



Draft Minutes

Board of Directors Meeting

Wednesday, June 16, 2021

5:00 pm

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

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1. Welcome & Roll Call

Present: Directors: Valle (Alameda County), Tiedemann (Albany), Harrison (Berkeley), Hernandez (Dublin), Cox (Fremont), Marquez (Hayward), Kiick (Livermore), Hannon (Newark), Narum (Pleasanton), Lopez (San Leandro), Patino (Union City), Sutter (Community Advisory), Vice-Chair Martinez (Emeryville) and Chair Kalb (Oakland)

Excused: Directors McCarthy (Piedmont), Arriola (Tracy)

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.

Jessica Tovar stated that the moratorium on shutoffs will end on June 30, and requested that EBCE communicate to the CPUC to extend the moratorium until a decision can be made to alleviate utility debt.

Aleta Dupree spoke in support of time of use policies, kitchen electrification and for EBCE to become a municipal utility district.

4. Chair and Vice-Chair Elections (Action Item)

Director Hannon (Newark) nominated Director Martinez (Emeryville) for Chair. Director Harrison (Berkeley) seconded the nomination.

Director Valle (Alameda County) nominated Director Lopez (San Leandro) for Vice-Chair. Director Martinez (Emeryville) seconded the nomination.

The nominations for Chair and Vice-Chair were combined into a single roll call vote, which passed 13/0. Excused: Directors Arriola (Tracy) and McCarthy (Piedmont).

Aleta Dupree spoke in support of the nominations.

CONSENT AGENDA

5. Approval of Minutes from May 19, 2021

6. Contracts entered into (Informational Item)

7. Approval of Legislative Position

Take an “oppose” position on Assembly Bill (“AB”) 1139 (Gonzalez).

8. Legal Services Agreements Approval for FY 2021-2022

Resolution Authorizing the Chief Executive Officer to Negotiate and Execute Agreements with Selected Legal Vendors for Fiscal Year 2021-2022

R-2021-22

9. OhmConnect Resource Adequacy Contract Authorization

Approval of ten-year contract for compliance with CPUC System Reliability Requirement.

R-2021-25

Contract Approval - RFO was moved from the Consent Agenda to the Regular Agenda, where it will be discussed after the Community Advisory Committee Report.

Director Hannon motioned to approve the Consent Agenda. Director Narum seconded the motion, which passed 13/0. Excused: Directors McCarthy (Piedmont) and Arriola (Tracy).

REGULAR AGENDA

10. CEO REPORT

A. Executive Committee Meeting

B. Financial, Administrative and Procurement Subcommittee

- C. Marketing, Regulatory and Legislative Subcommittee
- D. Special Board Retreats
- E. Closed Session

11. Community Advisory Committee Report

Chair Sutter stated that the CAC now has an almost full complement of members, with ten sworn-in members as of June 14, 2021. Chair Sutter stated that she is working with Alex DiGiorgio to fill the last two seats on the CAC, which will be appointed by the Council of Mayors. Chair Sutter also stated the CAC heard about debt relief and Connected Communities debt management efforts at the June 14 meeting.

The Board discussed:

- Will the Alameda County Conference of Mayors consider remaining CAC applicants and alternates for the two at-large seats?
- Request for CAC at-large seat recommendations to come from the Executive Committee rather than staff.
- Request to ask CAC applicants about the constituencies they represent.

Jessica Tovar stated that there has never been a community member on the CAC from the Livermore, and that one was needed. Jessica Tovar also stated that there should be follow-up communication with all applicants whether they are selected or not.

Director Valle left the meeting at 6pm.

12. Contract Approval - RFO

Approval of contracts from EBCE's 2020 Long-Term Resource RFO.

9A - R-2021-23

9B - R-2021-24

The Board discussed:

- Possibility of contract extension
- Commitment to union labor and prevailing wages
- Weighting given to geographic location and other selection criteria
- Justification for contract rounds
- The percentage of total capacity that these two projects represent
- Convergent contract participation in Community Investment Fund
- Contract approval evaluation criteria
- Cost savings opportunities
- Price protection guarantees

Director Hannon moved the staff recommendation. The motion was seconded by Director Cox, which passed 12/0. Excused: Directors Valle (Alameda County), McCarthy (Piedmont) and Arriola (Tracy)

13. EBCE Budget Fiscal Year 2021-2022 (Action Item)

Adopt a Resolution approving the presented budget for fiscal year 2021-2022.

R-2021-26

The Board discussed:

- Workforce grant recipients
- Relationship between AMP and CARE/FERA enrollment
- Extension of disconnection moratorium
- Is the sale of nuclear attributes reflected in the budget?
- Equity metrics for LDBP projects
- Are equity metrics needed to fund equity-specific programs?
- Community Innovation Grants
- Does EBCE have a Diversity, Equity and Inclusion department?
- Contracting for diverse suppliers
- Ability to increase funding for equity-based programs without impacting other initiatives

Zoria Temple spoke on behalf of individuals and communities who are excluded from environmental decisions, but who bear the brunt of the effects of climate change. Zoria Temple called on EBCE to allocate 40% of the LDBP budget to equity investments.

Margie Lewis called on EBCE to allocate at least 40% of its LDBP budget to programs that benefit frontline, low-income, disabled and environmental justice communities. Margie Lewis also spoke in support of EBCE working with local community organizations to set up community energy resilience hubs and community micro-grids, Margie Lewis also spoke in support of reinstating community innovation grants.

