioned to approve the August 1, 2017 minutes as amended:

- **Remove duplicate word in item 6 motion.**

Member DeVar seconded the motion which carried 8/0; Excused: Vice-Chair Gigliotti

REGULAR AGENDA

6. Local Development Business Plan Update (Informational Item)

Jessica Tovar provided a history on how the Local Development Business plan came to be and what the program goals area.

Presented.

Consultants highlighted difficulties receiving data due to delay in contracting data management and identified reasons for delayed submittal and completion date moving to April.

The Committee discussed:

- What can be completed without the missing data
- Preferred process to review LDBP
- Need for information on Consultants reviewing LDBP
- EBCE staffing needs
- Community review before finalizing LDBP

Jessica Tovar- Would like to know when the community can see a draft and when will the community be able to provide input.

Barbara Stebbins – Spoke regarding the LDBP review process and need to include community in review.

Ernie Pacheco – Spoke regarding the PG&E not providing the data? What can be done to assist? Is it a financial issue? What is causing the problem? Would like to push for an open public process for the LDBP. Would like more transparent process?

Van Rainey – Spoke regarding concerns with LDBP review process

Tom Kelly – Spoke regarding LDBP delays and communication issues

Al Weinrub – Requested additional information on consultants reviewing LDBP and requested the opportunity to review.

The committee requested the LDBP discussion be included in the Chair report to the Board; the LDBP be presented to the committee for community review; and a presentation made to the Board.

REVIEW OF 10/18/17 BOARD OF DIRECTORS AGENDA

7. CEO Report

The CAC deferred discussion of Wholesale Energy Services RFP 17-3 to discuss with Item 9 Update on Billing/Data Management/Call Center Selection and Authorization for Chief Executive Officer to Execute Contract.

8. Request for Appointment of Community Advisory Committee Alternates (Action Item)

Approve the following recommendations:

- A. Adopt a provision to allow CAC members to have an alternate to represent their CAC seat in the event of an excused absence of a CAC member;
- B. Allow the CAC member to select his or her alternate for consideration and appointment by the Board for the term of his or her seat; and
- C. Revise and update the EBCE JPA Agreement and/or bylaws as required to permit the EBCE Board to make appointments of CAC member alternates

9. Update on Billing/Data Management/Call Center Selection and Authorization for Chief Executive Officer to Execute Contract (Action Item)

Recommendation:

Adopt a Resolution authorizing the Chief Executive Officer to execute a final contract with the Sacramento Municipal Utility District that includes each of the key terms outlined in the background and discussion section.

The Committee discussed:

- Need for a defined RFP process
- Reason for contracts being bundled
- Manner in which to proceed with open RFPs
- Supporting contract criteria instead of a vendor

Tom Kelly – Would like to comment on the CEO comment on the SMUD. In capacities statement states that SMUD is well qualified. Would recommend waiting until sees. Spoke with concern about SMUD. Would like to explore a relationship with CALCCA

Al Weinrub- Spoke regarding concerns with RFP process.

Ernie Pacheco – Spoke in favor of GridX highlighting Gridx's commitment to sign a neutrality agreement and create jobs in Fremont.

Michelle Myles-Chambers – Spoke regarding terminology used in meeting and concerns with recommended vendor's location.

Barbara Stebbins – Read a segment of a letter recommending authority not be granted to CEO and regarding concerns with transparency in contracting process.

Van Rainey - Spoke regarding concerns with the RFP process and selection of a large vendor.

Member Landry Motion to continue item to November 1st to allow further review. No Second. Motioned failed.

Member Padilla motioned not to accept staff recommendation a direct staff to review the legitimacy of RFP 17-1; complete the RFP process for Wholesale Energy Services RFP 17-3; and return to CAC with a recommendation, based on counsel recommendation, on how to proceed with the Billing/Data Management/Call Center contract. Vice-Chair Gigliotti seconded the motion which failed. Ayes: Members Padilla, Rames, Gigliotti; Noes: Members DeVar and Landry; Abstained: Members O'Neil, Platt and Chair Eldred

Chair Eldred motioned to deny staff recommendation to authorize the CEO to execute a contract with SMUD based on RFP process concerns and to define a clear RFP process for future contracts. Member Landry seconded the motion which carried 9/0

10. Resolution Authorizing the Chief Executive Officer to Hire within IP Budget (Action Item)

Recommendation:

Adopt a Resolution authorizing the Chief Executive Officer (CEO) to hire key executive positions identified in the CEO's proposed organizational chart, at salaries within EBCE's budget for personnel spending provided in the EBCE Implementation Plan.

Member Padilla motioned to recommend approval of staff recommendation. Vice-Chair Gigliotti seconded the motion which carried 8/0; Abstained: Member DeVar

11. Community Choice Aggregator Service Agreement with PG&E (Action Item)

Recommendation:

Adopt a Resolution authorizing the Chair to execute the Community Choice Aggregator Service Agreement with Pacific Gas & Electric Company.

Member Platt motioned to recommend approval of staff recommendation. Member Padilla seconded the motion which carried 8/0; Abstained: Member DeVar

12. Committee Member and Staff Announcements

Member DeVar announced he will be relocating to Washington, D.C. but will remain on the committee until the spring.

13. Adjournment – to Monday, October 30, 2017

DRAFT