



**Silicon Valley Clean Energy Authority  
Board of Directors Meeting**

Wednesday, December 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 7:02 p.m.

**Roll Call**

**Present:**

Chair Rob Rennie, Town of Los Gatos  
Vice Chair Daniel Harney, City of Gilroy  
Director Courtenay C. Corrigan, Town of Los Altos Hills  
Alternate Director Anthony Eulo, City of Morgan Hill  
Director Jim Griffith, City of Sunnyvale  
Director Margaret Abe-Koga, City of Mountain View (arrived at 7:08 p.m.)  
Director Rod Sinks, City of Cupertino  
Director Liz Gibbons, City of Campbell  
Director Jeannie Bruins, City of Los Altos  
Director Burton Craig, City of Monte Sereno

**Absent:**

Director Dave Cortese, County of Santa Clara  
Director Howard Miller, City of Saratoga

**Public Comment on Matters Not Listed on the Agenda**

No Speakers.

**Consent Calendar**

Director Gibbons requested to pull Items 1d and 1e; Director Bruins and General Counsel Greg Stepanicich requested to pull Item 1h.

Chair Rennie opened public comment for those wishing to pull an item from the consent calendar.

No speakers.

Chair Rennie closed public comment for those wishing to pull an item from the consent calendar.

MOTION: Director Bruins moved and Director Craig seconded the motion to approve the Consent Calendar with the exception of Items 1d, 1e, and 1h.

The motion carried unanimously with Directors Abe-Koga, Cortese, and Miller absent.

- 1a) Approve Minutes of the November 29, 2017 Board of Directors Meeting**
- 1b) Approve Employment Agreement with Chief Executive Officer**
- 1c) Authorize CEO to Approve Agreement with Mail R Us dba Ad-Vantage Marketing Inc., for Printing and Mailing Services**
- 1f) Adopt Resolution Amending the Adopted Organization Chart to Add the Reclassified Position of Manager of Regulatory and Legislative Affairs, Remove Position of Regulatory/Legislative Analyst, and Amend Salary Ranges**
- 1g) Information Technology Security Audit Update and Results**
- 1i) October 2017 Treasurer Report**

**1d) Authorize CEO to Approve Agreement with REACH Strategies for Facilitation Support Services**

Interim CEO Don Eckert and Director of Marketing and Public Affairs Alan Suleiman provided information and responded to Board questions.

Board members provided comments including a suggestion of having staff facilitate the CPAG meetings, concern of the cost of the contract, the location of the vendor and selection process, a suggestion of bringing in an outside facilitator after the CPAG has met and the committee decides a facilitator is needed, and staff's involvement in the committee.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

MOTION: Alternate Director Eulo moved and Director Gibbons seconded the motion to approve the agreement with REACH Strategies not to exceed \$20,000 with the intent that they would set the groundwork for the CPAG as well as set the groundwork for future advisory bodies and sub-groups that SVCE may have.

RESTATED MOTION: Alternate Director Eulo restated the motion to proceed with the proposed consultant agreement with a cap at \$20,000 with a specific eye toward the consultant doing work that would lay the groundwork for the CPAG and future committees.

FRIENDLY AMENDMENT: Director Corrigan suggested a friendly amendment to set the agreement at \$10,000.

Alternate Director Eulo accepted; Director Gibbons declined to accept the friendly amendment.

Community Outreach Manager Pamela Leonard provided additional comments.

The motion failed by the following roll call vote:

Yes: 5 - Director Corrigan  
Alternate Director Eulo  
Chair Rennie  
Director Gibbons  
Director Craig

No: 5 - Director Griffith  
Director Abe-Koga  
Director Sinks  
Vice Chair Harney  
Director Bruins

Absent: 2 - Director Cortese  
Director Miller

MOTION: Director Corrigan moved and Director Abe-Koga seconded the motion not to exceed \$10,000 for facilitation services.

FRIENDLY AMENDMENT: Director Bruins suggested a friendly amendment if the committee, through the committee chair, determines that they would be better served by bringing in a facilitator, staff is authorized to hire for facilitation services.

Director Corrigan and Director Abe-Koga accepted the friendly amendment.

