



## Draft Minutes

### Board of Directors Meeting

Wednesday, April 21, 2021

5:00 pm

<https://us02web.zoom.us/j/87023071843>

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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), McCarthy (Piedmont), Narum (Pleasanton), Lopez (San Leandro), Arriola (Tracy), Patino (Union City), Sutter (Community Advisory), Vice-Chair Martinez (Emeryville), and Chair Kalb (Oakland)

**Excused:** Directors Harrison (Berkeley), McCarthy (Piedmont)

#### 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.*

Natalia Balderas stated that, as a public agency, EBCE has a responsibility to prevent utility disconnection, and spoke in support of the creation of a debt-relief program.

**Pete Woiwode** spoke in support of creating a utility debt relief fund to mitigate utility disconnections in vulnerable communities, and to encourage investor-owned utilities to write-off customer debt.

**Marjanah Moini** stated that access to electricity is human rights and public health issue, and that EBCE has a responsibility to prevent service disconnection at this very difficult time.

**Andrew Klutey** spoke in support of East Bay Clean Power Alliance's call for community power, stating that everyone deserves clean, local and affordable energy. A Klutey also stated that EBCE should prevent utility disconnection and the loss of customers to PG&E.

**Blair Beekman** asked questions about the Oct, 2020 Integrated Resource Plan report

**Beth Weinberger** spoke in support for the creation of a bill relief credit program. B. Weinberger stated that in these extraordinary times, EBCE has a responsibility to prevent utility disconnection for its customers, regardless of their ability to pay.

**Audrey Ichinose** spoke to encourage the Board to support social equity measures, even as the pandemic seems to recede. A. Ichinose stated that EBCE should increase enrollment of eligible customers in CARE and FERA, and diversify its outreach efforts beyond the digital world. A. Ichinose also stated that EBCE should create a permanent utility shut-off prevention program.

**Ceyda Durmaz Dogan** spoke in support of creating a utility debt relief program and to make information about debt relief programs easily assessable on the EBCE website. C. Dogan also asked staff to present proposals about how EBCE can help customers who struggle to pay their utility bills.

**Aleta Dupree** spoke in support of investing in battery plus solar technology, and for EBCE to become a municipality utility district.

**Jessica Tovar** spoke in support of increased investment in equity programs such as energy efficiency retrofits, solar + storage, electrification of buses and other heavy vehicles, and for shut-off prevention programs and resilience hubs.

**Margaret Rossoff** spoke in support of increased investment in debt relief and power shut-off prevention programs.

**Zorah Temple** spoke in support of increased investment in debt-relief prevention, stating that families should not have to be responsible for utility debt that was accumulated during a global pandemic.

**Melissa Yu** spoke in support of the creation of a debt-relief fund and for EBCE to work closely with CARE, FERA and medical baseline customers.

## **CONSENT AGENDA**

**4. Approval of Minutes from March 17, 2021**

**5. Contracts entered into (Informational Item)**

**6. Treasurer's Report**

Receive report on EBCE cash position.

**7. Amendment to Consulting Services Agreement with Celery Design Collaborative**

Adopt a Resolution authorizing the Chief Executive Officer to negotiate and execute a Third Amendment to the Consulting Services Agreement with Celery Design Collaborative to add \$100,000 to the not-to-exceed amount for fiscal year 2020 - 2021, and to extend the term through June 30, 2022, with an amount not to exceed \$300,000 for fiscal year 2021-2022, bringing the not-to-exceed amount for both fiscal years to \$300,000 each.

**R-2021-11**

**8. Contract Management and Deal Capture Software with Adapt 2, Inc.**

Adopt a Resolution authorizing the Chief Executive Officer (CEO) to negotiate and execute a Consulting Service Agreement between East Bay Community Energy (EBCE) and Adapt2 Solutions, Inc. ("Adapt2"), for contract management and deal capture software services for a 3-year subscription term. The total amount of the Agreement is not to exceed \$675,000 over the term and shall start at the earliest in April 2021.

**R-2021-12**

**9. Extension of Temporary Revision to Terms and Conditions Section "Failure to Pay" and Temporary Suspension of Delinquent Accounts and Collections Policy**

Adopt a Resolution to extend the temporary suspension of certain Customer Terms and Conditions and Administrative Policies and extend the suspension of the "Failure to Pay" section of the Service Terms and Conditions of the Delinquent Accounts and Collections Policy for an additional 70 days until June 30, 2021.

