



Silicon Valley Clean Energy Authority

Board of Directors Meeting

Wednesday, September 13, 2017

7:00 pm

Cupertino Community Hall

10350 Torre Avenue

Cupertino, CA

MEETING MINUTES

Call to Order

Chair Rennie called the meeting to order at 7:00 p.m.

Roll Call

Present:

Chair Rob Rennie, Town of Los Gatos
Director Courtenay C. Corrigan, Town of Los Altos Hills (arrived 7:10 p.m.)
Alternate Director Anthony Eulo, City of Morgan Hill
Director Jim Griffith, City of Sunnyvale
Director Howard Miller, City of Saratoga
Director Rod Sinks, City of Cupertino
Director Liz Gibbons, City of Campbell
Director Jeannie Bruins, City of Los Altos (arrived at 7:01 p.m.)
Director Burton Craig, City of Monte Sereno

Absent:

Vice Chair Daniel Harney, City of Gilroy
Director Margaret Abe-Koga, City of Mountain View
Director Dave Cortese, County of Santa Clara

Public Comment on Matters Not Listed on the Agenda

Chair Rennie opened public comment.
No speakers.
Chair Rennie closed public comment.

Consent Calendar

Director Griffith requested to pull Item 1c and Alternate Director Eulo requested to pull Item 1f.

Director Bruins arrived at 7:01 p.m.

Chair Rennie opened public comment.
No speakers.
Chair Rennie closed public comment.

MOTION: Director Miller moved and Director Sinks seconded the motion to approve the Consent Calendar with the exception of Items 1c and 1f.

The motion carried unanimously with Vice Chair Harney, and Directors Corrigan, Abe-Koga, and Cortese absent).

1a) Approve Minutes of the August 9, 2017, Board of Directors Meeting

1b) Approve Revisions to SVCE Information Technology Policies

1d) Authorize CEO to Approve Confirmation Agreements with Calpine Energy Services, L.P. to Acquire Resource Adequacy Capacity

1e) July 2017 Treasurer Report

1c) Authorize CEO to Draft Invitation Letter to the City of Milpitas

Interim CEO Don Eckert provided information and responded to Board questions.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

MOTION: Director Griffith moved and Director Sinks seconded the motion to authorize CEO to Draft Invitation Letter to the City of Milpitas.

The motion carried unanimously with Vice Chair Harney, and Directors Corrigan, Abe-Koga, and Cortese absent.

1f) Approve Budget Transfer Policy

Interim CEO Eckert provided information and responded to Board's questions.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

MOTION: Alternate Director Eulo moved and Director Sinks seconded the motion to approve the budget transfer policy as recommended with the exception of parameter 3 with no more than 2% of the amount budgeted for power supply line item may be transferred to another expense category and no more than 15% for the remaining line items.

Director Griffith amended the motion to exclude any transfer of power supply line item and no more than 15% for the remaining line items, with flexibility for staff to return to the Board with a budget transfer proposal for the power supply line item, if desired.

Alternate Director Eulo and Director Sinks accepted the amended motion.

The motion carried unanimously with Vice Chair Harney, and Directors Corrigan, Abe-Koga, and Cortese absent.

Regular Calendar

2) Executive Committee Report

Chair Rennie announced that the Executive Committee meeting for August was cancelled.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

3) CEO Report

Interim CEO Eckert presented the CEO report which included an update on SVCE new hires, CEO Recruitment, strategies for long-term power supply, the policy direction workshop on October 9th, the deposit with ZGLOBAL, and the CalCCA annual meeting on October 3rd.

Director Corrigan arrived at 7:10 p.m.

Regulatory/Legislative Analyst Hilary Staver provided a regulatory and legislative update on PCIA, regionalization, the state of AB 813, AB 726, and SB100, and responded to Board's questions. Interim CEO Eckert provided additional information.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

4) Approve FY 2017-18 Operating Budget (Action)

Interim CEO Eckert presented the item and responded to Board questions. Manager of Account Services Don Bray provided additional information.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

MOTION: Director Miller moved and Director Gibbons seconded the motion to approve the item as submitted, with staff flexibility to reorder goals as necessary.

