

SILICON VALLEY CLEAN ENERGY AUTHORITY
RESOLUTION NO. 2021-18

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SILICON VALLEY CLEAN ENERGY AUTHORITY MODIFYING THE REINSTATMENT DATE OF THE DELINQUENT PAYMENT POLICY

WHEREAS, the Silicon Valley Clean Energy Authority (“Authority”) was formed on March 31, 2016 pursuant to a Joint Powers Agreement to study, promote, develop, conduct, operate, and manage energy programs in Santa Clara County; and

WHEREAS, at the May 10, 2017 Board of Directors Meeting, the Board adopted the policy FP10, the Delinquent Accounts & Collections Policy, authorizing return of SVCE customers to PG&E for non-payment; and

WHEREAS, in March of 2020, due to the outbreak of the COVID-19 pandemic and statewide shelter-in-place orders, PG&E suspended their service disconnection policy for non-payment, and SVCE suspended its return of customers to PG&E for non-payment; and

WHEREAS, since March of 2020, SVCE customer arrearage amounts have doubled to nearly \$6 million, and the number of customers in arrears has grown from 13,000 to 21,000; and

WHEREAS, COVID restrictions are being lifted, economic conditions are improving, and PG&E was scheduled to reinstate its service disconnection policy effective June 30, 2021; and

WHEREAS, a broad range of payment plans, discounts and debt relief programs are now available to help impacted customers address their past-due payments; and

WHEREAS, SVCE seeks to reduce arrearage and avoid potential PG&E service disconnections by helping customers identify and utilize available debt forgiveness and financial support programs; and minimize customer returns to PG&E, financial write-offs of bad debt, and exposure to additional arrearage; and

WHEREAS, on June 9, 2021, the Board of Directors of the Silicon Valley Clean Energy Authority approved Resolution No. 2021-12 reinstating SVCE’s delinquent payment policy effective July 1, 2021; and

WHEREAS, on June 24, 2021, the California Public Utilities Commission voted to approve Decision D.21-06-036, extending PG&E’s service disconnection moratorium by three months, from June 30, 2021 to September 30, 2021; and

WHEREAS, on July 16, 2021, the Governor approved Assembly Bill 135, establishing the California Arrearage Payment Program (CAPP), which will provide direct credits to customers with past-due balances of 60 days or more, for debts incurred between March 4, 2020 and June 15, 2021, with credits to be applied no later than January 31, 2022.

NOW THEREFORE, the Board of Directors of the Silicon Valley Clean Energy Authority does hereby resolve, determine, and order as follows:

Section 1. SVCE's delinquent payment policy will be reinstated effective November 1, 2021. Affected customers will receive a minimum of three monthly late payment notices before being returned to PG&E; no customer returns will occur before February 2022.

Section 2. Late Payment Notices (LPNs) will be expanded to describe a full range of payment support and debt relief options available, and this information will be provided in four languages; notices will acknowledge the difficult circumstances presented by COVID and thank customers for their support of our communities' clean energy goals.

Section 3. A separate email and letter campaign will be directed to eligible CARE/FERA customers who have not yet enrolled in the Arrearage Management Plans (AMP) program, which provides for debt forgiveness.

PASSED AND ADOPTED this 11th day of August 2021, by the following vote:

JURISDICTION	NAME	AYE	NO	ABSTAIN	ABSENT
City of Campbell	Director Gibbons	✓			
City of Cupertino	Director Willey	✓			
City of Gilroy	Alternate Director Armendariz				✓
City of Los Altos	Director Fligor	✓			
Town of Los Altos Hills	Director Tyson	✓			
Town of Los Gatos	Director Rennie	✓			
City of Milpitas	Director Chua	✓			
City of Monte Sereno	Director Ellahie	✓			
City of Morgan Hill	Alternate Director Eulo	✓			
City of Mountain View	Director Abe-Koga	✓			
County of Santa Clara	Director Ellenberg	✓			
City of Saratoga	Director Walia	✓			
City of Sunnyvale	Director Larsson	✓			

DocuSigned by:
Margaret Abe-Koga
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Chair

ATTEST:

DocuSigned by:
Andrea Pizano
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Andrea Pizano, Board Secretary