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Commission Minutes

To: NCPA Commission

From: Carrie Pollo, Assistant Secretary to the Commission

Subject: NCPA Commission Meeting – April 24, 2025

1. *Call Meeting to Order and Introductions*

Chair James “Bo” Sheppard called the meeting to order at 9:34 am at 651 Commerce Drive, Roseville, CA. Introductions were made, and roll call was taken. Those in attendance are shown on the attached attendance list.

Sudhanshu Jain notified the Commission yesterday that he would need to virtually attend the meeting from an unlisted location due to “just cause” for the caregiving of an immediate family member.

Motion: A motion was made by Dan Beans and seconded by Christina Nagy McKenna to allow Sudhanshu Jain to attend the meeting virtually from an unlisted location due to “just cause” for the caregiving of an immediate family member. The motion carried by a majority on a roll call vote of those Members present as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART			X
Biggs	Y		
Gridley			X
Healdsburg	Y		
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland	Y		
Redding			X
Roseville	Y		
Santa Clara			X
Shasta Lake	Y		
Truckee Donner			X
Ukiah	Y		
Plumas-Sierra	Y		

- Sudhanshu Jain joined the meeting virtually based on the Motion and vote above.

2. *Approve Minutes of the March 27, 2025 Commission Meeting*

Motion: A motion was made by Brad Wilkie, and seconded by Kiely Nose to approve the minutes of the March 27, 2025 Commission Meeting. The motion carried by a majority on a roll call vote of those Members present as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART			X
Biggs	Y		
Gridley			X
Healdsburg	Y		
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland	Y		
Redding			X
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner			X
Ukiah	Y		
Plumas-Sierra	Y		

PUBLIC FORUM

Chair Sheppard asked if any members of the public were present who would like to address the Commission on the agenda items. No members of the public wished to address the Commission on any agenda items.

REPORTS AND COMMITTEE UPDATES

3. *General Manager's Business Progress Report and Update*

- Held Member meetings with the Port of Oakland, Alameda Municipal Power, and BART on April 14 – 15, 2025.
 - Legislative meetings at the State Capitol regarding Pathways.
 - Several State and Federal wildfire issues with liability. The Forest Service is helping with some of these issues.
 - Several entities are in the process of recruiting new Utility Directors including Biggs, Gridley, Healdsburg, Lompoc, Palo Alto, and Santa Clara.
 - Conducting in-person interviews for the WEM Governing Body Nominating Committee May 5 – 6, 2025. There are six candidates.
 - Randy thanked everyone that came out and attended the HCI Annual Conference that was held in Healdsburg, CA from April 21 – 23, 2025. It was a great event with great turnout.
- During the General Manager's update Steven Poncelet, with Truckee Donner PUD, joined the meeting via teleconference.

4. *Executive Committee*

Chair Sheppard reported the Executive Committee met prior to the Commission meeting today. A quorum of the Committee was established. During the meeting Closed Session items were discussed as well as the General Manager and General Counsel updates. The next Executive Committee meeting is scheduled for May 22, 2025.

5. *Facilities Committee*

Power Management Assistant General Manager, Tony Zimmer, reported the Facilities Committee met on April 2, 2025. A quorum of the Committee was established. During that meeting the Committee discussed items 13 – 16, and 19 – 20 on the Consent Calendar and item 22 under Discussion/Action. The Committee was supportive of the above-mentioned items. The next Facilities Committee meeting is scheduled for May 7, 2025.

6. *Finance Committee*

Administrative Services Assistant General Manager, Monty Hanks reported that the Finance Committee has not met since the last Commission meeting. The next meeting of the Finance Committee will be on May 6, 2025.

7. *Legal Committee*

General Counsel Jane Luckhardt reported the Legal Committee met on April 3, 2025 for both a regular and a special meeting. During the meeting the Committee discussed and recommended for approval items 17 – 18 on the Consent Calendar, and item 21 under the Discussion/Action items. Today's Closed Session items were also discussed at that meeting.

8. *Legislative & Regulatory Affairs Committee*

Vice Chair Sudhanshu Jain reported that the annual NCPA/NWPPA Federal Policy Conference will be held next week from April 27 – May 1, 2025, at the Willard Hotel and on Capitol Hill in Washington, DC. NCPA is pleased to have such strong attendance and is looking forward to an outstanding line-up of congressional and agency speakers during the conference program. Staff and NCPA members will also be meeting with their congressional delegation, federal agency representatives, and key stakeholder organizations while in Washington, DC. Your participation in these meetings with policymakers makes them much more impactful, and NCPA appreciates your engagement in the agency's advocacy efforts.

