



Board of Directors Meeting

Wednesday, June 12, 2024

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:

- **Member Bartlett (Berkeley)** – Wells Fargo Building - 2140 Shattuck Avenue, Floor 6, Berkeley, CA 94704
- **Member Kaur (Emeryville)** – Clipper Club - 5 Captain Dr. Emeryville, CA 94608
- **Member Hu (Dublin)** – Dublin City Hall - 100 Civic Plaza, Dublin, CA 94568
- **Member Cox (Fremont)** – Conference Room - Irvington Community Center 41885 Blacow Rd. Fremont, CA 94538
- **Member Diallo (Lathrop)** – Marriott Sacramento Rancho Cordova 11211 Point East Drive, Rancho Cordova, CA 95742
- **Member Bedolla (Tracy)** – 1755 Harvest Landing Lane, Tracy, CA 95376

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.

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.

4. Closed Session Public Comment

5. Closed Session

- A. Public Employee Appointment pursuant to Code § 54957(b)(1)): Chief Executive Officer.

6. General Report Out of Closed Session

REGULAR AGENDA

7. CEO Report

8. CAC Chair Report.

9. 2024-2025 Budget (Action Item)

Consider approval the fiscal year budget for 2024-2025

CAC recommends, based on a 66.5% reduction from the May budget, a revised waterfall based on the June Updated Budget, Net Revenues (approx. \$42.2m):

- \$30m to Reserves, then*
- Up to \$3.3m for CARE/FERA of \$25 on-bill credits, then*
- Up to \$25m for one time on-bill credits and NBT Incentive, 60/40 split, then*
- Up to \$20m towards Local Development Business Plan and finally, if any,*
- Additional Net Revenues to Reserves.*

10. Long-Term Offtake Agreements (Action Item)

Consider approval and execution of the purchased power agreement for Rosemary Solar+Storage Contract and Aypa Storage Contract

CAC Unanimously approves these Agreements.

CONSENT AGENDA

11. Approval of Minutes from May 15, 2024 and May 29, 2024

12. Contracts Entered into (Informational Item)

13. Legal Vendor Approval

Allow spend on specific legal vendors up to budgeted amount

14. CSA with Celery Design Collaborative

New Consulting Services Agreement with Celery Design Collaborative

15. FY 2023-2024 Q3 Financial Statements

Present the third quarter financial statements for the current fiscal year

16. Managed Charging Program Scope under DERMS Contract

Action item to include a managed EV charging services scope under the existing authorization for the CEO to negotiate and execute Lunar Energy DERMS contract

CAC Unanimously approves this Contract.

17. Additional Funding to The Energy Council (“Stopwaste”) to Administer the Bay Area Regional Heat Pump Water Heater Contractor Incentive Program

Add funding to existing Heat pump water heater program

CAC Unanimously approves this additional funding for the Program.

18. Aiqueous Contract Extension

Extension of Aiqueous contract with amendment to budget

END OF CONSENT AGENDA

19. Appointment of CEO and Approval of Employment Agreement (Action Item)

20. Board Member and Staff Announcements including requests to place items on future Board agendas

21. Adjourn

The next Board of Directors meeting will be held on Wednesday, July 17, 2024 at 6:00 pm.

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