Ceyda Durmaz Dogan spoke in support for EBCE to provide financial and technical assistance to local community organizations to develop micro-grid resilience hubs.

Sarah Moore, the Sustainability Program Manager in the City of Berkeley's Office of Energy and Sustainable Development, expressed appreciation for EBCE's local development programs that help to support the City of Berkeley's work to become a fossil fuel free city. Sarah Moore cited EBCE's municipal fleet electrification assessment, as well as the resources and technical support that EBCE has provided for equity-based transportation electrification.

Shaina Nanavati spoke in support of Reclaim our Power campaign's to build community trusted resilience hubs, and for EBCE to work with community organizations to identify and deploy community micro-grids. Shaina Nanavati also called for 40% of the LDBP funds to be spent in frontline communities, and for community innovation grants to be reinstated.

Jessica Tovar spoke in support of increasing the budget for equity investments, and for hiring people from frontline communities for clean energy jobs. Jessica Tovar requested EBCE to share its job postings with East Bay Clean Power Alliance.

Erik Pearson, the Environmental Services Manager for the City of Hayward, spoke in support of the proposed budget. Specifically, Erik Pearson spoke in support of plans

to provide publicly available EV charging stations, fleet electrification for medium and heavy-duty trucks, municipal fleet electrification and for the energy resilient public facility program.

Rachel DiFranco, the Sustainability Manager with the City of Fremont, spoke in support of EBCE allocating funding to both passenger and freight vehicle electrification, which will help Fremont to achieve its carbon emissions reduction goals.

Igor Tregub, Vice-Chair of the Alameda County Democratic Central Committee, read the resolved clauses of a resolution urging 40% equity investments in EBCE's programs and policies.

Blair Beekman spoke in support of EBCE working with local, low-income communities to create plans to subsidize utility costs.

Melissa Yu called on the Board to allocate a larger percentage of EBCE's budget to LDBP programs, specifically community energy resilience hubs, community microgrids and utility debt relief.

Jim Lutz called on EBCE and Board members work with the community to develop an equitable, distributed, resilient and sustainable electrical system. Jim Lutz stated that creating a system like this would require collaboration with state legislature and statewide commissions to change the policies and regulations that impede EBCE from investing in community resilience hubs, and that would allow for on-bill financing, sunseting the PCIA and for CCAs to become distribution system operators.

Shayna Hirshfield-Gold, the Climate Coordinator for the City of Oakland, spoke in support of EBCE's electrification strategy, which she described as a major strategy to achieve Oakland City Council's 2030 Equitable Climate Action Plan goals. Shayna Hirshfield-Gold stated that EBCE has provided technical assistance to the City of Oakland to electrify its facilities and transportation, and that this work directly supports the creation of resilience hubs and services.

David McCoard asked that EBCE focus its budget on helping low-income people to put solar and storage on their homes, and to facilitate the purchase of electric vehicles.

People Power Solar Cooperative spoke in support of Community Innovation Grants, stating that the grant award provided the resources to build community-owned solar resources and organizations. Additionally, Community Innovation Grants provide the impetus for community members to develop innovative solutions to address their energy needs. People Power Solar Cooperative also asked EBCE to fund East Bay grassroots energy resilience hubs and community micro-grids.

At 8pm, Vice-Chair Martinez took the gavel from Chair Kalb. Chair Kalb remained in the meeting as a voting member.

Director Hannon motioned to approve the resolution as presented, with direction to staff to bring back an item proposing a budget amendment for \$250,000 for Community Innovation Grants targeted at low-income communities and communities of color. Director Cox seconded the motion which passed 12/0. Excused: Directors Valle (Alameda County), McCarthy (Piedmont) and Arriola (Tracy).

Director Harrison left the meeting at 8:15pm.

14. ZEV2030 Resolution

Adopt a Resolution supporting a 100% zero emission vehicle (ZEV) sales in California by the year 2030.

R-2021-27

Ceyda Durmaz Dogan asked for the names of environmental justice organizations that are included in the ZEV coalition, and if passing this resolution would mean that EBCE would allocate additional funding towards programs like EV charging infrastructure.

Peter Myers, speaking on behalf of ZEV2030, stated that there will be no budget impact on cities, nor on EBCE, as a result of ZEV2030. Peter Myers further stated that the initiative is designed to advocate for increased state funding to provide access to public charging infrastructure and electric vehicles.

Aleta Dupree spoke in support of the ZEV2030 Resolution, stating that the measure is important for California in order to utilize curtailed energy and create jobs.

Director Kalb motioned to approve the resolution to support a 100% zero emission vehicle (ZEV) sales in California by the year 2030. Director Hannon seconded the motion which passed 11/0. Excused: Director Valle, Harrison, McCarthy and Arriola.

15. Board Member and Staff Announcements including requests to place items on future Board Agendas

Chair Kalb requested that staff return an agenda item that proposes initiatives that address the category of Diversity, Equity and Inclusion.

Chair Kalb announced that Saturday, June 19 is Juneteenth, and encouraged members, staff and the public to celebrate in their respective communities.

Director Kiick requested suggestions from staff, in collaboration with the CAC, about areas of growth that can support local communities and local development projects, and that can be expanded to prioritize mentorship, the growth of new communities, and workforce development.

Director Hannon requested that staff maintain a list to keep the Board updated about the progress of requested items and staff workload capacity.

Vice-Chair Martinez requested that staff include a closed session at the July 21, 2021 Board meeting to conduct a performance review of CEO Chaset.

16. **Adjourned at 8:34pm**