



## **Board of Directors Meeting**

Wednesday, November 15, 2023

6:00 pm

### In Person

The Lake Merritt Room  
Cal State East Bay - the Oakland Center  
In the Transpacific Centre  
1000 Broadway, Suite 109  
Oakland, CA 94607

### Or from the following remote locations:

Wells Fargo Building - 2140 Shattuck Avenue, Floor 6, Berkeley, CA 94704  
Dublin City Hall - 100 Civic Plaza, Dublin, CA 94568  
4260 Halleck St., Emeryville, CA 94608  
Conference Room 4A - Hayward City Hall 777 B Street, Hayward CA 94541  
1755 Harvest Landing Lane, Tracy, CA 95376  
Omni Hotel Lobby - 100 CNN Center, Atlanta, GA 30303

### Via Zoom:

<https://ebce-org.zoom.us/j/87023071843>

Dial(for higher quality, dial a number based on your current location): US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 929 205 6099 or +1 301 715 8592 or 888 475 4499 (Toll Free) or 877 853 5257 (Toll Free)  
Webinar ID: 870 2307 1843

*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) 906-0491 or [cob@avaenergy.org](mailto:cob@avaenergy.org).*

*If you have anything that you wish to be distributed to the Board of Directors, please email it to the clerk by 5:00 pm the day prior to the meeting.*

- 1. Welcome & Roll Call**
- 2. Pledge of Allegiance**
- 3. Public Comment**

*This item is reserved for persons wishing to address the Board on any Ava Community Energy-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 two minutes per speaker and must complete an electronic speaker slip. The Board Chair may increase or decrease the time allotted to each speaker.*

### **CONSENT AGENDA**

- 4. Approval of Minutes from October 18, 2023**
- 5. Contracts Entered into (Informational Item)**
- 6. Consulting Service Agreement for NV5, Inc.**  
Seeking Board approval for CSA contract for professional Engineering consulting services from NV5
- 7. Longroad Sun Pond Contract Approval**  
Seeking Board Approval to execute contract with Sun Pond LLC; contract was originally approved in Feb 2023

### **REGULAR AGENDA**

- 8. CEO Report**
- 9. CAC Chair Report**
- 10. Audited Financial Statements for FY 2022-2023 (Informational Item)**  
Present and review the results of the FY 2022-23 audited financial statements
- 11. FY 2022-2023 Budget Surplus and Reserve Allocation (Action Item)**  
Confirm and approval allocation of budget surplus
- 12. Levine Act (Informational Item)**  
Summary of Levine Act
- 13. SunZia Project Expansion (Action Item)**  
Seeking Board Approval to increase the size of the SunZia project agreement
- 14. Board Member and Staff Announcements including requests to place items on future Board agendas**
- 15. Executive Committee Closed Session**
  - Public Employee Performance Evaluation pursuant to Government Code § 54957:  
Chief Executive Officer
- 16. General Report Out of Closed Session**
- 17. Adjourn**

The next Board of Directors meeting will be held on Wednesday, December 20, 2023 at 6:00 pm.