The motion carried by the following roll call vote:

Yes: 7 - Director Corrigan  
Alternate Director Eulo  
Director Abe-Koga  
Chair Rennie  
Vice Chair Harney  
Director Bruins  
Director Craig

No: 3 - Director Griffith  
Director Sinks  
Director Gibbons

Absent: 2 – Director Cortese  
Director Miller

RESTATED MOTION: At the request of the Board, Director Corrigan restated her motion to allocate \$10,000 to the subcommittee to be used as they see fit to facilitate their meetings.

**1e) Adopt Resolution Approving Addendum No. 1 to the Community Choice Aggregation Implementation Plan and Statement of Intent**

Interim CEO Eckert responded to Board questions.

MOTION: Alternate Director Eulo moved and Director Sinks seconded the motion to adopt Resolution 2017-12 approving Addendum No. 1 to the Community Choice Aggregation Implementation Plan and Statement of Intent and authorize submittal to the California Public Utilities Committee (CPUC).

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

The motion carried unanimously with Directors Cortese and Miller absent.

**1h) Approve to Move the Annual Appointment of Chair/Vice Chair, Board Officers, and Committee Assignments to February Board Meeting**

General Counsel Stepanicich clarified the purpose of the item.

The Board discussed appointment timing.

MOTION: Director Bruins moved and Director Gibbons seconded the motion to approve to move the annual appointment of Chair/Vice Chair, Board officers, and Committee members to the February regular Board meetings beginning in 2018.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

The motion carried unanimously with Directors Cortese and Miller absent.

Chair Rennie announced a request from staff to consider Item 7 as the first item on the regular calendar. Without objection, the Board heard Item 7.

## **Regular Calendar**

### **7) CEO Report (Discussion)**

Interim CEO Eckert introduced the item and Manager of Regulatory and Legislative Affairs Hilary Staver presented a PowerPoint presentation which included information on the California Public Utilities Commission's Resolution E-4907. Manager of Regulatory and Legislative Affairs Staver responded to Board questions.

Interim CEO Eckert provided the CEO report which included an update on a letter sent to the California Air Resources Board (CARB) regarding CCAs receiving credits for supplying energy for electric vehicles, the "Watts For Lunch" inaugural event, and press release updates on Milpitas joining SVCE as well as the announcement of a new CEO. Interim CEO Eckert thanked Director Corrigan for attending a meeting with Assemblymember Marc Berman.

Chair Rennie opened public comment.

Bruce Karney, Mountain View resident, thanked Manager of Regulatory and Legislative Affairs Staver for her work and noted he would alert the advocacy community to file comments with the CPUC and attend the rally at the CPUC Commissioners' meeting.

Chair Rennie closed public comment.

Following Item 7, the Board considered Item 2.

### **2) Confirm Appointments to Customer Program Advisory Group (Action)**

Interim CEO Eckert presented the item.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

MOTION: Alternate Director Eulo moved and Director Abe-Koga seconded the motion to approve the appointment of selected applicants to serve on the Silicon Valley Clean Energy (SVCE) Customer Program Advisory Group (CPAG).

The motion carried unanimously with Directors Cortese and Miller absent.

Newly appointed members of the committee from the audience were acknowledged by the Board.

### **3) Approve Method for Adjustment of 2018 Rates (Action)**

Interim CEO Eckert introduced the item. Manager of Account Services Don Bray presented the item with a PowerPoint presentation. Manager of Account Services Bray responded to Board questions.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

Chair Rennie summarized Board comments which included the Board being generally happy with being able to choose from the various scenarios presented and the understanding that PG&E isn't finished

changing rates. Director Sinks added that a staff recommendation would be appropriate when brought back to the Board.

Director Craig noted that a similar chart (as presented to the Board) posted for the public on SVCE's website would be useful.

#### **4) Review Audit and Finance Committee Structure (Action)**

Interim CEO Eckert presented the item; the Board discussed the make up of financial committees in their respective agencies.

MOTION: Director Bruins moved and Alternate Director Eulo seconded the motion to approve option 1 of the staff report, eliminating the option for committee alternates to serve on the Audit and Finance Committee and amending the motion made on June 14, 2017 to exclude the possibility of alternates for this committee.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

General Counsel Stepanicich provided additional information regarding the process for restructuring the committee if the Board determined they would like to change the current policy.

