



Staff Report Item 12

TO: East Bay Community Energy Board of Directors

FROM: Nick Chaset, Chief Executive Officer

SUBJECT: Discuss Amendments to the Joint Powers Agreement (Action Item)

DATE: September 18, 2019

Recommendation

Discuss and recommend, if necessary, amendments to the East Bay Community Energy Joint Powers Agreement (JPA) and Direct staff to bring back proposed language relating to proposed JPA amendments.

Background and Discussion

On October 18, 2017, the EBCE Board adopted a process for considering policy and JPA amendments. The process obligates the Chief Executive Officer (CEO) to bring potential JPA amendments to the Board in September and March for discussion. A majority of the Board must indicate support for a policy amendment or JPA amendment for the proposed amendment to be noticed for Board action.

EBCE staff has not identified any amendments that need to be made and would like to seek input from the Board regarding the need for amendments to the current JPA. If there are no recommended amendments at this time, the next amendment cycle will allow for JPA amendment recommendations in March 2020. Recommended amendments will be sent to member cities and allow for a 30-day comment period prior to Board adoption.