Draft Minutes
Board of Directors Meeting
Wednesday, February 17, 2021
5:00 pm
https://us02web.zoom.us/j/87023071843
Join by phone:
Dial (for higher quality, dial a number based on your current location):
US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 929 205 6099 or
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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: Valle (Alameda County), Tiedemann (Albany), Hernandez (Dublin), Mei (Fremont), Marquez (Hayward), Kiick (Livermore), Hannon (Newark), Piedmont (McCarthy), Narum (Pleasanton), Lopez (San Leandro), Arriola (Tracy), Patino (Union City), Sutter (Community Advisory), Vice-Chair Martinez (Emeryville), and Chair Kalb (Oakland)
   Excused: Director Harrison (Berkeley)

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 spoke regarding the need for increased renewable energy and storage, and for expanded connectivity of renewable energy infrastructure within the state
and beyond. Aleta Dupree also spoke in support of using renewable energy to power municipal infrastructure, about the importance of community oversight of EBCE, and for building an all-renewable EBCE.

Blair Beekman spoke regarding the importance of the year 2023 to the development of renewable energy, ideas about sustainability, and the future of nuclear energy. Blair Beekman requested a response to his questions about the October, 2020 IRP report.

Jessica Tovar spoke regarding EBCE’s responsibility to help mitigate the negative impacts of public safety power shutoff events on vulnerable communities through the expansion of resiliency programs such as resilience hubs, solar + battery storage, microgrid infrastructure, and programs to prevent power shut-offs.

**CONSENT AGENDA**

4. Approval of Minutes from January 20, 2021

5. Contracts entered into (Informational Item)

6. Public Financial Management (PFM) Contract Price Update
   Adopt a Resolution authorizing the CEO to negotiate and execute a contract with Public Financial Management Financial Advisors (PFM) to provide financial advisory services with a not to exceed (NTE) of $40,000.

R-2021-4

Director Marquez (Hayward) motioned to approve the Consent Agenda as amended:
   A. Correct spelling of Director’s Mei’s name in the January 20, 2021 minutes.
Director Narum seconded the motion which passed 12/0.
Abstained: Director McCarthy (Piedmont)
Excused: Directors: Harrison (Berkeley) and Lopez (San Leandro)

**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

Blair Beekman spoke regarding the importance of dialogue with local community members.
Jessica Tovar spoke regarding the Arrearage Management Program (AMP), stating that the requirement for twelve consecutive payments in which only one can be missed is too restrictive. Jessica Tovar also stated that the credit scores of rate-payers who are not able to complete the AMP Program will be negatively impacted. Jessica Tovar spoke in support of a fund to help prevent power shut-offs, and to educate community members about resilience programs such as CARE and FERA.

8. Community Advisory Committee Report

Chair Sutter spoke about the Community Advisory Committee application process. The CAC currently has six members, but it can have up to twelve members and five alternates. Twenty-six applications were received, and so the CAC expects to find representation across all five targeted geographic locations in Alameda County and Tracy, and to fill most, if not all, of the Alternate seats.

The Board Discussed:
- The CAC application review process and timeline

9. Fiscal Year 2020-21 Mid-Year Budget Report

Receive the mid-year status of the annual budget.

The Board Discussed:
- Year-end budget forecast
- Alternatives to accounting for net position on the income statement

Blair Beekman thanked the Board for its ability to navigate challenges over the prior year and requested that the Board prioritize the development of new ideas around renewable energy.

10. Proposed Policy on Member Requests to Change the Default Product for Certain Customers (Informational Item)

Review and discuss a proposed policy on Joint Powers Authority (JPA) member requests to change the default product for certain customers within their jurisdiction.

The Board Discussed:
- Scope of change to default product that can be requested
- Customer notice requirements and standards
- Cost estimate for Subsequent Default Rate Product Changes (Section 5.c) and Optional Additional Notifications (Section 6.b)

Jessica Tovar spoke in support of educating residents and customers about CCAs and the Local Development Business Plan.

11. Recommendations to Update the Net Energy Metering Policy, Effective April 2021 (Informational Item)

Recommendations to Review
1. Complete the April 2021 Net Energy Metering (NEM) cash-out under the current policy.
2. After the April '21 cash-out, move all customers to a singular NEM policy “2021 NEM” (excluding our current low-income municipal customers).
3. Close enrollments into the low-income/municipal program and encourage participation into new resilience programs specific to municipal and low- and moderate-income customers.
4. Enroll new communities onto the 2021 NEM policy

The Board Discussed:
- Administrative fees and equity
- Walk-through of “2020 New NEM Cash-out and 2021 Estimate” chart
- Alternative equity policy suggestions

Jessica Tovar spoke in opposition to closing enrollment to new low-income customers in a program that was designed to address equity. Jessica Tovar spoke in support of earmarking funds to help vulnerable community members and to build resiliency by investing in environmental justice communities. Jessica Tovar spoke in support of restoring NEM funding cuts at a later date.

12. 2021 Bright Choice Power Content Procurement Floor (Informational Item)
Receive a staff report updating the power content procurement floor for Bright Choice in 2021.

The Board Discussed:
- PG&E’s energy portfolio terms and procurement schedule

Jessica Tovar spoke regarding the importance of ensuring that the 2021 Bright Choice power content procurement floor exceeds PG&E’s 2021 renewable content. Jessica Tovar spoke in support of increased investment in local renewable energy programs.

13. Board Committee Appointments (Action Item)

The Board Discussed:
- Scheduling meetings

Director Marquez (Hayward) motioned to adopt the 2021 Committee Assignments as presented:

**EBCE Executive Committee**
Director Diane Martinez, Chair
Director Dan Arriola
Director Corina Lopez
Director Lily Mei
Director Dan Kalb

**Finance, Administrative and Procurement Subcommittee**
Director Mike Hannon, Chair
Director Elisa Marquez, Vice-Chair
Director Kathy Narum
Director Teddy Gray King
Director Richard Valle

Marketing, Regulatory and Legislative Subcommittee
Director Jaime Patino - Chair
Director Kate Harrison - Vice-Chair
Director Melissa Hernandez
Director Brittni Kiick
Director Aaron Tiedemann

Vice-Chair Martinez (Emeryville) seconded the motion, which passed 12/0.
Excused: Directors: Valle (Alameda County), Harrison (Berkeley) and McCarthy (Piedmont)

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

Director Marquez announced that the Hayward City Council adopted the Hayward Shoreline Master Plan, which is meant to fight sea level rise and climate change. Director Marquez looks forward to working with regional partners.

CEO Chaset asked Directors to look for an email from Meagan Smith to schedule time for an introductory briefing to EBCE.

CEO Chaset announced a series of optional, monthly, one-hour Special Retreats focused on the following topics: Local Development Business Plan, Regulatory and Rate Making matters, Power Procurement, and Customer Service and Marketing Initiatives.

Chair Sutter requested that recordings are made of 2021 Special Board Retreats.

Director Patino thanked the Board for their efforts to make COVID vaccinations are made available to their local communities.

Chair Kalb wished a happy and meaningful Black History Month to Directors and their associated jurisdictions. Chair Kalb announced that a street was commemorated as “Huey Newton Way” in dedication to the work of the Black Panthers.

Director Mei announced that a proclamation was shared condemning anti-Asian sentiments and hate-crimes and asked that Board members stand united against hate against all communities.

15. Adjourned at 7:41pm.