**R-2021-13**

**Director Patino (Union City) motioned to approve the Consent Agenda. Director Kiick seconded the motion, which passed 13/0. Excused: Directors Harrison (Berkeley) and King (Piedmont)**

## **REGULAR AGENDA**

**10. CEO REPORT**

- A. Executive Committee Meeting;
- B. Finance, Administration and Procurement Subcommittee Meeting

- C. Marketing, Regulatory and Legislative Subcommittee Meeting
- D. Special Board Retreats
- E. Marketing and Account Services Update

Blair Beekman spoke regarding the October and December 2020 Integrated Resource Plan reports.

#### 11. Community Advisory Committee Report

Chair Sutter spoke regarding Samantha Weaver's efforts to find sponsors for the Green Solar Tariff Program. Chair Sutter also spoke about the Metrics Initiative. Working with JP to plan a public meeting to discuss environmental and social Justice metrics in late May or early June, details to be provided at the May meeting. Chair Sutter thanked EBCE staff for their work on the new CAC Member appointment process.

#### 12. Appointment of CAC Members (Action Item)

Adopt a Resolution approving the appointments of new Community Advisory Committee ("CAC") Members and Alternate Members.

**R-2021-14**

#### **The Committee discussed:**

- Stipends for CAC Members
- South Region CAC Member selection status

William Muetzenberg thanked the Board for his appointment to the CAC.

**Director Hannon motioned the adopt the Resolution approving the appointments of new Community Advisory Committee Members and Alternate Members. Director Patino seconded the motion, which passed 13/0. Excused: Directors Harrison and King.**

#### 13. Approval of Legislative Positions (Action Item)

Take a "support" position on Assembly Bill ("AB") 33 (Ting), AB 1239 (Ting), and Senate Bill ("SB") 589 (Hueso).

**Director Lopez motioned to approve the staff recommendation. Director Narum seconded the motion, which passed 13/0. Excused: Directors Harrison and King.**

*Director Valle left the meeting at 6:30pm*

#### 14. California Community Choice Financing Authority Joint Powers Authority (Action Item)

Approve the foundation of and membership in the California Community Choice Financing Authority JPA being formed to issue municipal bonds for prepay transactions.

**R-2021-15**

#### **The Committee discussed:**

- JPA operational cost-sharing
- Associate membership requirements
- JPA membership risks and opportunity costs
- Who will represent EBCE on JPA?
- Relationship between reserve funding and prepayment transactions
- JPA credit rating structure

**Director Mei motioned to approve the staff recommendation to approve the foundation of and membership in the California Community Choice Financing Authority JPA. Director Martinez seconded the recommendation which passed 12/0. Excused: Directors Valle (Alameda County), Harrison (Berkeley) and King (Piedmont).**

*Director Kiick left the meeting at 8:00pm*

#### **15. Oakland Roots SC Climate Justice Partnership (Action Item)**

Authorize the CEO to negotiate and execute an agreement to sponsor the Oakland Roots Sports Club as the official Climate Justice partner.

#### **The Committee discussed:**

- Reasons why proposal bypassed Marketing, Regulatory and Legislative Subcommittee
- Oakland Roots stadium and streaming marketing reach
- Partnership benefit to communities and return on investment report request
- Partnership opportunity costs
- Alternative marketing opportunities - buses,
- Timeframe for partnership decision
- Sponsorship tiers and benefits
- Co-branding opportunities

Blair Beekman spoke in support of Chair Kalb's comments about the Roots Partnership.

**Director Hannon motioned to decline the Oakland Roots SC Climate Justice Partnership proposal, and that the issue be brought forward to the Marketing, Regulatory and Legislative Subcommittee to explore other partnership opportunities. Director Mei seconded the motion which passed 7/3. Excused: Directors Valle, Harrison, Kiick and King. Abstain: Director Tiedemann**

#### **16. Board Member and Staff Announcements including requests to place items on future Board Agendas**

**Chair Kalb directed staff to place a discussion of SB 67 and SB 68 on the May Board meeting**

#### **17. Adjourned at 8:07pm.**