NCPA's L&R Team has also been very engaged at the State Capitol on the Pathways Initiative, the introduction of a large affordability package, and wildfire-related proposals. Please be sure to follow *This Week at NCPA* for the latest updates and developments. The next meeting of the NCPA L&R Committee will be held on August 27, 2025 at NCPA's Roseville office.

9. *Members' Announcements & Meeting Reporting*

Dan Beans, Utility Director with the City of Roseville, thanked everyone who came out and attended the APPA Lineman's Rodeo at The Grounds, from March 28 – 30, 2025. Overall attendance was approximately 10,000 people with 7,500 on Saturday. The weather was perfect, and it was a great event.

Brad Wilkie, Utility Director with the City of Lompoc, announced that his last day will be May 8, 2025. Michael Luther will be appointed as the new Interim Utility Director at the May 6, 2025 City Council meeting.

CONSENT CALENDAR

Prior to the roll call vote to approve the Consent Calendar, the Commissioners were polled to determine if any Member wished to pull an item or abstain from one or more items on the Consent Calendar. No items were requested to be pulled from the Consent Calendar. Palo Alto and Truckee Donner abstained from items 13 and 14. Roseville and Santa Clara abstained from item 20.

Motion: A motion was made by Christina Nagy McKenna, and seconded by Sudhanshu Jain to approve the Consent Calendar consisting of Agenda Items 10 through 20. The motion carried by a majority of those Members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART			X
Biggs	Y		
Gridley			X
Healdsburg	Y		
Lodi	Y		
Lompoc	Y		
Palo Alto	Y	13 & 14	
Port of Oakland	Y		
Redding			X
Roseville	Y	20	
Santa Clara	Y	20	
Shasta Lake	Y		
Truckee Donner	Y	13 & 14	
Ukiah	Y		
Plumas-Sierra	Y		

10. NCPA's Financials for the Month Ended March 31, 2025 – accept by all members.

11. Treasurer's Report for the Month Ended March 31, 2025 – accept by all members.

12. Disposal of Northern California Power Agency Surplus Property – note and file the report by all members for the disposal (private sale) of the following: 2007 Chevy Yukon – Hydro; Scrap Metal – Hydro; Scrap Metal – LEC.

Fiscal Impact: This report has no direct fiscal impact to the Agency.

13. Resolution 25-47, Vince Sigal Electric, Inc. – Five Year Multi-Task General Services Agreement; Applicable to the following: The Northern California Power Agency (NCPA) Geothermal Facilities – adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task General Services Agreement with Vince Sigal Electric, Inc. for specialized electrical services, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$1,000,000 over five years, for use at the NCPA Geothermal facilities.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$1,000,000 over five years.

14. Resolution 25-48, Jill Jolene Meier dba Van Meier Services LLC – Five Year General Services Agreement; Applicable to the following: The NCPA Geothermal Facilities – adopt resolution by all members authorizing the General Manager or his designee to enter into a General Services Agreement with Jill Jolene Meier dba Van Meier Services LLC for janitorial cleaning services, with any non-substantial changes recommended and approved by

the NCPA General Counsel, which shall not exceed \$500,000 over five years, for use at the NCPA Geothermal facilities.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$500,000 over five years.

- 15. Resolution 25-49, Hunt Oil of California – Five Year Multi-Task Agreement for Purchase of Equipment, Materials and Supplies; Applicable to the following: All NCPA Facilities** – adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task Agreement for Purchase of Equipment, Materials and Supplies with Hunt Oil of California for the purchase of diesel fuel, propane, unleaded fuels, oil, and lubricants, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$500,000 over five years, for use at any facilities owned and/or operated by NCPA.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$500,000 over five years.

- 16. Resolution 25-51, Lionakis – Second Amendment to Five Year Multi-Task Professional Services Agreement – Applicable to the following: All NCPA Facilities** – adopt resolution by all members authorizing the General Manager or his designee to enter into a Second Amendment to the Multi-Task Professional Services Agreement with Lionakis for design development, construction documents, cost estimating, bidding, permitting, and construction administration, amending the not to exceed amount of \$250,000 to \$500,000 with no change to the original contract term for use at all facilities owned and/or operated by NCPA.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$500,000 over the existing five year term, through May 23, 2027.

- 17. Resolution 25-44, Colantuono, Highsmith & Whatley, PC – First Amendment to Three Year Legal Services Agreement; Applicable to the following: All NCPA Facilities** – adopt resolution by all members authorizing the General Manager or his designee to enter into a First Amendment to the Legal Services Agreement with Colantuono, Highsmith & Whatley, PC for assistant general counsel and specialized legal services extending the term for an additional two-year period from May 1, 2025 to a new expiration of May 1, 2027, and amending the Fee Schedule and Reimbursable Expenses, with no change to the total not to exceed compensation amount for continued use at any facilities owned and/or operated by NCPA.

