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Commission Agenda

Date: April 25, 2024
Subject: NCPA Commission Meeting
Location: NCPA Headquarters, 651 Commerce Drive, Roseville CA
Time: 9:30 am

In compliance with the Brown Act, you may participate at one of the meeting locations listed below or at NCPA, 651 Commerce Drive, Roseville, CA. In either case, please: 1) post this Agenda at a publicly accessible location at the participation location no later than 72-hours before the meeting begins, and 2) have a speaker phone available for any member of the public who may wish to attend at your location.

ALAMEDA MUNICIPAL POWER 2000 Grand Street Alameda, CA	BAY AREA RAPID TRANSIT DISTRICT 2150 Webster Street, 8 th Floor Oakland, CA	CITY OF GRIDLEY 685 Kentucky Street Gridley, CA
CITY OF HEALDSBURG CITY HALL 401 Grove Street Healdsburg, CA	CITY OF LODI CITY HALL 221 W. Pine Street Lodi, CA	CITY OF LODI 1331 Ham Lane Lodi, CA
CITY OF LOMPOC 100 Civic Center Plaza Lompoc, CA	PALO ALTO CITY HALL 3rd Floor 250 Hamilton Ave. Palo Alto, CA	PLUMAS-SIERRA REC 3524 Mullholland Way Sacramento, CA
LARRY PRICE Plumas-Sierra 971 Chandler Road Quincy, CA	THE PORT OF OAKLAND 530 Water Street Oakland, CA	JULIE WINTER REDDING 213 Shadowrun Court Redding, CA
CITY OF SANTA CLARA City Hall 1500 Warburton Avenue Santa Clara, CA	CITY OF SHASTA LAKE 3570 Iron Court Shasta Lake, CA	TRUCKEE DONNER PUD 11570 Donner Pass Road Truckee, CA
CITY OF UKIAH 411 Clay Street Ukiah, CA		

The Commission may take action on any of the items listed on this Agenda regardless of whether the matter appears on the Consent Calendar or is described as an Action Item, a Report or an Informational Item. This agenda is supplemented by Staff Reports which are available to

the public upon request. Pursuant to California Government Code Section 54957.5, the following is the location at which the public can view Agendas and other public writings: NCPA Offices, 651 Commerce Drive, Roseville, California, or www.ncpa.com.

Time estimates are provided as part of the Commission's effort to manage its time at Commission meetings. Listed times are estimated only and are subject to change at any time, including while the meeting is in progress. The Commission reserves the right to use more or less time on any item, to change the order of items, and/or to continue items to another meeting.

Particular items may be heard before or after the time estimated on the agenda. This may occur in order to best manage the time at a meeting or to adapt to the participation of the public. To ensure participation in a particular item, we suggest arriving at the beginning of the meeting and remaining until the item is called.

Persons requiring accommodations in accordance with the Americans with Disabilities Act in order to attend or participate in this meeting are requested to contact the NCPA Secretary at 916 781-3636 in advance of the meeting to arrange for such accommodations.

REVIEW SAFETY PROCEDURES

1. *Call Meeting to Order, Introductions and Roll Call (9:30 am – 9:40 am)*
2. *Approve Minutes of the February 22, 2024 Commission Meeting (9:40 am – 9:45 am)*

PUBLIC FORUM

Any member of the public who desires to address the Commission on any item considered by the Commission at this meeting before or during the Commission's consideration of that item shall so advise the Chair and shall thereupon be given an opportunity to do so. Any member of the public who desires to address the Commission on any item within the jurisdiction of the Commission and not listed on the Agenda may do so at this time.

OPEN SESSION

REPORTS AND COMMITTEE UPDATES (9:45 am – 10:15 am)

3. General Manager's Business Progress Report and Update
4. Executive Committee
5. Facilities Committee
6. Finance Committee
7. Legal Committee
8. Legislative & Regulatory Affairs Committee
9. Members' Announcements & Meeting Reporting

CONSENT CALENDAR (10:15 am – 10:30 am)

All items on the Consent Calendar are considered routine and will be approved without discussion by a single roll call vote. Any Commissioner or member of the public may remove

any item from the Consent Calendar. If an item is removed, it will be discussed separately following approval of the remainder of the Consent Calendar. Prior to the roll call vote to approve the Consent Calendar, the Commissioners will be polled to determine if any Member wishes to abstain from one or more items on the Consent Calendar.

10. NCPA's Financials for the Month Ended February 29, 2024 – approval by all members.

11. NCPA's Financials for the Month Ended March 31, 2024 – accept by all members.

12. Treasurer's Report for the Month Ended March 31, 2024 – accept by all members.

13. Disposal of Northern California Power Agency Surplus Property – note and file the report by all members for the disposal of the following: Scrap Metal.