Alternate Director Eulo amended the motion and suggested that organization goal #11 should start with a verb to read "maintain a secure Information Technology Infrastructure that is reliable..."

Director Miller and Director Gibbons accepted the amendment to give staff flexibility to make grammatical changes as necessary.

The motion carried unanimously with Vice Chair Harney, and Directors Abe-Koga and Cortese absent.

5) Approve Formation of Customer Programs Advisory Group (Action)

Community Outreach Manager Pamela Leonard presented the staff report and responded to Board questions. General Counsel Trisha Ortiz, Director of Marketing and Public Affairs Alan Suleiman, and Manager of Accounts Bray provided additional information.

Chair Rennie opened public comment.

James Tuleya, Sunnyvale resident, expressed support for the advisory group having enough chance for meaningful input on criteria and program planning, suggested the Board have involvement in selecting the members, that the group should provide progress updates, that the group be formed for nine months, and expressed support for Option #2 as a long term pilot, less rigid structure, flexibility of Board to select members for optimal balance, and emphasis on residential and small business input.

Steve Schmidt, Los Altos Hills resident, spoke in favor of energy programs, suggested more quantifiable criteria, and responded to Board questions.

Bruce Karney, Mountain View resident, suggested that the Sustainability Manager's Roundtable could be enhanced to act as the advisory group. Karney suggested that each Director could appoint one person to represent their jurisdiction and the CEO can appoint a small number of other individuals to balance the group. Karney commented on the approaches of other CCE's regarding community advisory groups.

Chair Rennie closed public comment.

MOTION: Director Miller moved and Director Sinks seconded the motion to form an ad-hoc community oversight committee, authorize Board members to appoint one member from their respective community to the committee, authorize the CEO to appoint three at-large members to the committee, assign one objective to start to vet and review programs, to subject the committee to the Brown act with minutes to be published, and that committee facilitation be required.

Director Miller directed staff to bring back to the Board a plan for the structure of the current technical advisory committee.

Director Gibbons amended the motion to include have legal counsel report back to the Board with a ruling on whether financial disclosure should be required in the application, and that staff report back to the Board with a proposed list of potential conflicts of interest.

MOTION: Director Griffith moved and Director Bruins seconded to ask for a restated motion.

RESTATED MOTION: Director Miller moved and Director Sinks seconded to establish a committee that would provide input on program selection, to authorize each Director to appoint one resident who is an SVCE customer, to have staff prepare a uniform application for member agencies to distribute to potential members of the Committee, to have the application include a financial disclosure section developed with legal counsel, to subject the committee to the Brown Act and have minutes published, to have the committee report to the Board of Directors, to subject the committee to a nine-month timeline, to have staff reports reflect both input from this committee and the Sustainability Manager's Roundtable.

Director Bruins corrected the restated motion to clarify that a conflict of interest section instead of a financial disclosure section would be part of the application, and that a separate ruling from legal counsel will determine whether the application would require financial disclosure.

Director Miller directed staff to review the meeting recording for other directions given on what to include in the application.

The motion carried with Director Corrigan dissenting, and with Vice Chair Harney, and Director Abe-Koga and Director Cortese absent.

Board Member Announcements and Direction on Future Agenda Items

Director Gibbons thanked Community Outreach Manager Leonard for assisting her particularly in regards with customer communication. Director Gibbons requested further help for Directors from staff in

understanding of legislative bills important to SVCE. Director Gibbons also thanked staff for attending the Campbell Farmer's Market.

Director Miller requested a future agenda item to discuss the proposed structure of the technical advisory committee.

Director Sinks attended a meeting in Pleasanton on August 31st and their City Council decided not to participate. Director Sinks announced that he would be attending the October 3rd CalCCA annual meeting in Riverside and highlighted the importance of supporting emerging CCE's.

Director Craig announced that SVCE's first anniversary will be here soon and expressed that the organization has been an outstanding success. Director Craig expressed importance for supporting the emergence of new CCE's, and proposed making a video of SVCE's first year and posting it online so that other communities could be introduced to what SVCE has accomplished in Silicon Valley.

Director Bruins suggested having a birthday cake for the first anniversary.

Adjourn

Chair Rennie adjourned the meeting at 9:33 p.m.