



Draft Minutes

Board of Directors Meeting

Wednesday, November 18, 2020

5:00 pm

<https://us02web.zoom.us/j/87023071843>

Join by phone:

Dial (for higher quality, dial a number based on your current location):

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Webinar ID: 870 2307 1843

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If you have anything that you wish to be distributed to the Board, please email it to the clerk by 5:00 pm the day prior to the meeting.

1. Welcome & Roll Call

Present: Directors: Haggerty (Alameda County), Pilch (Albany), Arreguin (Berkeley) Hernandez (Dublin), Mei (Fremont), Mendall (Hayward), Munro (Livermore), Hannon (Newark), Rood (Piedmont), Hernandez (San Leandro), Arriola (Tracy), Director Patino (Union City), Sutter (Community Advisory), Vice-chair Martinez (Emeryville), and Chair Kalb (Oakland)

Excused: Director Pentin (Pleasanton)

2. Pledge of Allegiance

3. 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 and must complete an electronic [speaker slip](#). The Board Chair may increase or decrease the time allotted to each speaker.

Aleta Dupree shared several electrification and storage ideas that EBCE should consider.

Blair Beekman spoke regarding San Jose local energy plans for 2021, sustainability, and public engagement.

Kelly Abru spoke regarding environmental impact reports of rural areas.

Jill ZamEk spoke in opposition of including Nuclear energy in EBCE power mix.

Jessica Tovar spoke in support of EBCE remaining nuclear free and the unanimous decision of Hayward city council for rejecting nuclear in its B100 power mix. J Tovar also spoke against the PCIA calling it the root cause of the financial concerns with CCAs.

Manav Patel requested EBCE to endorse the Bay area's version of the "Clean New Deal."

Jeremiah Pinguelo spoke against including nuclear energy in EBCE's power mix.

Ceyda Durmaz Dogan requested that the Board create a policy prohibiting the inclusion of nuclear energy in EBCE's power mix.

Jane Swanson resides near the Diablo Canyon facility and supported previous comments opposing nuclear energy.

CONSENT AGENDA

4. Approval of Minutes from October 21, 2020

5. Contracts entered into (Informational Item)

6. Second Amendment to the Maher Accountancy CSA

Authorize the CEO to sign the Second Amendment to the Maher Accountancy Contract Service Agreement (CSA) to extend the term of service through December 31, 2021 and increase the not to exceed contract limit by \$210,000.

R-2020-36

Director Arreguin motioned to approve the consent calendar. Director Pilch second the motion which carried 14/0 Excused: Director Pentin (Pleasanton)

REGULAR AGENDA

7. CEO REPORT

- A. Executive Committee Meeting;
- B. Finance, Administration and Procurement Subcommittee Meeting;
- C. Marketing, Regulatory and Legislative Subcommittee Meeting;
- D. Marketing and Account Services Update

The Board Discussed

- Data points presented
- Grant recipients
- Online survey

Kelly Abru suggested EBCE focus on generation and legislation to help increase cleaner energy.

8. Community Advisory Committee Report

Advisory Committee Chair Sutter spoke regarding the CAC metric initiative review with staff to document results of EBCE's stage 1 of the Local Development Plan, track values of LDBP listed metrics and describe how plan principals are being met.

9. Reserve Fund Allocations from 2019-2020 Fiscal Year Net Revenues (Action Item)

Adopt a Resolution to approve the proposed contributions to the reserve funds.

R-2020-37

The Board Discussed Increasing

- Fiscal responsibility
- Credit rating methodology

Aleta Dupree spoke in support of a strong reserve policy.

10. 2019 Power Source Disclosure Annual Report and Power Content Label (Action Item)

Adopt a Resolution to accept the 2019 Power Source Disclosure Program Annual Report (PSDR) and the 2019 Power Content Label (PCL).

Presented

R-2020-38

The Board Discussed Increasing

- Energy sources
- PG&E power content
- Bundled purchases

Aleta Dupree spoke regarding the EBCE power portfolio.

Mike Fredrich spoke regarding Renewable 100 and how energy is used in off hours.

Blair Beekman thanked previous speakers on their comments and spoke regarding sustainable ideas.

Director Marquez motioned to accept the 2019 Power Source Disclosure Annual Report and Power Content Label. Director Hernandez (Dublin) seconded the motion which carried 13/0; Excused: Directors Pentin and Haggerty

11. East Bay Community Energy 2019 Emissions Factor (Informational Item)

Receive a staff report on East Bay Community Energy's 2019 Bright Choice emissions factor.