Fiscal Impact: This report has not direct fiscal impact to the Agency.

14. Resolution 24-42, Allied Power Group, LLC – Five Year Multi-Task General Services Agreement and Agreement for Purchase of Equipment, Materials and Supplies for Inspection and Maintenance Related Services and Materials; Applicable to the following: All Northern California Power Agency (NCPA) Facilities, NCPA Members, Southern California Public Power Authority (SCPPA), and SCPPA Members – adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task General Services Agreement and Agreement for Purchase of Equipment, Materials and Supplies with Allied Power Group, LLC for inspection and maintenance related services and materials, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$2,000,000 over five years, for use at any facilities owned and/or operated by NCPA, NCPA Members, by SCPPA and SCPPA Members.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$2,000,000 over five years. This enabling agreement does not commit NCPA to any expenditure of funds.

15. Resolution 24-43, Cornerstone Land Services, LLC – First Amendment to Five-Year Multi-Task General Services Agreement for Vegetation Management Related Services; Applicable to the following: All Northern California Power Agency (NCPA) Facilities, NCPA Members, Southern California Public Power Authority (SCPPA), and SCPPA Members – adopt resolution by all members authorizing the General Manager or his designee to enter into a First Amendment to the Multi-Task General Services Agreement with Cornerstone Land Services, LLC for vegetation management related services, with any non-substantial changes recommended and approved by the NCPA General Counsel, increasing the not-to-exceed \$200,000 to \$1,000,000, with no change to the contract term, for continued use at any facilities owned and/or operated by NCPA, NCPA Members, by SCPPA, and SCPPA Members.

Fiscal Impact: Upon execution, the total not to exceed amount of the agreement will increase from \$200,000 to \$1,000,000 over the remainder of the contract term. This enabling agreement does not commit NCPA to any expenditure of funds.

16. Resolution 24-44, Mountaineering Engineering Corp – Five-Year Multi-Task Professional Services Agreement for On-site Maintenance Contractor Oversight and Related Engineering Inspection Services; Applicable to the following: All Northern California Power Agency (NCPA) Facilities, NCPA Members, Southern California Public Power Authority (SCPPA), and SCPPA Members – adopt resolution by all members authorizing the General Manager or his designee to enter into a Multi-Task Professional Services Agreement with Mountaineering Engineering Corp for on-site maintenance contractor oversight and related engineering inspection 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 any facilities owned and/or operated by NCPA, NCPA Members, by SCPPA and SCPPA Members.

Fiscal Impact: Upon execution, the total cost of the agreement is not to exceed \$500,000 over five years. This enabling agreement does not commit NCPA to any expenditure of funds.

- 17. Resolution 24-52, NovaSync – Five-Year Multi-Task Professional Services Agreement for Cyber Security Maturity Improvement and Risk Assessment Software Development Services; Applicable to the following: All Northern California Power Agency (NCPA) Facilities (except the Lodi Energy Center), NCPA Members, Southern California Public Power Authority (SCPPA), and SCPPA Members** – adopt resolution by all members authorizing the General Manager or his designee to enter into a Five-Year Multi-Task Professional Services Agreement with NovaSync for cyber security maturity improvement and risk assessment software development services, with any non-substantial changes recommended and approved by the NCPA General Counsel, which shall not exceed \$2,000,000, over five years for use at any facilities owned and/or operated by NCPA, NCPA Members, by SCPPA, and SCPPA Members, and delegating authority to the General Manager or his designee to execute any pass through cyber security grant related agreements with APPA and DOE. **Fiscal Impact:** Upon execution, the total cost of the agreement is not to exceed \$2,000,000 over five years.

- 18. Resolution 24-50, Northern California Power Agency’s Cyber Insurance Liability Program Renewal for May 2024 to May 2025** – 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, 2024, and ending May 1, 2025, at a not-to-exceed premium of \$265,000 for the Northern California Power Agency, which includes the Lodi Energy Center. **Fiscal Impact:** The total cost of the policy year 2024 Cyber Liability Insurance program is estimated not to exceed \$265,000. 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.