Fiscal Impact: Upon execution of the First Amendment, the total not to exceed amount of the agreement will remain unchanged over the remainder of the contract term.

- 18. Resolution 25-45, Law Offices of Susie Berlin – First Amendment to Three Year Legal Services Agreement; Applicable to the following: All NCPA Facilities** – adopt resolution by all members authorizing the General Manager or his designee to enter into a First Amendment to the Legal Services Agreement with Law Offices of Susie Berlin for state regulatory legal services extending the term for an additional two-year period from May 15, 2025, to a new expiration date of May 15, 2027 and increasing the not to exceed amount from \$1,140,000 to \$1,900,000, for continued use at any facilities owned and/or operated by NCPA.
- Fiscal Impact:** Upon execution of the First Amendment, the total not to exceed amount of the agreement will increase from \$1,140,000 for the three-year term to \$1,900,000 for the five-year term.

- 19. Resolution 25-52, NCPA's Cyber Insurance Liability Program Renewal for May 2025 to May 2026** – adopt resolution by all members authorizing the General Manager or his designee to negotiate and bind the Cyber Liability Insurance program for the term starting May 1, 2025, and ending May 1, 2026, at a not to exceed premium of \$255,000 for the Northern California Power Agency, which includes the Lodi Energy Center.
Fiscal Impact: The total cost of the policy year 2025 Cyber Liability Insurance program is estimated not to exceed \$255,000. This amount is already included in the Risk Management budget; therefore, no budget augmentation is required. The cost is split 90% to Integrated Systems Support, which is included in the Nexant allocation model, and 10% to the A&G allocation methodology.
- 20. Resolution 25-53, Approval of Western Area Power Administration (WAPA) 2025 Renewable Energy Credit (REC) Program Letter of Agreement 25-SNR-#####** – adopt resolution by all members authorizing the General Manager or his designee to execute the WAPA 2025 REC Program Letter of Agreement 25-SNR-#####, on behalf of NCPA, including any modifications to the WAPA 2025 REC Program Letter of Agreement 25-SNR-##### approved by NCPA's General Counsel.
Fiscal Impact: Costs associated with entering into the WAPA 2025 REC Program Letter of Agreement 25-SNR-##### are estimated to be less than \$10,000 for the term of the agreement, and will be allocated according to Base Resource percentages of the represented Members. NCPA's administrative costs for development and administration of the agreement will be allocated to Members in accordance with approved cost allocation methodologies as described in the NCPA annual budget.

DISCUSSION/ACTION ITEMS

- 21. Resolution 25-46, Budget Augmentation to the FY2025 Legal Budget, FERC Rate Cases – Transmission Owner Rate Case Project** – adopt resolution by all members authorizing the General Manager or his designee to augment the FY2025 Legal budget under FERC Rate Cases by \$300,000, increasing the budget from \$580,000 to \$880,000, allowing NCPA staff to continue work with outside counsel and forensic accounting experts in transmission owner rate cases on behalf of the project participants.
Fiscal Impact: A budget augmentation of \$300,000 will allow staff to continue working with outside counsel regarding PG&E rates cases filed with FERC. Actual costs associated with this Project will be billed to the participants when expensed rather than through the monthly collection process.

NCPA General Counsel, Jane Luckhardt, presented background information with regard to the Transmission Owner Rate Case Project. NCPA approved Resolution 23-112 in November 2023 creating the Transmission Owner Rate Case Project. A budget and process were established for legal and consulting services. NCPA and members have successfully achieved in getting millions of dollars in refunds through TO rate cases in 2024 and 2025. Nearly \$12.4 million per year. The majority of the budget for these consulting services has been spent. Staff is requesting a budget augmentation of \$300,000 for continued legal and technical support. Actual costs will be billed to the participants when expensed rather than through the monthly ARB collection process. There was no further discussion.

Motion: A motion was made by Sudhanshu Jain and seconded by Brad Wilkie recommending the Commission adopt Resolution 25-46 authorizing the General Manager or his designee to augment the FY2025 Legal budget under FERC Rate Cases by \$300,000, increasing the budget from \$580,000 to \$880,000, allowing NCPA staff to continue work with outside counsel

and forensic accounting experts in transmission owner rate cases on behalf of the project participants. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART			X
Biggs	Y		
Gridley			X
Healdsburg	Y		
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland	Y		
Redding			X
Roseville	Y		
Santa Clara	Y		
Shasta Lake		X	
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

- 22. Resolution 25-50, Approval of the Fiscal Year 2026 Annual Budget** – adopt resolution by all members approving the FY2026 Annual Budget and Working Capital and Funding Requirement as detailed in the attached budgetary support and Annual Budget document. **Fiscal Impact:** The Executive Summary section of the budget document contains an analysis of the overall budget. The total proposed net annual budget cost for FY2026 is approximately \$565 million, which represents a decrease of 0.2% or a \$1 million dollar decrease from the FY2025 budget as summarized in the attached schedule. Allocation of the FY2026 Annual Budget between members and LEC participants is based on participation levels in NCPA programs and projects and the approved cost allocations. The final funding allocation for each member is attached to this staff report and shown in Section 13 of the budget document.

