



**Silicon Valley Clean Energy Authority**

**Board of Directors Meeting**

Wednesday, September 9, 2020

7:00 pm

Pursuant to State of California Executive Order N-29-20, dated March 17, 2020, the meeting was conducted via teleconference.

**MEETING MINUTES**

**Call to Order**

Chair Miller called the meeting to order at 7:01 p.m.

**Roll Call**

**Present:**

Chair Howard Miller, City of Saratoga  
Vice Chair Nancy Smith, City of Sunnyvale  
Director Liz Gibbons, City of Campbell  
Director Rod Sinks, City of Cupertino  
Director Neysa Fligor, City of Los Altos  
Director George Tyson, Town of Los Altos Hills  
Director Rob Rennie, Town of Los Gatos  
Director Carmen Montano, City of Milpitas  
Director Javed Ellahie, City of Monte Sereno  
Alternate Director Anthony Eulo, City of Morgan Hill  
Director Margaret Abe-Koga, City of Mountain View

**Absent:**

Director Fred M. Tovar, City of Gilroy  
Director Susan Ellenberg, County of Santa Clara

All present Board members participated via teleconference.

**Public Comment on Matters Not Listed on the Agenda**

No speakers.

**Consent Calendar**

General Counsel Greg Stepanicich provided a statement on Item 1d) *Approve Amendment No. 3 to Employment Agreement for Chief Executive Officer* to note the two changes being made by the amendment are 1) increase in the CEO's annual salary from \$315,000 per year to \$351,000 per year effective October 4, 2020, and 2) to coincide the term of the agreement to SVCE's fiscal year, October 1 – September 30, and will renew each year unless either party gives a three-month notice of non-renewal.

Chair Miller provided information from the negotiating committee.

MOTION: Vice Chair Smith moved and Director Gibbons seconded the motion to approve the Consent Calendar.

Chair Miller opened public comment.  
No speakers.  
Chair Miller closed public comment.

The motion carried unanimously by verbal roll call vote with Director Ellenberg and Tovar absent.

- 1a) Approve Minutes of the August 12, 2020, Board of Directors Meeting**
- 1b) Receive May 2020 Treasurer Report**
- 1c) Receive June 2020 Treasurer Report**
- 1d) Approve Amendment No. 3 to Employment Agreement for Chief Executive Officer**
- 1e) Adopt Resolution Authorizing the Chief Executive Officer to Grant 20 Days of Paid-Time-Off to Employees Affected by Publicly-Declared Emergencies**
- 1f) Adopt Resolution Approving Establishment of SVCE Generation Rates for B1, B19, and B20 for Commercial Customers with Connected Energy Storage Devices**
- 1g) Adopt Resolution to Authorize the Chief Executive Officer to Execute a Master Agreement with Boston Energy Trading and Marketing, LLC With Non-Substantive Changes**
- 1h) Adopt Resolution Amending SVCE Conflict of Interest Code to Amend Title of Director of Finance and Administration to Chief Financial Officer and Director of Administrative Services in the List of Designated Positions for Filing**
- 1i) Authorize the Chief Executive Officer to Execute Amendment to Agreement with Management Partners, Inc. for Management Consulting Services**
- 1j) Adopt Resolution to Extend the Contract Terms and Spending Under Consultant Agreements with Sacramento Municipal Utility District, Center for Sustainable Energy, and ADM Associates, Inc.**
- 1k) Authorize the Chief Executive Officer to Execute Agreement with Maher Accountancy for Accountant Services**
- 1l) Authorize the Chief Executive Officer to Execute Amendment to Agreement for FY19-20 and Agreement for FY20-21 with Richards, Watson & Gershon for Legal Services**
- 1m) Executive Committee Report**
- 1n) Finance and Administration Committee Report**
- 1o) Audit Committee Report**
- 1p) Legislative and Regulatory Responses to Industry Transition Ad Hoc Committee Report**

### **Regular Calendar**

#### **2) CEO Report (Discussion)**

CEO Girish Balachandran provided an update on SVCE's customer relief program, and information on a letter sent to the governor of California from CalCCA. Power Resources Manager Ian Williams provided information regarding the August 15 and 16 power outages; Communications Manager Pamela Leonard provided an update on the communication efforts surrounding the heat wave and power emergencies. Staff responded to board member questions.

Chair Miller opened public comment.  
No speakers.  
Chair Miller closed public comment.

The Board discussed some of the public's concern to the blackouts in connection with clean energy efforts; Chair Miller requested staff prepare talking points for Director Fligor in preparation for the City of Los Altos' reach code discussion. Director Fligor commented she would forward the information for the September 22, 2020 City of Los Altos Hills Council meeting to the board.

CEO Balachandran introduced Climate Corp Fellow Vanessa Shin, who provided brief introductory comments.

#### **3) Strategic Plan Update (Discussion)**

CEO Balachandran presented a PowerPoint presentation on an update to SVCE's Strategic Plan.

Chair Miller opened public comment.

No speakers.

Chair Miller closed public comment.

**4) Adopt Fiscal Year 2020-21 Operating Budget and Resolution Amending the Positions Chart, Job Classifications, and Salary Schedule (Action)**

Interim Chief Financial Officer and Director of Administrative Services Don Rhoads presented a PowerPoint presentation. Board members provided comments on the development process of the budget.

Chair Miller opened public comment.

No speakers.

Chair Miller closed public comment.

MOTION: Director Sinks moved and Vice Chair Smith seconded the motion to approve the recommended Fiscal Year 2020-21 Operating Budget and Resolution 2020-26 amending the positions chart, job classifications, and salary schedule.

The motion carried unanimously by verbal roll call vote with Director Ellenberg and Tovar absent.

**5) Long-term Power Prepay Agreement Update (Discussion)**

CEO Balachandran introduced the item and Michael Berwanger of PFM Financial Advisors LLC; CEO Balachandran presented a PowerPoint presentation. CEO Balachandran and Berwanger responded to board member questions.

Chair Miller opened public comment.

No speakers.

Chair Miller closed public comment.

Chair Miller confirmed with staff the item would be brought back next month for approval to get ready for the agreement.

**Board Member Announcements and Direction on Future Agenda Items**

Director Gibbons reported she took the Risk Oversight Committee (ROC) training and commented it was 20 hours of very thorough understanding of what the financial fiduciary business of buying power is all about.

Director Sinks welcomed new ROC members Director Gibbons and Director Tyson.

Director Ellahie announced the Rotary Club of Los Gatos would be holding a mayors' forum on September 23<sup>rd</sup> at 7:30 a.m. and noted those interested could send him an email for more information.

CEO Balachandran reported the ROC training mentioned by Director Gibbons was recorded and is available for any board director interested in viewing, and sections of the training would be used for future board orientations.

**Adjourn**

Chair Miller adjourned the meeting at 8:20 p.m.

ATTEST:



SECRETARY