Presented

12. Power Procurement Project Update (Informational Item)

Update on three renewable energy projects:

- A. Clearway - Rosamond Central Solar Energy Project;
- B. Alameda Summit Wind Farm (Alameda County); and
- C. Mulqueeney Wind Project (Alameda County).

Presented

Vaugh Wolfe spoke regarding energy storage concerns.

13. Brilliant 100 Options (Action Item)

Decide to change the Brilliant 100 consumer electricity product in one of following way:

- A. Close Brilliant 100 effective February 1, 2021. All current Brilliant 100 customers would be defaulted onto Bright Choice unless the city council/Board of Supervisors have affirmatively voted to default these customers onto another product, or
- B. Set Brilliant 100 cost above PG&E - with specific premium brought to Board of Directors in December 2020. All current Brilliant 100 customers would see these new costs effective February 1, 2021. Under this option Brilliant 100 would continue to be available to all EBCE customers, or
- C. Maintain Brilliant 100 cost at parity with PG&E for 2021, but close Brilliant 100 effective January 1, 2022.

The Board Discussed

- Member city municipal account options
- Potential to create a muni only product
- Transition from product
- Increasing GHG free and renewable content

Barbara Stebbins spoke regarding previous critique of the B100 product due to current concerns with mix, subsidizing product to support city climate action plans.

Aleta Dupree spoke against subsidizing product and suggesting more renewables be added to the grid.

Glenn Kirby spoke regarding concerns with customer rate sensitivity, energy market and suggested ways to subsidize current product.

Jessica Tovar spoke in support of subsidizing municipal accounts what wanted to continue to use B100 products subsidy for cities that wanted to continue using B100

Cynthia Landry spoke regarding SEIU resolution to oppose nuclear energy in EBCE's portfolio, in support of option C, cities who want to choose option A, and subsidizing current muni customers.

Director Arreguin motioned to approve option C - Maintain Brilliant 100 cost at parity with PG&E for 2021, but close Brilliant 100 effective January 1, 2022. Director Hernandez (Dublin) seconded the motion.

Vice-Chair Martinez requested a friendly amendment to not enroll new customers with the exception of new communities Newark, Pleasanton and Tracy.

Motion maker and seconder accepted the amendment

Director Arreguin motioned to approve option C - Maintain Brilliant 100 cost at parity with PG&E for 2021, allow enrollment of new communities, Newark, Pleasanton, and Tracy, but close Brilliant 100 effective January 1, 2022. Director Hernandez (Dublin) seconded the motion which carried 12/0; Abstained: Chair Kalb; Excused: Directors Haggerty and Pentin

14. Aramis RA Solar & Storage Contract Approval (Action Item)

Adopt a Resolution authorizing the CEO to execute a 10-year local Resource Adequacy purchase from a 100MW Alameda County Solar and Storage Project (“Aramis Project”) with Intersect as the developer.

The Aramis project is expected to begin to provide local Greater Bay Area Resource Adequacy to EBCE starting in April 2024 through December 2033 for a period of 10 years. The quantity will range from 14MW to 23MW and average approximately 20MW.

R-2020-39

Director Haggerty recused himself from this item and dropped off the call.

Director Munro motioned to adopt a resolution authorizing the CEO to execute a 10-year local Resource Adequacy purchase from a 100MW Alameda County Solar and Storage Project (“Aramis Project”) with Intersect. Vice-Chair Martinez seconded the motion which carried 12/0; Abstained: Pilch; Excused: Directors Haggerty and Pentin.

30 members of the public spoke in support or opposition of the project citing the following benefits and concerns:

- Land use concerns
- Environmental Impact Report (EIR) results
- Union Labor support
- Local generation project
- Lack of engagement with consulting agencies
- Livestock concerns
- Increase in renewable content
- Local job creation
- Other projects by the developer and ownership changes
- Workforce training
- Decarbonization
- Environmental groups supporting project
- Project site design and enhancements

15. Board Member and Staff Announcements including requests to place items on future Board Agendas

Chair Kalb acknowledged upcoming Board changes.

Director Pilch spoke regarding his time as an EBCE Director, thanked the Board and Staff for the experience and requested an EBCE branded mask.

16. Adjourned