FRIENDLY AMENDMENT: Director Sinks suggested a friendly amendment to give direction to staff and the committee to work on a process to bring in outside financial expertise and bring back to the Board necessary language, amendments, changes, etc. to affect amending our financial procedures. Director Bruins declined to accept the friendly amendment.

The motion carried unanimously with Directors Cortese and Miller absent.

Without objection, Director Bruins requested to give direction to the Audit and Finance Committee to consider the discussion and come back with a recommendation for structure to the Board.

#### **5) Approve Scholarship Funding for E-Bike Competition (Action)**

Community Outreach Manager Leonard introduced the item and Kelly Hoogland, SVCE Climate Corps Fellow, presented a PowerPoint presentation. Hoogland responded to Board questions. Community Outreach Manager Leonard provided additional information and responded to Board questions.

Board comments included timing of the competition, amount of scholarship money being offered, concerns regarding the overall timeline presented, partnering with community businesses, targeting youth commissions, providing materials and stock bikes, allocating money for a documentation crew, and a suggestion of allowing the community to ride an obstacle course with the bikes after the close of the competition at community events.

Chair Rennie opened public comment.

Bruce Karney commented the budget should include all costs for the competition and his belief that the scholarship awards are too low; Karney requested staff consider what could be done with the bikes when the competition concludes.

Director Gibbons noted that a financial summary with a rundown of the full budget in the staff report would have been helpful for the Board.

MOTION: Director Gibbons moved and Vice Chair Harney seconded the motion to request staff come back to the next meeting with a more flushed out idea of the E-Bike competition.

Following discussion, Director Gibbons amended her motion.

AMENDED MOTION: Director Gibbons moved to accept the staff recommendation for the project, with a budget not to exceed \$35,000, with the details to be worked out by staff. Vice Chair Harney accepted the amended motion.

Director Sinks noted he would like to give staff flexibility to revise the schedule or implementation details; Director Gibbons confirmed that the motion was implicit that staff is being given the opportunity to scope the project with the \$35,000 budget.

Board members confirmed with the maker of the motion that direction to staff included moving forward with a "Bike to the Future" themed event with a budget not to exceed \$35,000. Director Bruins suggested to include the project be done in 2018; Director Gibbons declined the suggestion. The motion carried unanimously with Directors Cortese and Miller absent.

Board members requested a full staff report for future agenda items.

#### **6) Executive Committee Report (Discussion)**

Chair Rennie reported the Executive Committee did not meet.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

#### **8) Budget for Decarbonization of Existing Power Contracts (Discussion)**

Interim CEO Eckert introduced Power Contracts and Compliance Specialist Dennis Dyc-O'Neal who presented the item and responded to Board questions. Manager of Account Services Bray provided additional information regarding carbon emitting numbers per kWh in comparison to PG&E and the national average.

Board members commented they were not in favor of paying at this time and suggested staff continue the process of evaluating current power resources and efforts to decarbonize.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

#### **9) 2017 Community Engagement Recap (Discussion)**

Community Outreach Manager Leonard presented a PowerPoint and responded to Board questions.

Chair Rennie opened public comment.

No speakers.

Chair Rennie closed public comment.

#### **Board Member Announcements and Direction on Future Agenda Items**

Director Sinks requested a status update on the investigation regarding one of SVCE's power suppliers; General Counsel Stepanicich commented that a report would be brought to the Board at the January Board meeting.

Director Bruins acknowledged and thanked staff for their responsiveness to Item 1g: *Information Technology Security Audit Update and Results*.

Director Bruins inquired if there is a current policy on whom speaks to the media; Interim CEO Eckert noted that Community Outreach Manager Leonard is the designated person to handle media calls and Board Clerk Andrea Pizano is the designated person for public records requests. Director Bruins requested consideration for guidance for Board members in handling requests; Director Bruins confirmed with Interim CEO Eckert that the process for redacting information being posted on SVCE's website has been resolved. Director Bruins thanked staff for being responsive.

Manager of Account Services Bray introduced Account Representative Peyton Parks; Account Representative Parks recited a holiday poem.

### **Adjourn**

Chair Rennie adjourned the meeting at 9:50 p.m.