Consent Items pulled for discussion: _____

DISCUSSION/ACTION ITEMS (10:30 am – 11:15 am)

- 19. Resolution 24-45, NCPA Preliminary Studies and Investigations Procedure; Applicable to the following: All Northern California Power Agency (NCPA) Facilities and NCPA Members** – adopt resolution by all members approving the NCPA Preliminary Studies and Investigations Procedure (GS-201), establishing a process for the use of funds in the Preliminary Studies and Investigations (PS&I) budget account, including the requirements for project evaluation approvals, funds tracking, and reimbursement. **Fiscal Impact:** There are no fiscal impacts associated with the development of this procedure. As detailed in the procedure, NCPA staff will seek Commission approval prior to spending any funds from the PS&I Budget Account.
- 20. Resolution 24-46, Phase 1 – Engineering Design Package for the NCPA Geothermal Plant 2 480V MCC Building Replacement Project; Applicable to the following: NCPA’s Geothermal Facility** – adopt resolution by all members authorizing Phase 1 – Engineering Design Package for the Geothermal Plant 2 480V MCC Building Replacement Project and delegating authority to the General Manager or his designee to award bids, execute agreements, and to issue purchase orders for the project in accordance with NCPA purchasing policies and procedures, without further approval by the Commission,

for a total not to exceed amount of \$350,000, with \$100,000 to be funded from the FY24 budget, and the remaining \$250,000 collected in the FY25 Geothermal budget.

Fiscal Impact: The total cost of Phase 1 – Engineering Design Package for the Geothermal Plant 2 480V MCC Building Replacement Project is anticipated not to exceed \$350,000. \$100,000 in funds for Phase 1 of the project were included in the approved FY24 Geothermal Budget. The remaining \$250,000 from this project will be collected in the FY25 Geothermal Budget.

21. Resolution 24-41, Consolidation of Administrative Assistant/Office Administrator Series – adopt resolution by all members authorizing the General Manager to consolidate the Administrative Assistant/Office Administrator series by reclassifying the Office Assistant I and II to Administrative Clerk and Administrative Assistant/Office Administrator I under the revised Administrative Assistant/Office Administrator series.
Fiscal Impact: There would be no initial fiscal impact – progression in levels would continue to be approved by the Manager, Assistant General Manager, and the General Manager.

22. Resolution 24-47, Exhibit C, Revision 26 to Contract 96-SNR-00110 (WAPA O&M Funding Commitment) – adopt resolution by all members authorizing the General Manager or his designee to execute Exhibit C, Revision 26 to Contract 96-SNR-00110, on behalf of NCPA, including any non-substantive modifications to Exhibit C, Revision 26 to Contract 96-SNR-00110 approved by NCPA’s General Counsel.
Fiscal Impact: WAPA will invoice and collect funds according to a monthly schedule. Approximately one (1) month following payment, WAPA will return funds to NCPA through a bill credit on the monthly WAPA power bill. Therefore, the net fiscal impact is approximately zero dollars (\$0.00). Costs associated with this commitment will be allocated to the Assigning Members based on Western Allocation percentages. NCPA’s authority to act on behalf of the Assigning Members is provided through the Assignment Administration Agreement (AAA Agreement), which requires an affirmative vote of all Assigning Members.

23. Resolution 24-51, Approval of the FY2025 Annual Budget – adopt resolution by all members approving the FY2025 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 FY2025 is approximately \$566.1 million, which represents a decrease of \$108.7 million dollars or 16.1% from the FY2024 budget as summarized in the attached schedule. Allocation of the FY2025 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.

CLOSED SESSION ITEMS (11:15 – 12:00)

24. CONFERENCE WITH LEGAL COUNSEL – pursuant to Government Code Section 54956.9(d)(1) and (4) – Existing and Potential Litigation regarding the following cases:

A) FERC Docket: Rate Case: *Pacific Gas and Electric Company, Federal Energy Regulatory Commission, Docket No. ER24-219*

D.C. Circuit: *Pacific Gas and Electric Co. v. Federal Energy Regulatory Commission, D.C. Circuit Case No. 24-1074*

B) FERC Dockets: Rate Cases:

FERC TO18:

- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER16-2320
- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. EL18-108

FERC TO19:

- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER17-2154
- *California Public Utilities Commission, et al. v. Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. EL17-95

FERC TO20:

- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER19-13
- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER19-1816
- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER20-2265

D.C. Circuit:

- *Pacific Gas and Electric Co. v. Federal Energy Regulatory Commission*, D.C. Circuit Case No. 21-1061 (lead), consolidated with Case Nos. 21-1135, 21-1172, 21-1204, 22-1095, 22-1113.

25. CONFERENCE WITH LEGAL COUNSEL – pursuant to Government Code Section 54956.9(d)(2) – Anticipated Litigation, two (2) cases.

OPEN SESSION

REPORT FROM CLOSED SESSION

NEW BUSINESS

ADJOURNMENT

js/cp