Assistant General Manager/CFO Monty Hanks gave an updated presentation outlining the proposed budget. Major changes from the March review include decreases in labor, the Geo Decommissioning Reserve, pass through costs, NCPA contracts, and water resources. Increases included Member contracts, CT1 Decommissioning Reserve, LEC Decommissioning Reserve, Generations Services IARP refresh, net load costs and transmission costs. The overall budget is down 0.2% from last year largely due to the forward curve, load costs, transmission costs, and revenue. The L&R Committee recommended Commission approval of the FY 2026 in their February 19, 2025 Committee meeting, the Facilities Committee recommended Commission approval in their April 2, 2025 Committee meeting, and the LEC PPC Committee recommended Commission approval at their April 7, 2025 Committee meeting. The Utility Directors review the proposed FY 2025 budget on March 14, and April 10. There was no further discussion.

Motion: A motion was made by Brad Wilkie and seconded by Christina Nagy McKenna recommending the Commission adopt Resolution 25-50 approving the FY2026 Annual Budget and Working Capital and Funding Requirement as detailed in the attached budgetary support and Annual Budget document. The motion carried by a majority of those members present on a roll call vote as follows:

	Vote	Abstained	Absent
Alameda	Y		
San Francisco BART			X
Biggs	Y		
Gridley			X
Healdsburg	Y		
Lodi	Y		
Lompoc	Y		
Palo Alto	Y		
Port of Oakland	Y		
Redding			X
Roseville	Y		
Santa Clara	Y		
Shasta Lake	Y		
Truckee Donner	Y		
Ukiah	Y		
Plumas-Sierra	Y		

Non-essential Members and NCPA Staff left the meeting for Closed Session Items 23 and 24.

CLOSED SESSION ITEMS

Chair Sheppard asked General Counsel to move the Commission into Closed Session at 10:20 am to discuss the Closed Session items. General Counsel Jane Luckhardt took the Commission into Closed Session.

23. CONFERENCE WITH LEGAL COUNSEL – Pursuant to Government Code Section 54956.9(d)(2) – Anticipated Litigation, three (3) cases.

24. CONFERENCE WITH LEGAL COUSEL – Pursuant to Government Code Section 54956.9 – Pending Litigation:

Pacific Gas and Electric Company,
Docket No. ER19-13-000, et al.
Docket No. ER19-1816-000, et al.
Docket No. ER20-2265-000, et al.
Consolidated
Pacific Gas and Electric Company, Docket No. ER24-96-000
Pacific Gas and Electric Company, Docket No. ER24-529-000

RECONVENED TO OPEN SESSION

The Committee reconvened to Open Session at 10:39 am.

All meeting attendees rejoined the public meeting.

OPEN SESSION

REPORT FROM CLOSED SESSION

Closed Session Disclosure: General Counsel Jane Luckhardt reported there was no reportable action taken in closed session.

NEW BUSINESS

No new business was discussed.

ADJOURNMENT

The April 24, 2025 Commission meeting was adjourned at 10:40 am by Chair Sheppard.

Respectfully submitted,

//

JAMES "BO" SHEPPARD
Commission Chair

Prepared by,

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CARRIE A. POLLO
Assistant Secretary to the Commission



Commission Meeting

April 24, 2025

COMMISSIONERS

Attendance List

NCPA Commissioners are requested to sign, but signature by members of the public is voluntary.

MEMBER	NAME
1 – ALAMEDA	Christina Nagy McKenna
2 – BART	
3 – BIGGS	Bo Sheppard
4 – GRIDLEY	
5 – HEALDSBURG	Terry Crawley
6 – LODI	Jeff Berkheimer
7 – LOMPOC	Brad Wilkie
8 – PALO ALTO	Kathy Rose
9 – PLUMAS SIERRA REC	Harry Price
10 – PORT OF OAKLAND	Kathy Nguyen
11 – REDDING	
12 – ROSEVILLE	Dan Beas
13 – SANTA CLARA	Suchanshu Jain
14 – SHASTA LAKE	James Takekura
15 – TRUCKEE DONNER	Steven Porcelet
16 – UKIAH	Cindy Samers

