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NCPA Legal Committee Regular Meeting Minutes

Date: Thursday, June 4, 2026

Time: 9:00 a.m. Pacific Time

Location: 651 Commerce Drive, Roseville, CA or via teleconference at posted location

Subject: NCPA Legal Committee Regular Meeting

1. CALL MEETING TO ORDER AND ROLL CALL

The June 4, 2026, regular meeting of the Legal Committee was called to order at 9:02 a.m. by Chair Amy Bartell. At the time of roll call, the following members were present via Zoom:

Alameda-Skitch Crosby; Biggs-Gregory Einhorn; Gridley-Anthony Galyean; Healdsburg-Alan Cohen; Lodi-John Luebberke; Lompoc-Bethany Burgess; Palo Alto-Amy Bartell; Port of Oakland-Rachel Sommovilla; Redding-Ian Frazer; Roseville-Joe Mandell; Santa Clara-Dan Ballin; and Ukiah-Darcy Vaughn. A quorum was present.

Also participating in the regular meeting were NCPA General Manager Randy Howard, General Counsel Jane Luckhardt, and NCPA staff Linda Stone.

2. PUBLIC COMMENT

The Chair read the notification regarding Public Comment and asked if any member of the public would like to address the Committee. There was no public comment.

3. MEETING MINUTES

The minutes of the Legal Committee's regular meeting held on May 7, 2026, were presented by staff for review and approval. Joe Mandell (Roseville) made a motion to approve the minutes as presented; seconded by Anthony Galyean (Gridley). There was no discussion. A roll call vote was taken, as follows. The motion passed.

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Vote Summary on Motion	
Participant	Vote
Alameda Municipal Power	Yes
BART	Absent
Biggs	Yes
Gridley	Yes
Healdsburg	Yes
Lodi	Yes
Lompoc	Yes
Palo Alto	Yes
Plumas-Sierra	Absent
Port of Oakland	Yes
Redding	Absent
Roseville	Yes
Santa Clara	Yes
Shasta Lake	Absent
Truckee Donner PUD	Absent
Ukiah	Yes
Vote Summary	
Total Yes	11
Total Noes	0
Total Abstain	0
Total Absent	5
Result:	Motion passed.

CLOSED SESSION

The Committee moved into Closed Session at 9:06 a.m.

Outside Counsel Jeff Schwarz and Lisa Dowden of Spiegel & McDiarmid; Kevin Howard, essential staff for NCPA; and Lena Perkins, essential staff for Palo Alto were present for Closed Session item no. 4.

4. CONFERENCE WITH LEGAL COUNSEL – INITIATE LITIGATION

Pursuant to Government Code section 54956.9(d)(4) – Initiate Litigation, one (1) case.

At the conclusion of item no. 4, outside counsel and essential staff were excused from the meeting. Counsel for Plumas-Sierra, Michael Vergara also exited the meeting.

5. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - Pursuant to Government Code Section 54956.9(d)(2) – Anticipated Litigation, one (1) case.

The meeting reconvened to Open Session at 10:00 a.m.

6. REPORT FROM CLOSED SESSION

Chair Amy Bartell and NCPA General Counsel Jane Luckhardt advised that no reportable action was taken during Closed Session.

7. SHARING CLOSED SESSION INFORMATION BETWEEN THE PRIMARY AND ALTERNATE MEMBER

Jane Luckhardt posed to the committee members the issue of sharing closed session information between the primary and alternate member and asked if they have developed a position on this issue. Chair Amy Bartell said Palo Alto has raised this question, and their interpretation is that upon reading the item, if the primary and alternate members are both entitled to receive the information, then they may share. John Luebberke commented that an alternate member equals the same person having the same obligations as the primary member, so sharing is needed as functionally it would not work otherwise. Joe Mandell expressed agreement with John Luebberke. None of the committee members present expressed a different opinion. Jane Luckhardt thanked the committee for the helpful discussion.

8. ENTITY RESTRUCTURE OPTIONS

Jane Luckhardt reported that NCPA continues to review this issue and said there is no easy answer. She appreciates Christian Curtis' prior comments about the JPA structure. She said NCPA is watching the issues progress in Los Angeles. She plans to have outside counsel from the Nixon Peabody firm brief the committee at a future meeting.

9. GENERAL COUNSEL UPDATES

There were no further updates.

10. ADJOURNMENT

The meeting was adjourned at 10:08 a.m.

Respectfully submitted,

Linda Stone