



Board of Directors Meeting

Wednesday, December 5, 2018

6:00 pm

City of Hayward
Council Chambers
777 B Street,
Hayward, CA 94544

Meetings are accessible to people with disabilities. Individuals who need special assistance or a disability-related modification or accommodation to participate in this meeting, or who have a disability and wish to request an alternative format for the meeting materials, should contact the Clerk of the Board at least 2 working days before the meeting at (510) 736-4981 or Scabrera@ebce.org.

If you have anything that you wish to be distributed to the Board, please hand it to the clerk who will distribute the information to the Board members and other staff. Please bring at least 20 copies.

1. Welcome & Roll Call

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. The Board Chair may increase or decrease the time allotted to each speaker.

Barbara Stebbins - Spoke regarding the East Bay Clean Power Alliance workshop with 30 different community organizations to review the 12 early action items in the LDBP and program benefits to different communities.

Al Weinrub - Thanked EBCE for the launch party event. Mr. Weinrub also spoke regarding the PCIA decision and potential affects to Community Choice Aggregation (CCA) growth statewide. He also urged the community to take action to prevent the lowdown of CCA programs.

CONSENT AGENDA

4. **Approval of Minutes from November 7, 2018**
5. **Contracts entered into (Informational Item)**
6. **Adopt Resolution authorizing EBCE staff to make non-substantive changes to documents without Board approval (Action Item)**
Adopt a resolution allowing EBCE staff, subject to the approval of the General Counsel, non-substantive editorial authority to format and make minor changes to documents to allow for the technical correction of language without Board approval

The Board discussed:

- Location of current consultants
- Preference for hiring Alameda County based consultants and include language in future RFPs for preference
- Small, Local, Emerging Business preferences
- Requested that minor changes made by staff to previously approved documents be included as an informational item at the next Board Meeting.

R-2018-37

Director Mendall motioned to approve the consent calendar as amended:

- A. **Item 6: Changes made to published documents will be shared on the consent calendar with changes highlighted.**

Director Pilch seconded the motion which carried 9/0; Excused: Directors: Hernandez, Rood and Dutra-Vernaci.

REGULAR AGENDA

7. **CEO REPORT**
 - A. Executive Committee Meeting;
 - B. Marketing and Outreach update; and
 - C. Update on Opt-out

The Board discussed

- Public feedback regarding opt-in versus opt-out enrollment
- Opt-out trends and when to expect a slowdown/stop in opt-outs

8. **Community Advisory Committee Report**

Director Eldred requested to provide the 11/28/18 meeting feedback during item 11 to provide CAC feedback when the item is heard.

9. **Presentation of EBCE Audited Financial Statements (Informational Item)**
Presented

10. Regulatory/Legislative Overview (Informational Item)

Receive overview of Regulatory/Legislative matters and provide feedback.

Presented

- The Board discussed:
- Future ability to purchase RA and portfolio composition
- Outreach to CPUC to help inform decisions made regarding CCAs

Al Weinrub - Spoke regarding community advocacy efforts in response to the CPUC decision and outlined the illegalities of the decision and requested the Board and public to voice concerns and expectations to incoming elected officials.

11. Rate Forecast and Change in PCIA (Informational item)

Receive preliminary information about PG&E rate forecasts based on PG&E's recent rate filings and provide feedback.

Jessica Tovar - Spoke regarding the need to continue with Local Development Business plan programs and concerns with delaying the start of projects. Ms. Tovar also spoke regarding the impact on communities potentially left out of clean energy economies if early action projects are not completed.

The Board Discussed:

- Jurisdiction concerns with the PCIA changes
- Potential discount rate scenarios
- Importance of maintaining current discount
- Potential Ratepayer impact and Opt-outs
- Proposed cuts to the LDBP budget and potential trade-offs
- Involving the member Cities to participate in funding/development of LDBP projects requested to review PCIA impact with the Budget update and net revenue for 2018
- Creating rate stability
- Different product offers

- 12. Amendments to Net Energy Metered (NEM) Policy for Solar Customers (Action Item)**
Approve amendments to the Net Energy Metering (NEM) policy that covers solar customers. Amendments include:
- A. Amend EBCE's Net Energy Metering (NEM) policy with program details and publish a NEM tariff.
 - B. Amend policy to start enrollment of existing PG&E Net Energy Metered (NEM) customers in April 2019 with bi-monthly enrollment batches in April, June, August, October, and December of 2019 based on the date of a customer's PG&E True-Up date.

R-2018-38

Director Mendall motioned to approve amendments to the Net Energy Metered (NEM) Policy for Solar Customers. Director Spedowski seconded the motion which carried 10/0; Excused: Directors Hernandez and Rood

- 13. Board Member and Staff Announcements including requests to place items on future Board Agendas**

Chair Haggerty thanked departing Directors Spedowski and Thomas for their in work helping to create and establish EBCE. The Chair also thanked staff and organizers for the residential launch event held on December 7, 2018.

- 14. Adjourned**